1 2 3	BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION OF THE STATE OF OREGON
4 5 6	In the Matter of the DEFAULT ORDER OF SUSPENSION Educator License of OF RIGHT TO APPLY FOR LICENSURE TRYON J. GOFF AND PROBATION
7 8	On March 29, 2021, the Teacher Standards and Practices Commission
9	(Commission) issued a Notice of Opportunity for Hearing to Tryon J. Goff (Goff) in
10	which the Commission charged him with Gross Neglect of Duty and /or Gross Unfitness
11	The Notice was sent via U.S. First Class Mail and U.S. Certified Mail Receipt 7019 2970
12	0000 4903 9109 to the address on file with the Commission. The Notice designated the
13	Commission file as the record for purposes of proving a prima facie case. The Certified
14	Mail was returned to the Commission signed on April 5, 2021. The regular first-class
15	mail was not returned to the Commission and assumed delivered. The Notice of
16	Opportunity of Hearing, dated March 29, 2012, and signed by Anthony Rosilez,
17	Executive Director, stated:
18 19 20 21 22 23 24 25 26 27 28 29	"IF A REQUEST FOR HEARING IS NOT RECEIVED WITHIN THIS 21-DAY PERIOD, YOUR RIGHT TO A HEARING SHALL BE CONSIDERED WAIVED UNLESS YOUR FAILURE TO REQUEST A HEARING WAS BEYOND YOUR REASONABLE CONTROL. IF YOU DO NOT REQUEST A HEARING, WITHDRAW YOUR REQUEST FOR HEARING, OR IF YOU FAIL TO APPEAR AT A HEARING, OR NOTIFY THE COMMISSION THAT YOU WILL NOT APPEAR AT HEARING, THE COMMISSION WILL ADOPT AN ORDER OF DEFAULT WHICH MAY INCLUDE THE REVOCATION OR SUSPENSION OF YOUR LICENSE OR OTHER DISCIPLINE." Goff did not request a hearing. The Commission, therefore, finds Goff to be in default and enters the following findings of fact, conclusions of law, and final order, based on the files and records of the Commission concerning this matter.
32	FINDINGS OF FACT
33	1. The Commission has licensed Goff since August 28, 2019. Goff held a Restricted
34	Teaching License, with endorsements in Physical Education (PK-12), valid from
35	August 28, 2019, through June 30, 2020. During all relevant times, Goff was
36	employed by the Lincoln County School District (LCSD).

- 2. On October 1, 2019, the Commission received information from the LCSD indicating Goff may have committed acts which constitute gross neglect of duty.

 The district reported that on or about September 25, 2019, Goff was under the influence of intoxicants at Waldport Middle/High School, his assigned place of duty.
 - 3. Investigation found that on August 29, 2019, two teachers reported smelling alcohol on Goff's breath at a school open house. On September 13, 2019, another teacher reported smelling alcohol on Goff's breath when the teacher came to escort some students back to class. On September 14, 2019, Goff was asked about these incidents by the principal. Goff told the principal that the smell was his mouthwash. On September 25, 2019, the school principal noticed the smell of alcohol on Goff's breath while he was apologizing for being late for work. Goff was called to the assistant principal's office and in the presence of a law enforcement officer, Goff admitted to consuming two ounces of hard liquor at school on his lunch break. The vice principal went to retrieve some of Goff's personal items from Goff's office and found a plastic water bottle that smelled of alcohol. On September 30, 2019, Goff resigned from the district citing personal reasons.

CONCLUSIONS OF LAW

Tryon J. Goff's conduct described above constitutes gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (Use professional judgment), OAR 584-020-0025(2)(e) (Using district lawful and reasonable rules and regulations); and OAR 584-020-0040(4)(g) (Appearing on duty or at any district-sponsored activity while under the influence of alcohol or any controlled substance).

The Commission's authority to impose discipline in this matter is based upon

28 ORS 342.175.

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1	FINAL ORDER
2	The Commission hereby suspends Tryon Goff's Right to Apply for an Oregon
3	educator license as follows:
4	Tryon J. Goff's Right to Apply for Oregon Licensure is suspended for six (6)
5	months following adoption of this order.
6	To be eligible for reinstatement from the suspension, Goff must submit a
7	favorable substance abuse evaluation and treatment plan from a provider acceptable to
8	the Commission. This requirement is in addition to any other licensure requirements
9	that may be required by license rules.
10	Furthermore, the Commission imposes a two (2) year period of probation upon
11	Goff to commence upon reinstatement of his Oregon educator license and subject to the
12	following terms and conditions of probation:
13	1. Goff will continue with any recommended treatment and/or recovery
14	plans and activities during probation.
15	2. Goff shall comply with the Standards for Competent and Ethical
16	Performance of Oregon Educators under Oregon Administrative Rules
17	Chapter 584, Division 020.
18	Violation of any term or condition of probation shall constitute an independent
19	basis for the Commission to revoke Goff's Oregon educator License or otherwise impose
20	discipline, after first providing Goff with notice and opportunity for hearing.
21	<i>/</i> .
22	IT IS SO ORDERED THIS// day of June, 2021.
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24	TEACHER STANDARDS AND PRACTICES COMMISSION
	1 than 2 Roselas
25	By: Anthony J. Rosilez
26 27	Dr. Anthony Rosilez, Executive Director
28	NOTICE OF APPEAL OR RIGHTS
29 30	YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY
31	BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE
32	SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF
33	ORS 183.482 TO THE OREGON COURT OF APPEALS.