| 1 | BEFORE THE TEACHER STATNDARDS AND PRACTICES COMMISSION STATE OF OREGON | | | |
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| 3 | In the Matter of the Teaching License of | | | |
| 4 | ACCUATE PROGRAMME | STIPULATION AND ORDER OF SUSPENSION | | |
| 5 | MICHAEL ERIC McNEIL | Case No. 108158 | | |
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| 7 | The Teacher Standards and Practices Co | ommission (Commission) issued a Notice of | | |
| 8 | Opportunity for Hearing on April 3, 2003, to Michael Eric McNeil, proposing to impose | | | |
| 9 | discipline under ORS 342.177. Mr. McNeil ha | s requested a hearing. After a review of the | | |
| 10 | matters alleged, Mr. McNeil and the Commission | on have agreed that their respective interests, | | |
| 11 | together with the public interest, are best served | l by a stipulation to certain facts and the | | |
| 12 | suspension of Mr. McNeil's license, followed b | y a period of probation. | | |
| | In entering into this stipulation, Mr. Mc | Neil waives his right to a hearing and understands | | |
| 14 | that the Commission will suspend his teaching | license for a period of 90 days. This stipulation | | |
| 15 | and order are contingent upon approval by the i | full Commission. If the Commission does not | | |
| 16 | approve this stipulation and proposed order, it i | s understood that any waiver of rights by Mr. | | |
| 17 | McNeil is therefore revoked. It is further under | rstood that the statements contained in this | | |
| 18 | stipulation may not be used by either the Comm | nission or Mr. McNeil for any reason if the | | |
| 19 | Commission fails to approve this stipulation and | d proposed order. | | |
| 20 | STIPULA | TED FACTS | | |
| 21 | Mr. McNeil and the Commission stipula | ate as follows: | | |
| 22 | 1. Mr. McNeil holds a Basic Teach | ing License with an endorsement in elementary | | |
| 23 | education. The license is valid through Novem | ber 12, 2005. | | |
| rage 1 - STIPULATION AND ORDER OF SUSPENSION/McNeil JGM:rjh\\\DOJ-LD-CE-FP2\HOME\General Counsel\rh1\tapwip\GENG5496.DOC | | | | |

| 1 | 2. | Mr. McNeil was convicted of Harassment in Yamhill County Circuit Court on |
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| | May 24, 2002 | . The court placed him on probation and required him to undergo Domestic |
| 3 | Violence treat | ment. |
| 4 | 3. | As a result of his conviction, the Commission issued a Public Reprimand and |
| 5 | placed Mr. Me | eNeil on probation for two years, beginning October 11, 2002 |
| 6 | 4. | Mr. McNeil violated his court probation by failing to complete his treatment |
| 7 | program to the | e satisfaction of the court. As a result, on April 28, 2003, the court extended his |
| 8 | probation by s | six months, ordered Mr. McNeil to complete the program and sentenced him to two |
| 9 | days on a wor | k crew. |
| 10 | 5. | Mr. McNeil's failure to comply with his court probation is also a violation of his |
| 11 | probation to the | ne Commission. |
| 12 | 11 1 | 1:-11/ |
| | Michael Eric | (Ex) 1/5 09-1/-03 McNail Date |
| 14 | Tynchael Ene | Werken Date |
| 15 | Victoria Chan | Manuel and 9-24-03. Date Date |
| 16 | victoria Chan | Date Director |
| 17 | | CONCLUSION OF LAW |
| 18 | Micha | el Eric McNeil failed to comply with his court ordered probation. This conduct |
| 19 | constitutes gro | oss unfitness under OAR 584-020-0040(5)(f). |
| 20 | | |
| 21 | | ORDER |
| 22 | The O | regon Teaching License of Michael Eric McNeil is suspended for a period of 90 |
| 23 | days beginnin | g with the date of this order. Upon expiration of the period of suspension and |

| 1 | timely application for reinstatement under OAR 584-050-0015, Mr. McNeil's teaching license |
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| 2 | shall be reinstated upon the condition that he successfully complete the anger management |
| 3 | program and comply with all other terms of his court-ordered probation. |
| 4 | Following reinstatement, Mr. McNeil shall be placed on probation from the date of |
| 5 | reinstatement for a period of one year. |
| 6 | Violation of any condition of probation may constitute an independent basis for the |
| 7 | Commission to impose discipline, up to and including revocation of Mr. McNeil's Oregon |
| 8 | Teaching License, subject to his right to a hearing on the issue of whether he violated probation |
| 9 | Ath OLD |
| 10 | IT IS SO ORDERED this day of October, 2003. |
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| 12 | TEACHER STANDARDS AND PRACTICES COMMISSION |
| 3 | En a l |
| 14 | By: Word Mamberlain Victoria Chamberlain, Executive Director |
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