

1 **BEFORE THE ARIZONA BOARD**  
2 **OF BEHAVIORAL HEALTH EXAMINERS**

3 **In the Matter of:**

4 **Jehu H. Medina, LMSW-20693, Licensed**  
5 **Master Social Worker,**  
6 **In the State of Arizona.**

7 **RESPONDENT**

**CASE NO. 2024-0093**  
**CONSENT AGREEMENT**  
**FOR VOLUNTARY SURRENDER**

8 In the interest of a prompt and speedy settlement of the above captioned matter,  
9 consistent with the public interest, statutory requirements and responsibilities of the Arizona  
10 State Board of Behavioral Health Examiners ("Board"), and pursuant to A.R.S. §§ 32-3281(F)  
11 and 41-1092.07(F)(5), Jehu H. Medina ("Respondent") and the Board enter into this Consent  
12 Agreement, Findings of Fact, Conclusions of Law and Order ("Consent Agreement") as a final  
13 disposition of this matter.

14 **RECITALS**

15 Respondent understands and agrees that:

16 1. Any record prepared in this matter, all investigative materials prepared or  
17 received by the Board concerning the allegations, and all related materials and exhibits may be  
18 retained in the Board's file pertaining to this matter.

19 2. Respondent has the right to a formal administrative hearing at which Respondent  
20 can present evidence and cross examine the State's witnesses. Respondent hereby irrevocably  
21 waives their right to such formal hearing concerning these allegations and irrevocably waives  
22 their right to any rehearing or judicial review relating to the allegations contained in this Consent  
23 Agreement.

24 3. Respondent has the right to consult with an attorney prior to entering into this  
25 Consent Agreement.

1           4.     Respondent acknowledges and agrees that upon signing this Consent  
2 Agreement and returning it to the Board's Executive Director, Respondent may not revoke their  
3 acceptance of this Consent Agreement or make any modifications to it. Any modification of this  
4 original document is ineffective and void unless mutually approved by the parties in writing.

5           5.     The findings contained in the Findings of Fact portion of this Consent Agreement  
6 are conclusive evidence of the facts stated herein between only Respondent and the Board for  
7 the final disposition of this matter and may be used for purposes of determining sanctions in any  
8 future disciplinary matter.

9           6.     This Consent Agreement is subject to the Board's approval, and will be effective  
10 only when the Board accepts it. In the event the Board in its discretion does not approve this  
11 Consent Agreement, this Consent Agreement is withdrawn and shall be of no evidentiary value,  
12 nor shall it be relied upon or introduced in any disciplinary action by any party hereto, except  
13 that Respondent agrees that should the Board reject this Consent Agreement and this case  
14 proceeds to hearing, Respondent shall assert no claim that the Board was prejudiced by its  
15 review and discussion of this document or of any records relating thereto.

16           7.     Respondent acknowledges and agrees that the acceptance of this Consent  
17 Agreement is solely to settle this Board matter and does not preclude the Board from instituting  
18 other proceedings as may be appropriate now or in the future. Furthermore, and  
19 notwithstanding any language in this Consent Agreement, this Consent Agreement does not  
20 preclude in any way any other state agency or officer or political subdivision of this state from  
21 instituting proceedings, investigating claims, or taking legal action as may be appropriate now or  
22 in the future relating to this matter or other matters concerning Respondent, including but not  
23 limited to violations of Arizona's Consumer Fraud Act. Respondent acknowledges that, other  
24 than with respect to the Board, this Consent Agreement makes no representations, implied or

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1 otherwise, about the views or intended actions of any other state agency or officer or political  
2 subdivision of the state relating to this matter or other matters concerning Respondent.

3 8. Respondent understands that once the Board approves and signs this Consent  
4 Agreement, it is a public record that may be publicly disseminated as a formal action of the  
5 Board, and that it shall be reported as required by law to the National Practitioner Data Bank.

6 The Board issues the following Findings of Fact, Conclusions of Law and Order:

7 **FINDINGS OF FACT**

8 1. Respondent is the holder of License No. LMSW-20693 for the practice of social  
9 work in Arizona.

10 2. On 09/05/23, Respondent began sending the Board's Executive Director emails  
11 about an Arizona mental health page.

12 3. The emails contained profanity, accusations of racial discrimination, insults  
13 regarding the Board and staff, mention of interference with his personal devices and accounts  
14 by the Board, and mention of his private practice.

15 4. Responded posted similar material on his private practice's Facebook page.

16 5. On 10/13/23, due to concerns regarding Respondent's communications, this  
17 matter went before the Board to open a complaint.

18 6. The Board also ordered Respondent to get a hair follicle drug test within 10 days  
19 and a psychological evaluation within 60 days.

20 7. Upon receipt of an email copy of the Orders, Respondent responded to Board  
21 staff requesting communications cease.

22 8. Respondent failed to abide by the Order requiring a hair follicle drug test and did  
23 not communicate in regards to the Psychological Evaluation Order.

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1 **CONCLUSIONS OF LAW**

2 1. The Board has jurisdiction over Respondent pursuant to A.R.S. § 32-3251 *et seq.*  
3 and the rules promulgated by the Board relating to Respondent's professional practice as a  
4 licensed behavioral health professional.

5 2. The conduct and circumstances described in the Findings of Fact constitute a  
6 violation of A.R.S. § 32-3251(16)(n), failing to comply with or violating, attempting to violate or  
7 assisting in or abetting the violation of any provision of this chapter, any rule adopted pursuant  
8 to this chapter, any lawful order of the board, or any formal order, consent agreement, term of  
9 probation or stipulated agreement issued under this chapter.

10 3. The conduct and circumstances described in the Findings of Fact constitute a  
11 violation of A.R.S. § 32-3251(16)(l), engaging in any conduct, practice or condition that impairs  
12 the ability of the licensee to safely and competently practice the licensee's profession.

13 **ORDER**

14 Based upon the foregoing Findings of Fact and Conclusion of Law, the parties agree to  
15 the provision and penalties imposed as follows:

16 1. Respondent's license, LMSW-20693, shall be surrendered to the Board, effective  
17 from the date of entry as signed below.

18 2. The surrender shall be considered a revocation of Respondent's license.

19 **Practice Termination Plan**

20 3. Within 14 days of the effective date of the Consent Agreement, Respondent shall  
21 submit a written plan for terminating their private practice for pre-approval by the Board Chair or  
22 designee. At a minimum, the proposed termination plan must include each of the following:

- 23 a. A written protocol for the secure storage, transfer and access of the clinical  
24 records of Respondent's clients and former clients.

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- b. The procedure by which Respondent shall notify each client and former client in a timely manner regarding the future location of the clinical records of Respondent's clients and former clients and how those records can be accessed after the termination of Respondent's practice.
- c. A written protocol for developing an appropriate referral for continuation of care for Respondent's current clients.
- d. A list of Respondent's current clients and the timeframe for terminating services to each client. The timeframe for terminating services shall not exceed 30 days.

**PROFESSIONAL ACCEPTS, SIGNS AND DATES THIS CONSENT AGREEMENT**

Jehu Medina Nov 14, 2023  
Jehu Medina (Nov 14, 2023 13:59 MST) Date  
 Jehu H. Medina

**BOARD ACCEPTS, SIGNS AND DATES THIS CONSENT AGREEMENT**

By: M. Zavala Nov 14, 2023  
 TOBI ZAVALA, Executive Director Date  
 Arizona Board of Behavioral Health Examiners

**ORIGINAL** of the foregoing filed Nov 14, 2023  
 with:

Arizona Board of Behavioral Health Examiners  
 1740 West Adams Street, Suite 3600  
 Phoenix, AZ 85007

**EXECUTED COPY** of the foregoing sent electronically Nov 14, 2023  
 to:

Mona Baskin  
 Assistant Attorney General  
 2005 North Central Avenue  
 Phoenix, AZ 85004

1 Jehu H. Medina  
2 Address of Record  
3 Respondent

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