| 1 2 3 | | BEFORE THE TEACHER STANDAR OF THE STATE | RDS AND PRACTICES COMMISSION OF OREGON |
|--|---------|---|--|
| 4 5 6 7 | | e Matter of the Educator License of) LYS A. THOMPSON) | DEFAULT ORDER OF SUSPENSION AND PROBATION |
| 8 9 | | On September 4, 2019, the Teacher Standa | ards and Practices Commission (Commission) |
| 10 | issued | d a Notice of Opportunity for Hearing to Are | lys A Thompson (Thompson) in which the |
| 11 | Comm | mission charged her with Gross Neglect of Du | uty. The Notice was sent via U.S. First Class Mail |
| 12 | and U. | J.S. Certified Mail Receipt 7018 1830 0001 6 | 178 6476 to the address on file with the |
| 13 | Comm | mission. The Notice designated the Commiss | ion file as the record for purposes of proving a |
| 14 | prima | a facie case. The Certified Mail receipt was re | eturned signed, to the Commission on September 6, |
| 15 | 2019. | . The regular, first class mail was not returne | d to the Commission, and assumed to have been |
| 16 | deliver | ered. The Notice of Opportunity of Hearing, | dated September 4, 2019, and signed by Anthony |
| 17 | Rosilez | ez, Executive Director, stated: | |
| 18 19 20 21 22 23 24 25 26 | | YOUR RIGHT TO A HEARING SHALL BE FAILURE TO REQUEST A HEARING WAYOU DO NOT REQUEST A HEARING, WYOU FAIL TO APPEAR AT A HEARING, NOT APPEAR AT HEARING, THE COMM | RECEIVED WITHIN THIS 21-DAY PERIOD, E CONSIDERED WAIVED UNLESS YOUR AS BEYOND YOUR REASONABLE CONTROL. IF ITHDRAW YOUR REQUEST FOR HEARING, IF OR NOTIFY THE COMMISSION THAT YOU WILL MISSION WILL ADOPT AN ORDER OF DEFAULT ON OR SUSPENSION OF YOUR LICENSE OR |
| 27 | Thom | npson did not request a hearing. The Commi | ssion, therefore, finds Thompson to be in default |
| 28 | and en | enters the following findings of fact, conclusion | ons of law, and final order, based on the files and |
| 29 | record | ds of the Commission concerning this matte | r. |
| 30 | | | |
| 31 | | FINDING | S OF FACT |
| 32 | 1. | . Arelys Thompson has been licensed by the | e Commission since September 13, 2007. |
| 33 | | Thompson holds a Professional Teaching | License, with endorsements in English Language |
| 34 | | Arts (PK-12); Foundational Social Studies | (PK-12); and English to Speakers of Other |
| 35 | | Languages (PK-12), valid from August 6, 2 | 2015 through July 5, 2021. During all relevant times |
| 36 | | Thompson was employed by Reynolds Sch | nool District (RSD). |
| 37 | | | |
| 38 | 2. | On September 29, 2017, the Commission | |
| 39 | | 1.75. S | ch constitute gross neglect of duty. The district |
| 40 | | reported Thompson had falsified her RSD | employment application signed on June 27, 2014. |

1 2

3. Investigation determined that on April 18, 2012, Thompson became the subject of a Commission investigation stemming from a school district report of possible misconduct. Records indicate Thompson was officially advised of the investigation on July 11, 2013, and ultimately, Thompson was disciplined with a thirty day suspension of her license by the Commission on June 25, 2015. Related to the same misconduct, on April 18, 2012, Thompson's employment as a substitute teacher for the Beaverton School District was terminated.

On June 27, 2014, Thompson made application for employment with RSD while knowingly the subject of a Commission investigation. Thompson falsely responded "No" to background questions on her RSD employment application, including questions regarding being under investigation by a licensing agency and leaving any educational employment voluntarily or involuntarily while the subject of an investigation. Thompson also failed to list the Beaverton School District as a former employer on her RSD application as required.

On June 23, 2017, RSD administrators met with Thompson regarding her falsified application and Thompson resigned her employment effective July 24, 2017.

4. On March 14, 2019, Commission investigator(s) notified Thompson that she was required to participate in an interview regarding the 2017 allegations. On March 15, 2019, Thompson contacted the investigator and advised that Thompson would be refusing to participate in any interviews as requested.

CONCLUSIONS OF LAW

Thompson's conduct described 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 it incorporates OAR 584-020-0010(5) (Use professional judgment), OAR 584-020-0025(2)(e) (Using district lawful and reasonable rules and regulations); OAR 584-020-0040(4)(c) (Falsification of any document or knowing misrepresentation directly related to licensure, employment, or professional duties); and OAR 584-020-0040(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 and honesty); This conduct also constitutes gross unfitness is violation of ORS 342.175(1)(c); OAR 584-020-0040(5)(b) (Fraud or misrepresentations).

Thompson's conduct described in section four (4) above constitutes gross neglect of duty in

| 1 | violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(p) (Subject to the exercise of any legal rig. | | |
|--|---|--|--|
| 2 | or privilege, failure or refusal by an educator under investigation to respond to requests for | | |
| 3 | information, to furnish documents or to participate in interviews with a Commission | | |
| 4 | representative relating to a Commission investigation). | | |
| 5 | | | |
| 6 | The Commission's authority to impose discipline in this matter is based upon ORS 342.175 | | |
| 7 | | | |
| 8 | FINAL ORDER | | |
| 9 | | | |
| 10 | The Commission hereby suspends Arelys A. Thompson's educator licensure for a period of | | |
| 11 | ninety (90) days, to begin upon the date this order is signed and in effect. | | |
| 12 | | | |
| 13 | In addition, the Commission places Thompson on probation for a period of three (3) years | | |
| 14 | to commence upon Thompson's reinstatement from suspension. This probation period is | | |
| 15 | subject to the following terms and conditions: | | |
| 16 | | | |
| 17 | Thompson shall comply with the Standards for Competent and Ethical Performance of | | |
| 18 | Oregon Educators under Oregon Administrative Rules Chapter 584, Division 020. | | |
| 19 | | | |
| 20 | Violation of any term or condition of probation shall constitute an independent basis for | | |
| 21 | the Commission to revoke Thompson's teaching license or otherwise impose discipline, | | |
| 22 | after first providing Thompson with notice and opportunity for hearing. | | |
| 23 | | | |
| 24 | - Jh | | |
| 25 | IT IS SO ORDERED THIS 7th day of October, 2019. | | |
| 26 | | | |
| 27 | TEACHER STANDARDS AND PRACTICES COMMISSION | | |
| 21 | TEACHER STANDARDS AND TRACTICES COMMISSION | | |
| 28 29 30 31 32 33 34 | By: | | |

| 1 | NOTICE OF APPEAL OR RIGHTS |
|---|---|
| 2 | |
| 3 | YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY BE |
| 4 | OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE SERVICE OF |
| 5 | THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF ORS 183.482 TO |
| 6 | THE OREGON COURT OF APPEALS. |