

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

4 In the Matter of the)
5 Teaching License of) DEFAULT ORDER OF
6 CINDY ANN SCHOLZ) REPRIMAND
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9 On March 26, 2010, the Teacher Standards and Practices Commission
10 (Commission) issued a Notice of Opportunity for Hearing to Cindy Ann Scholz (Scholz)
11 in which the Commission charged her with Gross Neglect of Duty pursuant to OAR 584-
12 020-0010(5) and OAR 584-020-0040(4)(r). The Notice was sent via U.S. First Class
13 Mail and U.S. Certified Mail Receipt 7009 1410 0002 1902 5054 to the address on file
14 with the Commission. The Notice was signed for on March 29, 2010. The Notice of
15 Opportunity of Hearing, dated March 26, 2010, and signed by Victoria Chamberlain,
16 Executive Director, stated:

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

28 **FINDINGS OF FACT**

- 29 1. Ms. Scholz has been licensed by the Commission since November 19, 1986.
30 She currently holds a Standard Teaching License with an endorsement in
31 Standard Severe Exceptional Needs valid April 13, 2009, through December 13,
32 2013. During all relevant times, Ms. Scholz was employed by Redmond School
33 District.

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2 2. Ms. Scholz's previous license expired on December 13, 2008. She did not apply
3 for renewal of her license until April 13, 2009. During the time her license was
4 expired, she continued to teach.

5 **CONCLUSIONS OF LAW**

6 Cindy Ann Scholz taught while her license was expired. This conduct constitutes
7 gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it
8 incorporates OAR 584-020-0010(5) (*Use professional judgment*) and OAR 584-020-
9 0040(4)(r) (*Knowingly working without a license*). The Commission's authority to
10 impose discipline in this matter is based upon ORS 342.175.

11 **FINAL ORDER**

12 The Commission hereby imposes a Reprimand on Cindy Ann Scholz's educator
13 license.

14 IT IS SO ORDERED THIS 14th day of May, 2010.

15 TEACHER STANDARDS AND PRACTICES COMMISSION

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18 By: 
19 Victoria Chamberlain, Executive Director
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24 **NOTICE OF APPEAL OR RIGHTS**

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26 YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY
27 BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE
28 SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS
29 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 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:

Cindy Ann Scholz
2042 NE Wilcox Ave
Terrebonne OR 97760-9725

Dated this 14th day of December, 2010.

By: Melody Hanson
Melody Hanson
Executive Assistant