

1 BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION  
2 OF THE STATE OF OREGON  
3

4 In the Matter of the )  
5 Teaching License of ) STIPULATION OF FACTS  
6 GARY ALAN SCHULTZ ) AND ORDER OF REVOCATION  
7 )

8 On July 20, 2000, the Teacher Standards and Practices Commission  
9 (Commission) received a report from the Bend LaPine School District. The report  
10 alleged that Gary Alan Schultz violated Standards for Competent and Ethical  
11 Performance of Oregon Educators by touching female students on the breasts, thighs  
12 and hugging them; thereby creating a hostile environment of unwelcome touching and  
13 comments.

14 After a review of the matters alleged, Mr. Schultz and the Commission have  
15 agreed that their respective interests, together with the public interest, are best served  
16 by a stipulation of facts and a voluntary surrender of Mr. Schultz' Oregon Teaching  
17 License in accordance with OAR 584-050-0027. In entering into this stipulation, Mr.  
18 Schultz waives his right to a hearing and understands that the Commission will accept  
19 the voluntary surrender of his license and will revoke the license.

20 **STIPULATION OF FACTS**

21 1. On March 22, 2000, the Commission issued a three-year Professional  
22 Technology with a Mechanical Technology endorsement Gary Alan Schultz valid until  
23 March 22, 2003.

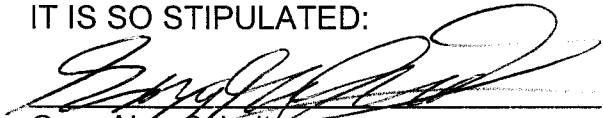
24 2. During the 1999-2000 school year, while employed as a teacher at Mountain  
25 View High School in Bend, Oregon, Mr. Schultz inappropriately touched female students

1 on the breasts and thighs, hugged them, and made inappropriate sexual comments to  
2 them thereby creating a hostile educational environment.

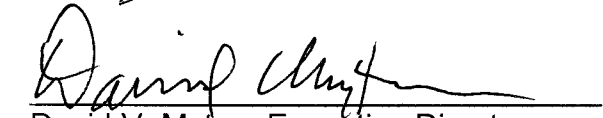
3 3. On December 1, 2000, Mr. Schultz pled guilty to one county of Harassment in  
4 Deschutes County Circuit Court. The Judgment of Conviction and Order of  
5 Sentence/Probation suspended the imposition of sentence with supervised probation for  
6 36 months; serve 2 days in jail, with credit for time served and an additional 30 days at  
7 the discretion of the probation officer; completed 48 hours of community service; comply  
8 with all conditions of Sex Offender Treatment including a Sex Offender Evaluation; have  
9 no contact with minor females except own child and only in the presence of a third  
10 party; and pay a fine of \$65.00.

11 Mr. Schultz enters into this Stipulation of Facts with knowledge the Teacher  
12 Standards and Practices Commission will revoke his Oregon Teaching License. This  
13 stipulation is contingent on approval and adoption of the order by the Commission. If  
14 the Commission does not adopt this order, neither Mr. Schultz nor the Commission are  
15 bound by these stipulations and he retains all rights to a hearing on the allegations.

16 IT IS SO STIPULATED:

17   
18 \_\_\_\_\_  
19 Gary Alan Schultz

27/14/01  
\_\_\_\_\_  
Date

20   
21 \_\_\_\_\_  
22 David V. Myton, Executive Director  
Teacher Standards and Practices Commission

4/11/01  
\_\_\_\_\_  
Date

23 **CONCLUSION OF LAW**

24 Gary Alan Schultz violated Standards of Competent and Ethical Performance of  
25 Oregon by touching female students on the breasts, thighs, hugging them and making

1 inappropriate sexual comments to them thereby creating a hostile environment. The  
2 above conduct constitutes gross neglect of duty in violation of OAR 584-020-0040(4)(f)  
3 and gross unfitness in violation of OAR 584-020-0040(5)(c).

4 **ORDER**

5 Based on the foregoing the Commission accepts the voluntary surrender of  
6 Mr. Shultz' teaching license and revokes the license.

7 DATED THIS 11<sup>th</sup> day of May 2001.

8 Teacher Standards and Practices Commission

9  
10 By: David V. Myton  
11 David V. Myton, Executive Director  
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