

OKLAHOMA STATE BOARD OF EDUCATION  
ADMINISTRATIVE COMPLAINT

STATE OF OKLAHOMA, ex. rel.	)	
STATE DEPARTMENT OF EDUCATION	)	
	)	
Applicant	)	
	)	2019-4
vs.	)	
	)	
BRIAN BANFIELD	)	
	)	
Respondent	)	

HEARING ON PROPOSED REVOCATION OF  
CERTIFICATE NUMBER 237129

The above-entitled matter came on for hearing before Administrative Law Judge Gay Abston Tudor on July 7, 2020, pursuant to assignment from the Oklahoma State Board of Education (“Board”). Appearing for the Applicant was Brad Clark, General Counsel for the Board. The Respondent Brian Banfield did not appear.

Respondent is holder of teaching certificate number 237129. The State Department of Education (“Department”) filed an Application for Emergency Order to Summarily Suspend and Application to Revoke that certification. The Application was sent to Respondent by certified mail on February 26, 2019, and an Order granting the Application to Suspend was entered on February 28, 2019 and sent to Respondent by certified mail on March 4, 2019.

Notice of a hearing set for July 7, 2020, on the proposed revocation was sent to Respondent by certified mail on May 27, 2020. According to the Department’s rules, service of notice by such means is complete. OAC 210:1-5-6(d)(3). The rules also state that if the holder of the certificate fails to appear at the scheduled hearing, the Board or hearing officer shall hold the party in default and issue an order sustaining the allegations set forth in the application for revocation. OAC 210:1-5-6(g)(1)(C).

ORDER

The undersigned Administrative Law Judge finds:

Respondent was properly served with notice of the hearing on the Application for Revocation of Certificate. Respondent failed to appear. Therefore, the teaching certificate of Respondent Brian Banfield is hereby REVOKED, effective July 7, 2020.

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Gay Abston Tudor  
Administrative Law Judge