

1 BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION
2 OF THE STATE OF OREGON
3
4

5 In the Matter of the
6 Teaching License of
7 DANIEL WAYNE LEBRUN
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9

 |
 | DEFAULT ORDER OF
 | DENIAL OF LICENSURE
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11 On September 26, 2001, the Teacher Standards and Practices Commission issued a
12 Notice of Opportunity for Hearing to Daniel LeBrun, in which the Commission proposed to
13 deny issuance of a Substitute Teaching License under ORS 342.175. The notice was sent
14 via U.S. First Class Mail and U.S. Certified Mail Receipt #7000 0600 0023 8496 9891 to
15 the address Mr. LeBrun provided to the Commission. The certified mail receipt was signed
16 and dated by a Frank LeBrun on September 28th and returned to the Commission on
17 October 1, 2001. Daniel LeBrun did not request a hearing.
18

19 The Notice of Opportunity for Hearing, signed by David V. Myton, Executive
20 Director, stated:

21 If a request for hearing is not received within this 21-day period, your right to
22 hearing shall be considered waived unless your failure to request a hearing was
23 beyond your reasonable control. If you do not request a hearing or if you fail to
24 appear at a hearing, the Commission will adopt an Order of Default which may
25 include the revocation or suspension of your license or other discipline.
26

27 Based on the foregoing, the Commission finds Daniel LeBrun in default and such
28 default is hereby entered. Based on the records and files of the Commission, the
29 Commission enters the following findings of fact and order.
30

31 **FINDINGS OF FACT**
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33. 1. On January 9, 1986, Daniel LeBrun was issued a Basic Teacher License with an
34 endorsement in Basic Elementary. LeBrun renewed this license in 1989, 1992, 1995, and
35 1998.

12. 2. On January 23, 1998, Daniel LeBrun renewed his Basic Teacher license valid
2 through January 8, 2001. He answered "no" to all character questions, however, circled
3 the word 'cited' in "Have you ever been arrested or cited for any offense listed in
4 question (8) above which is still pending in the court?"
5

63. 3. On or about January 1, 2001, LeBrun submitted an Application for Educator
7 License Form C-1 for his first Substitute Teaching License. LeBrun was not eligible to
8 renew his Basic Teaching since he did not have 180 days of teaching in Oregon schools
9 during the life of the current teaching license. LeBrun answered "yes" to character
10 questions 8 and 10. On the application, LeBrun checked the box for "Check here if for
11 any 'yes' answer an explanation was provided with a prior application, in which case, no
12 further explanation is required at this time. LeBrun also wrote "You should have the
13 explanation on file with court documentation".
144.

155. 4. On January 25, 2001, TSPC wrote to LeBrun stating that his application for an
16 evaluation for licensure is denied in that an incomplete application was submitted. A
17 written explanation and court records for his "yes" answers were requested since these
18 documents were not previously filed with TSPC.

196.
207. 5. On March 12, 2001, TSPC again wrote to LeBrun requesting a full explanation,
21 explaining in detail, the court action against him. LeBrun was reminded that the
22 nonrefundable fee he submitted in January was valid for 90 days from the date of our
23 January correspondence.
248.

259. 6. On February 9, 2001, TSPC received information that Daniel LeBrun is currently
26 on probation following his conviction on October 13, 1998, for Theft of Government
27 Funds. This was a Class A misdemeanor offense.
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29 CONCLUSIONS OF LAW

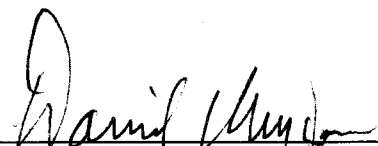
30 Daniel LeBrun's actions constitute gross unfitness in violation of ORS 342.175 and
31 OAR 584-050-0006.

1 **ORDER**

2
3 The Commission denies issuance of a Substitute Teaching License to Daniel Wayne
4 LeBrun, DOB 01-08-43, for gross unfitness.

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6 Dated this 16th day of November 2001.

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8 **TEACHER STANDARDS AND PRACTICES COMMISSION**

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10
11 By 
12 David V. Myton, Executive Director
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16 **NOTICE OF APPEAL OR RIGHTS**

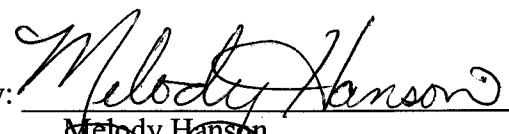
17
18 YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL
19 REVIEW MAY BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60
20 DAYS FROM THE SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT
21 TO THE PROVISIONS OF ORS 183.482 TO THE OREGON COURT OF APPEALS.

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23 **CERTIFICATE OF MAILING**

24
25 I hereby certify that I served the foregoing order by mailing a true copy thereof
26 certified by me as such by regular U.S. First Class Mail and by U.S. Certified Mail—Return
27 Receipt Requested to:

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29
30 Daniel LeBrun
31 17780 Towle Drive
32 Sandy OR 97055
33

34
35 Dated this 21st day of November 2001.

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38 By: 
39 Melody Hanson
40 Executive Assistant to the Commission
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