1 2 3	BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION OF THE STATE OF OREGON
4 5 6 7	In the Matter of the) DEFAULT ORDER OF Teaching License of) LICENSE REVOCATION RUFUS D. KING)
8	On March 23, 2011, the Teacher Standards and Practices Commission (Commission)
9	issued a Notice of Opportunity for Hearing to Rufus D. King (King) in which the Commission
10	charged her with Gross Neglect of Duty pursuant to OAR 584-020-0040(4)(n), OAR 584-020-
11	0010(5), OAR 584-020-0040(4)(0), OAR 584-020-0035(1)(c)(A), OAR 584-020-0035(1)(c)(B),
12	OAR 584-020-0035(1)(c)(D), OAR 584-020-0035(1)(c)(D), OAR 584-020-0040(4)(f). The
13	Notice was sent via U.S. First Class Mail and U.S. Certified Mail Receipt 7010 0290 0001 6831
14	4077 to the address on file with the Commission. The Certified Mail was signed for on March
15	30, 2011. The regular mail was not returned to the Commission. The Notice of Opportunity of
16	Hearing, dated March 23, 2011, and signed by Victoria Chamberlain, Executive Director, stated:
17 18 19 20 21 22 23 24	"IF A REQUEST FOR HEARING IS NOT RECEIVED WITHIN THIS 21-DAY PERIOD, YOUR RIGHT TO A HEARING SHALL BE CONSIDERED WAIVED UNLESS YOUR FAILURE TO REQUEST A HEARING WAS BEYOND YOUR REASONABLE CONTROL. IF YOU DO NOT REQUEST A HEARING OR IF YOU FAIL TO APPEAR AT A HEARING, THE COMMISSION WILL ADOPT AN ORDER OF DEFAULT WHICH MAY INCLUDE THE REVOCATION OR SUSPENSION OF YOUR LICENSE OR OTHER DISCIPLINE."
25	King did not request a hearing. The Commission, therefore, finds King to be in default and
26	enters the following findings of fact, conclusions of law and order, based on the files and records
27	of the Commission concerning this matter.
28	FINDINGS OF FACT
29 20	1. King has been licensed by the Commission since December 29, 2004. King currently
30	holds an Initial I Teaching License authorized to teach Basic Mathematics (HS, ML) and
31	Multiple Subjects (MIDLVL, ELE), issued July 18, 2009, and valid through July 17, 2011.
32 33	During all relevant times King was employed by the Myrtle Point School District.
33 34	2. On April 23, 2010, the Coos County Sheriff's Office began an investigation into
3 4 35	allegations of sexual conduct between King and female high school students.
35 36	3. King sent text messages containing sexual content to female students, a practice known as "sexting"

- 4. Following a female students' breakup with her boyfriend, King sent her a text message that read, "If you would give me a chance, I would make you wet," or words to that effect. King followed up with a voice mail message telling the female student, "If you would give me a chance, it would be a great time," or words to that effect. The female student subsequently skipped King's class on occasion to avoid contact with him.
 - 5. King engaged in consensual sexual relations with a female student when she was 18 years of age, but while still a student at Myrtle Point High School.
 - 6. King did not report to his supervisor that the student with whom he engaged in a sexual relationship had romantic feelings for him.
 - 7. The Sheriff's investigation also uncovered photographs of King hugging a female student in a manner suggesting more than a professional student teacher relationship.

CONCLUSIONS OF LAW

Rufus D. King's conduct as described in #3 constitutes gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(1) (Recognize the worth and dignity of all persons and respect for each individual), OAR 584-020-0010(5) (Use professional judgment); OAR 584-020-0040(4)(0) as it incorporates OAR 584-020-0035(1)(c)(A) (Not demonstrating or expressing professionally inappropriate interest in a student's personal life), OAR 584-020-0035(1)(c)(B) (Not accepting or giving or exchanging romantic or overly personal gifts or notes with a student) and OAR 584-020-0035(1)(c)(D) (Honoring appropriate adult boundaries with students in conduct and conversations at all times).

King's conduct as described in #4 above constitutes gross neglect of duty in violation of

ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(1) (Recognize the worth and dignity of all persons and respect for each individual), OAR 584-020-0010(5) (Use professional judgment); OAR 584-020-0040(4)(o) as it incorporates OAR 584-020-0035(1)(c)(A) (Not demonstrating or expressing professionally inappropriate interest in a student's personal life), OAR 584-020-0035(1)(c)(B) (Not accepting or giving or exchanging romantic or overly personal gifts or notes with a student), and OAR 584-020-0035(1)(c)(D) (Honoring appropriate adult boundaries with students in conduct and conversations at all times).

King's conduct as described in #5 above, constitutes gross neglect of duty in violation of

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      ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(1)
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      (Recognize the worth and dignity of all persons and respect for each individual), OAR 584-
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      020-0010(5) (Use professional judgment); OAR 584-020-0040(4)(0) as it incorporates OAR
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      584-020-0035(1)(c)(D) (Honoring appropriate adult boundaries with students in conduct and
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     conversations at all times); and OAR 584-020-0040(4)(f) (Any sexual conduct with a student).
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             King's conduct as described in #6 above constitutes gross neglect of duty in violation of
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      ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(1)
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     (Recognize the worth and dignity of all persons and respect for each individual), OAR 584-
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      020-0010(5) (Use professional judgment); OAR 584-020-0040(4)(0) as it incorporates OAR
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     584-020-0035(1)(c)(C) (Reporting to the educator's supervisor if the educator has reason to
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      believe a student is or may be becoming romantically attached to the educator).
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             King's conduct as described in #7 above constitutes gross neglect of duty in violation of
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      ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(1)
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      (Recognize the worth and dignity of all persons and respect for each individual), OAR 584-
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      020-0010(5) (Use professional judgment); OAR 584-020-0040(4)(0) as it incorporates OAR
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      584-020-0035(1)(c)(A) (Not demonstrating or expressing professionally inappropriate
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      interest in a student's personal life), and OAR 584-020-0035(1)(c)(D) (Honoring appropriate
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      adult boundaries with students in conduct and conversations at all times).
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             The Commission's authority to impose discipline in this matter is based upon ORS
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      342.175.
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1 FINAL ORDER 2 The Commission hereby revokes the licensure of Rufus D. King. IT IS SO ORDERED THIS day of May, 2011. 3 TEACHER STANDARDS AND PRACTICES COMMISSION 6 7 9 10 11 12 NOTICE OF APPEAL OR RIGHTS 13 14 YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY BE 15 OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE SERVICE OF 16 THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF ORS 183.482 TO 17 THE OREGON COURT OF APPEALS. 18