1 2	BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION OF THE STATE OF OREGON
3 4 5 6 7 8	In the Matter of the Educator License of ISAAC J. RINKE DEFAULT ORDER OF DENIAL OF APPLICATION AND REVOCATION OF RIGHT TO APPLY
9	On March 20, 2020, the Teacher Standards and Practices Commission (Commission)
10	issued a Notice of Opportunity for Hearing to Isaac J. Rinke (Rinke) in which the
11	Commission charged him with Gross Neglect of Duty and Gross Unfitness. The Notice was
12	sent via U.S. First Class Mail and U.S. Certified Mail Receipt 7018 1830 0001 6178 7428 to
13	the address on file with the Commission. The Notice designated the Commission file as the
14	record for purposes of proving a prima facie case. The Certified Mail receipt was returned to
15	the Commission signed on March 30, 2020. The first class mail was not returned to the
16	Commission and assumed delivered. The Notice of Opportunity of Hearing, dated March
17	20, 2020, and signed by Anthony Rosilez, Executive Director, stated:
18 19 20 21 22 23 24 25 26 27	"IF A REQUEST FOR HEARING IS NOT RECEIVED WITHIN THIS 60-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, 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."
28	Rinke did not request a hearing. The Commission, therefore, finds Rinke to be in default
29	and enters the following findings of fact, conclusions of law, and final order, based on the
30	files and records of the Commission concerning this matter.
31	
32	FINDINGS OF FACT
33	1) Rinke has never been licensed as an educator in Oregon. On October 18, 2019,
34	Rinke's Teacher Standards and Practices Commission (TSPC) application and
35	background check for clinical practices was referred to the professional practices unit
36	for investigation into the affirmative answers provided to the application's character
37	questions. TSPC has jurisdiction over applicants for licensure and clinical practices /
38	student teaching.

2) On September 18, 2019, Rinke digitally signed his TSPC application for clinical practices clearance. Rinke accurately answered his character questions, including affirmative answers to questions 8, 9, and 10 as they relate to criminal history and background information.

Investigation determined that Rinke's criminal history included convictions on December 6, 2013, due to a guilty plea, for crimes related to domestic violence. This included aggravating circumstances of traumatic injury and attempted strangulation. Rinke was subsequently convicted and sentenced to ten years determinate on the domestic violence with a traumatic injury charge and to fifteen years indeterminate on the attempted strangulation charge to run consecutively to the first term. Rinke served approximately four years and six months of his sentence when he received some form of post-conviction relief. Rinke was granted parole / probation and allowed to re-locate to Oregon for his supervision. Rinke's supervision runs until June 20, 2029. Review of Rinke's past employment records at Boise State University, where he worked as an instructional assistant, indicate that on November 22, 2013, he resigned his employment in part due to being arrested on September 12, 2013, for the described criminal activity. Employment records further indicated some history of aggression while employed and concerns related to Rinke's mental health status.

3) On December 6, 2019, a commission investigator formally requested, by both regular and certified mail, to interview Rinke. On December 19, 2019, the investigator attempted to speak to Rinke by phone regarding his failure to respond to the request in a timely manner. The investigator left a detailed voice mail. The investigator made one final attempt to secure an interview with Rinke by calling and leaving a message on January 9, 2020. All of these attempts included information regarding the requirement and consequences for failing to respond and cooperate with a commission investigation. Records indicate that Rinke failed to respond to all attempts to arrange an official interview.

1 CONCLUSIONS OF LAW 2 Isaac J. Rinke's conduct, as described in section two (2) above, constitutes gross 3 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), and OAR 584-4 5 020-0040(4)(0) as it incorporates OAR 584-020-0035(3)(a) (Maintain the dignity of the profession by respecting and obeying the law, exemplifying personal integrity 6 7 and honesty). The above conduct also constitutes gross unfitness in violation of ORS 342.175(1)(c); 584-020-0040(5)(c) (Conviction of violating any federal, state, or 8 9 local law. A conviction includes any final judgment of conviction by a court whether as the result of guilty plea, no contest plea or any other means), and OAR 584-020-10 11 0040(5)(e) (Admission of or engaging in acts constituting criminal conduct, even in the absence of a conviction). 12 13 14 Isaac J. Rinke's conduct, as described above in section three (3) above, constitutes gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as 15 it incorporates OAR 584-020-0010(5) (Use professional judgment), and OAR 584-16 17 020-0040(4)(p) (Subject to the exercise of any legal right or privilege, failure or refusal by an educator under investigation to respond to requests for information, 18 19 to furnish documents or to participate in interviews with a Commission representative relating to a Commission investigation). 20 21 22 23 The Commission's authority to impose discipline in this matter is based upon ORS 24 342.175. 25 FINAL ORDER 26 The Commission hereby issues a denial of Rinke's application for clinical practices, 27 28 and a revocation of Rinke's right to apply for an Oregon educator license. 29 30

1	IT IS SO ORDERED THIS 22 day of September, 2020.
2	
4	
3	TEACHER STANDARDS AND PRACTICES COMMISSION
4	
5	By: Anthony J. Rosiles
6	Dr. Anthony Rosilez, Executive Director
7	•
8	
9	
10	NOTICE OF APPEAL OR RIGHTS
11	
12	YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW
13	MAY BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM
14	THE SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE
15	PROVISIONS OF ORS 183.482 TO THE OREGON COURT OF APPEALS.