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JUN 19 2017

BEFORE THE TEACHIS STANDARDS AND PRACTICES COMMISSION

OF THE STATE OF OREGON

|   |                      |   |                          |
|---|----------------------|---|--------------------------|
| 3 | In the Matter of the | ) | STIPULATION OF FACTS AND |
| 4 | Educator License of  | ) | FINAL ORDER OF REPRIMAND |
| 5 | CASEY THOMAS WHISLER | ) | AND PROBATION            |

6

7 On or about March 18, 2016, the Teacher Standards and Practices Commission

8 (Commission) received a report from the Department of Human Services (DHS) and on

9 March 24, 2016, received a report from the Portland Public School District alleging

10 professional misconduct on the part of licensed educator, Casey Thomas Whisler

11 ("Whisler"). Investigation determined that both reports were regarding the same conduct

12 / incident.

13 After review of the matters alleged, Whisler and the Commission agree that their

14 respective interests, together with the public interest, are best served by a stipulation to

15 certain facts and the imposition of a Public Reprimand, and a period of probation.

16 This Order sets forth the facts upon which the parties have agreed and the

17 sanction to be imposed. Whisler stipulates that there are sufficient facts contained in the

18 Commission's files and records to support the findings of fact and conclusions of law set

19 forth below. In entering into this stipulation, Whisler waives the right to a hearing to

20 contest the findings of fact, conclusions of law and order set forth below.

21 By signing below, Whisler acknowledges, understands, stipulates, and agrees to

22 the following: (i) he has been fully advised of his rights to notice and a hearing to contest

23 the findings of fact, conclusions of law, and order set forth below, and fully and finally

24 waives all such rights and any rights to appeal or otherwise challenge this Stipulation of

25 Facts and Final Order of Reprimand and Probation (Stipulation and Final Order); (ii)

26 this Stipulation and Final Order is a public document and disclosed to the public upon

27 request by the Commission; (iii) this Stipulation and Final Order is contingent upon and

28 subject to approval and adoption by the Commission. If the Commission does not

29 approve and adopt this Stipulation and Final Order, then neither Whisler nor the

30 Commission are bound by the terms herein; (iv) he has fully read this Stipulation and

31 Final Order, and understands it completely; (v) he voluntarily, without any force or

32 duress, enters into this Stipulation and Final Order and consents to issuance and entry of

33 the Stipulated Final Order below; (vi) he states that no promise or representation has

34 been made to induce him to sign this Stipulation and Final Order; and (vii) he has

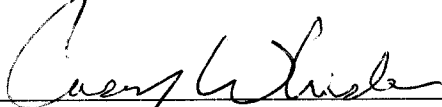
35 consulted with an attorney regarding this Stipulation and Final Order and has been fully

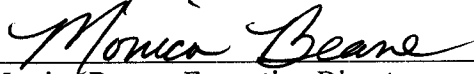
1 advised with regard to his rights thereto, or waives any and all rights to consult with an  
2 attorney prior to entering into this Stipulation and Final Order and issuance and entry of  
3 the Stipulated Final Order below.

4 **STIPULATION OF FACTS**

- 5 1. The Commission has licensed Whisler since September 9, 2008. Whisler's Initial  
6 I Teaching License, with endorsements in Biology (PK-12) and Integrated Science  
7 (PK-12), is valid from September 5, 2015 through September 4, 2018. During all  
8 relevant times, Whisler was employed by the Portland Public School District.
- 9 2. The Commission investigation determined that Whisler asked a female student  
10 MPT how she was doing upon her return from a medical absence and when she  
11 volunteered information about her recent suicide attempt, Whisler did not stop  
12 the student and engaged in the conversation and responded with remarks that  
13 were inappropriate. Specifically, when the student disclosed graphic details about  
14 the suicide attempt, Whisler replied, "That makes my pee pee hollow." Whisler  
15 explained that he replied in that manner because the information made him  
16 squeamish. He explained that it is a term he uses frequently in his personal life  
17 and did not intend to say it out loud in the classroom. The district's investigation  
18 concluded that Whisler's conduct was inappropriate but not intended to be sexual  
19 in nature and disciplined Whisler.

20 IT IS SO STIPULATED:

21   
22 \_\_\_\_\_ Date 6/9/17  
23 Casey Thomas Whisler

24   
25 \_\_\_\_\_ Date 6/21/17  
26 Dr. Monica Beane, Executive Director  
27 Teacher Standards and Practices Commission

28  
29 **CONCLUSION OF LAW**

30 The conduct described above constitutes gross neglect of duty in violation of ORS  
31 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010 (5) (*Use*  
32 *professional judgment*); OAR 584-020-0025 (2)(e) (*Using District lawful and*  
33 *reasonable rules and regulations*); OAR 504-020-0030(2)(b) (*Skill in communicating*  
34 *with administrators, students, staff, parents and other patrons*); OAR 584-020-  
35 0040(4)(o) as it incorporates OAR 584-020-0035(1)(c)(D) (*Honoring appropriate adult*  
36 *boundaries with students in conduct and conversations at all times*).

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

3 **ORDER**

4 The Commission adopts and incorporates herein the above findings of fact and  
5 conclusions of law, and based thereon, imposes a Public Reprimand on Casey Thomas  
6 Whisler's Educators License.

7 Furthermore, the Commission imposes a period of one (1) year of probation upon  
8 Whisler's licensure to commence from the date this order is signed by the Commission  
9 and subject to the following conditions:

- 10 1. Whisler shall comply with the Standards for Competent and Ethical Performance  
11 of Oregon Educators under Oregon Administrative Rules Chapter 584, Division  
12 020.

13  
14 Issued and dated this 21<sup>st</sup> day of June, 2017.

15 **TEACHER STANDARDS AND PRACTICES COMMISSION**  
16 **STATE OF OREGON**

17  
18 By Monica Beane

19 Dr. Monica Beane, Executive Director