

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

3 In the Matter of the)	STIPULATION OF FACTS,
4 Teaching License of)	ORDER OF REPRIMAND
5 CHRISTOPHER MARC GILMAN)	AND PROBATION

6 On or about February 9, 2004, the Teacher Standards and Practices
7 Commission (Commission) received a report from Richard Gregory, Superintendent,
8 Medford School District indicating that Christopher Marc Gilman [Gilman] engaged in
9 unprofessional conduct through his interactions with female students.

10 After review of the matters alleged, Mr. Gilman and the Commission agree that
11 their respective interests, together with the public interest, are best served by a
12 stipulation to certain facts, the imposition of a Public Reprimand and a two (2) year
13 probation. This Order sets forth the facts upon which the parties have agreed and the
14 sanction to be imposed. Mr. Gilman stipulates that there are sufficient facts contained
15 in the Commission's files and records to support the findings of fact and conclusions of
16 law set forth below. In entering into this stipulation, Mr. Gilman waives the right to a
17 hearing to contest the findings of fact, conclusion of law and order set forth below.
18 Mr. Gilman understands that the probation will be subject to specific conditions.

STIPULATION OF FACTS

20 1. The Commission has licensed Christopher Marc Gilman since July 9, 1996.
21 Mr. Gilman currently holds a Standard Teaching License valid July 31, 2000, through
22 June 11, 2006, with a Standard Elementary Endorsement.

23 2. During the period of December 2003, Mr. Gilman was employed as an
24 elementary school teacher with the Medford School District.

25 3. During the period of December 2003, Mr. Gilman, on multiple occasions
26 engaged in inappropriate physical conduct with 4th grade female students. Such

1 inappropriate conduct included permitting students to sit in his lap during the class,
2 "tickling" of female students, and the touching of female students on the leg. Such
3 inappropriate conduct also included pats on the buttock area during athletic activities
4 and free-play time.

5 4. Mr. Gilman recognizes that his touching of the student's was inappropriate.

6 Christopher Marc Gilman enters into this Stipulation of Facts with the knowledge
7 that the Teacher Standards and Practices Commission shall place him on probation for
8 a period of two (2) years. This Stipulation is contingent upon approval and adoption of
9 the Order by the full Commission. If the Commission does not adopt this Order, neither
10 Mr. Gilman nor the Commission are bound by these stipulations and Mr. Gilman retains
11 the right to a hearing on the allegations.

12 IT IS SO STIPULATED:

13 Chris Gilman
14 Christopher Marc Gilman

07/31/04
Date

15 Victoria Chamberlain
16 Victoria Chamberlain, Executive Director
17 Teacher Standards and Practices Commission

8-26-04
Date

18 **CONCLUSIONS OF LAW**

19 Christopher Marc Gilman violated OAR 584-020-0040(4)(o) by failing to maintain
20 an appropriate professional student-teacher relationship by touching female student's
21 on the stomach, leg's and buttocks, and by permitting student's to sit in his lap during
22 the hours of classroom instruction. This misconduct constitutes Gross Neglect of Duty.
23 The Commission's authority to impose discipline in this matter is based upon ORS
24 342.175.

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Oregon

Theodore R. Kulongoski, Governor

Teacher Standards and Practices Commission

465 Commercial St. NE

Salem, OR 97301

(503) 378-3586, (503) 378-4448 fax

www.TSPC.state.or.us

contact.tspc@state.or.us

February 11, 2005

Adam Arms
Attorney at Law
| McKanna | Bishop | Joffe | & Sullivan | LLP
1635 NW Johnson Street
Portland OR 97209

RE: CHRISTOPHER MARC GILMAN
Your File No. 03.283

Dear Mr. Arms:

On January 13, 2005, the Teacher Standards and Practices Commission adopted a Stipulation of Facts, Order of Reprimand and Probation regarding your client, Christopher Marc Gilman. The Order imposed a Public Reprimand upon Christopher Gilman and a two-year probation subject to conditions. A fully executed copy of this Order was sent to you on January 31, 2005.

This Order was signed by Christopher Gilman on July 31, 2004, and approved as to form by you. That signed Order was received after the Commission's summer July 28-30 meeting occurred. In practice, it should have been considered by the Commission at the next regularly scheduled Commission meeting in October 2004. However, due to an oversight within our office, that Order was not adopted by the Commission until the January 2005 meeting.

As you stated, one condition of the probation was for Mr. Gilman to seek evaluation by a psychotherapist, therapist or medical professional acceptable to the Commission and provide the Commission with treatment-compliance reports every six months. Since this Order was not approved by the Commission until January 2005, the written report from an evaluator attesting that Mr. Gilman is fit to work with children and the probability Mr. Gilman will not repeat inappropriate physical contact with students in the future shall be provided by July 28, 2005. Treatment-compliance reports shall then be provided every six (6) months during the period of probation, on or before January 28, 2006; July 28, 2006; and January 28, 2007.

I apologize for the inconvenience this caused. If you have any questions, please do not hesitate to call. Thank you for your assistance in this matter.

Sincerely,

Victoria Chamberlain
Executive Director

/mgh

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2 **ORDER**

3 The Commission imposes a Public Reprimand on Christopher Marc Gilman.

4 This Stipulation of Facts, Order and Probation constitutes the Reprimand. Furthermore,
5 the Commission imposes a two (2) year probation upon Mr. Gilman subject to the
6 following conditions.

7 The terms of probation are as follows:

8 1. Mr. Gilman shall, seek evaluation by a psychotherapist, therapist or medical
9 professional acceptable to the Commission. As part of his evaluation, Mr. Gilman shall
10 furnish a copy of this order to the evaluator.

11 2. The evaluator shall submit to the Commission, a written report attesting that
12 Mr. Gilman is fit to work with children and that there is a high probability Mr. Gilman will
13 not repeat inappropriate physical contact with students in the future. Mr. Gilman shall
14 submit to the Executive Director of the Commission reports of his compliance with the
15 treatment plan. Mr. Gilman shall provide these reports every six (6) months during his
16 probation, on or before January 28, 2005; July 28, 2005; January 28, 2006; and July 28,
17 2006.

18 3. Mr. Gilman shall comply with all Standards for Competent and Ethical
19 Performance under Oregon Administrative Rules, Chapter 584, Division 020.

20 If Mr. Gilman does not comply with his treatment plan based on the reports of
21 his treatment provider or as otherwise determined by the Executive Director he shall be
22 in violation of the terms of this probation. Violation of the terms of this probation may
23 constitute an independent basis for the Commission to impose discipline, up to and

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1 including revocation of Mr. Gilman's teaching license subject to Mr. Gilman's right to a
2 hearing on the issue of whether he violated probation.

3 IT IS SO ORDERED this 13 day of ~~October, 2004~~ ^{January 2005}

4 TEACHER STANDARDS AND PRACTICES COMMISSION

5 By 
6 Victoria Chamberlain, Executive Director
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8 Approved as to form:
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10 Adam S. Arms, OSB#01018
11 Attorney for Christopher Marc Gilman

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