



1 period of July 1, 2010 to June 30, 2011. While McCutchan did not sign the contract, McCutchan  
2 did report to work under the offered contract, working under this contract from July 1, 2010,  
3 until McCutchan left employment on December 10, 2010. On December 1, 2010, McCutchan  
4 submitted his resignation to NWRESA effective December 10, 2010; providing only 9 days of  
5 notice. McCutchan was provided detailed written information and reminders of the  
6 requirements and consequences, regarding McCutchan's breach of contract. McCutchan failed to  
7 complete his contract and failed to provide the required 60 day notice of resignation.

8 **CONCLUSIONS OF LAW**

9 McCutchan's conduct described in section two (2) above, constitutes gross neglect of duty in  
10 violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5)  
11 (*Use professional judgment*); and OAR 584-020-0040(4)(j) (*Resignation from a contract in*  
12 *violation of ORS 342.553*).

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

14 **FINAL ORDER**

15 The Commission hereby suspends Gary Wayne McCutchan's right to apply for licensure for a  
16 period of one year, to begin upon the date this order is signed and in effect.

17 IT IS SO ORDERED THIS 15<sup>th</sup> day of February, 2013.

18 TEACHER STANDARDS AND PRACTICES COMMISSION



19 By: \_\_\_\_\_  
20 Victoria Chamberlain, Executive Director  
21  
22  
23

24 **NOTICE OF APPEAL OR RIGHTS**

25  
26 YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY BE  
27 OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE SERVICE OF  
28 THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF ORS 183.482 TO  
29 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:

Gary Wayne McCutchan  
1433 NE Birch St  
Camas, WA 98607

Dated this 15<sup>th</sup> day of February, 2013.

By: \_\_\_\_\_

*Patty Liddell*

Patty Liddell

Investigative Assistant