

1 2012, through September 20, 2015. During all relevant times, Kluttz was employed
2 by the Greater Albany School District as a teacher.

- 3
- 4 2. On December 17, 2013, the Commission received a report from the Greater Albany
5 School District indicating Kluttz was under investigation by the district and local law
6 enforcement regarding allegations of inappropriate communications with a student.
7 On December 26, 2013, the Commission received an additional complaint from a
8 patron indicating Kluttz had inappropriately communicated with a student. The
9 patron complaint included a copy of a protective stalking order the patron had filed
10 against Kluttz. The investigation determined that during the 2012-2013 school year,
11 Kluttz inappropriately communicated with 13 year old, female student, AM, via text
12 and instant message programs. Kluttz's communications with AM number in the
13 thousands and included messages exchanged as early as 5:30 a.m. and as late as 1:44
14 a.m. In the course of these communications with AM, Kluttz learned that AM was
15 hurting herself by snapping herself with rubber bands and later by cutting herself.
16 Kluttz did not report AM's self-harm as required by mandatory reporting laws. Kluttz
17 referred to AM as "Inion" or "daughter" in Celtic and had entered her this way in his
18 cell phone contacts. AM had Kluttz listed as "Daidi", Celtic for "daddy" on her phone.
19 On or about July 2013, AM's mother and custodial parent Amy, discovered that
20 Kluttz and AM were exchanging text messages. Amy contacted Kluttz and told him to
21 stop such communications with AM because she felt it was inappropriate for a
22 teacher to text a student during summer break. Amy told Kluttz that if he needed to
23 contact AM for school or voice lessons, Kluttz could contact her (Amy) for such
24 arrangements. Amy told Kluttz that she wanted to establish clear, definite lines and
25 boundaries, and Kluttz agreed. At the start of the 2013-2014 school year, Kluttz
26 began to text AM again. Kluttz sought permission to communicate with AM from her
27 non-custodial father and conspired to keep it a secret from AM's mother. Kluttz's
28 text conversations were overly personal in nature and included the sharing of
29 personal information including; AM telling Kluttz she loved him, Kluttz telling AM
30 that he loved her, and how lucky Kluttz was to have her.

1 3. During the course of the investigation, it was discovered that Kluttz had engaged
2 another eighth grade, female student, ED, in inappropriate conversations using text
3 messages and messaging programs through the computer program Pintrest. Kluttz's
4 conversations with ED were overly personal, Kluttz exchanged "I love you" and other
5 personal sentiments. Kluttz and ED discussed how using the Pintrest messenger
6 allowed them to converse in secret, and Kluttz discussed having to delete his
7 messages so others would not find them. Kluttz refers to ED as "Daughter," and she
8 refers to Kluttz as "Dad" in their conversations. A search of Kluttz's school computer
9 and cell phone discovered a multitude of photographs of ED.
10

11 CONCLUSIONS OF LAW

12 John Arthur Kluttz engaged in unprofessional conduct as described in section two
13 (2) above. Kluttz's conduct detailed above, constitutes gross neglect of duty in violation of
14 ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5)
15 (*Use professional judgment*); OAR 584-020-0040(4)(s) (*Failing to report child abuse*
16 *pursuant to ORS 419B.010*); OAR 584-020-0040(4)(o) as it incorporates OAR 584-020-
17 0035(1)(b)(*Refrain from exploiting relationships with any student for personal gain, or*
18 *in support of persons or issues*), OAR 584-020-0035(1)(c)(A) (*Not demonstrating or*
19 *expressing professionally inappropriate interest in a student's personal life*), OAR 584-
20 020-0035(1)(c)(B) (*Not accepting or giving or exchanging romantic or overly personal*
21 *gifts or notes with a student*); and OAR 584-020-0035(1)(c)(D) (*Honoring appropriate*
22 *adult boundaries with students in conduct and conversations at all times*).

23 John Arthur Kluttz engaged in unprofessional conduct as described in section three
24 (3) above. Kluttz's conduct detailed above, constitutes gross neglect of duty in violation of
25 ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use*
26 *professional judgment*); OAR 584-020-0040(4)(o) as it incorporates OAR 584-020-
27 0035(1)(b)(*Refrain from exploiting relationships with any student for personal gain, or in*
28 *support of persons or issues*), OAR 584-020-0035(1)(c)(A) (*Not demonstrating or*
29 *expressing professionally inappropriate interest in a student's personal life*), OAR 584-020-
30 0035(1)(c)(B) (*Not accepting or giving or exchanging romantic or overly personal gifts or*
31 *notes with a student*); and OAR 584-020-0035(1)(c)(D) (*Honoring appropriate adult*

1 *boundaries with students in conduct and conversations at all times).*

2

3 The Commission's authority to impose discipline in this matter is based upon ORS
4 342.175.

5

6 **FINAL ORDER**

7 The Commission hereby revokes John Arthur Kluttz's Educator license.

8

9 IT IS SO ORDERED THIS 9th day of July, 2015.

10 TEACHER STANDARDS AND PRACTICES COMMISSION



11

By: _____
Victoria Chamberlain, Executive Director

12

13

14

15

16

17

18

19

NOTICE OF APPEAL OR RIGHTS

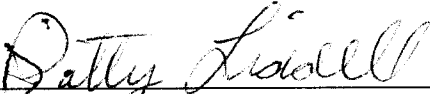
YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW
MAY BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM
THE SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE
PROVISIONS OF ORS 183.482 TO THE OREGON COURT OF APPEALS.

CERTIFICATE OF MAILING

I hereby certify that I served the foregoing notice of final order, certified by me as such, by mailing U.S. First Class Mail and U.S. Certified Mail—Return Receipt Requested, addressed to:

John Arthur Kluttz
5593 S Santiam Hwy
Lebanon, OR 97355-3537

Dated this 9th day of July, 2015.

By: 
Patty Liddell
Investigative Assistant