

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

3 In the Matter of the )  
 4 Teaching License of ) DEFAULT ORDER OF  
 5 GREGG MARTIN BENNETT ) DENIAL OF LICENSURE  
 6 )  
 7 )

8 On June 4, 2002, the Teacher Standards and Practices Commission issued a  
 9 Notice of Opportunity for Hearing to Gregg Martin Bennett, in which the Commission  
 10 proposed to deny issuance of a Teaching License under ORS 342.143. The notice  
 11 was sent via U.S. First Class Mail and U.S. Certified Mail Receipt #7000 0600 0023  
 12 8496 9549 to the address Mr. Bennett provided to the Commission. The certified mail  
 13 receipt was signed and dated by Mr. Bennett on June 8, 2002, and returned to the  
 14 Commission on June 12, 2002. Gregg Martin Bennett did not request a hearing.

15 The Notice of Opportunity for Hearing, signed by Victoria Chamberlain, Executive  
 16 Director, stated:

17 If a request for hearing is not received within this 21-day period, your right to  
 18 hearing shall be considered waived unless your failure to request a hearing  
 19 was beyond your reasonable control. If you do not request a hearing or if  
 20 you fail to appear at a hearing, the Commission will uphold the denial of  
 21 your application for an Oregon teaching license.  
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23 Based on the foregoing, the Commission finds Gregg Martin Bennett in default  
 24 and such default is hereby entered. Based on the records and files of the Commission,  
 25 the Commission enters the following findings of fact, conclusions of law and order.

26 **FINDING OF FACTS**

27 1. On or about January 28, 2002, Mr. Bennett made a false statement on his  
 28 application for Licensure to TSPC in his explanation of character question 8.

1 Mr. Bennett wrote that his arrest in 1993 for possession of Marijuana, was the result of a  
2 "surprise gift" from a friend. In fact, he had prior knowledge the marijuana would be  
3 mailed to him.

4 2. On or about August 20, 1993, Mr. Bennett was convicted for Possession of  
5 Marijuana, a misdemeanor, in District Court, Sedgwick County, Kansas.

6 3. In 1997 Mr. Bennett made a false statement by omission on an application for  
7 employment to Deer Valley School District when he failed to include his employment  
8 and resignation from Gila Bend School District in 1994.

9 4. On or about January 3, 2001, Mr. Bennett was convicted of the crime of  
10 Making a False Statement to Obtain Benefits (Unemployment Insurance), a  
11 misdemeanor, in Maricopa County, Superior Court of Arizona.

#### 12 **CONCLUSIONS OF LAW**

13 1. The conduct described in Finding of Fact Number 1 constitutes gross neglect  
14 of duty in violation of OAR 584-020-0040(4)(c).

15 2. The conduct described in Finding of Fact Number 2 constitutes gross  
16 unfitness in violation of OAR 584-020-0040(5)(c) and ORS 342.143(3)(b).

17 3. The conduct described under Finding of Fact Number 3 constitutes gross  
18 neglect of duty in violation of OAR 585-020-0040(4)(c).

19 4. The conduct described in Finding of Fact No. 4 constitutes gross unfitness in  
20 violation of OAR 584-020-0040(5)(c).

21 Any one of the findings of facts set forth above are a sufficient basis standing  
22 alone for denial of licensure pursuant to OAR 584-020-0040(3). The Commission's  
23 authority to deny licensure in this matter is based upon ORS 342.143.

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**ORDER**

The Commission denies issuance of a teaching license to Gregg Martin Bennett.

Dated this 2<sup>nd</sup> day of August 2002.

TEACHER STANDARDS AND PRACTICES COMMISSION

By   
Victoria Chamberlain, Executive Director

**NOTICE OF APPEAL RIGHTS**

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

CERTIFICATE OF MAILING

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

Gregg Martin Bennett  
PO Box 339  
Allentown, NJ 08501

Dated this 6<sup>th</sup> day of August 2002.

By: Melody Hanson  
Melody Hanson  
Executive Assistant to the Commission