## BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION

## OF THE STATE OF OREGON

_		
3	In the Matter of the Teaching License of PHILLIP STANLEY PEYTON	STIPULATION OF FACTS, ORDER OF SUSPENSION AND PROBATION
4		
5		
6	On or about April 8, 2002, the Teacher Standards and Practices Commission	
7	(Commission) received a report from Roger S. Jordan, Director of Personnel of the Springfield	
8	Public Schools indicating that Phillip Stanley Peyton violated Standards on April 5, 2002, by	
9	appearing on duty under the influence of alcohol.	
10	After review of the matters alleged, Mr. Peyton and the Commission agree that their	
11	respective interests, together with the public interest, are best served by a stipulation to certain	
12	facts and the imposition of a 90 day suspension followed by a period of probation of four (4)	
13	years upon reinstatement of licensure.	
14	This Order sets forth the facts upon which the parties have agreed and the sanction to be	
15	imposed. In entering into this stipulation, Mr. Peyton waives the right to a hearing to contest the	
16	findings of fact, conclusions of law and order set forth below. Mr. Peyton understands that the	
17	probation will be subject to specific conditions.	
18	This stipulation is contingent upon app	roval and adoption of the Order by the full
19	Commission. If the Commission does not ado	pt this Stipulation and Order, neither Mr. Peyton
20	nor the Commission are bound by any statements contained herein, and stipulations, and Mr.	
21	Peyton retains all rights to a hearing on the all	egations.
22	<i>///</i>	
23	///	
)		

## STIPULATION OF FACTS

2	1. The Commission has licensed Phillip Stanley Peyton since November 5, 1976. Mr.
3	Peyton currently holds a Basic License valid from January 28, 2002 through December 31, 2005,
4	with a Basic Handicapped Learner I Endorsement.
5	2. Mr. Peyton has served as an Oregon Educator for 27 years. There are no prior
6	complaints regarding Mr. Peyton on file with the Commission.
7	3. Mr. Peyton voluntarily reported to the Commission that he had previously been
8	arrested for DUII on April 22, 1993 and on April 5, 1996. He sought and completed alcohol
9	abuse treatment in November of 1996.
10	4. On February 7, 1997, while employed as a wrestling coach for the Eugene School
11	District and while his drivers license was suspended, Mr. Peyton drove students in a school
12	district van.
13	5. On April 5, 2002, Mr. Peyton reported for duty at the Briggs Middle School in the
14	Springfield School District, while under the influence of alcohol.
15	6. In September of 2002, Mr. Peyton sought admission and was accepted into an
16	intensive outpatient alcohol treatment program. He complied with all program requirements
17	until his insurance coverage expired in October of 2002. Since that date, Mr. Peyton has pursued

7. Mr. Peyton has taken responsibility for alcohol abuse and has agreed to continued treatment through a Commission approved alcohol treatment provider.

aftercare and treatment through Alcoholics Anonymous.

8. Mr. Peyton also suffers from degenerative Parkinson's syndrome, which manifests itself in symptoms such as quivering, shaking, and an off-center gait.

23

18

1.	9. Mr. Peyton enters into this Stipulation of Facts with the knowledge that the Teacher	
2	Standards and Practices Commission will suspend his license for violation of Standards and	
3	place him on probation for a period of 4 years.	
4		
5	IT IS SO STIPULATED:	
6		
7	Philip & Paytin any 8, 2003	
8	Phillip Stanley Peyton Date	
9		
10 (	Millate Banke fain 9-08-03	
11	Victoria Chamberlain, Executive Director Teacher Standards and Practices Commission  Date	
12	Teacher Standards and Fractices Commission	
13	CONCLUSIONS OF LAW	
14	1. Mr. Peyton appeared on duty at a school while under the influence of alcohol on April	
15	2, 2002. This conduct constitutes gross neglect of duty under OAR 584-020-0040(4)(g).	
16	2. Mr. Peyton drove students in a school van on February 7, 1997, during a time when	
17	his driving license was suspended. This conduct constitutes gross neglect of duty under OAR	
18	584-020-0040(4)(o) as it incorporates OAR 584-020-0035(3)(a) and gross unfitness under OAR	
19	584-020-0040(5)(e).	
20		
21	<i>///</i>	
22		
23	3 ///	

Page 3 – STIPULATION OF FACTS, ORDER OF SUSPENSION AND PROBATION/PEYTON JGM:rh1\GENG4643

1	ORDER
2	The Oregon Teaching License of Phillip Stanley Peyton is suspended for a period of 90
3	days effective on the date of this order. Upon expiration of the period of suspension, Mr.
4	Peyton's teaching license shall be reinstated upon the following conditions:
5	1. Mr. Peyton shall submit an application for reinstatement as provided under OAR 584-
6	050-0015(3).
7	2. Mr. Peyton shall, at his own expense, successfully participate in and complete an
8	alcohol treatment program through a certified alcohol treatment provider that is acceptable to the
9	Commission.
10	3. Mr. Peyton shall insure that the treatment provider submits to the Commission a
11	written report to verify Mr. Peyton's successful participation in the program. The report shall
12	also contain the provider's treatment plan and recommendations for continued treatment.
13	Upon reinstatement, of his teaching license, Mr. Peyton shall be placed on probation to
14	the Commission for a period of four years, subject to the following conditions:
15	1. Mr. Peyton shall participate in continuing treatment as recommended by his alcohol
16	treatment provider. During the first two years of probation, Mr. Peyton shall insure that the
17	Commission receives written reports from the provider of Mr. Peyton's continuing participation
18	and compliance with his treatment plan. The reports shall be submitted at six months intervals
19	with the first report due six months after the date of reinstatement of Mr. Peyton's teaching
20	license and the last report due 24 months after the date of reinstatement.
21	2. Mr. Peyton shall abstain from the consumption of alcohol or unlawful controlled

22 substances.

23

1	3. Mr. Peyton shall comply with all Standards for Competent and Ethical Performance	
2	under OAR Division 20.	
3	Violation of any of the term of probation may constitute an independent basis for the	
4	Commission to impose discipline, up to and including revocation of Mr. Peyton's teaching	
5	license, subject to his right to a hearing on the issue of whether he violated probation.	
6		
7	Dated this 8 day of August, 2003.	
8		
9	TEACHER STANDARDS AND PRACTICES COMMISSION	
10	Professor Vander Con	
11	By Wictoria Chamberlain, Executive Director	
12		
13	Approved as to form:	
14	Aruna A. Masih OSB# 97324	
15		
16		
17		
18		
19		
20		
21		
22		
23		

Page 5 – STIPULATION OF FACTS, ORDER OF SUSPENSION AND PROBATION/PEYTON JGM:rh1\GENG4643