



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


6 STIPULATION OF FACTS

- 7 1. The Commission has licensed Mr. Yahn since July 19, 1988. Mr. Yahn currently holds a  
8 Basic Teaching license, issued August 28, 2007, expiring August 27, 2010, with an  
9 endorsement in Basic Integrated Science authorized to teach grades 5 through 9.
- 10 2. On or about March 1, 2007, Mr. Yahn was struck from behind by a student while overseeing  
11 students in the hallway outside of his classroom. When Mr. Yahn turned, he saw student BW,  
12 whom he confronted about the blow to his back.
- 13 3. Student BW, CY and teacher CM reported that Mr. Yahn placed a hand on student BW's neck  
14 and told him never to hit him again. Student BW denies that he was the student who struck  
15 Mr. Yahn.
- 16 4. Student BW reported the contact and witnesses indicated that BW's neck was red following  
17 this incident.
- 18 5. On March 4, 2007 Mr. Yahn resigned his position with the Beaverton School District.

19 IT IS SO STIPULATED AND AGREED TO:

20   
21 \_\_\_\_\_  
Christian Robert Yahn

20 1/24/09  
21 \_\_\_\_\_  
Date

22   
23 \_\_\_\_\_  
24 Victoria Chamberlain, Executive Director  
25 Teacher Standards and Practices Commission

22 1-23-09  
23 \_\_\_\_\_  
24 Date  
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**CONCLUSIONS OF LAW**

On March 1, 2007 Mr. Yahn used unreasonable physical force during his interaction with a student. This conduct constitutes gross neglect of duty ORS 342.175(1)(b) in violation of OAR 584-020-0040(4)(d) ("Unreasonable physical force against students, fellow employees, or visitors to the school, except as permitted under ORS 339.250") and in violation of OAR 584-020-0040(n) ("Substantial deviation from professional standards of competency set forth in OAR 584-020-0010 through 584-020-0030") as it incorporates OAR 584-020-0010(5) ("Use professional judgment"). The Commission has the authority to discipline you in regards to this conduct pursuant ORS 342.175(1)(b), ORS 342.175(1)(e) and OAR 584-020-0040(3)(c).

**ORDER**

The Commission adopts and incorporates herein the above finding of facts, conclusions of law, and based thereon, hereby imposes a thirty (30) day suspension upon Christian Robert Yahn's Basic Teaching License effective the date of this Order.

IT IS SO ORDERED this 23<sup>rd</sup> day of February 2009.

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

By *Victoria Chamberlain*  
Victoria Chamberlain, Executive Director