



1 Subsequent investigation determined that on November 4, 2013, Graves was substitute  
2 teaching at Cascade Middle School. Witnesses stated Graves responded to a question by  
3 student JM by raising her voice, grabbing JM by the hood of his sweatshirt, pulling him  
4 from his seat, and directing him by the hood to face a classroom window. Graves used the  
5 window as a way to answer JM's question (regarding parallel lines, parallelograms, or  
6 angles) and then slammed her hand on the wall or nearby window blinds. JM and other  
7 students were scared by Graves' behavior and felt uncomfortable in her classroom. During  
8 an interview with the school Principal, Graves admitted she should not have touched JM in  
9 that manner. Both the school district's and the Commission's investigations determined  
10 Graves' use of force on the involved student to be excessive, inappropriate, and in violation  
11 of local policy. Commission investigators made multiple attempts to schedule interviews  
12 with Graves regarding the allegations. Ultimately Graves failed to cooperate with  
13 investigators and failed to participate in any interviews as required.

#### 14 **CONCLUSIONS OF LAW**

15 Deborah Kay Graves engaged in unprofessional conduct as described above. This  
16 conduct constitutes Gross Neglect of Duty in violation of ORS 342.175(1)(b); OAR 584-020-  
17 0040(4)(n) as it incorporates OAR 584-020-0010(1) (*Recognize the worth and dignity of*  
18 *all persons and respect for each individual*), OAR 584-020-0010(5) (*Use professional*  
19 *judgment*), OAR 584-020-0025(2)(a) (*Establishing and maintaining classroom*  
20 *management that is conducive to learning*), OAR 584-020-0025(2)(e) (*Using district*  
21 *lawful and reasonable rules and regulations*); OAR 584-020-0040(4)(d) (*Unreasonable*  
22 *physical force against students, fellow employees, or visitors to the school, except as*  
23 *permitted under ORS 339.250*); and OAR 584-020-0040(4)(p) (*Subject to the exercise of*  
24 *any legal right or privilege, failure or refusal by an educator under investigation to*  
25 *respond to requests for information, to furnish documents or to participate in interviews*  
26 *with a Commission representative relating to a Commission investigation*).

27  
28 The Commission's authority to impose discipline in this matter is based upon ORS  
29 342.175.

1 **FINAL ORDER**

2 The Commission hereby issues a Public Reprimand upon Deborah Kay Graves'  
3 Oregon educator license.

4  
5  
6  
7 IT IS SO ORDERED THIS 29<sup>th</sup> day of February, 2016.

8  
9 TEACHER STANDARDS AND PRACTICES COMMISSION



10 By: \_\_\_\_\_  
11 Victoria Chamberlain, Executive Director

12  
13 NOTICE OF APPEAL OR RIGHTS

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

Deborah Kay Graves  
20015 McClellan Rd  
Bend, OR 97702-2006

Dated this 29<sup>th</sup> day of February, 2016.

By: Patty Sheldon  
Patty Sheldon  
Investigative Assistant