

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

In the Matter of)	Case No. 2005-008
)	
RICHARD B. KING LPC)	NOTICE OF PROPOSED
)	LICENSE REVOCATION

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.

Pursuant to ORS 675.745(1)(c) and 675.745(1)(d), the Board proposes to revoke the professional counseling license of Richard B. King (Licensee) for gross negligence in the practice of professional counseling by failure to act within the standards of profession and for failure to act with the highest standards of professional integrity.

1.

Licensee (#C0436) has been licensed as a licensed professional counselor in the State of Oregon, under ORS 675.715, since 1991. Licensee practiced at Child Adult Intervention Services (CAIS) and specialized in intervention in sexual abuse and sex offender issues. CAIS is located in Tigard, Oregon. CAIS is a forensic based organization that worked with the court and Department of Human Services systems. Since becoming a Professional Counselor, Licensee has committed the following acts.

2.

Licensee provided counseling service to SD from 1995 through 1999. SD had a history of sexual abuse by men as an adolescent and continued to have issues about being attracted to older men. In June 2004, SD contacted Licensee for marital counseling issues and Licensee agreed to resume counseling with her. From June through October 2004, Licensee engaged in sexual contact and sexual intercourse with SD. During that time period, he sustained a patient/counselor relationship with SD. Licensee told SD not to tell anyone about their relationship and if anyone ever found out, he threatened to report SD to the Department of Human Services as an unfit mother which would result in her daughter being taken away from her.

The sexual contact occurred at the office, often at the end of her sessions, several occurred in the bathroom and a few occurred away from the counseling office.

3.

Licensee knew about SD's sexual history and her issues she had with older men. Licensee knew that SD was vulnerable as a result of past sexual abuse and had poor impulse control. Licensee took advantage of the weaknesses of SD for his own personal gratification. When Licensee's attention towards SD stopped in September 2004, SD became despondent over the relationship ending.

4.

On December 10, 2004, Licensee was arrested for menacing for threatening to kill his wife while their granddaughter was present at their home. On June 15, 2006, Licensee was convicted of menacing a class A misdemeanor and his appeal of that conviction was affirmed on June 4, 2008.

5.

The above-described conduct in paragraphs 1, 2, and 3 in part or in sum, constitute violations of ORS 675.745(1)(d) and OAR 833-060-0001(2)(a) because Licensee used his position as a therapist and overlapped it with personal relationship activities creating dual relationships with this patient. (SD)

6.

The above-described incidents in paragraphs 1, 2, and 3 with patient SD, in part or in sum, constitute violation of OAR 833-060-0001(1) by not promoting the welfare and best interest of the patient.

7.

The above-described incidents in paragraphs 1, 2, and 3 with patient SD, in part or in sum, constitute violation of OAR 833-060-0001(2)(D) and (E) by engaging in or soliciting sexual acts or a sexual relationship with a client. In addition, it violates OAR 833-060-0001(2)(A) in that the sexual relationship with this client conflicted with the client's ability to benefit from the professional relationship and impaired Licensee's judgment at the risk to SD.

8.

The above-described incidents in paragraph 4 in part or in sum, constitute violation of ORS 675.745(1)(a) as Licensee has been convicted of a crime in this or any other state or territory that brings in to question the competence of the Licensee in his role as a counselor.

9.

The above-described incidents, in sum or in part, constitute gross negligence under ORS 675.745(1)(c).

10.

The Board proposes to revoke the Licensee's license to practice as a licensed professional counselor in the State of Oregon under ORS 675.745(1) for the above alleged incidents.

11.

Licensee has the right, if Licensee requests, to have a formal contested case hearing before a hearing office to contest the matter 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 of Licensed Professional Counselors and Therapists, 3218 Pringle Rd. SE, Suite 250, Salem, OR 97302-6312; must be received by the Board within 30 days of the mailing or service of this notice; and must be accompanied by a written answer to the charged contained in this notice.

12.

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 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.

13.

If Licensee requests a hearing, before commencement of that 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 as required under ORS 183.413 and ORS 183.415.

14.

Licensee shall pay costs of this disciplinary proceeding, including investigative costs and attorney fees pursuant to ORS 675.745(6).

15.

If Licensee fails to request a hearing within 30 days, or fails to personally appear at the scheduled hearing, the Board may issue a final order by default and impose the above sanctions against the Licensee. The Board will use as evidence information in the

agency file on the subject of the contested case and that file will become part of the contested case record upon default for the purpose of providing a prima facie case.

Dated this 14th day of July, 2008.

BOARD OF LICENSED PROFESSIONAL COUNSELORS
AND THERAPISTS, STATE OF OREGON

By: _____
Becky Eklund, Board Administrator

CERTIFICATE OF SERVICE

I certify that on July 14, 2008, I served the attached Notice of Proposed License Revocation via certified mail, Receipt Number _____, in a sealed envelope with postage prepaid to:

Richard B. King
Child Adult Interventions Services, Inc.
12720 SW Pacific Hwy #3
Tigard, OR 97223

By: Becky Eklund,
Executive Director

Cc: Lori Lindley, DOJ