

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

4 In the Matter of the Educator License of) DEFAULT ORDER OF
5 DORE' ANN JAEGER) REVOCATION OF RIGHT TO
6) APPLY
7

8 On February 22, 2013, the Teacher Standards and Practices Commission (Commission)
9 issued a Notice of Opportunity for Hearing to Dore' Ann Jaeger (Jaeger) in which the Commission
10 charged her with Gross Neglect of Duty. The Notice was sent via U.S. First Class Mail and U.S.
11 Certified Mail Receipt 7011 2000 0001 1292 0226 to the address on file with the Commission. The
12 Notice designated the Commission file as the record for purposes of proving a prima facie case. The
13 Certified Mail receipt was returned, unclaimed to the Commission on February 26, 2013. The regular
14 mail was not returned to the Commission. The Notice of Opportunity of Hearing, dated February 22,
15 2013, and signed by Victoria Chamberlain, Executive Director, stated:

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

23 Jaeger did not request a hearing. The Commission, therefore, finds Jaeger to be in default and enters
24 the following findings of fact, conclusions of law, and final order, based on the files and records of
25 the Commission concerning this matter.

26 **FINDINGS OF FACT**

- 27 1. Dore' Ann Jaeger has been licensed by the Commission since October 9, 1986. Jaeger's Basic
28 Teaching License, with endorsements in Basic Mathematics (019), and Basic Elementary (014),
29 was issued April 3, 2009, and expired on April 2, 2012.
- 30 2. On October 6, 2011, Jaeger was found guilty except for insanity and was subsequently convicted
31 of two counts of Arson in the First Degree (ORS 164.325) a class A felony, and one count of
32 Recklessly Endangering Another Person (ORS 163.195) a class A misdemeanor. Jaeger was
33 sentenced to the statutory maximum for each count, to run concurrently and not to exceed 20
34 years, to be served in commitment to a state mental hospital.
- 35 3. Jaeger's conviction arose from allegations that on May 30, 2011, Jaeger attempted to commit
36 suicide by setting fire to her duplex residence, which was also occupied by other persons.

1 **CONCLUSIONS OF LAW**

2 Jaeger's convictions constitutes gross neglect of duty in violation of ORS 342.175(1)(b); OAR
3 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use professional judgment*); and
4 OAR 584-020-0040(1)(gg) (*ORS 164.325 – Arson in the First Degree*). This conduct also constitutes
5 gross unfitness in violation of ORS 342.175(1)(c); OAR 584-020-0040(5)(e) (*Admission of or*
6 *engaging in acts constituting criminal conduct, even in the absence of a conviction*). Pursuant to
7 ORS 342.175(2)(a) and OAR 584-020-0040(1) the Commission will deny, revoke or deny the right to
8 apply for a license or charter school registration to any applicant or educator who, has been
9 convicted of any of the crimes listed in ORS 342.143.

10 Furthermore, the conduct underlying Jaeger's convictions constitutes gross neglect of duty in
11 violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5)
12 (*Use professional judgment*); OAR 584-020-0040(4)(k) (*knowing violation of any rule or order of*
13 *the Commission*); OAR 584-020-0040(3)(a) (*Has been convicted of a crime not listed in section (1)*
14 *of this rule, if the Commission finds that the nature of the act or acts constituting the crime for*
15 *which the educator was convicted render the educator unfit to hold a license*)(ORS 163.195
16 Recklessly Endangering), and OAR 584-020-0040(4)(o) as it incorporates OAR 584-020-
17 0035(3)(a)(*Maintain the dignity of the profession by respecting and obeying the law, exemplifying*
18 *personal integrity and honesty*). The conduct underlying Jaeger's convictions also constitutes "gross
19 unfitness" in violation of ORS 342.175(1)(c); OAR 584-020-0040(3)(a) and (d) as defined by OAR
20 584-020-0040 (5) (*"Gross unfitness is any conduct which renders an educator unqualified to*
21 *perform his or her professional responsibilities"*).

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

23 **FINAL ORDER**

24 The Commission hereby revokes Dore' Ann Jaeger's right to apply for an educator license.

25 IT IS SO ORDERED THIS 19th day of June, 2013.

26 TEACHER STANDARDS AND PRACTICES COMMISSION

27 

28 By:

29 Victoria Chamberlain, Executive Director
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1 NOTICE OF APPEAL OR RIGHTS

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