

FEB 10 2017

BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION
OF THE STATE OF OREGON

Teacher Standards &
Practices Commission

In the Matter of the) STIPULATION OF FACTS AND
Educator License of) FINAL ORDER OF REPRIMAND
MARGURITE SUE LYONS)

On March 2, 2015, the Teacher Standards and Practices Commission (Commission) received a report from the Ontario School District alleging professional misconduct on the part of licensed educator, Margurite Sue Lyons (Lyons).

After review of the matters alleged, Lyons and the Commission agree that their respective interests, together with the public interest, are best served by a stipulation to certain facts and the imposition of a public reprimand.

By signing below, Lyons acknowledges, understands, stipulates, and agrees to the following: (i) she has been fully advised of her rights to notice and a hearing to contest the findings of fact, conclusions of law, and order set forth below, and fully and finally waives all such rights and any rights to appeal or otherwise challenge this Stipulation of Facts and Final Order of Reprimand (Stipulation and Final Order); (ii) this Stipulation and Final Order is a public document and disclosed to the public upon request by the Commission; (iii) this Stipulation and Final Order is contingent upon and subject to approval and adoption by the Commission. If the Commission does not approve and adopt this Stipulation and Final Order, then neither Lyons nor the Commission are bound by the terms herein; (iv) she has fully read this Stipulation and Final Order, and understands it completely; (v) she voluntarily, without any force or duress, enters into this Stipulation and Final Order and consents to issuance and entry of the Stipulated Final Order below; (vi) she states that no promise or representation has been made to induce her to sign this Stipulation and Final Order; and (vii) she has consulted with an attorney regarding this Stipulation and Final Order and has been fully advised with regard to her rights thereto, or waives any and all rights to consult with an attorney prior to entering into this Stipulation and Final Order and issuance and entry of the Stipulated Final Order below.

STIPULATION OF FACTS

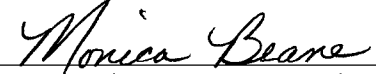
1. Margurite Lyons has been licensed by the Commission since July 28, 1983. Lyons' Standard Teaching License, with endorsements in Basic Family and Consumer Studies (018) and Hospitality and Tourism (024), is valid from July 15, 2013,

1 through July 14, 2018. During all relevant times, Lyons was employed by the
2 Ontario School District.

3 2. On March 2, 2015, the Commission received a district report indicating Lyons
4 may have committed acts which constitute gross neglect of duty. Investigation
5 determined that on December 7, 2014, Lyons redeemed a "Kohl's Cash" store
6 credit for the purchase of personal items. The \$150 value credit had been earned
7 by the school district during a prior purchase of items for the school's culinary
8 program. It was school district policy that such rebates were the property of the
9 district and should be used to purchase additional materials for the culinary arts
10 program. When the district inquired as to what happened to the \$150 Kohl's Cash
11 certificate, Lyons had not been truthful in her responses. On February 19, 2015,
12 Lyons resigned her employment with the Ontario School District in lieu of
13 termination.

14
15 IT IS SO STIPULATED:

16  _____ Date 2/1/17
17
18 Margurite Sue Lyons

19  _____ Date 2/13/17
20
21 Dr. Monica Beane, Executive Director
22 Teacher Standards and Practices Commission

23 ////

24 **CONCLUSION OF LAW**

25 Margurite Lyons' conduct as described above, violates professional standards.
26 Lyons' conduct constitutes gross neglect of duty in violation of ORS 342.175(1)(b); OAR
27 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use professional*
28 *judgment*), OAR 584-020-0025(2)(b) (*Using and maintaining district property,*
29 *equipment, and materials appropriately*), OAR 584-020-0025(2)(d) (*Using district and*
30 *school business and financial procedures*), OAR 584-020-0025(2)(e) (*Using district*
31 *lawful and reasonable rules and regulations*), OAR 584-020-0030(2)(b) (*Skill in*
32 *communicating with administrators, students, staff, parents, and other patrons*); OAR

1 584-020-0040(4)(o) as it incorporates OAR 584-020-0035(2)(e) (*Not use the district's*
2 *or school's name, property, or resources for non-educational benefit or purposes*
3 *without approval of the educator's supervisor or the appointing authority*), OAR 584-
4 020-0035(3)(a) (*Maintain the dignity of the profession by respecting and obeying the*
5 *law, exemplifying personal integrity and honesty*); OAR 584-020-0040(4)(b)
6 (*Substantial unauthorized use of employment time or school resources for private*
7 *purposes*); and OAR 584-020-0040(4)(c) (*Falsification of any document or knowing*
8 *misrepresentation directly related to licensure, employment, or professional duties*).
9 The above conduct also constitutes gross unfitness in violation of ORS 342.175(1)(c);
10 OAR 584-020-0040(5)(b) (*Fraud or misrepresentation*).

11 The Commission's authority to impose discipline in this matter is based upon
12 ORS 342.175.

13 **ORDER**

14 Based on the foregoing, the Commission hereby orders as follows:

- 15 1. The Commission adopts and incorporates herein the above findings of fact and
16 conclusions of law, and based thereon, imposes a Public Reprimand on
17 Margurite Sue Lyons' Oregon educator license(s).

18
19 Issued and dated this 7th day of April, 2017.

20 **TEACHER STANDARDS AND PRACTICES COMMISSION**
21 **STATE OF OREGON**

22 By Monica Beane
23 Dr. Monica Beane, Executive Director
24