

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

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5 In the Matter of the
6 Teaching License of
7 MICHAEL SCOTT WEISSENFLUH

 | DEFAULT ORDER OF
 | DENIAL OF LICENSURE

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11 On January 25, 2002, the Teacher Standards and Practices Commission issued a
12 Notice of Opportunity for Hearing to Michael Scott Weissenfluh, in which the Commission
13 proposed to deny issuance of a Teaching License under ORS 342.143. The notice was sent
14 via U.S. First Class Mail and U.S. Certified Mail Receipt #7001 0320 0005 0740 9480 to
15 the address Mr. Weissenfluh provided to the Commission. The certified mail receipt was
16 signed and dated by M. Weissenfluh on January 29, 2002, and returned to the Commission
17 on January 30, 2002. Michael Weissenfluh did not request a hearing.

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19 The Notice of Opportunity for Hearing, signed by David V. Myton, Executive
20 Director, stated:

21 If a request for hearing is not received within this 21-day period, your right to
22 hearing shall be considered waived unless your failure to request a hearing was
23 beyond your reasonable control. If you do not request a hearing or if you fail to
24 appear at a hearing, the Commission will uphold the denial of your application
25 for an Oregon teaching license.

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27 Based on the foregoing, the Commission finds Michael Weissenfluh in default and
28 such default is hereby entered. Based on the records and files of the Commission, the
29 Commission enters the following findings of fact and order.

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31 **FINDINGS OF FACT**

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33 1. On or about September 26, 2001, Michael Weissenfluh submitted an Application
34 for Educator License Form C-1 for a Substitute Teaching license at the Elementary, Middle
35 School and High School Level. Mr. Weissenfluh answered “yes” to character questions 4, 8
36 and 10.

1 2. On or about July 10, 2000, Weissenfluh plead guilty to Bank Fraud in violation of
2 18 USC 1344, a felony crime. The judgment of conviction was entered in the United States
3 District Court Central District of California on September 25, 2000. The Court sentenced
4 Mr. Weissenfluh to probation for three years, to pay to the U.S. a special assessment of \$50,
5 pay restitution in the amount of \$50,000, participate in a home detention program for five
6 months, and participate in a psychological/psychiatric counseling or treatment program.
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8 **CONCLUSIONS OF LAW**

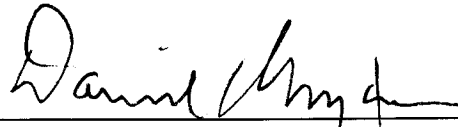
9 Michael Weissenfluh's actions constitute gross unfitness in violation of ORS
10 342.143, OAR 584-050-0006 and OAR 584-020-0040(5)(c).
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12 **ORDER**

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14 The Commission denies issuance of a Teaching License to Michael Weissenfluh for
15 gross unfitness.
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17 Dated this 8th day of March 2002.
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19 TEACHER STANDARDS AND PRACTICES COMMISSION

20
21 By 
22 David V. Myton, Executive Director
23
24

25 **NOTICE OF APPEAL RIGHTS**

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27 YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL
28 REVIEW MAY BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60
29 DAYS FROM THE SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT
30 TO THE PROVISIONS OF ORS 183.482 TO THE OREGON COURT OF APPEALS.

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CERTIFICATE OF MAILING

I hereby certify that I served the foregoing order by mailing a true copy thereof certified by me as such by regular U.S. First Class Mail and by U.S. Certified Mail—Return Receipt Requested to:

Michael Scott Weissenfluh
Box 68
Tillamook OR 97141

Dated this 14th day of March 2002.

By: Melody Hanson
Melody Hanson
Executive Assistant to the Commission