

1 Consent Agreement.

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

6 5. The findings contained in the Findings of Fact portion of this Consent Agreement
7 are conclusive evidence of the facts stated herein and may be used for purposes of determining
8 sanctions in any 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11 Consent Agreement, this Consent Agreement is withdrawn and shall be of no evidentiary value,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 understands that once the Board approves and signs this Consent
17 Agreement, it is a public record that may be publicly disseminated as a formal action of the
18 Board, and that it shall be reported as required by law to the National Practitioner Data Bank.

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

20 **FINDINGS OF FACT**

21 1. The Board is the duly constituted authority for licensing and regulating the
22 practice of professional counseling in the State of Arizona.

23 2. Respondent is the holder of License No. LPC-10532.

24 3. Respondent operates a private practice in Chandler.

25 4. On 10/04/14, a mother ("Mother") brought her 12-year-old daughter ("Client") to

1 Respondent's office for a 5:00 p.m. appointment.

2 5. Mother noticed Respondent was wobbly and smelled of alcohol.

3 6. After leaving the office, Mother called police to do a welfare check on

4 Respondent.

5 7. When police arrived, they found Respondent to be under the influence of alcohol.

6 8. In her response to the Board, Respondent indicated:

7 a. She had a very stressful week.

8 b. She saw three clients earlier that day and then drove to a store and bought
9 wine.

10 c. She returned to her office and drank several mini bottles of wine.

11 d. She decided to cancel her last appointment and thought she had texted
12 Client's mother to notify her, however she texted another client with the same
13 name by mistake.

14 9. In 11/14, Respondent entered into an Interim Consent Agreement ("ICA") with
15 the Board which allowed her to continue to practice.

16 10. Respondent fulfilled all the terms and conditions set forth in the ICA including
17 undergoing an evaluation by a Board approved addictionologist.

18 11. In 01/15, the Board recommended releasing Respondent from the ICA upon
19 acceptance of a Consent Agreement.

20 12. In 02/15, Respondent entered into a Consent Agreement that stipulated she shall
21 completely abstain from the personal use of alcohol or controlled substances.

22 13. In 06/15, the Board received a complaint alleging that Respondent was found
23 intoxicated outside her office by a 16-year-old client.

24 14. During the Board's investigation into that matter, Board staff obtained medical
25 records from the hospital in which Respondent was transported to by the fire department.

PROFESSIONAL ACCEPTS, SIGNS AND DATES THIS CONSENT AGREEMENT

Gail Y. Wulbrecht
Gail Y. Wulbrecht

8-20-15
Date

BOARD ACCEPTS, SIGNS AND DATES THIS CONSENT AGREEMENT

Dated this 8th day of September, 2015.

By: Tobi Zavala
TOBI ZAVALA, Executive Director
Arizona Board of Behavioral Health Examiners

ORIGINAL of the foregoing filed

This 8th day of September, 2015 with:

Arizona Board of Behavioral Health Examiners
3443 N. Central Ave., Suite 1700
Phoenix, AZ 85012

COPY of the foregoing mailed via Interagency Mail

This 8th day of September, 2015, to:

Marc Harris
Assistant Attorney General
1275 West Washington
Phoenix, Arizona 85007

COPY of the foregoing mailed via

Certified mail no. 704428700901P9571107
This 8th day of September, 2015, to:

Gail Y. Wulbrecht
Address of Record
Respondent