

1 **STIPULATION OF FACTS**

2 1. The Commission has licensed Phillip Stanley Peyton since November 5, 1976. Mr.
3 Peyton currently holds a Basic License valid from January 28, 2002 through December 31, 2005,
4 with a Basic Handicapped Learner I Endorsement.

5 2. Mr. Peyton has served as an Oregon Educator for 27 years. There are no prior
6 complaints regarding Mr. Peyton on file with the Commission.

7 3. Mr. Peyton voluntarily reported to the Commission that he had previously been
8 arrested for DUII on April 22, 1993 and on April 5, 1996. He sought and completed alcohol
9 abuse treatment in November of 1996.

10 4. On February 7, 1997, while employed as a wrestling coach for the Eugene School
11 District and while his drivers license was suspended, Mr. Peyton drove students in a school
12 district van.

13 5. On April 5, 2002, Mr. Peyton reported for duty at the Briggs Middle School in the
14 Springfield School District, while under the influence of alcohol.

15 6. In September of 2002, Mr. Peyton sought admission and was accepted into an
16 intensive outpatient alcohol treatment program. He complied with all program requirements
17 until his insurance coverage expired in October of 2002. Since that date, Mr. Peyton has pursued
18 aftercare and treatment through Alcoholics Anonymous.

19 7. Mr. Peyton has taken responsibility for alcohol abuse and has agreed to continued
20 treatment through a Commission approved alcohol treatment provider.

21 8. Mr. Peyton also suffers from degenerative Parkinson's syndrome, which manifests
22 itself in symptoms such as quivering, shaking, and an off-center gait.

1 9. Mr. Peyton enters into this Stipulation of Facts with the knowledge that the Teacher
2 Standards and Practices Commission will suspend his license for violation of Standards and
3 place him on probation for a period of 4 years.
4

5 IT IS SO STIPULATED:

6
7 Phillip S. Peyton
8 Phillip Stanley Peyton

Aug 8, 2003
Date

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

8-08-03
Date

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13 CONCLUSIONS OF LAW

14 1. Mr. Peyton appeared on duty at a school while under the influence of alcohol on April
15 2, 2002. This conduct constitutes gross neglect of duty under OAR 584-020-0040(4)(g).

16 2. Mr. Peyton drove students in a school van on February 7, 1997, during a time when
17 his driving license was suspended. This conduct constitutes gross neglect of duty under OAR
18 584-020-0040(4)(o) as it incorporates OAR 584-020-0035(3)(a) and gross unfitness under OAR
19 584-020-0040(5)(e).

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1 ORDER

2 The Oregon Teaching License of Phillip Stanley Peyton is suspended for a period of 90
3 days effective on the date of this order. Upon expiration of the period of suspension, Mr.

4 Peyton's teaching license shall be reinstated upon the following conditions:

5 1. Mr. Peyton shall submit an application for reinstatement as provided under OAR 584-
6 050-0015(3).

7 2. Mr. Peyton shall, at his own expense, successfully participate in and complete an
8 alcohol treatment program through a certified alcohol treatment provider that is acceptable to the
9 Commission.

10 3. Mr. Peyton shall insure that the treatment provider submits to the Commission a
11 written report to verify Mr. Peyton's successful participation in the program. The report shall
12 also contain the provider's treatment plan and recommendations for continued treatment.

13 Upon reinstatement, of his teaching license, Mr. Peyton shall be placed on probation to
14 the Commission for a period of four years, subject to the following conditions:

15 1. Mr. Peyton shall participate in continuing treatment as recommended by his alcohol
16 treatment provider. During the first two years of probation, Mr. Peyton shall insure that the
17 Commission receives written reports from the provider of Mr. Peyton's continuing participation
18 and compliance with his treatment plan. The reports shall be submitted at six months intervals
19 with the first report due six months after the date of reinstatement of Mr. Peyton's teaching
20 license and the last report due 24 months after the date of reinstatement.

21 2. Mr. Peyton shall abstain from the consumption of alcohol or unlawful controlled
22 substances.


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1 3. Mr. Peyton shall comply with all Standards for Competent and Ethical Performance
2 under OAR Division 20.

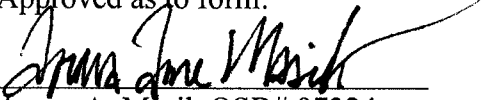
3 Violation of any of the term of probation may constitute an independent basis for the
4 Commission to impose discipline, up to and including revocation of Mr. Peyton's teaching
5 license, subject to his right to a hearing on the issue of whether he violated probation.
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7 Dated this 8 day of August, 2003.

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9 TEACHER STANDARDS AND PRACTICES COMMISSION

10 By 
11 Victoria Chamberlain, Executive Director

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13 Approved as to form:

14 
15 Aruna A. Masih OSB# 97324
16 Attorney for Phillip S. Peyton