

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

3
4 In the Matter of the Educator) DEFAULT ORDER OF
5 License of) REVOCAION OF RIGHT TO
6 KAREN MARIE YEOMANS) APPLY FOR AN EDUCATOR LICENSE
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9 On May 3, 2013, the Teacher Standards and Practices Commission (Commission)
10 issued a Notice of Opportunity for Hearing to Karen Marie Yeomans (Yeomans) in which
11 the Commission charged her with Gross Neglect of Duty. The Notice was sent via U.S. First
12 Class Mail and U.S. Certified Mail Receipt 7011 2000 0001 1282 3404 to the address on file
13 with the Commission. The Notice designated the Commission file as the record for purposes
14 of proving a prima facie case. The Certified Mail receipt was returned, "Undeliverable" to
15 the Commission May 13, 2013. The regular mail was not returned to the Commission. The
16 Notice of Opportunity of Hearing, dated May 3, 2013, and signed by Victoria Chamberlain,
17 Executive Director, stated:

18 "IF A REQUEST FOR HEARING IS NOT RECEIVED WITHIN THIS 21-DAY
19 PERIOD, YOUR RIGHT TO A HEARING SHALL BE CONSIDERED WAIVED
20 UNLESS YOUR FAILURE TO REQUEST A HEARING WAS BEYOND YOUR
21 REASONABLE CONTROL. IF YOU DO NOT REQUEST A HEARING OR IF YOU
22 FAIL TO APPEAR AT A HEARING, THE COMMISSION WILL ADOPT AN ORDER
23 OF DEFAULT WHICH MAY INCLUDE THE REVOCATION OR SUSPENSION OF
24 YOUR LICENSE OR OTHER DISCIPLINE."
25

26 Yeomans did not request a hearing. The Commission, therefore, finds Yeomans to be in
27 default and enters the following findings of fact, conclusions of law, and final order, based
28 on the files and records of the Commission concerning this matter.

29 **FINDINGS OF FACT**

- 30 1. Karen Marie Yeomans has been licensed since November 14, 2007. Yeomans held an
31 Initial I Teaching License issued May 15, 2008, with an endorsement in Language Arts
32 (HS), which expired on December 9, 2011. Yeomans has not made application for
33 renewal. During all relevant times, Yeomans was not known to be employed by any
34 Oregon School District.
- 35 2. On September 13, 2011, the Commission received information from the NASDTEC
36 clearing house indicating that Yeomans' teaching credentials in the State of
37 Tennessee had been suspended due to a positive test for drugs (amphetamine and

1 methamphetamine), for a period of one year commencing on April 15, 2011. Your
2 reinstatement, according to the Tennessee Order, is contingent upon proof of
3 rehabilitation.

4 **CONCLUSIONS OF LAW**

5 Yeomans's conduct constitutes gross neglect of duty in violation of ORS
6 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use*
7 *professional judgment*), OAR 584-020-0040(4)(g) (*Appearing on duty or at any district-*
8 *sponsored activity while under the influence of alcohol or any controlled substance*); OAR
9 584-020-0040(4)(o) as it incorporates OAR 584-020-0035(3)(a) (*Maintain the dignity of*
10 *the profession by respecting and obeying the law, exemplifying personal integrity and*
11 *honesty*). This conduct also constitutes gross unfitness in violation of ORS 342.175(1)(c);
12 OAR 584-020-0040(5)(a) (*Revocation, suspension or denial of a license by another state*
13 *for reasons and through procedures that are the same as, or substantially equivalent to,*
14 *those permitting similar action in Oregon*); and OAR 584-020-0040(5)(e) (*Admission of or*
15 *engaging in acts constituting criminal conduct, even in the absence of a conviction*).
16


17 The Commission's authority to impose discipline in this matter is based upon ORS
18 342.175.

19 **FINAL ORDER**

20 The Commission hereby revokes Karen Marie Yeomans' Right to Apply for an
21 Educator license.

22 IT IS SO ORDERED THIS 22nd day of October, 2013.

23 TEACHER STANDARDS AND PRACTICES COMMISSION

24 By: 
25 _____
26 Victoria Chamberlain, Executive Director
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28

NOTICE OF APPEAL OR RIGHTS

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3 YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW
4 MAY BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM
5 THE SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE
6 PROVISIONS OF ORS 183.482 TO THE OREGON COURT OF APPEALS.

CERTIFICATE OF MAILING

I hereby certify that I served the foregoing notice of final order, certified by me as such, by mailing U.S. First Class Mail and U.S. Certified Mail—Return Receipt Requested, addressed to:

Karen Marie Yeomans
3430 Highway 231 N Lot 2
Shelbyville, TN 37160-7133

Dated this 22nd day of October, 2013.

By: Patty Liddell
Patty Liddell
Investigative Assistant