

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

3
4 In the Matter of the Teaching License of) DEFAULT ORDER OF
5 CRISPEN ERIC WILLMARTH) REVOCATION OF RIGHT TO APPLY
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8 On February 29, 2016, the Teacher Standards and Practices Commission (Commission)
9 issued a Notice of Opportunity for Hearing to Crispin Eric Willmarth (Willmarth) in which the
10 Commission charged him with Gross Neglect of Duty and Gross Unfitness. The Notice was sent
11 via U.S. First Class Mail and U.S. Certified Mail Receipt 7015 0640 0004 7539 8100 to the
12 address on file with the Commission. The Notice designated the Commission file as the record
13 for purposes of proving a prima facie case. The Certified Mail was returned to the Commission
14 as "Unclaimed, unable to forward". The regular mail was not returned to the Commission. The
15 Notice of Opportunity of Hearing, dated February 29, 2016, and signed by Victoria
16 Chamberlain, Executive Director, stated:

17 "IF A REQUEST FOR HEARING IS NOT RECEIVED WITHIN THIS 21-DAY PERIOD,
18 YOUR RIGHT TO A HEARING SHALL BE CONSIDERED WAIVED UNLESS YOUR
19 FAILURE TO REQUEST A HEARING WAS BEYOND YOUR REASONABLE CONTROL.
20 IF YOU DO NOT REQUEST A HEARING OR IF YOU FAIL TO APPEAR AT A
21 HEARING, THE COMMISSION WILL ADOPT AN ORDER OF DEFAULT WHICH MAY
22 INCLUDE THE REVOCATION OR SUSPENSION OF YOUR LICENSE OR OTHER
23 DISCIPLINE."
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25 Willmarth did not request a hearing. The Commission, therefore, finds Willmarth to be in
26 default and enters the following findings of fact, conclusions of law, and final order, based on
27 the files and records of the Commission concerning this matter.

28 **FINDINGS OF FACT**

- 29 1. Crispin Eric Willmarth has been licensed by the Commission since April 24, 2012.
30 Willmarth previously held an Initial Teaching License, with endorsements in Language Arts
31 (HS, ML), Social Studies (HS ML), and Multiple Subjects (MIDLVL), valid from April 24,
32 2012, through October 24, 2013.
33 2. On August 20, 2014, the Commission received information from the NASDTEC clearing house
34 indicating that Willmarth's teaching credentials in the state of Washington had been suspended for
35 a period of six months commencing on November 25, 2013, due to "Unprofessional conduct and/or
36 lack of good moral character or personal fitness".

- 1 3. Review of the Washington investigation and final order determined that Willmarth was
2 investigated for conduct occurring between 2011 and 2013. Identified conduct included the
3 cutting of a student's hair and responding dishonestly to inquiries about the same. The
4 investigation also determined that Willmarth repeatedly falsified applications for
5 employment, listing false supervisors, answering background questions falsely regarding
6 Willmarth's work history, intentionally leaving out past employers who had disciplined
7 Willmarth's conduct, and falsely and intentionally answered background questions
8 regarding Willmarth's disciplinary history with prior employers. Willmarth's Washington
9 final order of suspension includes reinstatement requirements including a successful
10 psychological evaluation and continued treatment as recommended.
- 11 4. On August 11, 2015, Commission investigators sent Willmarth a formal interview request by
12 certified mail. The return receipt was returned signed on August 27, 2015. Willmarth failed to
13 respond to the formal request for an interview in the time provided as required by rule.

14 **CONCLUSIONS OF LAW**

15 Willmarth's conduct described in section three above constitutes gross neglect of duty in
16 violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-
17 0010(5) (Use professional judgment); and OAR 584-020-0040(4)(c) (Falsification of any
18 document or knowing misrepresentation directly related to licensure, employment, or
19 professional duties). This conduct also constitutes gross unfitness in violation of ORS
20 342.175(1)(c); OAR 584-020-0040(5)(a)(Revocation, suspension or denial of a license by
21 another state for reasons and through procedures that are the same as, or substantially
22 equivalent to, those permitting similar action in Oregon); and OAR 584-020-0040(5)(b) (Fraud
23 or misrepresentation). The conduct described in section four above constitutes gross neglect of
24 duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-
25 020-0010(5) (Use professional judgment); and OAR 584-020-0040(4)(p) (Subject to the
26 exercise of any legal right or privilege, failure or refusal by an educator under investigation to
27 respond to requests for information, to furnish documents or to participate in interviews with a
28 Commission representative relating to a Commission investigation).

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30 The Commission's authority to impose discipline in this matter is based upon ORS
31 342.175.

32 **FINAL ORDER**

33 The Commission hereby revokes Crispin Eric Willmarth's right to apply for licensure.

1 IT IS SO ORDERED THIS 23rd day of May, 2016.

2 TEACHER STANDARDS AND PRACTICES COMMISSION

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5 By: _____
6 Victoria Chamberlain, Executive Director

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10 NOTICE OF APPEAL OR RIGHTS

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12 YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY BE
13 OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE SERVICE OF
14 THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF ORS 183.482 TO
15 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:

Crispin Eric Willmarth
211 N 31st Ave
Yakima, WA 98902-2333

Dated this 23rd day of May, 2016.

By: Patty Sheldon
Patty Sheldon
Investigative Assistant