

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

3 In the Matter of the ) STIPULATION OF FACTS,  
4 Teaching License of ) FINAL ORDER OF SUSPENSION  
5 BRACE E. LANGENWALTER ) AND PROBATION

6 On August 30, 2012, the Teacher Standards and Practices Commission (Commission)  
7 charged Brace E. Langenwalter with Gross Neglect of Duty. Mr. Langenwalter requested a  
8 hearing on September 14, 2012.

9 After review of the matters alleged, Mr. Langenwalter and the Commission agree that  
10 their respective interests, together with the public interest, are best served by a stipulation to  
11 certain facts and the suspension of Mr. Langenwalter's Standard Teaching License for thirty  
12 (30) days, followed by a four (4) year probationary period.

13 This document sets forth the facts upon which the parties have agreed and the stipulated  
14 sanction to be imposed. Mr. Langenwalter stipulates that there is sufficient evidence in the  
15 Commission's files and records to support the findings of fact, conclusions of law, and order set  
16 forth below.

17 By signing below, Mr. Langenwalter acknowledges, understands, stipulates, and agrees  
18 to the following: (i) he has been fully advised of his rights to notice and a hearing to contest the  
19 findings of fact, conclusions of law, and order set forth below, and fully and finally waives all  
20 such rights and any rights to appeal or otherwise challenge this Stipulation of Facts and Final  
21 Order of Surrender and Revocation of Licensure (Stipulation and Final Order); (ii) this  
22 Stipulation and Final Order is a public document and disclosed to the public upon request by the  
23 Commission; (iii) this Stipulation and Final Order is contingent upon and subject to approval  
24 and adoption by the Commission. If the Commission does not approve and adopt this  
25 Stipulation and Final Order, then neither Mr. Langenwalter nor the Commission are bound by  
26 the terms herein; (iv) he has fully read this Stipulation and Final Order, and understands it  
27 completely; (v) he voluntarily, without any force or duress, enters into this Stipulation and Final

1 Order and consents to issuance and entry of the Stipulated Final Order below; (vi) he states that  
2 no promises or representation has been made to induce him to sign this Stipulation and Final  
3 Order; and (vii) he has consulted with an attorney regarding this Stipulation and Final Order  
4 and has been fully advised with regard to his rights thereto, or waives any and all rights to  
5 consult with an attorney prior to entering into this Stipulation and Final Order and issuance and  
6 entry of the Stipulated Final Order below. In entering into this stipulation, Mr. Langenwaller  
7 waives the right to a hearing to contest the findings of fact, conclusions of law and order set  
8 forth below.

9 **STIPULATION OF FACTS**

- 10 1. The Commission has licensed Mr. Langenwaller since July 30, 1998. Mr.  
11 Langenwaller currently holds a Standard Teaching License issued October 10, 2009,  
12 with an endorsement in Standard Music, which expires on October 9, 2014. During all  
13 relevant times Mr. Langenwaller was employed by the Silver Falls School District.
- 14 2. On May 21, 2011, Mr. Langenwaller allowed high school age choir students of both sexes  
15 to change clothes in a moving bus.
- 16 3. During the same trip, Mr. Langenwaller allowed students to leave the premises where  
17 the competition took place without parental permission or supervision.
- 18 4. On or about June 2011, Mr. Langenwaller made unauthorized purchases for the  
19 Choralaires group that totaled \$999.50. Although Mr. Langenwaller did not make the  
20 unauthorized purchases for any personal gain, nor derive any personal benefit from  
21 them, the purchases were a violation of local school policies because his budget deficit of  
22 \$6000.00 had not been balanced as directed by school administration.

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1 IT IS SO STIPULATED:

2 Brace E. Langenwalter  
3 Brace E. Langenwalter

8/20/13  
Date

4 Victoria Chamberlain  
5 Victoria Chamberlain, Executive Director  
6 Teacher Standards and Practices Commission

9-6-13  
Date

7 **CONCLUSION OF LAW**

8 Brace Langenwalter engaged in unprofessional conduct as described in paragraphs 2  
9 through 4 above. This conduct constitutes gross neglect of duty in violation of ORS  
10 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use*  
11 *professional judgment*); OAR 584-020-0025(2)(e) (*Using district lawful and reasonable rules*  
12 *and regulations*); OAR 584-020-0040(4)(o), as it incorporates OAR 584-020-0035(1)(c)(D)  
13 (*Honoring appropriate adult boundaries with students in conduct and conversations at all*  
14 *times*); and OAR 584-020-0025(2)(d) (*Using district and school business and financial*  
15 *procedures*).

16 The Commission's authority to impose discipline in this matter is based upon ORS  
17 342.175 through 342.190 and the Standards for Competent and Ethical Performance of Oregon  
18 Educators, OAR Chapter 584, Division 020.

19 **ORDER**

20 The Commission adopts and incorporates herein the above findings of fact, conclusions  
21 of law, and based thereon, hereby suspends the Standard Teaching License of Brace E.  
22 Langenwalter for thirty (30) days.

23 Furthermore, the Commission imposes a four (4) year probation period upon  
24 Langenwalter to commence upon Commission approval of this stipulation and subject to the  
25 following terms and conditions of probation:

- 26 1. Langenwalter shall comply with the Standards for Competent and Ethical  
27 Performance of Oregon Educators under Oregon Administrative Rules Chapter 584,

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Division 020.

2. Langenwalter shall comply with district lawful and reasonable rules and regulations related to expenditures for school use.

Violation of any term or condition of probation shall constitute an independent basis for the Commission to revoke Langenwalter's teaching license or otherwise impose discipline, after first providing Langenwalter with notice and opportunity for hearing.

IT IS SO ORDERED this 11<sup>th</sup> day of November, 2013.

TEACHER STANDARDS AND PRACTICES COMMISSION

By:   
Victoria Chamberlain, Executive Director