1	BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION
J,	OF THE STATE OF OREGON

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3 4 5 6	In the Matter of the ) STIPULATION OF FACTS, Teaching License of ) ORDER OF REPRIMAND DAVID JOHN LARSON ) AND PROBATION
7	On May 15, 2003, the Teacher Standards and Practices Commission (Commission)
8	received a report from Darce Driskel, Deputy Superintendent, Hermiston School District
9	indicating that the David John Larson (Larson) was reprimanded for inflicting corporal
0	punishment upon a student on April 11, 2003.
1	Mr. Larson fully cooperated with the Commission's investigation. After review of the
2	matters alleged, Mr. Larson and the Executive Director agree that their respective interests,
3	together with the public interest, are best served by a stipulation to certain facts, a reprimand
4	followed by a period of probation of two (2) years.
Š	This Order sets forth the facts upon which the parties have agreed and the sanction to
6	be imposed. Mr. Larson stipulates that there are sufficient facts contained in the Commission's
7	files and records to support the findings of fact and conclusions of law set forth below. In
8	entering into this stipulation, Mr. Larson waives the right to a hearing to contest the findings of
9	fact, conclusion of law and order set forth below. Mr. Larson understands that the Commission
20	will impose a two (2) year probation.
21	This stipulation is contingent upon approval and adoption of the Order by the
22	Commission. If the Commission does not adopt this Order, neither Mr. Larson nor the
23	Commission are bound by these Stipulations and Mr. Larson retains all rights to a hearing on
24	the allegations.
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1	STIPULATION OF FACTS
<u>}</u>	1. Mr. Larson holds an Oregon Basic Teaching License issued March 20, 2001, valid
3	until March 4, 2004, with a Basic Art Endorsement.
4	2. Mr. Larson is employed by Hermiston School District as an art teacher at Sandstone
5	Middle School. He began his employment with the District in 1995.
6	3. On June 6, 2001, a student complained that Mr. Larson pushed him down the hall.
7	Mr. Larson's supervisor cautioned Mr. Larson about physical contact with students.
8	4. A parent complained that on May 11, 2002, Mr. Larson grabbed a student, her son,
9	between the shoulder and the neck and applied pressure. The student complained of pain in
10	the area of Mr. Larson's physical contact with him.
11	5. On April 11, 2003, Mr. Larson became angry about a student's behavior on the
12	playground and intentionally threw a basketball at a student striking the student in the back.
13	6. Mr. Larson accepts responsibility for his behavior and acknowledges his behavior
•	was inappropriate.
15	CONCLUSION OF LAW
16	Based on facts set forth above it appears that Mr. Larson's behavior on
17	April 11, 2003, is part of a continuing pattern of behavior. David John Larson used
18	unreasonable physical force on April 11, 2003, when he intentionally struck a student in the
19	back with a basketball. This misconduct constitutes Gross Neglect of Duty in violation of OAR
20	584-020-0040(4)(d). The Commission's authority to impose discipline in this matter is based
21	upon ORS 342.175.
22	IT IS SO STIPULATED:
23 24	David John Larson Date
- · 25, -	David John Larsony Date  David John Larsony Date  1000 Panha Jain 9-08-03
26 27	Victoria Chamberlain, Executive Director Teacher Standards and Practices Commission

1	ORDER
2	The Commission imposes a Public Reprimand on David John Larson. This Stipulation
3	of Facts, Order and Probation constitutes the Reprimand.
4	Furthermore, the Commission imposes a two (2) year probation upon Mr. Larson subject
5	to the following terms and conditions:
6	1. Mr. Larson shall submit, within the first six months of said probation, documentation
7	that he has completed (at his own expense), an intensive anger management program
8	regarding appropriate contact with students conducted by a qualified counselor approved in
9	advance by the Commission. This counseling shall consist of, at least nine (9) contact hours.
10	The Commission shall provide the counselor with a copy of this Order. The counselor shall
11	provide the Commission with a report of successful program completion. Mr. Larson shall
12	present evidence of completion of this anger management program by April 15, 2004.
13	2. Mr. Larson shall comply with all Standards for Competent and Ethical Performance
	under Oregon Administrative Rules, Chapter 584, Division 020.
15	Violation of any term or condition of this probation may constitute an independent basis
16	for the Commission to impose discipline, up to and including revocation of Mr. Larson's teaching
17	license subject Mr. Larson's right to a hearing on the issue of whether he violated probation.
18	IT IS SO ORDERED this 4 day of October 2003.
19	TEACHER STANDARDS AND PRACTICES COMMISSION
20	1600
21 22	By: Wallan Mambulain Victoria Chamberlain, Executive Director
23	Approved as to form:
24 25 26	Ralph E. Wiser OSB# 81423
27	Attorney for David John Larson [090803]