

1                   BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION

2                                   OF THE STATE OF OREGON

3   In the Matter of the                    )           STIPULATION OF FACTS  
4   Teaching License of                   )                            AND  
5   TRICIA L. DELLINGER (fka CARD)     )           FINAL ORDER OF SUSPENSION

6           On March 19, 2009, the Teacher Standards and Practices Commission (Commission) issued a  
7   Notice of Opportunity for Hearing to Ms. Dellinger on allegations of Gross Neglect of Duty. Ms.  
8   Dellinger requested a hearing.

9           After review of the matters alleged, Ms. Dellinger and the Commission agree that their  
10   respective interests, together with the public interest, are best served by a stipulation to certain facts  
11   and a 90-day suspension.

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

15          By signing below, Ms. Dellinger acknowledges, understands, stipulates, and agrees to the  
16   following: (i) she has been fully advised of her rights to notice and a hearing to contest the findings of  
17   fact, conclusions of law, and order set forth below, and fully and finally waives all such rights and any  
18   rights to appeal or otherwise challenge this Stipulation of Facts and Final Order of Reprimand  
19   (Stipulation and Final Order); (ii) this Stipulation and Final Order is a public document and disclosed to  
20   the public upon request by the Commission; (iii) this Stipulation and Final Order is contingent upon  
21   and subject to approval and adoption by the Commission. If the Commission does not approve and  
22   adopt this Stipulation and Final Order, then neither Ms. Dellinger nor the Commission are bound by  
23   the terms herein; (iv) she has fully read this Stipulation and Final Order, and understands it  
24   completely; (v) she voluntarily, without any force or duress, enters into this Stipulation and Final Order  
25   and consents to issuance and entry of the Stipulated Final Order below; (vi) she states that no  
26   promises or representation has been made to induce her to sign this Stipulation and Final Order; and  
27   (vii) she has consulted with an attorney regarding this Stipulation and Final Order and has been fully  
28   advised with regard to her rights thereto, or waives any and all rights to consult with an attorney prior

1 to entering into this Stipulation and Final Order and issuance and entry of the Stipulated Final Order  
2 below. This Order sets forth the facts upon which the parties have agreed and the sanction to be  
3 imposed. Ms. Dellinger stipulates that there are sufficient facts contained in the Commission's files  
4 and records to support the findings of fact and conclusions of law set forth below. In entering into this  
5 stipulation, Ms. Dellinger waives the right to a hearing to contest the findings of fact, conclusions of  
6 law and order set forth below.

7 **STIPULATION OF FACTS**

8 1. The Commission has licensed Ms. Dellinger since February 22, 2000. Ms. Dellinger was  
9 last licensed by the Commission holding an Initial I School Counselor License. That license expired  
10 on November 13, 2008. Ms. Dellinger submitted an application for renewal and that application is  
11 currently pending with the Commission.

12 2. In May of 2008, Ms Dellinger learned from a fellow teacher that she had engaged in a  
13 sexual relationship with a 15-year old student.

14 3. After learning of the teacher's conduct with the student, Ms. Dellinger did not immediately  
15 report the conduct as child abuse as a mandatory reporter.

16  
17 **IT IS SO STIPULATED AND AGREED TO:**

18 Tricia L. Dellinger  
19 Tricia L. Dellinger (fka Card)

7/13/09  
Date

20 Victoria Chamberlain  
21 Victoria Chamberlain, Executive Director  
22 Teacher Standards and Practices Commission  
23

7-17-09  
Date

24 **CONCLUSIONS OF LAW**

25 Tricia L. Dellinger (fka Card) failed to immediately report child abuse as a mandatory reporter.  
26 This conduct constitutes Gross Neglect of Duty in violation of ORS 342.175(1)(b); OAR 584-020-  
27 0040(4)(s)(failing to report child abuse); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-  
28 0010(5)(professional Judgment). The Commission has the authority to impose discipline in this  
29 matter under ORS 342.120 through 342.430 and OAR Chapter 584.

1 **FINAL ORDER**


2 The Commission adopts and incorporates herein the above finding of facts, conclusions of  
3 law, and based thereon, suspends Tricia L. Dellinger's license for 90 days beginning August 10, 2009.

4 Issued and dated this 10<sup>th</sup> day of August, 2009.

5 **TEACHIS STANDARDS AND PRACTICES COMMISSION**  
6 **STATE OF OREGON**

7 By   
8 Victoria Chamberlain, Executive Director  
9

10 Approved as to form:

11   
12 Elizabeth McKanna, OSB #893067  
13 Attorney for Tricia L. Dellinger (fka Card)  
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