



1647317

Linda Carew (87297)
Discipline Order

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

4 In the Matter of the Educator) DEFAULT ORDER OF
5 License of) REVOCATION OF RIGHT TO
6 LINDA JO CAREW) APPLY FOR LICENSURE
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9 On March 18, 2015, the Teacher Standards and Practices Commission (Commission)
10 issued a Notice of Opportunity for Hearing to Linda Jo Carew (Carew) in which the
11 Commission charged her with Gross Neglect of Duty and Gross Unfitness. The Notice was
12 sent via U.S. First Class Mail and U.S. Certified Mail Receipt 7014 0150 0000 1046 5598 to
13 the address on file with the Commission. The Notice designated the Commission file as the
14 record for purposes of proving a prima facie case. The Certified Mail receipt was returned
15 unsigned to the Commission on April 1, 2015. The first class mail was not returned and
16 assumed delivered. The Notice of Opportunity for Hearing, dated March 18, 2015, and
17 signed by Victoria Chamberlain, Executive Director, stated:

18 “IF A REQUEST FOR HEARING IS NOT RECEIVED WITHIN THIS 21-DAY
19 PERIOD, YOUR RIGHT TO A HEARING SHALL BE CONSIDERED WAIVED
20 UNLESS YOUR FAILURE TO REQUEST A HEARING WAS BEYOND YOUR
21 REASONABLE CONTROL. IF YOU DO NOT REQUEST A HEARING OR IF YOU
22 FAIL TO APPEAR AT A HEARING, THE COMMISSION WILL ADOPT AN ORDER
23 OF DEFAULT WHICH MAY INCLUDE THE REVOCATION OR SUSPENSION OF
24 YOUR LICENSE OR OTHER DISCIPLINE.”
25

26 Carew did not request a hearing. The Commission, therefore, finds Carew to be in default
27 and enters the following findings of fact, conclusions of law, and final order, based on the
28 files and records of the Commission concerning this matter.
29

30 **FINDINGS OF FACT**

- 31 1. Carew had been licensed as a teacher in Oregon since December 22, 1977. Carew’s
32 Standard Teaching License, with endorsements in Basic Elementary (014) and Standard
33 Exceptional Learner I (018), was valid from March 20, 2009 through March 19, 2014.
34 Carew did not make application for renewal. During all relevant times, Carew was not
35 employed in a teaching position.
36

1 2. On February 22, 2014, the Commission conducted a routine background check in
2 conjunction with Carew's license coming up for renewal. The results of Carew's
3 background check indicated a criminal conviction in September of 2013. According
4 to reports, on September 6, 2013, Carew was convicted of Possession of a Controlled
5 Substance II (C-felony), and Theft III (C misdemeanor). Carew was sentenced to 10
6 days in jail, 18 months' probation and required to participate in a drug treatment
7 program. Carew's conduct that lead to these charges and convictions included the
8 theft of prescription drugs from a client Carew served as a caretaker for. When
9 contacted by Commission investigators, Carew refused to conduct an interview.
10 Commission records indicate Carew did not make application for the renewal of her
11 license.

12 CONCLUSIONS OF LAW

13 The conduct described above establishes that Carew does not possess good moral
14 character or mental and physical fitness as required to hold a license under ORS 342,143(2).
15 Carew's conduct also constitutes gross neglect of duty in violation of OAR 584-020-
16 0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use professional judgment*); and
17 OAR 584-020-0040(4)(o) as it incorporates OAR 584-020-0035(3)(a) (*Maintain the*
18 *dignity of the profession by respecting and obeying the law, exemplifying personal*
19 *integrity and honesty*). Carew's conduct also constitutes gross unfitness in violation of ORS
20 342.175(1)(c); OAR 584-020-0040(5)(c) (*Conviction of violating any federal, state, or local*
21 *law. A conviction includes any final judgment of conviction by a court whether as the*
22 *result of guilty plea, no contest plea or any other means*), and OAR 584-020-0040(5)(e)
23 (*Admission of or engaging in acts constituting criminal conduct, even in the absence of a*
24 *conviction*).

25
26 The Commission's authority to impose discipline in this matter is based upon ORS
27 342.175.

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1 **FINAL ORDER**

2 The Commission hereby revokes Linda Jo Carew's right to apply for licensure.

3 IT IS SO ORDERED THIS 20th day of May, 2015.

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5 TEACHER STANDARDS AND PRACTICES COMMISSION



6 By: _____
7 Victoria Chamberlain, Executive Director

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9 NOTICE OF APPEAL OR RIGHTS

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11 YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW
12 MAY BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM
13 THE SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE
14 PROVISIONS OF ORS 183.482 TO 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:

Linda Jo Carew
61349 Fairfield Drive
Bend, OR 97702-2738

Dated this 20th day of May, 2015.

By: Patty Liddell
Patty Liddell
Investigative Assistant