## 1 BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION 2 OF THE STATE OF OREGON 3 4 In the Matter of the Educator License of DEFAULT ORDER OF 5 6 7 8 ) JAMES TODD WIEWECK SUSPENSION OF RIGHT TO APPLY FOR LICENSURE 9 On June 14, 2019, the Teacher Standards and Practices Commission (Commission) issued a Notice of Opportunity for Hearing to James Todd Wieweck (Wieweck) in which the Commission 10 11 charged him with Gross Neglect of Duty. The Notice was sent via U.S. First Class Mail and U.S. Certified Mail Receipt 7018 1830 0001 6178 3796 to the address on file with the Commission. The 12 Notice designated the Commission file as the record for purposes of proving a prima facie case. The 13 Certified Mail was returned to the Commission "Unclaimed". The regular, first class mail was not 14 15 returned to the Commission and assumed to have been delivered. The Notice of Opportunity of 16 Hearing, dated June 14, 2019, and signed by Anthony Rosilez, Executive Director, stated: "IF A REQUEST FOR HEARING IS NOT RECEIVED WITHIN THIS 21-DAY PERIOD, 17 YOUR RIGHT TO A HEARING SHALL BE CONSIDERED WAIVED UNLESS YOUR 18 19 FAILURE TO REQUEST A HEARING WAS BEYOND YOUR REASONABLE CONTROL. IF YOU DO NOT REQUEST A HEARING, WITHDRAW YOUR REQUEST FOR HEARING, OR 20 IF YOU FAIL TO APPEAR AT A HEARING, OR NOTIFY THE COMMISSION THAT YOU 21 WILL NOT APPEAR AT HEARING, THE COMMISSION WILL ADOPT AN ORDER OF 22 DEFAULT WHICH MAY INCLUDE THE REVOCATION OR SUSPENSION OF YOUR 23 24 LICENSE OR OTHER DISCIPLINE." 25 Wieweck did not request a hearing. The Commission, therefore, finds Wieweck to be in default and 26 enters the following findings of fact, conclusions of law, and final order, based on the files and 27 28 records of the Commission concerning this matter. 29 FINDINGS OF FACT 30 31 1. James Wieweck has been licensed by the Commission since August 22, 2008. Wieweck held 32 a Career and Technical Education II Teaching License, with an endorsement in Hospitality 33 and Tourism, (CTE/HS), valid from May 28, 2015 through May 27, 2018. Wieweck did not 34 make application for renewal. During all relevant times, Wieweck was employed by the 35 36 Salem-Keizer School District (SKSD). 2. On March 27, 2017, the Commission received a report from the SKSD alleging Wieweck may 37 have committed an act of gross neglect of duty and/or gross unfitness. Specifically that 38 Wieweck had repeatedly violated district policies and procedures related to financial 39

purchases, reimbursements, safety, sanitation, and student / teacher boundaries.

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1	3. Investigation determined that between February 2014, and June 2016, Wieweck engaged in a
2	pattern of behavior rising to a level of gross neglect of duty. Wieweck's conduct was
3	documented in a series of corrective actions, directives and warnings. These included, but
4	may not be limited to: leaving alcohol unsecured in the classroom refrigerator; leaving food
5	cooking unattended resulting in burnt food, damaged equipment and smoke; failure to
6	follow policy and procedures related to managing student funds; making purchases and
7	seeking reimbursements; maintaining unsanitary conditions in the culinary classroom areas;
8	contacting students via personal cell -phone / text messages; accidently exposing students to
9	inappropriate images on his personal cell phone; and using inappropriate language around
10	students. On June 16, 2016, Wieweck resigned his employment with SKSD.
11	CONCLUSIONS OF LAW
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13	Wieweck's conduct described in sections two (2) and three (3) above, constitutes gross
14	neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR
15	584-020-0010(5) (Use professional judgment), OAR 584-020-0025(2)(b) (Using and maintaining
16	district property, equipment, and materials appropriately), OAR 584-020-0025(2)(d) (Using
17	district and school business and financial procedures), OAR 584-020-0025(2)(e) (Using district
18	lawful and reasonable rules and regulations); and (OAR 584-020-0040(4)(0) as is incorporates
19	OAR 584-020-0035(1)(c)(D) (Honoring appropriate adult boundaries with students in conduct
20	and conversation at all times).
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22	The Commission's authority to impose discipline in this matter is based upon ORS 342.175.
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25	FINAL ORDER
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27	The Commission hereby suspends James Wieweck's right to apply for licensure for a period
28	of sixty (60) days, to begin upon the date this order is signed and in effect.
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30	IT IS SO ORDERED THIS day of August, 2019.
31	TEACHER STANDARDS AND PRACTICES COMMISSION
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32	By: Anthony J. Rosiles
33	Dr. Anthony Rosilez, Executive Director
00	Dividicity Robicz, Executive Director

1	NOTICE OF APPEAL OR RIGHTS
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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.