



1277681

Erin Dalrymple (147044)
Discipline Order

1 BEFORE THE OFFICE OF ADMINISTRATIVE HEARINGS
2 ON BEHALF OF
3 TEACHER STANDARDS AND PRACTICES COMMISSION
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5 In the Matter of the) OAH Case No. 1102301
6 Teaching License of)
7 ERIN MICHELLE DALRYMPLE) FINAL ORDER BY DEFAULT
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10 On February 9, 2011, the Teacher Standards and Practices Commission (Commission)
11 issued a Notice of Opportunity for Hearing to Erin Michelle Dalrymple (Dalrymple) in which the
12 Commission charged her with Gross Neglect of Duty and Gross Unfitness pursuant to ORS
13 342.175(1)(b) and (c); OAR 584-020-0040(4)(n), OAR 584-020-0010(5), OAR 584-020-
14 0040(o), OAR 584-020-0040(4)(c), OAR 584-020-0040(5)(c), OAR 584-020-0040(5)(b), and
15 OAR 584-020-0040(5)(e). The Notice was sent via U.S. First Class Mail and U.S. Certified Mail
16 Receipt 7010 0290 0001 6831 2080 to the address on file with the Commission. The Notice of
17 Opportunity of Hearing, dated February 9, 2011, and signed by Victoria Chamberlain, Executive
18 Director, stated:

19 “IF A REQUEST FOR HEARING IS NOT RECEIVED WITHIN THIS 21-DAY PERIOD,
20 YOUR RIGHT TO A HEARING SHALL BE CONSIDERED WAIVED UNLESS YOUR
21 FAILURE TO REQUEST A HEARING WAS BEYOND YOUR REASONABLE CONTROL.
22 IF YOU DO NOT REQUEST A HEARING OR IF YOU FAIL TO APPEAR AT A
23 HEARING, THE COMMISSION WILL ADOPT AN ORDER OF DEFAULT WHICH MAY
24 INCLUDE THE REVOCATION OR SUSPENSION OF YOUR LICENSE OR OTHER
25 DISCIPLINE.”
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27 On February 14, 2011, Dalrymple requested a hearing. A prehearing conference was scheduled
28 for June 13, 2011, at which Dalrymple appeared by phone. A hearing was scheduled for October
29 25, 2011, at the Office of Administrative Hearings in Salem, Oregon. Dalrymple did not appear
30 at the hearing. The Commission, therefore, finds Dalrymple to be in default and enters the
31 following findings of fact, conclusions of law and order, based on the files and records of the
32 Commission concerning this matter.

33 **FINDINGS OF FACT**

- 34 1. Dalrymple has not been licensed by the Commission. On October 20, 2010, the Commission
35 received Dalrymple’s C-1 application for a Restricted Transitional Teaching License. The Athena
36 Weston School District applied for this license on Dalrymple’s behalf.
37

1 2. On June 19, 2010, Dalrymple signed the character questions on her C-1 application for educator
2 license.

3 a) Dalrymple answered "yes" to question #8 *"Have you ever been convicted or been*
4 *granted conditional discharge by any court for: (a) any felony; (b) misdemeanor; or*
5 *(c) any major traffic violation, such as: driving under the influence of intoxicants or*
6 *drugs; reckless driving; fleeing from or attempting to elude a police officer; driving*
7 *while your license was suspended, revoked, or used in violation of any license*
8 *restriction, or failure to perform the duties of a driver or witness to an accident?"* and;

9 b) Dalrymple answered "yes" to question #11 *"Have you ever had a civil judgment or*
10 *other court order entered against you resulting from abuse, assault, battery,*
11 *harassment, intimidation, neglect, stalking, or other threatening behavior toward*
12 *other persons?"*

13 c) Dalrymple answered "no" to question #10 *"Have you ever entered a plea of guilty or*
14 *No Contest relative to any charge for an offense listed in question 8."*

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16 3. Dalrymple disclosed a June 19, 2003, a guilty plea and violation conviction for Domestic
17 Abuse in Pendleton, Oregon. This conviction was a violation and not a misdemeanor or
18 felony and did not need to be reported.

19
20 4. Dalrymple did not report her October 1, 2002, conviction for Theft 2 (ORS 164.045), under
21 the name Erin Roggiere, stemming from a December 15, 2001, arrest for theft at a K-Mart
22 store in Pendleton Oregon. At that time Dalrymple was employed by the K-Mart and
23 engaged in giving herself fraudulent refunds to a gift card, which Dalrymple then used to
24 purchase goods from the store.

25 CONCLUSIONS OF LAW

26 Dalrymple's conduct described above constitutes gross neglect of duty in violation of
27 ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use*
28 *professional judgment*), OAR 584-020-0040(o) as it incorporates OAR 584-020-0040(4)(c)
29 (*Knowing falsification of any document or knowing misrepresentation directly related to*
30 *licensure, employment, or professional duties*). This conduct also constitutes gross unfitness in
31 violation of ORS 342.175(1)(c); OAR 584-020-0040(5)(c) (*Conviction of violating any federal,*
32 *state, or local law. A conviction includes any final judgment of conviction by a court whether*
33 *as the result of guilty plea, no contest plea or any other means.*), OAR 584-020-0040(5)(b)
34 (*Fraud or misrepresentation*), and OAR 584-020-0040(5)(e) (*Admission of or engaging in acts*
35 *constituting criminal conduct, even in the absence of a conviction*).

1 The Commission's authority to impose discipline in this matter is based upon ORS
2 342.175.

3
4 **FINAL ORDER**

5 The Commission hereby suspends Erin Michelle Dalrymple's right to apply for a teaching
6 license in Oregon for one year.

7 IT IS SO ORDERED THIS 10th day of November, 2011.

8 TEACHER STANDARDS AND PRACTICES COMMISSION

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10
11 By: 
12 Victoria Chamberlain, Executive Director
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16 **NOTICE OF APPEAL OR RIGHTS**

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

CERTIFICATE OF MAILING

I hereby certify that I served the foregoing notice of final order, certified by me as such, by mailing U.S. First Class Mail and U.S. Certified Mail—Return Receipt Requested, addressed to:

Erin Michelle Dalrymple
PO Box 497
Weston OR 97886

Dated this 14th day of November, 2011.

By: Melody Hanson
Melody Hanson
Executive Assistant