

BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION
OF THE STATE OF OREGON

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4 In the Matter of the) DEFAULT ORDER OF
5 Educator License of) REVOCATION
6 NICOLAS FEDERICO)
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9 On February 13, 2023, the Teacher Standards and Practices Commission
10 (Commission) issued a Notice of Opportunity for Hearing to Nicolas Federico,
11 (Federico) in which the Commission charged him with Gross Neglect of Duty and /or
12 Gross Unfitness. The Notice was sent via U.S. First Class Mail and U.S. Certified Mail
13 Receipt 7021 0350 0000 8184 1831 to the address on file with the Commission. The
14 Notice designated the Commission file as the record for purposes of proving a prima
15 facie case. The regular first-class mail was not returned to the Commission and assumed
16 delivered. The Notice of Opportunity of Hearing, dated February 13, 2023, and signed
17 by Anthony Rosilez, Executive Director, stated:
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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,
23 WITHDRAW YOUR REQUEST FOR HEARING, OR IF YOU FAIL TO APPEAR
24 AT A HEARING, OR NOTIFY THE COMMISSION THAT YOU WILL NOT
25 APPEAR AT HEARING, THE COMMISSION WILL ADOPT AN ORDER OF
26 DEFAULT WHICH MAY INCLUDE THE REVOCATION OR SUSPENSION OF
27 YOUR LICENSE OR OTHER DISCIPLINE.”
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29 As of March 15, 2023 TSPC has received no response from Federico. The
30 Commission, therefore, finds Federico to be in default and enters the following findings
31 of fact, conclusions of law, and final order, based on the files and records of the
32 Commission concerning this matter.
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FINDING OF FACT

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- 35 1. The Commission has licensed Federico since July 7, 2010. Federico held a
36 Preliminary Teaching License with an endorsement in Physical Education (PK-
37 12). The license was issued on April 25, 2017 and expired on April 4, 2022.
38 During all relevant times, Federico was employed by the Woodburn School

1 District (WSD).

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3 2. On October 28, 2019, the Teacher Standards and Practices Commission (TSPC)
4 reviewed a new release from the Marion County Sheriff's Office that outlined
5 Federico's arrest on October 28, 2019 at the Woodburn High School (WHS) for
6 four (4) counts of Sex Abuse II, one (1) count of Online Corruption of a Child II,
7 and one (4) counts of Official Misconduct I. This same information was also
8 reported via a Public Complaint Form submitted to TSPC by Casey Woolley,
9 Director of Human Resources for the Woodburn School District on October 30,
10 2019.

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12 3. Investigation by the Woodburn Police Department (WPD) revealed the following:

- 13 • Federico engaged in a sexual relationship with a JE, a seventeen (17) year-
14 old female student at WHS.
- 15 • The relationship first became sexual on May 5, 2018.
- 16 • Federico engaged in oral sex with JE frequently from May 2018 to July
17 2019.
- 18 • Federico engaged in sexual intercourse with JE frequently from May 2018
19 to July 2019.
- 20 • Federico sent and received nude and/or sexually explicit photographs and
21 videos to/from JE from May 2018 to July 2019.
- 22 • Federico told JE that he was going to leave his wife for a relationship with
23 her.
- 24 • Federico and JE began trying to conceive a child together starting in
25 December 2018.
- 26 • The relationship between Federico and JE became strained in early 2019.
- 27 • The relationship between Federico and JE ended in July of 2019.
- 28 • In late July or early August 2019 Federico offered to pay JE \$20,000.00
29 cash to not go to the police.
- 30 • On or about August 21, 2019 Federico met up with JE and exchanged
31 \$20,000.00 cash in exchange for a thumb drive containing sexually

1 inappropriate pictures and videos Federico had sent JE.

- 2 • On the same date, at the same meeting, Federico had JE sign a “Mutual
3 Non-Disclosure Agreement.” The terms of the agreement contained a
4 clause stating JE would be required to pay back the \$20,000.00 if the
5 terms of the agreement were violated.
- 6 • On October 27, 2019 a search warrant was issued by the Marion County
7 Circuit Court, and Federico was taken into custody for the above-listed
8 crimes and searches were conducted of his person, his home, his vehicle
9 and his property at WHS.
- 10 • On November 15, 2022, Federico plead guilty to eight (8) counts of Sex
11 Abuse II, and two (2) counts of Luring a Minor. Federico was sentenced to
12 thirty (30) months in prison and fifty-seven (57) months of post-prison
13 supervision, and will be required to register as a sex offender upon his
14 release from prison.

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- 16 4. On December 1, 2022 TSPC sent a Request to Interview letter to Federico’s
17 residence at the Coffee Creek Correctional Facility. On December 8, 2022 TSPC
18 received a phone call from Federico’s wife, Kelly Federico, who called to inform
19 TSPC that upon advice of his attorney, Federico would be declining interviewing
20 with TSPC.

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22 ***Under ORS 342.175(2) and OAR 584, Division 020, the Commission***
23 ***will deny, revoke or deny the right to apply for a license or charter school***
24 ***registration to any applicant or educator who, has been convicted of any***
25 ***of the crimes listed in ORS 342.143, or the substantial equivalent of any of***
26 ***those crimes if convicted in another jurisdiction or convicted of attempt to***
27 ***commit such crimes as defined in 161.405.***

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29 **CONCLUSIONS OF LAW**

30 ***Under ORS 342.175(2) and OAR 584, Division 020, the Commission will deny,***
31 ***revoke or deny the right to apply for a license or charter school registration to any***

1 applicant or educator who, has been convicted of any of the crimes listed in ORS
2 342.143, or the substantial equivalent of any of those crimes if convicted in another
3 jurisdiction or convicted of attempt to commit such crimes as defined in 161.405.

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5 The Commission's authority to impose discipline in this matter is based upon ORS
6 342.175.

7 **FINAL ORDER**

8 The Commission hereby permanently revokes Federico's teaching license.

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10 IT IS SO ORDERED THIS 16 day of March, 2023.

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12 TEACHER STANDARDS AND PRACTICES COMMISSION

13 By: Anthony J. Rosilez
14 Dr. Anthony Rosilez, Executive Director

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NOTICE OF APPEAL OR RIGHTS
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.