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

In the Matter of the) STIPULATION OF FACTS
Teaching License of) AND FINAL ORDER OF REVOCATION
MARSHALL H. PRICE) OF LICENSURE

The Teacher Standards and Practices Commission (Commission) received a report from a school district and a patron complaint indicating Price may have engaged in conduct constituting gross neglect of duty and/or gross unfitness.

After review of the matters alleged, Price and the Commission agree that their respective interests, together with the public interest, are best served by a stipulation to certain facts and Revocation of Price’s Oregon teaching license.

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

By signing below, Price acknowledges, understands, stipulates, and agrees to the following: (i) he has been fully advised of his 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 Revocation of Licensure (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 Price nor the Commission are bound by the terms herein; (iv) he has fully read this Stipulation and Final Order, and understands it completely; (v) he voluntarily, without any force or duress, enters into this Stipulation and Final Order and consents to issuance and entry of the

1 Stipulated Final Order below; (vi) he states that no promises or representation has been made to
2 induce him to sign this Stipulation and Final Order; and (vii) he has consulted with an attorney
3 regarding this Stipulation and Final Order and has been fully advised with regard to his rights
4 thereto, or waives any and all rights to consult with an attorney prior to entering into this
5 Stipulation and Final Order and issuance and entry of the Stipulated Final Order below.

6 **STIPULATION OF FACTS**

- 7 1. The Commission has licensed Price since July 1, 1970. Price currently holds a Standard
8 Teaching License with an endorsement in Standard Music (018), issued March 16, 2009,
9 that expires on March 15, 2014. During the complaint time frames of 2007 – 2010, Price
10 was employed by the Corvallis School District and during the time span of 1971 – 1974
11 Price was employed by the Oakland School District.
- 12 2. On or around October of 2010, Price met with a former student, AM an adult who had
13 graduated the prior school year. During the meeting Price made the comment to AM, *“If*
14 *there were not any students around I would lay a smack on your lips”*. Price explained
15 that he said this after AM disclosed repercussions she experienced from her family and
16 church for coming out as a lesbian, as he was proud of her for standing up for herself. As
17 part of an ensuing investigation AM disclosed to investigators that Price had made
18 similar comments to her while she was still a student in prior years, approximately 2007
19 – 2009. AM advised that Price had said to her *“If I was younger I would kiss you”*. Price
20 explained that he had said this to make her feel better because someone had just broken
21 up with her. Price’s actions resulted in the Corvallis School District issuing Price a
22 written reprimand and mandated sexual harassment and boundaries training.
- 23 3. In and around 1974, patron JRC was both a student of Price’s and employed by Price as a
24 babysitter/housecleaner. JRC was then approximately 17 years old and a student in the
25 Oakland School District where Price worked as a teacher. During this time frame, Price
26 made sexual advances toward JRC, including kissing and sexually fondling JRC. Price

1 waited until JRC turned age 18, and then engaged in sexual intercourse with her. During
2 this time of continuing sexual intercourse, JRC was still a student.

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5 IT IS SO STIPULATED:

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7 
8 Marshall Price

Date

Dec 26, 2012

9 
10 Victoria Chamberlain, Executive Director
11 Teacher Standards and Practices Commission

Date

1-11-13

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14 CONCLUSION OF LAW

15 Marshall Price engaged in unprofessional conduct as described in paragraph two (2)
16 above. This conduct constitutes gross neglect of duty in violation of ORS 342.175(1)(b); OAR
17 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use professional judgment*);
18 OAR 584-020-040(4)(o) as it incorporates OAR 584-020-0035(1)(c)(D) (*Honoring*
19 *appropriate adult boundaries with students in conduct and conversations at all times*); and
20 OAR 584-020-0040(4)(l) (*Sexual harassment*).

21 Marshall Price engaged in unprofessional conduct as described in paragraph three (3)
22 above. This conduct constitutes gross neglect of duty and gross unfitness in violation of ORS
23 342.175(1)(b)(1973) (*Gross Neglect of Duty*) and ORS 342.175(1)(c)(1973) (*Any Gross*
24 *Unfitness*).

25 The Commission's authority to impose discipline in this matter is based upon ORS
26 342.175.

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ORDER

The Commission adopts the above Stipulation of Facts and permanently revokes
Marshall Price's teaching license.

It is further stipulated and ordered that Price agrees not to reapply for a Commission
license in the future.

IT IS SO ORDERED this 11th day of February, 2013.

TEACHER STANDARDS AND PRACTICES COMMISSION

By: *Victoria Chamberlain*
Victoria Chamberlain, Executive Director