1 2 3	BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION OF THE STATE OF OREGON			
5 6 7	In the Matter of the Educator License of)))	DEFAULT ORDER OF DENIAL OF APPLICATION AND REVOCATION OF RIGHT TO APPLY	
8 9 10	FELIPE L. MIRANDA)		
11	On May 21, 2020, the Teacher Standards and Practices Commission			
12	(Commission) issued a Notice of Opportunity for Hearing to Felipe L. Miranda,			
13	(Miranda) in which the Commission charged him with Gross Neglect of Duty and /or			
14	Gross Unfitness. The Notice was sent via U.S. First Class Mail and U.S. Certified Mail			
15	Receipt 7018 1830 0001 6178 7480 to the address on file with the Commission. The			
16	Notice designated the Commission file as the record for purposes of proving a prima			
17	facie case. The Certified Mail receipt was returned to the Commission signed. The			
18	regular first class mail was not returned to the Commission, and assumed delivered. The			
19	Notice of Opportunity of Hearing, dated May 21, 2020, and signed by Anthony Rosilez,			
20	Executive Director, stated:			
21 22 23 24 25 26 27 28	PERIOD, YOUR RIGHT TO UNLESS YOUR FAILURE T REASONABLE CONTROL. WITHDRAW YOUR REQUE AT A HEARING, OR NOTIF APPEAR AT HEARING, TH	A HEARIN O REQUES IF YOU DO EST FOR H Y THE CO E COMMIS CLUDE TH	OT RECEIVED WITHIN THIS 21-DAY IG SHALL BE CONSIDERED WAIVED ST A HEARING WAS BEYOND YOUR O NOT REQUEST A HEARING, EARING, OR IF YOU FAIL TO APPEAR MMISSION THAT YOU WILL NOT SSION WILL ADOPT AN ORDER OF HE REVOCATION OR SUSPENSION OF INE."	
30 31	On January 2, 2020, Mirand	la, through	his attorney, requested a hearing. Later,	
32	in December 2020, via negotiations	s between '	TSPC and his attorney, Miranda withdrew	
33	his request for a hearing advising th	nat he wish	ed to default. The Commission, therefore,	
34	finds Miranda to be in default and	enters the t	following findings of fact, conclusions of	
35	law, and final order, based on the fi	les and red	ords of the Commission concerning this	
36	matter.			
37	F	INDING (OF FACT	
38	On January 3, 2020.	TSPC inves	stigative staff reviewed your Clinical	

1	Practices application. TSPC staff noted you self-reported having been arrested and/or			
2	convicted for prior criminal misdemeanor and felony charges. Review of your criminal			
3	history record revealed details of arrests and convictions that are considered			
4	disqualifying for consideration of TSPC/State of Oregon teacher licensure.			
5				
6	CONCLUSIONS OF LAW			
7 8 9 10 11 12 13 14 15	Your criminal convictions/arrests as described above, constitute 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) (<i>Use professional judgment</i>). This conduct also constitutes gross unfitness in violation of ORS 342.175(1)(c); OAR 584-020-0040(5)(c) (<i>Conviction of violating any federal, state, or 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 584-020-0040(5)(e) (<i>Admission of or engaging in acts constituting criminal conduct, even in the absence of a conviction</i>).</i>			
The Commission's authority to impose discipline in this matter is ba				
17	upon ORS 342.175.			
18	FINAL ORDER			
19	The Commission accepts Felipe Miranda's request to proceed with a Default			
20	Order and hereby denies Felipe Miranda's right to apply for licensure.			
21				
22	IT IS SO ORDERED THIS day of December, 2020.			
23				
24	TEACHER STANDARDS AND PRACTICES COMMISSION			
25 26 27	By:			
28 29	NOTICE OF APPEAL OR RIGHTS			
30 31 32 33	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.			

