

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11 Consent Agreement, this Consent Agreement is withdrawn and shall be of no evidentiary value,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 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 8. Respondent further understands that any violation of this Consent Agreement
20 constitutes unprofessional conduct pursuant to A.R.S. § 32-3251(16)(n) and may result in
21 disciplinary action pursuant to A.R.S. § 32-3281.

22 9. The Board therefore retains jurisdiction over Respondent and may initiate
23 disciplinary action against Respondent if it determines that they have failed to comply with the
24 terms of this Consent Agreement or of the practice act.

25 ...

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

2 **FINDINGS OF FACT**

3 1. Respondent is the holder of License No. LPC-2401 for the practice of counseling
4 in Arizona.

5 2. In 10/18, Respondent's employer conducted an audit of Respondent's clinical
6 charts and learned that Respondent had been entering client initials on their treatment plans for
7 approximately 6 months.

8 3. In response to this matter, Respondent indicated the following:

9 a. Respondent takes fully responsibility for her poor judgment.

10 b. Respondent asked her clients if she could temporarily add their initials to the
11 treatment plan.

12 c. This was a very serious error that Respondent did not realize she was doing
13 at the time.

14 4. As a result of her conduct, Respondent's employer issued a written reprimand
15 and directed Respondent to complete an ethics and documentation course within 60 days.

16 **CONCLUSIONS OF LAW**

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

20 2. The conduct and circumstances described in the Findings of Fact constitute a
21 violation of A.R.S. § 32-3251(16)(b), using fraud or deceit in connection with rendering services
22 as a licensee or in establishing qualifications pursuant to this chapter.

23 **ORDER of CENSURE**

24 Based upon the foregoing Findings of Fact and Conclusions of Law, the parties agree to
25 the provisions and penalties imposed as follows:

1 1. Respondent is hereby censured, which is an official action against their license,
2 for their conduct as set forth in the Findings of Fact.

3 2. This Consent Agreement shall be effective on the date of entry below.

4 3. This Consent Agreement is conclusive evidence of the matters described herein
5 and may be considered by the Board in determining appropriate sanctions in the event a
6 subsequent violation occurs.

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

8 Sandra L. Warner
9 Sandra L. Warner

4/27/19
Date

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

11 Dated this 01 day of May, 2019.

12 By:

13 Tobi Zavala
14 TOBI ZAVALA, Executive Director
Arizona Board of Behavioral Health Examiners

15 **ORIGINAL** of the foregoing filed

16 This 01 day of May, 2019 with:

17 Arizona Board of Behavioral Health Examiners
18 1740 West Adams Street, Suite 3600
Phoenix, AZ 85007

19 **COPY** of the foregoing mailed via Interagency Mail

This 01 day of May, 2019, to:

20 Marc Harris
21 Assistant Attorney General
22 2005 North Central Avenue
Phoenix, AZ 85004

23 **COPY** of the foregoing mailed via

Certified mail no. 9481009000276046995665

This 01 day of May, 2019, to:

24 Sandra L. Warner
25 Address of Record
Respondent