

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

In the Matter of:)	Case No. 2003-029
)	
SUE KRAYER, LPC,)	
)	
Licensee.)	<u>FINAL ORDER BY DEFAULT</u>

CASE HISTORY

On January 29, 2008, the Board of Licensed Professional Counselors and Therapists (Board) issued a Notice of Proposed Action and Notice of Right to Hearing (Notice) stating that the Board proposed disciplinary action against Licensed Professional Counselor Sue Krayer (Licensee) for violation of the following provisions: ORS 675.745(1)(d) and OAR 833-060-0001(4)(k).

The Notice was served on Licensee by regular and certified U. S. Mail addressed to Licensee at Licensee's last known address – 1241 W. 12th Avenue, Eugene, Oregon 97402, on January 31, 2008. The Notice informed Licensee of the opportunity for a hearing if requested in writing within twenty-one (21) days of service of the Notice. The Notice further informed Licensee that if a written request for hearing is not received within this 21-day period, Licensee's right to a hearing shall be considered waived. The Board did not receive a written request for hearing from Licensee within the allotted time and has to date not received any request for hearing from Licensee. Licensee is therefore in default. The Notice further informed Licensee that in the event the Board issues a Final Order by Default, the Board designates its file on this matter for purposes of proving a *prima facie* case.

NOW, THEREFORE, after consideration of the records and files of the Board relating to this matter, the Board enters the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

The Board finds that:

1. The Oregon Board of Licensed Professional Counselors and Therapists (Board) is the state agency responsible for licensing, regulating and disciplining Licensed Professional Counselors and Licensed Marriage and Family Therapists in the State of Oregon.
2. Licensee was hired to provide supervised visits with a son and father in 2003. Complaints were filed regarding the conduct that occurred during these visits. When the Board requested case notes to investigate these allegations, Licensee admitted that she had “misplaced” the files and could not provide the requested material.
3. Licensees are required to maintain all client records for five years from the conclusion of treatment, which License failed to do.

CONCLUSIONS OF LAW

1. Licensee violated ORS 675.745(1)(d) by violating one or more rules of the Board pertaining to licensure by not keeping client records for a period of five years.
2. Licensee failed to keep client records for five years from the conclusion of treatment in violation of OAR 833-060-0001(4)(k).

OPINION

The Board takes violations of its Code of Ethics seriously. Given the violations that occurred, the Board proposed discipline in the form of a \$500.00 civil penalty. Licensee admitted that she “lost” her client records, so she did not request a hearing and paid the \$500.00 civil penalty.

The Board believes that Licensee's prompt attention to its concerns evidences a recognition of the rules violated and need to avoid such issues in the future. Such action is consistent with the Board's mission to protect the public and ensure that all licensed counseling professionals provide their services in a professional manner.

FINAL ORDER

Based on the foregoing, **IT IS HEREBY ORDERED:**

1. A civil penalty of \$500.00 is assessed against Licensee for violation of ORS 675.745(1)(d) and OAR 833-060-0001(4)(k), which Licensee has already paid

Dated this 11th day of June, 2008

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


By: Marlin Schultz, Chair

NOTICE OF RIGHT TO APPEAL

You are entitled to judicial review of this Order. You may request judicial review by filing a petition for review with the Oregon Court of Appeals in Salem, Oregon within sixty (60) days from service of this Final Order. Judicial review is pursuant to the provisions of ORS 183.482.

CERTIFICATE OF SERVICE

I certify that on 6/17, 2008, I served the attached **FINAL ORDER BY DEFAULT** via regular mail with postage prepaid to:

Sue Kraye
1241 W. 12th Avenue
Eugene, Oregon 97402,

And a copy to:

Kelly M. Gabliks
Sr. Assistant Attorney General
Dept of Justice – Business Activities Section
1162 Court Street NE
Salem OR 97301-4096



Becky Eklund, Executive Director
Licensed Professional Counselors &
Therapists