

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

3 In the Matter of the  
4 Teaching License of

5 LARRY ALAN STRAUSS

Case No. 115891

STIPULATION AND REVOCATION OF  
RIGHT TO APPLY

6           The Teacher Standards and Practices (Commission) issued a Notice of Opportunity for  
7 Hearing on March 12, 2004, to Larry Alan Strauss. The Notice was subsequently amended on  
8 June 4, 2004. Mr. Strauss requested a hearing, and the case was assigned to Administrative Law  
9 Judge, Catherine Coburn and scheduled for a hearing on November 15, 2004. After a review of  
10 the matters alleged, the Commission and Mr. Strauss have agreed that their respective interests,  
11 together with the public interest, are best served by a stipulation to certain facts and the  
12 revocation of Mr. Strauss's right to apply for a teaching license.

13           In entering into this stipulation, Mr. Strauss waives his right to a hearing and understands  
14 that the Commission will revoke his right to apply for a teaching license. This stipulation and  
15 proposed order are contingent on approval by the full Commission. If the Commission does not  
16 approve this stipulation and order, it is understood that any waiver of rights by Mr. Strauss is  
17 therefore revoked. It is further understood that the statements contained in this stipulation may  
18 not be used by either the Commission or Mr. Strauss for any reason if the Commission fails to  
19 approve the stipulation and proposed order.

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21   **STIPULATION OF FACTS**

22           Mr. Strauss and the Commission stipulate as follows:

1           1.     Mr. Strauss held an Oregon Transitional Teaching License from October 26, 2000  
2 to October 26, 2003 when the license expired. The license carried an endorsement in special  
3 education.

4           2.     Mr. Strauss was employed as a special education teacher in a Life Skills  
5 classroom at the Valor Middle School in Woodburn School District during the 2001-02 and  
6 2002-03 school years. He resigned from his teaching position on February 28, 2003.

7           3.     Mr. Strauss was in charge a classroom that consisted of students with severe  
8 mental and physical disabilities.

9           4.     The Commission finds that on January 14, 2003, Mr. Strauss used unreasonable  
10 physical force towards a middle school student in his classroom by slapping the student across  
11 the face on two separate occasions. Mr. Strauss denies that he slapped the student or that the  
12 force he did use was unreasonable, but he acknowledges that there is sufficient evidence in the  
13 record for the Commission to make this finding and stipulates that the Commission may do so.

14           5.     Mr. Strauss failed to establish and maintain adequate management of his  
15 classroom at the Valor Middle School during the 2001-02 and 2002-03 school years. Mr. Strauss  
16 denies that he failed to establish or maintain adequate classroom management, but he  
17 acknowledges that there is sufficient evidence in the record for the Commission to make this  
18 finding and stipulates that the Commission may do so.

19 Larry Alan Strauss  
Larry Alan Strauss

11/8/04  
Date

20 Victoria Chamberlain  
21 Victoria Chamberlain, Executive Director  
Teacher Standards and Practices Commission

11-29-04  
Date

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**CONCLUSIONS OF LAW**

10       1.       Mr. Strauss used unreasonable physical force towards a middle school student by  
11       slapping the student on two separate occasions on January 14, 2003. This conduct constitutes  
12       gross neglect of duty in violation of OAR 584-020-0040(4)(d).

13       2.       During Mr. Strauss's teaching experience at Valor Middle School, he failed to  
14       establish and maintain adequate management of his Life Skills classroom. This failure  
15       constitutes gross neglect of duty in violation of OAR 584-020-0040(4)(n) as that rule  
16       incorporates OAR 584-020-0020(2)(d) and 584-020-0025(2)(a).

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**ORDER**

24       Based on the foregoing, the Commission revokes the right of Larry Alan Strauss to apply for  
25       an Oregon Teaching License.

26       IT IS SO ORDERED this 13 day of January 2005.

TEACHER STANDARDS AND PRACTICES COMMISSION

27       By:   
28       Victoria Chamberlain, Executive Director