1 2 3	BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION OF THE STATE OF OREGON
3 4 5 6 7	In the Matter of the ) DEFAULT ORDER OF Teaching License of ) REVOCATION OF LINDA JOYCE PANATTONI ) TEACHING LICENSE
8	On November 30, 2010, the Teacher Standards and Practices Commission
9	(Commission) issued a Notice of Opportunity for Hearing to Linda Joyce Panattoni
10	(Panattoni) in which the Commission charged her with Gross Neglect of Duty and Gross
11	Unfitness pursuant to OAR 584-020-0040(4)(n), OAR 584-020-0010 (1), OAR 584-020-
12	0010(5), and OAR 584-020-0040(5)(e). The Notice was sent via U.S. First Class Mail
13	and U.S. Certified Mail Receipt 7010 0290 0001 6831 4688 to the address on file with
14	the Commission. The regular mail was not returned to the Commission. Panattoni
15	signed for the certified mail on December 9, 2010. The Notice of Opportunity of
16	Hearing, dated November 30, 2010, and signed by Victoria Chamberlain, Executive
17	Director, stated:
18 19 20 21 22 23 24 25	"IF A REQUEST FOR HEARING IS NOT RECEIVED WITHIN THIS 21-DAY PERIOD, YOUR RIGHT TO A HEARING SHALL BE CONSIDERED WAIVED UNLESS YOUR FAILURE TO REQUEST A HEARING WAS BEYOND YOUR REASONABLE CONTROL. IF YOU DO NOT REQUEST A HEARING OR IF YOU FAIL TO APPEAR AT A HEARING, THE COMMISSION WILL ADOPT AN ORDER OF DEFAULT WHICH MAY INCLUDE THE REVOCATION OR SUSPENSION OF YOUR LICENSE OR OTHER DISCIPLINE."
26	Panattoni did not request a hearing. The Commission, therefore, finds Panattoni to be
27	in default and enters the following findings of fact, conclusions of law and order, based
28	on the files and records of the Commission concerning this matter.
29	FINDINGS OF FACT
30	1. Linda Joyce Panattoni has been licensed as a teacher in Oregon since August
31	13, 2003. Panattoni's Initial I Teaching License, with an endorsement in Special
32	Education, issued on August 27, 2006, expired on November 24, 2009. During
22	all relevant times. Panattoni was employed by the Crook County School District

- 1 2. On January 26, 2009, Panattoni recounted to BH, a co-worker at Crook County 2 Middle School, that her foster child, AA, attempted to cut himself. Panattoni told BH that AA was using the metal on a pencil that holds the eraser in place to cut 3 4 himself. Panattoni told AA that he was cutting himself the wrong way and 5 showed him how to cut himself the right way. Panattoni stated that she then 6 provided AA with additional pencils missing their erasers so that he would have similar metal to cut himself with. Panattoni further expressed to her co-worker 7 8 that she hoped the state would remove AA from her custody. Panattoni's co-9 workers described her demeanor as lacking compassion toward AA. 10 Furthermore Panattoni's co-worker recounted that she described AA taking food 11 at home as stealing food from her.
- Panattoni previously spoke with MJ, the Dean of Students on January 23, 2009, and stated that she would provide AA with razor blades with which to cut himself to see if he would cut himself in your presence and whether he was doing so to gain attention.
  - 4. AA was interviewed by his counselor DB on January 23, 2009. During that interview AA reported that Panattoni called him "fucking idiot," "you're stupid," "scum of the earth," "disgrace to humans," and "go to your fucking room."

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**CONCLUSIONS OF LAW** 

Linda Joyce Panattoni's above described conduct independently or together constitutes gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(1) (Recognize the worth and dignity of all persons and respect for each individual), OAR 584-020-0010(5) (Use professional judgment). This conduct also constitutes gross unfitness under ORS 342.175(1)(c); OAR 584-020-0040(5)(e) (Admission of or engaging in acts constituting criminal conduct, even in the absence of a conviction) specifically, ORS 419b.005(B) (Any mental injury to a child, which shall include only observable and substantial impairment of the child's mental or psychological ability to function caused by cruelty to the child, with due regard to the culture of the child, and ORS 419b.005(G) (Threatened harm to a child, which means subjecting a child to a substantial risk of harm to the child's health or welfare).

The Commission's authority to impose discipline in this matter is based upon

ORS 342.175. FINAL ORDER The Commission hereby revokes Linda Joyce Panattoni's Initial I Teaching License. IT IS SO ORDERED THIS /// day of February, 2011. TEACHER STANDARDS AND PRACTICES COMMISSION Victoria Chamberlain, Executive Director NOTICE OF APPEAL OR 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 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 Joyce Panattoni 1189 SW Tee Ln. Prineville, OR 97754-2633

Dated this

\_day of April, 2011.

By:

Melody Hansøn

Executive Assistant