

1 Stipulated Final Order below; (vi) she states that no promises or representations have been
2 made to induce her to sign this Stipulation and Final Order; and (vii) she has consulted with an
3 attorney regarding this Stipulation and Final Order and has been fully advised with regard to her
4 rights 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. Lorraine Consoliver currently holds a Standard Teaching License that was issued by
8 the Commission on June 15, 2005. The license is valid through June 14, 2010.


9 2. On May 15, 2008 Consoliver was substitute teaching an elementary music class in
10 the North Wasco County School District.

11 3. During practice for a music program Consoliver noticed a student engaged in
12 conversation with classmates. Concerned that he would miss the cue for the bow Consoliver
13 reports that she attempted to redirect the student.

14 4. The attempted redirection resulting in students and staff reporting that the student was
15 slapped or bopped. The student suffered no visible injury. Consoliver denied intentionally
16 striking the student.


17 5. Consoliver underwent an evaluation following this incident which resulted in a
18 conclusion that she "is fit to continue her current duties as music teacher."

19 **IT IS SO STIPULATED AND AGREED TO:**

20 
21 _____
22 Lorraine Consoliver

4/29/09

Date

23 
24 _____
25 Victoria Chamberlain, Executive Director
26 Teacher Standards and Practices Commission

4-24-09

Date

27 III

28 III

1 **CONCLUSION OF LAW**

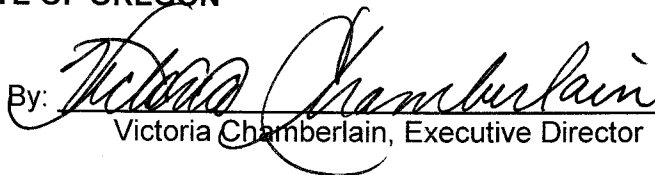
2 On May 15, 2008 Lorraine Consoliver struck a student in an attempt to redirect his
3 attention. This conduct constitutes Gross Neglect of Duty in violation of OAR 584-020-
4 0040(4)(n) as it incorporates OAR 584-020-010(5) (*Use professional judgment*). The
5 Commission has the authority to impose discipline in this matter under ORS 342.120 through
6 342.430 and OAR Chapter 584.

7 **FINAL ORDER**

8 The Commission hereby adopts and incorporates herein the above findings of fact and
9 conclusion of law and based thereon, here by imposes a Public Reprimand on Lorraine
10 Consoliver. This Order shall serve as the Public Reprimand.

11 Issued and dated this 6th day of May, 2009.

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

14
15 By: 
16 Victoria Chamberlain, Executive Director

17 Account Number: 18111