# DISCIPLINARY ACTION REPORT

## BOARD ACTIONS SINCE JANUARY 1, 2007

Oregon State Board of Licensed Social Workers

(Public Information — Updated APRIL 12th, 2012)

Following is a complete listing of all final public disciplinary actions or actions in lieu of discipline taken by the Board since 2007. The differences in rule citations are due to later changes in the rules. The date in brackets ( ) is the effective date of the final action taken by the Board. This information is provided in accordance with the public records law, ORS 192.420 and ORS 676.175(3). If you require the full text of the Disciplinary Action, please use the licensee look-up function on the Board's web site www.oregon.gov/blsw. If you need additional information or assistance, refer to the last page of this report for contact information.

## 2012 ADJUDICATED CASES

### O'BRIEN, Vana, MSW (LCSW #1551)
Case #2011-06

**Settlement Agreement & Stipulated Final Order**
**(Civil Penalties and Additional Continuing Education)**
**(*February 10th, 2012*)**

In Board case **2011-06**, Respondent admits and Board finds that Respondent failed to provide client (AA) reasonable access to records, in violation of OAR 877-030-0070(16)(a). Respondent was assessed $300.00 civil penalty and required to obtain six (6) additional hours of continuing education on topics of confidentiality and records release.

### RICE, Yvonne, MSW (LCSW #2437)
Case #2011-31

**Settlement Agreement & Stipulated Final Order**
**License Surrender in Lieu of Revocation and**
**Assessment of Civil Penalties with Conditions**
**(*February 10th, 2012*)**

In Board case **2011-31**, Board finds and Respondent admits to reporting violations including five (5) violations of OAR 877-030-0040(2)(a)(c) [07/2008] or [07/2009], and two (2) violations of OAR 877-030-0040(2)(a)(D) [2011], and four (4) instances of providing false information on licensure renewal applications, in violation of OAR 877-030-0040(1)(b)(D) [20008 - 2010] and OAR 877-030-0040(2) [2005]. Respondent was assessed civil penalties of $5,500.00, which were suspended by the Board conditional upon full compliance with the terms of the Order.

Respondent is prohibited from applying for licensure or certification from the Board for three years.

The Order further provides for specific conditions to be met in the event of a future application to the Board, including but not limited to completion of a mental health evaluation by a Board approved evaluator.

### CONTINUED:
### RICE, Yvonne, MSW (LCSW #2437)

The Order further provides that any future approval of the Board of an application for licensure or certification will include Respondent being placed on Probation for 12 months with specific conditions.

### GARCIA, Debra, MSW (CSWA #1634)
Case #2011-65

**Settlement Agreement & Stipulated Final Order**
**(Civil Penalties)**
***(February 10th, 2012)***

In Board case **2011-65**, Board finds and Respondent admits failure to report a conviction of Theft 2, a misdemeanor, within ten (10) days of said conviction, as required by OAR 877-030-0040(2)(a)(A).

Respondent was assessed a $500.00 civil penalty. Board suspended payment of the civil penalty for two (2) years based on the undue financial hardship it would cause Respondent at present and for the anticipated next two years.

## 2011 ADJUDICATED CASES

### KING, Alan, MSW (LCSW #4409)
Case #2009-51

**Stipulated Agreement & Final Order**
**Assessing Civil Penalties**
**(*September 16th, 2011*)**

In Board case **2009-51**, Respondent violated OAR 877-030-0040(1)(b) [2009]. Respondent admits and the Board finds Respondent engaged in dishonesty, fraud, deceipt or misrepresentation when Respondent knowingly answered falsely, a question on a Board application.

Respondent was assessed a $500.00 civil penalty.

## 2011 ADJUDICATED CASES (continued)

### DAVIS, Andrew, MSW (LCSW #2611)
Case #2010-32

**Final Stipulated Order (SFO) of Probation and Assessing Civil Penalties (*April 9, 2011*)**

Respondent violated OAR 877-030-0040(1)(b) [2010] by violating in five (5) specific incidents the terms of Respondent's Impaired Professional (IMP) Monitoring Agreement in Board Case 2009-23. Specifically, Respondent failed to report to the Board Respondent's end of employment with Sequoia Mental Health, start of employment with the Oregon State Hospital (OSH), termination from trial service at OSH related to conduct with a female co-worker, and to report the return to employment at Sequoia Mental Health.

Respondent is placed on Probation for two (2) years and assessed in $2,500 civil penalties with $2,000 suspended provided Respondent fully complies with the terms of the SFO. Respondent is required to comply with Disciplinary Supervision by a Board approved supervisor twice each month for at least one (1) hour with quarterly reports provided to the Board and complete six (6) hours of Continuing Education in Ethics. Respondent must continue monitoring for compliance with Respondent's relapse prevention plan.

### STEVENSON, Laura J., MSW (LCSW #782)
Case #2010-18

**Stipulated Final Order (*March 5, 2011*)**

Respondent committed (1) violation of OAR 877-030-0040(2)(a)(C) [2009] and (1) violation of OAR 877-030-0040(2)(a)(C) [2010] due to failure to report as required. Respondent was assessed civil penalties in the amount of $500 for each of the (2) violations for a total of $1,000.00 in civil penalties with $500.00 stayed, provided that Respondent fully complies with all terms of the Order and Respondent does not hereafter engage in any conduct, act, or practice that violates Board Rules and Statutes.

### OHLY, Cindy, MSW (CSWA #2361)
Case #2010-17

**Stipulated Final Order (*February 8, 2011*)**

Respondent violated OAR 877-030-0040(2)(a)(B) [2009] by failing to report a DUII arrest to the Board within (30) days. Respondent was assed a civil penalty of $500.

### REKAS, Jane, MSW (LCSW #2544)
Case #2010-38 & #2010-45

**Stipulated Final Order (*February 8, 2011*)**

In Board case **2010-38**, Respondent violated on four occasions each OAR 877-030-0070 (5) [2010], OAR 877-030-0070 (6) [2010], by assisting client VG in the violation of a no-contact order, failing to report the known whereabouts of VG who was listed as a runaway to the Department of Human Services (DHS) or law enforcement, providing VG with transportation services and delivering VG to a location near a home without verification of the home's location or the safety of the home for VG.

In Board case **2010-45**, Respondent violated OAR 877-030-0070 (7) [2009] and OAR 877-030-0070 (15) [2009] by continuing to provide clinical social work services to minor ON after consent was withdrawn by the mother of ON, and by continuing to provide clinical social services to ON in Respondent's private practice without knowledge or consent of Respondent's employer, where ON had sought and received treatment from Respondent.

Respondent was assessed a civil penalty of $1000.00 per violation for a total assessed civil penalty of $10,000.00, with $9,000 suspended provided Respondent fully complies with the terms of the Stipulated Final Order and no future violations of Board statues or rules occur. Respondent is placed on probation for a period of 2 years, and is required to receive supervision twice a month for one hour each during that period. Respondent is further required to obtain an additional six (6) hours of continuing education in ethics.

### KOVAC, Julie, MSW (LCSW 4123)
Case #2010-28

**Stipulated Final Order (*January 11, 2011*)**

Respondent violated OAR 877-030-0070(1)(a) [2009] and OAR 877-030-0070(11)[2009] in connection with Respondent entering in to a dual relationship with client KM by assisting KM with a move, storing some of KM's property at Respondent's home, and facilitating purchase of a freezer including exchange of money between a friend of Respondent and KM. This conduct also involved disclosure of KM's confidential client information. Respondent was placed on probation for a period of six months, and is *(Continued ~ Kovac, J.):* required to obtain supervision twice a month for 2 hours per month within 30 days of engaging in clinical social work practice or returning to the practice of clinical social work. Respondent must further obtain six (6) hours of continuing education in ethics focusing on dual relationships and boundaries with clients.

## 2010 ADJUDICATED CASES

### *CALDRON, Cheryl A., MSW (LCSW # 2914)*
Case #2010-14

**Stipulated Final Order Assessing Civil Penalties (*August 31, 2010*)**

Respondent violated OAR 877-030-0040(2)[2005] in connection with failing to disclose information on her 2007 licensure renewal, and violated OAR 877-030-0040(2)(D)(2010) due to a failure to report in January 2010. Respondent was assessed a $500 civil penalty for each violation for a total of $1,000 in assessed civil penalties.

### *KNIPLER, James J. MSW (LCSW # 3325)*
Case #2010-02

**Stipulate Final Order (SFO) Surrender in lieu of Revocation and Assessing Civil Penalties (*July, 13, 2010*)**

For a period of three years, Respondent cannot apply for any license issued by the Board, and is prohibited from engaging in the practice of clinical social work. Respondent while a workplace supervisor at ProtoCall Services Inc. did solicit and obtained marijuana and controlled substance narcotics that were unlawful from one or more employees he supervised.

In engaging in the above conduct Respondent entered into a dual relationship with a supervisee that: (i) impaired the Respondent's professional judgment in violation of OAR 877-030-0070(1)( c ) as applied to supervisors under OAR 877-030-0080(1); (ii) increased the risk of exploitation of the supervisee for the advantage of Respondent, in violation of OAR 877-030-0070(1) (d) as applied to supervisors under OAR 877-030-0080(1); and (iii) had the potential for exercising undue influence on the supervisee, in violation of OAR 877-030-0070(1)(f) as applied to supervisor's under OAR 877-030-0080(1). SFO imposed a civil penalty of $12,000.00 with $8,500.00 of that amount suspended providing the respondent fully complies with the SFO and does not engage in any conduct that violates Board statutes and rules in the future. The respondent is prohibited from using the title of, or purporting to be, a Licensed Clinical Social Worker.

### *ADAMS, Bradley D., MSW (LCSW #4348)*
Case #2009-28

**Stipulated Final Order (SFO) of Revocation and Assessing Civil Penalties (*March 09, 2010*)**

For a period of three years, Respondent cannot apply for any license issued by the Board, and is prohibited from engaging in the practice of clinical social work. Respondent admitted to a dual relationship with a client in violation of 877-0300-0070(1)(a),(1)(b) and (1)(c), and to providing housing and *(Continued ~ Adams, B.):* personal loans to a client in violation of 877-030-0070 (1)(a), (1)(b), (1)(c),(1)(d) and (1)(f). Respondent entered into a dual role of Mental Health Care Representative for a client during or within one year of providing clinical social worker services for the client, in violation of OAR 877-030-0070(1)(b) and (1)(c).

### *ADAMS, Bradley D., MSW (LCSW #4348)*
Case #2009-28 (continued)

Respondent misrepresented his conduct to his employer and the family members of the client in violation of OAR 877-030-0040(1)(b). Respondent was dishonest with board staff investigating this matter in violation of 877-030-0040 (1)(b) and OAR 877-030-0090(2). SFO imposed a civil penalty of $42,000.00, with $28,000.00 of that amount suspended providing the respondent fully complies with the SFO and does not engage in any conduct that violates Board statutes and rules in the future. The respondent is prohibited from using the title of, or purporting to be, a Licensed Clinical Social Worker.

### *NOONAN , Richard, MSW(LCSW # 4081)*
Case #2009-16

**Stipulated Final Order Assessing Civil Penalty (*January 12, 2010*)**

Violation of OAR 877-030-0040(2)(D)[2008] related to failure to notify the Board within 30 days of the initiation of a regulatory action related to the Licensed Clinical Social Workers professional conduct. Board imposed a $500.00 civil penalty.

## 2009 ADJUDICATED CASES

### *DOWNIE, Robert MSW (LCSW #0819)*
Case #2009-33

**Stipulated Final Order Assessing Civil Penalty (December 08, 2009).**

Violation of OAR 877-030-0040(2)(a)(A)[2008] related to failure to notify the Board within 30 days of receiving notice of any civil lawsuit. Board imposed a $500 civil penalty.

### *BERESON, Jo. R. MSW (LCSW #3406)*
Case #2009-32

**Stipulated Final Order Assessing Civil Penalty (*November, 10, 2009*)**

Violation of OAR 877-030-0040(2)(a)(B)[2008] related to failure to notify the Board within 30 days of a DUII Arrest. Board imposed a $500 civil penalty.

### *POWELL, Charlene MSW (LCSW #3803)*
Case #2009-05

**Stipulation For Voluntary Surrender of Clinical Social Worker License In Lieu of Revocation and Final Order (*November 10, 2009*)**

Violations of: OAR 877-030-0070(1)(a), (1)(c), and (1)(d) [2005] and OAR 877-030-0070(1)(a), (1)(c), and (1)(d) [2008]; and OAR 877-030-0040(2) [2005] and OAR 877-030-0040(2) [2008] related to Circuit Court conviction of one count of Theft in the First Degree, a Class C Felony and one Count of Theft in the Second Degree, a Class A

## 2009 ADJUDICATED CASES (Continued)

### *POWELL, Charlene MSW (LCSW #3803)*
Case #2009-05 (continued)

Misdemeanor, regarding Respondent's handling of the affairs of an elderly dependent person. Respondent is prohibited from using the title of, or purporting to be, a Licensed Clinical Social Worker, or using any other title that includes those words. Respondent may not apply for a Board license or certification for three years.

### *TOMBAUGH, Linda MSW (LCSW1395)*
Case #2009-29

**Stipulated Final Order (*October 10, 2009*)**

Respondent entered into a dual relationship by having an inappropriate personal relationship with client A during and after treatment, in violation of OAR 877-030-0070(1)(a), (1)(b), (1)(c), (1)(f) [2005] and OAR 877-030-0070(1)(a), (1)(b), (1)(c), (1)(f) [2008]. Respondent surrendered license and agreed to never apply for any license or certification issued by the Board. Respondent is prohibited from engaging in the practice of clinical social work in the State of Oregon.

### *McCULLOUGH, Patrick J MSW (CSWA #1866)*
Case #2008-33

**Stipulated Final Order of Probation (March 13, 2009)**

Violation of OAR 877-030-0040(1) [2005], boundary violation by allowing his personal conduct to compromise the fulfillment of his professional responsibilities. Respondent was placed on probation for one year with additional disciplinary supervision requirements.

## 2008 ADJUDICATED CASES

### *CONNIFF, Robert R. MSW, (LCSW #200)*
Case #2008-04

**Stipulated Final Order (*November 4, 2008*)**

Violations of OAR 877-030-0070(1)(b) [2005], entry into a dual relationship with clients that conflicted with the ability of the clients to benefit from social work practice. Violations of OAR 877-030-0070(1)(d) [2005], entry into a dual relationship with clients that increased the risk of exploitation of the clients for the licensee's advantage. Violations of OAR 877-030-0070(1)(f) [2005], entry into a dual relationship with clients or former clients within a year from the last date of therapeutic services. Board ordered Reprimand, 1 year supervision, completion of 12 hours of Continuing Education on dual relationships, and assessed civil penalties of $3,000.

### *WOODS, Jenepher M. MSW, (LCSW #3692)*
Case #2008-20

**Stipulated Final Order of Probation and Assessing Civil Penalties (*October 11, 2008*)**

Violation of OAR 877-030-0070(1)(b) [2005], entry into a dual relationship with a client that conflicted with the ability of the client to benefit from social work practice. Violation of OAR 877-030-0070(1)(f) [2005], entry into a dual *(Continued ~ Woods, J.):* relationship with a person for whom licensee had provided social work services within the past year. Respondent was placed on probation for 2 years with supervision and assessed civil penalties of $2,000.

### *BEATTY, Robert J. MSW (LCSW #1805)*
Case #2007-27

**Stipulation for Voluntary Surrender of Clinical Social Worker License In Lieu Of Revocation and Final Order (*August 16, 2008*)**

Violation of OAR 877-030-0070(1)(g), sexual relationship within three years of providing clinical social work services. Violation of OAR 877-030-0070(1)(f) by entry into a business relationship with a client within one (1) year of providing clinical social work services.

### *WILKINS, Barbara L. MSW (LCSW #735)*
Case #2007-34

**Stipulated Final Order Assessing Costs (*May 13, 2008*)**

Violation of OAR 877-030-0090(2) related to failure to cooperate with a Board investigation. Board assessed a cost of $500.

### *Chardon, Jeanette C. MSW (CSWA #1914)*
Case #2006-04

**Stipulation for Voluntary Surrender and Final Order (*May 2, 2008*)**

Violation of OAR 877-02-0009(2), 877-020-0012, and 877-020-0013 related to failure to have a current Plan of Supervision with a Board approved supervisor, failure to submit required six month supervision evaluation reports, and failure to comply with the terms of an Agreement with the Board's Impaired Professional Program.

Prohibits respondent for 3 years from the date of the Order to reapply for any license or certification to practice clinical social work in Oregon.

## 2008 ADJUDICATED CASES (continued)

### *BECK, Stephen R. MSW (LCSW #1320)*
Case #2007-14

**Stipulated Final Order of Probation and Assessing Civil Penalties (*April 8, 2008*)**

Violation of OAR 877-030-0040(1) related to failure to separate his private life from his professional work; OAR 877-030-0070(1)(a, b, c, and d) related to dual relationships; OAR 877-030-0070(3) related to providing inappropriate or unnecessary treatment to clients; OAR 877-030-0070(4) related to failure to provide clients with explicit information regarding the extent and nature of services provided; OAR 877-030-0070(5) related to failure to seek timely consultation or make referral when it was in the client's best interest; and OAR 877-030-0070(7) related to failure to terminate services when appropriate.

The Board imposed 3 years of probation that includes supervision twice a month, the completion of 12 hours of continuing education above the normal amount needed to maintain licensure, and a $4,050 civil penalty.

### *STEVENS, Michael V. MSW (LCSW #2581)*
Case #2007-30

**Stipulated Final Order Assessing Civil Penalty (*February 16, 2008*)**

Violation of OAR 877-030-0070(11) and ORS 675.580 related to breach of client confidentiality. Board imposed a $1,000 civil penalty.

### *FLORENDO, Dennis C. MSW (LCSW #676)*
Case #2007-18

**Stipulated Final Order Assessing Civil Penalty (*January 8, 2008*)**

Violation of OAR 877-030-0040(3) related to failure to notify the Board within 30 days of receiving a DUII citation. Board imposed a $500 civil penalty.

### *TALLMAN, Samuel MSW (LCSW #2057)*
Case #2007-16

**Stipulated Final Order of Probation and Assessing Civil Penalty (*January 8, 2008*)**

Violation of OAR 877-030-0070(11) related to breach of client confidentiality; OAR 877-030-0070(1)(a) related to violation of the therapeutic relationship of power and trust; and OAR 877-030-0070(3) related to provision of inappropriate treatment.

Board imposed 3 years of probation with supervision and continuing education requirements, and a $1,000 civil penalty.

Note: The Board did not approve or adopt any Final Orders during Calendar Year 2007.

## FOR MORE INFORMATION:

**Access the full text of the public disciplinary document for each case at:**

**https://hrlb.oregon.gov/BLSW/LicenseeLookup/**

**For public information about disciplinary actions taken by the Board prior to January 1, 2007, please write:**

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