

1                   BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION  
2   OF THE STATE OF OREGON  
3

4   In the Matter of the Educator License of )       DEFAULT ORDER OF  
5   YAMILET ALAS                                   )       SUSPENSION OF EDUCATOR LICENSE  
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7           On March 23, 2021, and again on May 26, 2021, the Teacher Standards and Practices  
8   Commission (Commission) issued a Notice of Opportunity for Hearing to Yamilet Alas  
9   (Alas) in which the Commission charged her with Gross Neglect of Duty. On March 23,  
10   2021, the Notice was sent via U.S. First Class Mail and U.S. Certified Mail Receipt 7019 2790  
11   0000 4903 9000 to the address on file with the Commission. The Notice designated the  
12   Commission file as the record for purposes of proving a prima facie case. The Certified Mail  
13   and First Class Mail were returned to the Commission as undeliverable. On May 26, 2021,  
14   the Notice was sent via U.S. First Class Mail and U.S. Certified Mail Receipt 7019 2790  
15   0000 4903 8645 to a second address associated with Alas. The Certified Mail and First  
16   Class Mail were not returned and assumed to have been delivered. The Notice of  
17   Opportunity of Hearing, dated May 26, 2021, and signed by Anthony Rosilez, Executive  
18   Director, stated:

19   "IF A REQUEST FOR HEARING IS NOT RECEIVED WITHIN THIS 21-DAY  
20   PERIOD, YOUR RIGHT TO A HEARING SHALL BE CONSIDERED WAIVED  
21   UNLESS YOUR FAILURE TO REQUEST A HEARING WAS BEYOND YOUR  
22   REASONABLE CONTROL. IF YOU DO NOT REQUEST A HEARING, WITHDRAW  
23   YOUR REQUEST FOR A HEARING, FAIL TO APPEAR AT A HEARING, OR  
24   NOTIFY THE COMMISSION THAT YOU WILL NOT APPEAR AT A HEARING, THE  
25   COMMISSION WILL ADOPT AN ORDER OF DEFAULT WHICH MAY INCLUDE  
26   THE REVOCATION OR SUSPENSION OF YOUR LICENSE OR OTHER  
27   DISCIPLINE."  
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30   Alas did not request a hearing. The Commission, therefore, finds Alas to be in default and  
31   enters the following findings of fact, conclusions of law, and final order, based on the files  
32   and records of the Commission concerning this matter.  
33

34   **FINDINGS OF FACT**

- 35           1. Yamilet Alas has been licensed by the Commission since August 15, 2016. Alas holds  
36           a Charter School Teacher Registration, with an endorsement in Teacher (PK-12),  
37           valid from October 20, 2020 through October 20, 2023. Alas previously held a

1 Restricted Teaching License, with an endorsement in Multiple Subjects (PK-12), valid  
2 August 22, 2017 through June 30, 2018. During all relevant times, Alas was  
3 employed by the Woodburn School District (WSD).

- 4 2. On February 4, 2019, the Commission received a misconduct report from the WSD  
5 indicating that Alas may have committed acts which constitute gross neglect of duty  
6 and / or gross unfitness. Specifically, the WSD reported that in October 2018, Alas  
7 abandoned her position when she failed to report for work, had allowed her license to  
8 expire and failed to contact the district to provide an explanation.
- 9 3. Investigation determined that on March 5, 2018, the WSD provided Alas a  
10 probationary teacher renewal contract which Alas accepted and signed on April 13,  
11 2018. Alas' Restricted Teaching License expired on June 30, 2018. On August 17,  
12 2018, the district emailed Alas regarding her license renewal. On August 23, 2018,  
13 Alas submitted an application for renewal with the Commission. Alas' application  
14 submission allowed for her to continue teaching for a grace period of ninety (90) days  
15 while her application was processed. Because Alas was previously issued two  
16 Restricted Teaching Licenses, the Commission required Alas to provide official  
17 transcripts showing evidence of completing 50% of a teacher preparation program.
- 18 4. Alas began teaching at the start of the 2018-2019 school year with the WSD. On  
19 October 25, 2018, Alas was informed by the district that without a valid license she  
20 could not be in the classroom and Alas would be on unpaid leave until she was issued  
21 a license. Numerous emails and phone calls from the district to Alas requesting an  
22 update went unanswered. On December 6, 2018, the district mailed Alas a letter  
23 notifying her the WSD intended to terminate her employment for failing to maintain  
24 an active license and abandonment of duty. The WSD attempted to schedule and  
25 reschedule a pre-termination hearing and were unable to get a commitment by Alas.  
26 On January 15, 2019, the WSD terminated Alas' employment.
- 27 5. In late September 2020, a Commission investigator made contact with Alas by letter  
28 sent US First Class and Certified Mail. The letter requested Alas contact the  
29 investigator to schedule an interview and that failing to cooperate in an investigation  
30 could result in discipline. On October 8, 2020, Alas left the investigator a voicemail  
31 acknowledging receipt. The investigator attempted to contact Alas by phone on  
32 October 13, 15 and 20, 2020. The calls were not answered and the investigator left

1 voicemails requesting Alas contact them by October 22, 2020 to schedule an  
2 interview or the investigation would proceed without her cooperation. Alas failed to  
3 contact the investigator to schedule an interview by October 22, 2020.

4 **CONCLUSIONS OF LAW**

5 Alas' conduct described above constitutes gross neglect of duty in violation of ORS  
6 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use*  
7 *professional judgment*), 584-020-0030(2)(b) (*Skill in communicating with*  
8 *administrators, students, staff parents, and other patrons*); OAR 584-020-0040(4)(o) as it  
9 incorporates 584-020-0035(2)(a) (*Apply for, accept, offer, or assign a position of*  
10 *responsibility only on the basis of professional qualifications, and will adhere to the*  
11 *conditions of a contract or the terms of appointment*), 584-020-0035(3)(a) (*Maintain the*  
12 *dignity of the profession by respecting and obeying the law, exemplifying personal*  
13 *integrity and honesty*); and 584-020-0040(4)(p) (*Subject to the exercise of any legal right*  
14 *or privilege, failure or refusal by an educator under investigation to respond to requests*  
15 *for information, to furnish documents or to participate in interviews with a Commission*  
16 *representative relating to a Commission investigation*).

17  
18 The Commission's authority to impose discipline in this matter is based upon ORS 342.175.

19  
20 **FINAL ORDER**

21 The Commission hereby suspends Yamilet Alas' licensure for a period of twelve (12)  
22 months, to begin upon the date this order is signed and in effect.

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24 IT IS SO ORDERED THIS 29<sup>th</sup> day of July, 2021.

25 **TEACHER STANDARDS AND PRACTICES COMMISSION**

26 By: Anthony J. Rosilez  
27 Dr. Anthony Rosilez, Executive Director  
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**NOTICE OF APPEAL OR RIGHTS**

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**YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW  
MAY BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM  
THE SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE  
PROVISIONS OF ORS 183.482 TO THE OREGON COURT OF APPEALS.**