

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

In the Matter of the Marriage and )  
Family Therapist License of )  
 )  
 )  
Richard L. Reiner )  
3577 Campus View Dr )  
Grants Pass, OR 997527 )

**NOTICE OF PROPOSED  
LICENSE REVOCATION**

**Notice**

Pursuant to ORS 675.745(1)(d), the Board of Licensed Professional Counselors and Therapists (Board) proposes to revoke the license of Richard L. Reiner (Licensee) as a marriage and family therapist. The proposed revocation is for

**Facts and Statements of Violations in Support of Order**

1. Licensee (#T0156) has been licensed as a marriage and family therapist in the State of Oregon since February 9, 1991.
2. Licensee served as instructor and chairperson for the Rogue Community College Social Sciences and Human Services Department which offered an associate degree through its Human Services Program between 1973 and June 1996.
3. Licensee entered into and maintained a sexual relationship with a Human Services Program student, Denise Klug from October 19, 1994 through May 10, 1996.
4. Licensee provided marriage and family therapy services to Ms. Klug when she disclosed her own personal problems and licensee suggested and discussed ways to handle personal issues and situations. This amounted to marriage and family therapy as defined in ORS 675.705(6).
5. Licensee engaged in sexual contact with at least one other student as an instructor at Rogue Community College.
6. Licensee was dismissed by Rogue Community College for having a sexual relationship with student Denise Klug.
7. By engaging in sexual relationship with a student and client, Licensee violated the following rules of the Board:

A. OAR 833-60-001(2)(a) and 833-60-001(2)(a)(C) by failing to recognize his influential position with a student and client, by exploiting the trust and dependency of a student and client, and by failing to avoid a dual relationship engaging in a personal relationship with an individual who was also a student and a recipient of therapeutic services; and

B. OAR 833-60-001(4) and 833-60-001(4)(c) by failing to conform to higher standards of personal conduct than those applying to the general public by engaging in conduct that brings discredit to the profession, and by engaging in sexual exploitation of a student.

#### **Proposed Order**

The Board proposes to revoke Licensee's license to practice under the title Licensed Marriage and Family Therapist (LMFT) in the State of Oregon under ORS 675.745(1) for the above alleged incidents.

#### **Opportunity for Hearing**

Licensee has the right, if Licensee requests, to have a formal contested case hearing before the Board or its hearings officer to contest the matter of suspension of license as set out above. At the hearing, Licensee may be represented by an attorney and subpoena and cross-examine witnesses. That request for hearing must be made in writing to the Board (3218 Pringle Road SE #160, Salem, OR 97302-6312), must be received by the Board within 30 days from mailing or personal service of this notice, and must be accompanied by a written answer to the charges contained in this notice.

#### **Answer to Charges Required**

The answer shall be made in writing to the Board and shall include an admission or denial of each factual matter alleged in this notice and a short plain statement of each relevant affirmative defense the Licensee may have. Except for good cause, factual matters alleged in this notice and not denied in the answer shall be presumed admitted; failure to raise a particular defense in the answer will be considered a waiver of such defense; new matters alleged in the answer (affirmative defenses) shall be presumed to be denied by the agency and evidence shall not be taken on any issue not raised in the notice and answer.

If Licensee requests a hearing, Licensee will be given information on the procedures, rights of representation, and other rights of the parties relating to the conduct of the hearing prior to commencement of the hearing, as required under ORS 183.413 and ORS 183.415.

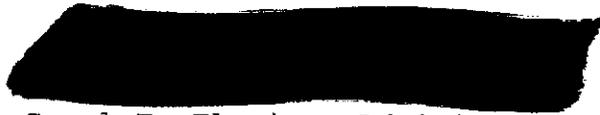
**Waiver**

If Licensee fails to request a hearing within the 30 days or fails to personally appear at a scheduled hearing, the Board may issue a final order by default and impose the above sanction(s) against the Licensee.

Licensee's submissions to the Board to-date regarding the subject of this disciplinary case and all information in the Board's files relevant to the subject of this case automatically become part of the evidentiary record of this action upon default for the purpose of providing a prima facie case.

Dated: March 18, 1997

State Board of Licensed Professional  
Counselors and Therapists

A large black rectangular redaction box covers the signature of Carol F. Fleming.

Carol F. Fleming, Administrator

Served on Licensee by certified mail no. P 035 083 217 on 3/18/96

cc: J. Kevin Shuba, Assistant Attorney General

Elizabeth McKanna, Attorney at Law  
Bennett, Hartman, Reynolds & Wiser  
851 SW Sixth Ave, Ste 1600  
Portland, OR 97204-1376

Served on E. McKanna by certified mail no. P 035 083 218 on 3/18/97

PO