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

Teacher Standards &  
Practices Commission

In the Matter of the ) STIPULATION OF FACTS  
) AND FINAL ORDER OF  
Educator License of ) SURRENDER, SUSPENSION  
BETH LEE DEVOGELE ) AND PROBATION

On October 22, 2018, the Teacher Standards and Practices Commission (Commission) received a report from the Gladstone Police Department indicating Beth DeVogele (DeVogele) may have committed an act of gross neglect of duty and/or gross unfitness, by engaging in unwanted, offensive physical contact with multiple students at the Kraxberger Middle School.

After review of the matters alleged, DeVogele and the Commission agree that their respective interests, together with the public interest, are best served by a stipulation to certain facts, the acceptance of DeVogele’s surrendered Oregon educator license, the imposition of a one year suspension, and a period of probation upon reinstatement of DeVogele’s Oregon educator license.

This Order sets forth the facts upon which the parties have agreed and the sanction to be imposed. DeVogele stipulates that there are sufficient facts contained in the Commission’s files and records to support the findings of fact and conclusions of law set forth below. In entering into this stipulation, DeVogele waives the right to a hearing to contest the findings of fact, conclusions of law and order set forth below.

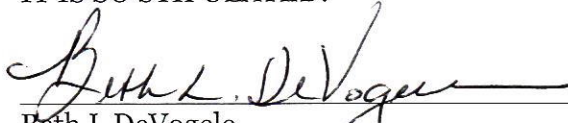
By signing below, DeVogele acknowledges, understands, stipulates, and agrees to the following: (i) she has been fully advised of her rights to notice and a hearing to contest the findings of fact, conclusions of law, and order set forth below, and fully and finally waives all such rights and any rights to appeal or otherwise challenge this Stipulation of Facts and Final Order of Surrender, Suspension and Probation (Stipulation and Final Order); (ii) this Stipulation and Final Order is a public document and disclosed to the public upon request by the Commission; (iii) this Stipulation and Final Order is contingent upon and subject to approval and adoption by the Commission. If the Commission does not approve and adopt this Stipulation and Final Order, then neither DeVogele nor the Commission are bound by the terms herein; (iv) she has fully read this Stipulation and Final Order, and understands it completely; (v) she voluntarily, without any force or duress, enters into this Stipulation and Final Order and consents to issuance and entry of the Stipulated Final Order below; (vi) she states that no promise or

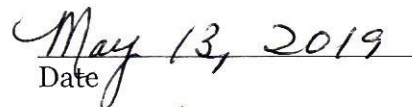
1 representation has been made to induce her to sign this Stipulation and Final Order; and  
2 (vii) she has consulted with an attorney regarding this Stipulation and Final Order and  
3 has been fully advised with regard to her rights thereto, or waives any and all rights to  
4 consult with an attorney prior to entering into this Stipulation and Final Order and  
5 issuance and entry of the Stipulated Final Order below.


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7 **STIPULATION OF FACTS**

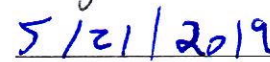
- 8 1. The Commission has licensed DeVogele since July 8, 1977. DeVogele's Substitute  
9 Teaching License, with an endorsement in Substitute Any Specialty (PP-12), is  
10 valid from June 15, 2018 through July 4, 2021. During all relevant times,  
11 DeVogele was employed by the Gladstone School District (GSD) as a substitute  
12 teacher at Kraxberger Middle School.
- 13 2. On October 22, 2018, the Commission received a report from the Gladstone  
14 Police Department indicating that on October 4, 2018, DeVogele had engaged in  
15 unwanted, offensive physical contact with multiple students while employed as  
16 an educator at the Kraxberger Middle School. Investigation determined that  
17 district staff received reports of DeVogele yelling at students, aggressively and  
18 physically directing students, and that DeVogele had thrown a water bottle at a  
19 student in her classroom, missing the student and hitting another student's chair.  
20 GSD had you removed from their substitute teacher list for violation of district  
21 policies related to your conduct.
- 22 3. On December 24, 2018, criminal charges were filed in the Clackamas County  
23 Circuit Court. On April 29, 2019, you plead guilty to one count of Harassment,  
24 ORS 166.065(3), a class B misdemeanor. As part of your plea agreement you  
25 agreed to surrender your teaching license until July 1, 2020.

26  
27 IT IS SO STIPULATED:

28   
29 \_\_\_\_\_  
30 Beth L DeVogele

  
\_\_\_\_\_  
Date

31   
32 \_\_\_\_\_  
33 Trent Danowski, Deputy Director  
34 Teacher Standards and Practices Commission

  
\_\_\_\_\_  
Date