

1 STATE OF OREGON

2 TEACHER STANDARDS AND PRACTICES COMMISSION

3 In the Matter of the Teaching License of

4 CHESTER FAURHOLT

STIPULATION AND ORDER OF
SUSPENSION

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6 On January 21, 2001, the Teacher Standards and Practices Commission (Commission)

7 issued a Notice of Opportunity Hearing to Chester Faurholt in which the Commission charged

8 Mr. Faurholt with misconduct and proposed to suspend or revoke Mr. Faurholt's teaching license

9 or otherwise impose discipline under ORS 342.177. On about March 7, 2001, the Commission

10 issued an amended notice of hearing. Mr. Faurholt requested a hearing. The Commission and

11 Mr. Faurholt have now reviewed the matters alleged and have agreed that their respective

12 interests, together with the public interest, are best served by a stipulation to certain facts and a

13 suspension of Mr. Faurholt's teaching license followed by a period of probation. In entering into

14 this stipulation, Mr. Faurholt waives his right to a hearing. This stipulation sets forth the facts

15 upon which Mr. Faurholt and the Commission have agreed as well as the Commission's

16 Conclusion of Law and Order.

17 This stipulation and order is contingent upon approval and adoption by the Commission.

18 If the Commission does not adopt the stipulation and order, neither Mr. Faurholt or the

19 Commission shall be bound by any matters contained herein, and Mr. Faurholt shall retain all

20 rights to a hearing on the allegations set forth in the amended notice.

21 STIPULATED FACTS

22 Mr. Faurholt and the Commission stipulate as follows:

23

1) Mr. Faurholt holds a Standard Teaching License for teaching in elementary grades. He has been employed as an elementary school teacher for the Butte Falls School District from 1969 until the present time. He resigned his position with the district effective at the end of the 2001 school year.

During his tenure with the Butte Falls School District, Mr. Faurholt has received generally positive evaluations, and he has not previously been disciplined by the Commission.

2) On several instances during the 2000-2001 school year, Mr. Faurholt stared through the bathroom window at a female parent of students who attended the elementary school where Mr. Faurholt was employed. Mr. Faurholt continued to stare into this person's bathroom window after Mr. Faurholt had been requested to cease the practice.

3) Mr. Faurholt's behavior caused alarm to the parent and caused her to have reasonable apprehension concerning her personal safety.

4) As a result of Mr. Faurholt's conduct, the parent filed a petition with the Jackson County Circuit Court. Following a hearing, the court issued a permanent stalking protective order on July 20, 2000. The court made a finding that Mr. Faurholt had engaged in repeated and unwanted contact with the parent and thereby alarmed or coerced the parent. The court further ordered Mr. Faurholt not to have any contact or communication with the parent except at elementary school functions.

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1 5) Since July 20, 2000, Mr. Faurholt has complied with the terms of the permanent
2 stalking protective order.

3
4 Chester Faurholt
5 Chester Faurholt

6 April 25, '01
7 Date

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

10 5/7/01
11 Date

12 CONCLUSION OF LAW

13 Mr. Faurholt's conduct constitutes gross unfitness under OAR 585-020-0005.

14 ORDER

15 The Oregon Teaching License of Chester Faurholt is suspended for a period of
16 five months, from June 15, 2001 through November 15, 2001. At the end of the
17 suspension period, Mr. Faurholt's license shall be reinstated, upon application, if Mr.
18 Faurholt obtains an evaluation from a mental health professional who is acceptable to the
19 Commission, and the evaluator provides the Commission with a written report stating
20 that Mr. Faurholt does not present a threat or danger to students. The report must contain
21 a statement that, in the professional opinion of the evaluator, there is a strong likelihood
22 Mr. Faurholt will not engage in stalking behavior in the future. Mr. Faurholt shall also
23 comply with all recommendations of the evaluator.

Upon reinstatement of Mr. Faurholt's Teaching License, he shall be placed on
probation for a period of four years, subject to the following conditions:

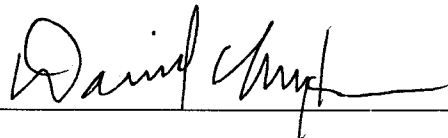
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- 1) Mr. Faurholt shall participate in treatment and counseling as recommended by the mental health evaluator. Regardless of the recommendation of the evaluator, such treatment and counseling shall consist of at a minimum of two individual or group counseling sessions per month for the first year of probation. At the end of the first year of probation, Mr. Faurholt shall furnish the Commission with written verification of his compliance with this requirement.
- 2) Mr. Faurholt shall provide consent for the counselor or therapist to contact the Commission or respond to Commission inquiries as to Mr. Faurholt's participation and cooperation in treatment and counseling.
- 3) Mr. Faurholt shall comply with all Standards for Competent and Ethical Performance under OAR 584-020.

Violation of the terms of this probation may constitute an independent basis for the Commission to impose discipline, up to and including revocation of Mr. Faurholt's Oregon Teaching License, subject to his right to a hearing on the issue of whether he violated probation.

IT IS SO ORDERED THIS 11th DAY OF MAY, 2001.

TEACHERS STANDARDS AND PRACTICES COMMISSION

By: 

David V. Myton, Executive Director