

BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION
OF THE STATE OF OREGON

3 In the Matter of the) STIPULATION OF FACTS,
4 Teaching License of) ORDER OF REPRIMAND AND
5 PAMELA JEAN GARTNER) PROBATION
6

7 On or about August 14, 2002, the Teacher Standards and Practices Commission
8 (Commission) received a report from Kathryn Baker, Superintendent, Salem-Keizer
9 Public Schools indicating that Pamela Jean Gartner (Gartner) was arrested and charged
10 with Assault IV in connection with an incident of domestic violence.

11 Ms. Gartner fully cooperated with the Commission's investigation. After review of
12 the facts in this matter, Ms. Gartner and the Executive Director agree that their
13 respective interests, together with the public interest, are best served by a stipulation to
14 certain facts, a reprimand followed by a probation of one (1) year.

15 This Order sets forth the facts upon which the parties have agreed and the
16 sanction to be imposed. Ms. Gartner stipulates that there are sufficient facts contained
17 in the Commission's files and records to support the findings of fact and conclusions of
18 law set forth below. In entering into this stipulation, Ms. Gartner waives the right to a
19 hearing to contest the findings of fact, conclusion of law and order set forth below.
20 Ms. Gartner understands that the Commission will impose a one (1) year probation with
21 specific conditions.

22 This stipulation is contingent upon approval and adoption of the Order by the
23 Commission. If the Commission does not adopt this Order, neither Ms. Gartner nor the
24 Commission are bound by these Stipulations and Ms. Gartner retains all rights to a
25 hearing on the allegations.

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STIPULATION OF FACTS

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2 1. Ms. Gartner holds a Basic Teaching License valid August 25, 2000, to August
3 20, 2003, with an endorsement in Basic Elementary.

4 2. Ms. Gartner is employed by Salem-Kelzer Public Schools as a elementary
5 teacher. She has served the District as a teacher since 1987.

6 3. On or about July 24, 2002, Pamela Jean Gartner entered into a Deferred
7 Sentencing Agreement for Assault IV-Domestic Violence in the Circuit Court of the State
8 of Oregon for Marion County. Ms. Gartner was placed on probation with the court for
9 eighteen (18) months requiring special conditions that she have no contact with the
10 victim, successfully complete a Blayne Alter program and pay a money judgment of
11 \$765.00.

12 IT IS SO STIPULATED:

13 Pamela Jean Gartner 4-10-03
14 Pamela Jean Gartner Date

15 Victoria Chalmers 4-7-03
16 Victoria Chalmers, Executive Director Date
17

18 **CONCLUSION OF LAW**

19 Pamela Jean Gartner's behavior resulting in her arrest for Assault IV-Domestic
20 Violence ORS 163.160, constitutes gross unfitness as defined in OAR 584-020-
21 0040(5)(e). The Commission's authority to impose discipline in this matter is based
22 upon ORS 342.175.

23 **ORDER**

24 The Commission adopts the above Stipulation of Facts and orders a Public
25 Reprimand for engaging in acts constituting criminal conduct. This Order shall serve as
26 the Public Reprimand.

1 The Commission places Ms. Gartner on probation for a period of one (1) year to
commence May 9, 2003, subject to the following terms and conditions:

- 3 a. Ms. Gartner shall conduct herself as a law-abiding citizen;
- 4 b. Ms. Gartner shall report in writing within ten days to the Executive Director of
- 5 the Commission any arrest or citation for any felony, misdemeanor, or major
- 6 traffic violation; and
- 7 c. Ms. Gartner shall comply with the Standards for Competent and Ethical
- 8 Performance of Oregon Educators pursuant to Oregon Administrative Rules
- 9 Chapter 584, Division 020.

10 Violation of any of the terms of probation shall constitute an independent basis
11 for the Commission to revoke Ms. Gartner's teaching license or otherwise impose
12 discipline, after first providing Ms. Gartner with notice and opportunity for hearing.

13 Dated this 9th day of May 2003.

14 TEACHER STANDARDS AND PRACTICES COMMISSION

15 By: Victoria Chambertain
16 Victoria Chambertain, Executive Director
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19 Approved as to form:

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21 _____
22 Thomas K. Doyle, OSB #97251
23 Attorney for Pamela Jean Gartner
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