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

In the Matter of the) STIPULATION OF FACTS,
Teaching License of) FINAL ORDER OF REPRIMAND
JAMES ALAN HELLIE) AND PROBATION

On or about January 26, 2006, the Teacher Standards and Practices Commission (Commission) received a report from Dr. William Feusaherens, Superintendent, Jackson County School District, indicating that James Alan Hellie (Hellie) used district computer systems to access sexually explicit materials.

Mr. Hellie fully cooperated with the Commission's investigation. After review of the matters alleged, Mr. Hellie and the Commission agree that their respective interests, together with the public interest, are best served by a stipulation to certain facts, the imposition of a Public Reprimand and a two (2) year probation.

This document sets forth the facts upon which the parties have agreed and the stipulated sanction to be imposed. Mr. Hellie stipulates that there is sufficient evidence in the Commission's files and records to support the findings of fact, conclusions of law, and order set forth below.

By signing below, Mr. Hellie acknowledges, understands, stipulates, and agrees to the following: (i) he has been fully advised of his rights to notice and a hearing to contest the findings of fact, conclusions of law, and order set forth below, and fully and finally waives all such rights and any rights to appeal or otherwise challenge this Stipulation of Facts, Final Order of Reprimand and Probation (Stipulation and Final Order); (ii) this Stipulation and Final Order is a public document and disclosed to the public upon request by the Commission; (iii) this Stipulation and Final Order is contingent upon and subject to approval and adoption by the Commission. If the Commission does not approve and adopt this Stipulation and Final Order, then neither Mr. Hellie nor the Commission are bound by the terms herein; (iv) he has fully read this Stipulation and Final Order, and understands it completely; (v) he voluntarily, without any force or duress, enters into this Stipulation and Final Order and consents to issuance and entry of the Stipulated Final Order below; (vi) he states that no promises or representation has been made to induce him to sign this Stipulation and Final Order; and

1 (vii) he has consulted with an attorney regarding this Stipulation and Final Order and has been fully
2 advised with regard to his rights thereto, or waives any and all rights to consult with an attorney prior
3 to entering into this Stipulation and Final Order and issuance and entry of the Stipulated Final Order
4 below.

5 **STIPULATION OF FACTS**

6 1. The Commission has licensed James Alan Hellie since February 3, 2005. Mr. Hellie
7 currently holds a Three Year Professional Technical Teaching License valid February 3, 2005,
8 through February 3, 2008, with an Endorsement in Communication Journalism.

9 2. In January of 2006 Mr. Hellie used a district owned computer in his classroom to access
10 sexually explicit web sites.

11 3. There is no evidence that students were exposed to this material.

12 IT IS SO STIPULATED:

13 James Alan Hellie
14 James Alan Hellie
15 Victoria Chamberlain
16 Victoria Chamberlain, Executive Director
17 Teacher Standards and Practices Commission

✓ JULY 10, 2007
Date
8-6-07
Date

18 **CONCLUSIONS OF LAW**

19 James Alan Hellie violated OAR 584-020-0040(4)(q) by using school computer equipment to
20 access sexually explicit materials. This misconduct constitutes Gross Neglect of Duty. The
21 Commission has authority to impose discipline in this matter under ORS 342.120 through 342.430
22 and OAR Chapter 584.

23 **ORDER**

24 The Commission hereby adopts and incorporates herein the above findings of fact and
25 imposes a Public Reprimand on James Alan Hellie. This Stipulation of Facts, Order and Probation
26 constitute the Reprimand.

1 Furthermore, the Commission imposes a two (2) year probation upon Mr. Hellie requiring that
 2 Mr. Hellie comply with all Standards for Competent and Ethical Performance under Oregon
 3 Administrative Rules, Chapter 584, Division 020.

4 Violation of the terms of this probation may constitute an independent basis for the
 5 Commission to impose discipline, up to and including revocation of Mr. Hellie's teaching license
 6 subject to Mr. Hellie's right to a hearing on the issue of whether he violated probation.

7 Issued and dated this 6th day of August, 2007.

8 **TEACHER STANDARDS AND PRACTICES COMMISSION**
 9 **STATE OF OREGON**

10 By *Victoria Chamberlain*
 11 Victoria Chamberlain, Executive Director
 12

13 Approved as to form:

14 *Robert R. Dickey*
 15 Robert R. Dickey, OSB #781826
 16 Attorney for Shane Alan Hellie
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