

BEFORE THE STATE OF OREGON  
BOARD OF LICENSED PROFESSIONAL COUNSELORS AND THERAPISTS

In the Matter of the Application                    )     FINAL ORDER  
for Licensure Renewal                            )

JOHN W. JORDAN  
1308 CROWN DRIVE  
ALAMEDA, CA 94501

On or about July 2, 1993, a notice stating that the Board intended to refuse to renew profession counselor license C0328 and marriage and family therapist license T0159 was served upon JOHN W JORDAN by certified mail. This notice alleged that JOHN W JORDAN (licensee) failed to meet the conditions for renewal.

Pursuant to a written request for hearing as provided by ORS Chapter 183, a hearing before the Board was scheduled for October 15, 1993 at 1:45 pm in the Conference Room of the State Archives Building, Salem, Oregon. Notice of date, time, and place of the hearing and information on procedures, right to representation, and the rights of parties relating to the conduct of the hearing was served upon JOHN W JORDAN on or about September 10, 1993 by certified mail. Mr. JORDAN was present but not represented by an attorney.

Now therefore, after consideration of the records and files of the board relating to this matter, a majority of the Board enters the following order:

FINDINGS OF FACT

1. Licensee submitted continuing education report showing 16 hours of continuing education during license year 1992-93 plus additional hours to be taken in during April 1993.
2. Licensee interpreted law and rules to allow licensees to complete the continuing education hours during the "grace period", as part of completing the application process to be renewed.
3. Licensee submitted a corrected continuing education report showing supervision 12 clock hours of supervision, but it was received after the deadline for making application.
4. Licensee was experiencing an unusually heaving workload during the renewal time period and was unable to respond immediately.

ULTIMATE FINDINGS OF FACT

1. Licensee completed required hours during license year with additional hours added during the "grace period".
2. Licensee did not understand the deadlines for submitting information as part of renewal.

CONCLUSIONS OF LAW

The number of hours of continuing education required for renewal by ORS 675.725(1)(d) were fulfilled to the satisfaction of the Board.

OPINION

The Board believes licensees, by seeking licensure, have agreed to abide by the regulations of the Board and are obligated to keep abreast of the regulations and must accept the responsibility for and consequences of not reading or studying Board rules and distributed information. The Board believes sufficient information has been distributed and opportunity for clarifications available. The Board stated that it was not setting precedent by recognizing a first-time situation and may not accept similar arguments in the future.

ORDER

Having met the conditions for renewal, the professional counselor license and marriage and family therapist license of JOHN W JORDAN are renewed to April 1, 1994.

Dated: 11-8-93

  
Joshua D. Kadish, Presiding Officer  
Board of Licensed Professional Counselors  
and Therapists

Service by certified mail no. 9909 902 523 Mailed: 11-10-93

Appeal Rights

JOHN W JORDAN is entitled to judicial review of this order. Judicial review may be obtained by filing a petition for review with the Oregon Court of Appeals within 60 days from the service of this order after it becomes final, which will be accomplished by mailing. The appeal procedures are set forth in ORS 183.482.