

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

In the Matter of the)
Teaching License of) STIPULATION OF FACTS,
GUY E. POST) SUSPENSION AND ORDER
OF PROBATION)

On or about March 13, 1998, the Teacher Standards and Practices Commission (Commission) issued a Notice of Opportunity for Hearing to Guy E. Post (Post) in which the Commission proposed to suspend or revoke his Oregon Teaching License or to impose other discipline under ORS 342.177.

The Commission and Post have now reviewed the matters alleged and have agreed to the following stipulation. In entering this stipulation Post waives his right to a hearing. This agreement sets forth the facts Post will not contest, including the Commission Order of a 60 day suspension of Post's teaching license and for two years' probation.

STIPULATION OF FACTS

1. Post holds a Standard Teaching License valid until December 2, 2002.
2. Post began employment with the Morrow County School District in 1991 as a math teacher.
3. In November 1997, the district began an investigation into travel reimbursement irregularities. As a result of the investigation, the school district determined that Post had received reimbursement for a math conference in 1996 from both the school district and the Morrow County Education Service District (ESD). Post retained the \$500 Eisenhower Funds awarded by the ESD even though the school district had paid the total conference cost.
4. Post assumed he could keep the \$500 because he had been permitted to submit a funding request to both his school and the ESD when he initially sought funding to attend the conference. The district and ESD never intended to have

1 the combined funding exceed 100 percent of the conference
2 cost. Post believed the money was similar to professional
development funds.

3 5. Post followed a similar procedure in 1997 when he sought
4 funding to attend a math conference in Alaska. Post sought
5 reimbursement from both the school district and ESD for the
6 cost of his attendance. Additionally, Post turned in
7 receipts for expenses that had been paid in part by a co-
8 worker who shared expenses with Post at the conference.

9 6. When questioned in November 1997 by the Superintendent,
10 Post admitted receiving the two reimbursements in 1996 and
11 admitted submitting requests for reimbursement for 1997
12 that should not have been paid. Post asserted that he made
13 a mistake in attempting to receiving reimbursement for
14 costs paid by the co-worker.

15 7. The superintendent notified Post on or about November 24,
16 1997, that he would recommend dismissal to the school
17 board.

18 8. As a result of a settlement agreement Post resigned
19 December 19, 1997, and repaid \$500 to the district. No
20 criminal charges were brought against Post.

21 9. Post has been able to obtain substitute teaching in a
22 different district even after disclosing the facts above.

23 Post enters into this Stipulation of Facts with knowledge
24 that the Teacher Standards and Practices Commission will suspend
25 his Oregon Standard Teaching License for a period of 60 days and
26 upon reinstatement of the license shall place him on probation
for a period of two years. This Stipulation is contingent upon
approval and adoption of the Order by the Commission. If the
Commission does not adopt this Order, neither Post nor the
Commission are bound by these stipulations and Post retains all
rights to a hearing on the allegations.

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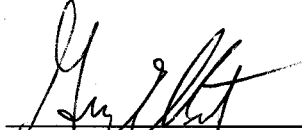
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1 IT IS SO STIPULATED:

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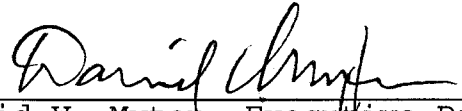
Guy E. Post

06/25/98

Date

4

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David V. Myton, Executive Director Date
Teacher Standards and Practices Commission

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8 CONCLUSIONS OF LAW

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10 Under ORS 342.175 Post violated OAR 584-020-0035(2)(e) and
11 (3)(a) and OAR 584-020-0040(4)(b) in 1996 and 1997 when he sought
12 reimbursement for unauthorized expenses and when he retained
13 public funds erroneously paid.

14

15 ORDER

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17 The Commission adopts the above Findings of Fact and
18 suspends the Oregon teaching license of Post for 60 days
19 commencing June 15, 1998 through August 15, 1998. Thereafter,
20 Post will be on probation for two years, for the period
21 August 16, 1998 through August 15, 2000, pursuant to
22 ORS 342.177(3)(b).

23

24 The terms of probation are as follows:

25

26 1. Post shall comply with the standards for ethical and
competent performance of Oregon educators under OAR 584
Division 20.

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28 2. Post shall disclose this order when making application for
public school employment through August 15, 2000.

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30 3. Post shall comply with all laws and report to the Executive
Director any arrests, diversions, civil compromise, pleas
of no contest or convictions within ten days of occurrence.

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1 4. Post shall report to the Executive Director within ten days
2 any employer investigations of possible misconduct or any
discipline received from any public school employer.

3 5. Violation of the terms of this probation shall constitute
4 an independent basis for the Commission to impose other
disciplinary sanctions upon Post after first giving notice
5 and opportunity for hearing.

6 DATED this 15th day of July ^{DM} ~~June~~ 1998.

7 TEACHER STANDARDS AND PRACTICES COMMISSION

8 By: David V. Myton
9 David V. Myton, Executive Director

10 Approved as to form:

11 Monica A. Smith
12 Monica A. Smith
13 Attorney for Guy E. Post

6/19/98
Date

14 Gary Cordy
15 Gary Cordy
16 Assistant Attorney General

6-19-98
Date

26 tjh/GMC/JGG120F5