

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

4 In the Matter of the )  
5 Teaching & Administrative Licenses of ) DEFAULT ORDER  
6 GENE ALLEN NEWTON ) REVOKING LICENSES  
7 )  
8 )

9 On or about October 9, 1998, the Teacher Standards and Practices Commission received  
10 information from the Washington Office of Professional Practices, indicating that Gene Allen  
11 Newton had voluntarily surrendered his Washington Teaching Certificate under allegations of  
12 an inappropriate sexual relationship with a female student.. The Executive Director took  
13 action to notify Mr. Newton of intent to revoke his right to reinstate his Oregon Teaching and  
14 Administrative license, and to inform him opportunity for hearing. The notice, dated October  
15 16, 1998, and signed by David V. Myton, Executive Director, stated:

16  
17 "You, Gene Allen Newton , are entitled to a hearing on the proposed action of the  
18 Commission. If you want a hearing, you must file a written request for a  
19 hearing with the Commission within 21 days of the date of this notice."  
20

21 The notice of opportunity for hearing was sent by U.S. Certified Mail, Return Receipt  
22 Requested. #P 412 422 542. The notice was signed by Newton and returned to TSPC. Mr.  
23 Newton did not request a hearing.  
24

25 FINDINGS OF FACT  
26

- 27 1. Gene Allen Newton held a Standard Teaching License valid from January 15, 1993 until  
28 January 4, 1998 and a Basic Administrative License valid from September 6, 1991 until  
29 January 4, 1994.  
30
- 31 2. On or about April 2, 1998, Gene Allen Newton was asked by Dr. Mark Anderson,  
32 Associate Superintendent for Human Resources and Management Services, Spokane  
33 Public Schools, to answer questions about an alleged inappropriate sexual relationship  
34 with a female student.  
35
- 36 3. Mr. Newton resigned from his teaching position with the district rather than meet with  
37 Dr. Anderson and refused to answer any questions about the allegations.  
38
- 39 4. Mr. Newton voluntarily surrendered his Washington Initial Teacher Certificate,  
40 endorsed for K-12 music to Dr. Anderson who in turn returned the Certificate to the  
41 Washington Superintendent of Public Instruction.  
42
- 43 5. Mr. Newton did not contest when Washington Superintendent of Public Instruction  
44 notified him that surrender of his certificate would be reported to other states. He  
45 made no contact with TSPC to explain his actions causing the Washington SPI to notify  
46 TSPC of surrender.  
47

48 ULTIMATE FINDINGS OF FACT  
49

50 Gene Allen Newton voluntarily surrendered his Washington Teaching Certificate while under  
51 investigation by Spokane Public Schools for allegations of an inappropriate sexual relationship  
52 with a female student.  
53

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45  
46  
47  
48  
49

CONCLUSIONS OF LAW

Under OAR 584-020-0040, the Commission may find sexual contact with a student to constitute gross neglect of duty and grounds for revocation of rights to reinstate professional licenses under ORS 342.175 through 190.

ORDER

The Commission revokes Gene Allen Newtons' right to reinstate his Oregon Teaching and Administrative Licenses for gross neglect of duty.

Dated this 24<sup>th</sup> day of November, 1998.

TEACHER STANDARDS AND PRACTICES COMMISSION

By: David V. Myton  
David V. Myton, Executive Director

NOTICE OF APPEAL OR RIGHTS

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

DVM/cs

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. mail and by U.S. Certified Mail with Return Receipt Requested to:

Gene Allen Newton  
2418 W 2<sup>nd</sup> #B  
Spokane, Washington 99204

Dated this 26<sup>th</sup> day of November, 1998.

By: Charlene A. Smith  
Charlene A. Smith  
Secretary to the Commission