BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION 1 2 OF THE STATE OF OREGON 3 4 DEFAULT ORDER OF In the Matter of the 5 6 REVOCATION OF RIGHT Charter SchoolRegistration of ) JENNIFER KRISTEN MAGUIRE 7 8 On April 5, 2012, the Teacher Standards and Practices Commission (Commission) issued 9 a Notice of Opportunity for Hearing to Jennifer Kristen Maguire (Maguire) in which the Commission charged her with Gross Neglect of Duty. The Notice was sent via U.S. First Class 10 Mail and U.S. Certified Mail Receipt 7010 2780 0000 2187 4184 to the address on file with the 11 Commission. The Notice designated the Commission file as the record for purposes of proving a 12 prima facie case. The Certified Mail was returned as "Unclaimed" on April 30, 2012. The 13 regular mail was not returned to the Commission. The Notice of Opportunity of Hearing, dated 14 15 April 5, 2012, and signed by Victoria Chamberlain, Executive Director, stated: "IF A REOUEST FOR HEARING IS NOT RECEIVED WITHIN THIS 21-DAY PERIOD, 16 YOUR RIGHT TO A HEARING SHALL BE CONSIDERED WAIVED UNLESS YOUR 17 FAILURE TO REQUEST A HEARING WAS BEYOND YOUR REASONABLE CONTROL. 18 IF YOU DO NOT REOUEST A HEARING OR IF YOU FAIL TO APPEAR AT A 19 20 HEARING, THE COMMISSION WILL ADOPT AN ORDER OF DEFAULT WHICH MAY INCLUDE THE REVOCATION OR SUSPENSION OF YOUR LICENSE OR OTHER 21 22 DISCIPLINE." 23 Maguire did not request a hearing. The Commission, therefore, finds Maguire to be in default 24 25 and enters the following findings of fact, conclusions of law and order, based on the files and 26 records of the Commission concerning this matter. FINDINGS OF FACT 27 28 1. Maguire has been registered as a charter school teacher in Oregon since March 24, 2008. She held a Charter School Registry issued March 24, 2008, with an endorsement in Multiple 29 Subjects Self-Contained (ELE), which expired on March 24, 2011. During all relevant times, 30 31 Maguire was employed by the Eugene 4J School District, Ridgeline Charter School. 2. While employed with the Ridgeline Charter School, Maguire engaged in inappropriate 32 conversations with students on the social media website Facebook.com. The conversations 33 included sexually explicit subjects. 34 3. Maguire's responses, during her interview with a Commission investigator concerning her 35 understanding of how Facebook.com functions, did not match the context of the 36 conversation Maguire engaged in on the social networking site. The inconsistency of 37 Maguire's statements from her conduct indicates that Maguire attempted to misrepresent or 38

minimize her conduct during the interview.

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1	CONCLUSIONS OF LAW
2	Jennifer Kristen Maguire's conduct described in #2 above constitutes gross neglect of
3	duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-
4	020-0010(1) (Recognize the worth and dignity of all persons and respect for each individual),
5	OAR 584-020-0010(5) ( <i>Use professional judgment</i> ); OAR 584-020-0040(4)(0) as it
6	incorporates OAR 584-020-0035(1)(c)(D) (Honoring appropriate adult boundaries with
7	students in conduct and conversations at all times); and OAR 584-020-0040(4)(f) (Any sexual
8	conduct with a student) as that term is defined by OAR 584-020-0005(5).
9	Jennifer Kristen Maguire's conduct described in section #3 above, constitutes gross
10	neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates
11	OAR 584-020-0010(5) (Use professional judgment); and OAR 584-020-0040(4)(c) (Knowing
12	falsification of any document or knowing misrepresentation directly related to licensure,
13	employment, or professional duties).
14	The Commission's authority to impose discipline in this matter is based upon ORS
15	342.175.
16	FINAL ORDER
17	The Commission hereby revokes the right to apply for licensure or registration of
18	Jennifer Kristen Maguire from the effective date of this order.
19	IT IS SO ORDERED THIS 232 day of October, 2012.
20	TEACHER STANDARDS AND PRACTICES COMMISSION
21	
22	By:
23 24 25 26	By: Victoria Chamberlain, Executive Director
27	
28 29	NOTICE OF APPEAL OR RIGHTS
30 31 32 33	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:

Jennifer Kristen Maguire 143 W Hilliard Ln Eugene, OR 97404

Dated this 232 day of October, 2012.

Cristina Edgar

Investigator