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

In the Matter of the) STIPULATION OF FACTS AND
Teaching License of) FINAL ORDER OF
DAVID LESTER NEESE) PUBLIC REPRIMAND

On or about October 5, 2013, the Teacher Standards and Practices Commission (Commission) received a report from the Klamath County School District indicating that David Lester Neese (Neese) had violated professional standards.

After review of the matters alleged, Neese and the Commission agree that their respective interests, together with the public interest, are best served by a stipulation to certain facts, and the imposition of a Public Reprimand.

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

STIPULATION OF FACTS

1. The Commission has licensed David Lester Neese since October 1, 2004. Neese's current Initial II Teaching License with an endorsement in Agriculture Science and Technology (HS, PTE), is valid from April 10, 2012, through April 9, 2015.

1 During all relevant times, Neese was employed by the Klamath County School
2 District.

3 2. On October 7, 2013, while operating a school bus containing ten students
4 returning from a fieldtrip, Neese allowed himself to become distracted, which
5 resulted in a traffic accident. While operating the school bus at approximately 45
6 miles per hour, Neese drove the bus into the ditch along the shoulder of the
7 roadway. This caused damage to the bus and a fence. Neese was able to remove
8 the bus from the ditch and complete the transport, and no injuries were reported
9 at that time.

10

11 IT IS SO STIPULATED.

12 David J. Neese
13 David Lester Neese

6/8/15
Date

14 Victoria Chamberlain
15 Victoria Chamberlain, Executive Director
16 Teacher Standards and Practices Commission
17

6-25-15
Date

18

19 **CONCLUSION OF LAW**

20 On or about February 27, 2014, Neese violated professional standards as
21 described above. This conduct constitutes gross neglect of duty in violation of ORS
22 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use*
23 *professional judgment*), and OAR 584-020-0025(2)(e) (*Using district lawful and*
24 *reasonable rules and regulations*).

25

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

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ORDER

The Commission hereby adopts and incorporates herein the above findings of fact, conclusions of law, and based thereon hereby imposes a public reprimand upon Neese's educators license.

Issued and dated this 25th day of June, 2015.

**TEACHER STANDARDS AND PRACTICES COMMISSION
STATE OF OREGON**

By *Victoria Chamberlain*
Victoria Chamberlain, Executive Director

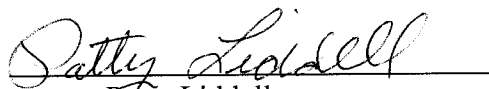
CERTIFICATE OF MAILING

I HEREBY CERTIFY that I served the foregoing Stipulation of Facts and Final Order of Public Reprimand, certified by me as such, by mailing U.S. First Class Mail and U.S. Certified Mail — Return Receipt Requested, addressed to:

David Lester Neese
975 SW Hill Drive
Willamina, OR 97396-2827

DATED this 30th day of July, 2015.

By:



Patty Liddell
Investigative Assistant

Certificate of Mailing – David Lester Neese

Data Classification Level: Either 2- Published or 3 – Confidential
DO: Liddell