

1 made to induce him to sign this Stipulation and Final Order; and (vii) he has consulted with an
2 attorney regarding this Stipulation and Final Order and has been fully advised with regard to his
3 rights thereto, or waives any and all rights to consult with an attorney prior to entering into this
4 Stipulation and Final Order and issuance and entry of the Stipulated Final Order below. This
5 stipulation is contingent upon approval and adoption of the Order by the Commission. If the
6 Commission does not adopt this Order, neither Mr. Offutt nor the Commission are bound by
7 these Stipulations and Mr. Offutt retains all rights to a hearing on the allegations.

8 **STIPULATION OF FACTS**

9 1. The Commission has licensed Mr. Offutt since July 30, 1987. Mr. Offutt holds a Standard
10 Teaching License issued September 20, 2008 and valid through September 19, 2013 with
11 an endorsement in Standard Advanced Mathematics.

12 2. Mr. Offut made comments to a female student during class that made her feel
13 uncomfortable. Mr. Offut made the following comments to the same female student:

14 a. In response to the student asking whether she could borrow a pencil, "Yes, but
15 only because you are cute."

16 b. In response to the female and male student asking to see their tests, "Yes, but
17 (female student) gets to see hers first because she is cuter than you."

18 c. In response to the female students' reaction to her test result, "That's OK, you're
19 going to get through life on your looks."

20 d. "On a scale of 1-10, rate yourself in terms of your looks, personality, aura, and
21 being." And in response to the student's self assessment, "I think you are
22 better than that, at least an 8 or 9."


23 3. Mr. Offutt's employment record shows that he received praise for use of humor and
24 engaging students in the classroom.

25 4. During the Commission's investigation Mr. Offutt explained that, although it was not his
26 intent, he understood how these types of comments, could be misinterpreted. His aim was


1 to raise this student's extremely poor self-esteem. In hindsight, he recognizes his comments
2 were not a good way to do that.

3 5. The investigation did not find any evidence of inappropriate conduct or contact with
4 students.

5 IT IS SO STIPULATED:

6 
7 Claggett Offutt

Date 1/3/11

8 
9 Victoria Chamberlain, Executive Director
10 Teacher Standards and Practices Commission

Date 12-16-10

11 ///

12 **CONCLUSION OF LAW**

13 Claggett Offutt utilized inappropriate humor with a female student in his classroom. This
14 conduct constitutes Gross Neglect of Duty in violation of OAR 584-020-0040(4)(n) as it
15 incorporates OAR 584-020-0010(1) (*Use of professional judgment*) and OAR 584-020-
16 0040(4)(o) as it incorporates OAR 584-020-0035(1)(c)(D) (*Honoring appropriate adult
17 boundaries with students in conduct and conversations at all times.*) The Commission's
18 authority to impose discipline in this matter is based upon ORS 342.175.

19 **ORDER**

20 The Commission adopts and incorporates herein the above findings of fact and
21 conclusion of law, based thereon, hereby imposes a Public Reprimand upon the Teaching
22 License of Claggett Offutt.

23 IT IS SO ORDERED this 11th day of February, 2011.

24 TEACHER STANDARDS AND PRACTICES COMMISSION

25
26 By: 
27 Victoria Chamberlain, Executive Director