1 2	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 FRANK WALTER RENNER) RIGHT TO APPLY
8 9	On June 4, 2010, the Teacher Standards and Practices Commission
10	(Commission) issued a Notice of Opportunity for Hearing to Frank Walter Renner
11	(Renner) in which the Commission charged him with Gross Neglect of Duty pursuant to
12	OAR 584-020-0010(5), OAR 584-020-0040(4)(c), OAR 584-020-0035(1)(b), OAR 584-
13	020-0035(1)(c)(A), OAR 584-020-0035(1)(c)(B), OAR 584-020-0035(1)(c)(C), OAR 584-
14	020-0035(1)(c)(D), OAR 584-020-0040(4)(f), and OAR 584-020-0040(5)(c). The Notice
15	was sent via U.S. First Class Mail and U.S. Certified Mail Receipt 7009 1410 0002 1902
16	5290 to the address on file with the Commission. The U.S. Postal Service returned the
17	certified mail to the Commission on June 24, 2010 as unclaimed. The first class mail
18	was not returned to the Commission, however, indicating that the address on file with
19	the Commission was correct. The Notice of Opportunity of Hearing, dated June 4,
20	2010, and signed by Victoria Chamberlain, Executive Director, stated:
21 22 23 24 25 26	"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."
27	Mr. Renner did not request a hearing. The Commission, therefore, finds Mr. Renner to
28	be in default and enters the following findings of fact, conclusions of law and order,
29	based on the files and records of the Commission concerning this matter.
30	

- The Commission has licensed Mr. Renner as a teacher in Oregon since August 7, 2007.
 His Initial Teaching License, issued on August 7, 2007, expired on February 7, 2009.
 His Emergency Teaching License, issued February 8, 2009, expired on June 30, 2009.
 During all relevant times, Mr. Renner was employed by the Klamath Falls City School District.
 - 2. On May 11, 2009, Mr. Renner was arrested on charges of Official Misconduct and Sex Abuse in the 3rd Degree. On May 11, 2009, he was convicted of Official Misconduct, a class A Misdemeanor. The conduct that gave rise to these charges and conviction was Mr. Renner's inappropriate relationship with a female student. Specifically Mr. Renner gave personal gifts to the female student, such as a bracelet, and exchanged text messages. Mr. Renner also drove the student in his personal vehicle to lunches, where on certain occasions he engaged in kissing and intimate touching of the student. Mr. Renner did not report to his superiors the feelings that the student had for him. As a condition of his conviction for Official Misconduct, the Klamath County Circuit Court ordered Mr. Renner to surrender his teaching license.

CONCLUSIONS OF LAW

Frank Walter Renner's above described conduct 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(5) (Use professional judgment), OAR 584-020-0040(4)(c) (Knowing falsification of any document or knowing misrepresentation directly related to licensure, employment, or professional duties), OAR 584-020-0040(4)(o) as it incorporates OAR 584-020-0035(1)(b) (Refrain from exploiting professional relationships with any student for personal gain, or in support of persons or issues), OAR 584-020-0035(1)(c)(A) (Not demonstrating or expressing professionally inappropriate interest in a student's personal life), OAR 584-020-0035(1)(c)(B) (Not accepting or giving or exchanging romantic or overly personal gifts or notes with a student), OAR 584-020-0035(1)(c)(C) (Reporting to the educator's supervisor if the educator has reason to believe a student is or may be becoming romantically attached to the educator), OAR 584-020-0035(1)(c)(D) (Honoring appropriate adult boundaries with students in conduct and conversations at

1	all times), and OAR 584020-0040(4)(f) (Any sexual conduct with a student). Frank
2	Renner's conviction for Official Misconduct constitutes gross unfitness in violation of
3	OAR 584-020-0040(5)(c) (Conviction of violating any federal, state, or local law. A
4	conviction includes any final judgment of conviction by a court whether as the result of
5	guilty plea, no contest plea or any other means). The Commission's authority to impose
6	discipline in this matter is based upon ORS 342.175.
7	FINAL ORDER
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8	The Commission hereby revokes Frank Walter Renner's right to apply for an
9	educator license.
10	IT IS SO ORDERED THIS day of August, 2010.
11	TEACHER STANDARDS AND PRACTICES COMMISSION
12 13 14	Bx: Siction Granterlain
15 16	Victoria Chamberlain, Executive Director
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19 20	NOTICE OF APPEAL OR RIGHTS
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22	YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY
23 24	BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS
2 4 25	OF ORS 183,482 TO THE OREGON COURT OF APPEALS.
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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:

Frank Walter Renner 848 Box Avenue Dickinson ND 58601

Dated this $\frac{1}{6}$ day of June, 2011.

Melody Hanson

Executive Assistant