

1 BEFORE THE ARIZONA STATE BOARD OF BEHAVIORAL HEALTH EXAMINERS

2 In the Matter of:

3 Bradley T. Hudson, LPC-10645,  
4 Licensed Professional Counselor,  
In the State of Arizona.

5 RESPONDENT

CASE NO. 2008-0090

RELEASE FROM  
CONSENT AGREEMENT AND ORDER

6  
7 The Board received a request from Respondent to release them from the terms and  
8 conditions of the Consent Agreement and Order dated November 27<sup>th</sup>, 2017. After  
9 consideration, the Board voted to release Respondent from the terms and conditions of the  
10 Consent Agreement and Order dated November 27<sup>th</sup>, 2017.

11 ORDER

12 GOOD CAUSE APPEARING, IT IS THEREFORE ORDERED THAT:

13 Respondent is hereby released from all terms and conditions of the Consent Agreement  
and Order dated November 27<sup>th</sup>, 2017.

14  
15 Dated this 1<sup>st</sup> day of December, 2017.

16  
17 By:

M. Zavala  
18 TOBI ZAVALA, Executive Director  
Arizona Board of Behavioral Health Examiners

19 **ORIGINAL** of the foregoing filed

20 This 1<sup>st</sup> day of December, 2017, with:

21 Arizona Board of Behavioral Health Examiners  
22 3443 N. Central Ave., Suite 1700  
Phoenix, AZ 85012

23 **COPY** of the foregoing mailed via

24 Certified mail no. 70711450000 PG 8914 B3  
This 1<sup>st</sup> day of December, 2017, to:

25 Bradley T. Hudson  
Address of Record  
Respondent



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

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

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

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12 Consent Agreement, this Consent Agreement is withdrawn and shall be of no evidentiary value,  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

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

20          8.     Respondent further understands that any violation of this Consent Agreement  
21 constitutes unprofessional conduct pursuant to A.R.S. § 32-3251(16)(n) and may result in  
22 disciplinary action pursuant to A.R.S. § 32-3281.

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

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-10645 for the practice of  
4 counseling in Arizona.

5 2. In 03/08, Respondent informed the Board that he voluntarily entered treatment  
6 for substance abuse issues.

7 3. In 04/08, Respondent entered into an Interim Consent Agreement, agreeing not  
8 to practice under his license.

9 4. In 07/08, Respondent was arrested for Extreme DUI.

10 5. In 09/08, Respondent was again arrested for DUI as well as for driving on a  
11 suspended driver's license.

12 6. In 12/09 and again in 08/11, Respondent requested to be released from his  
13 Interim Consent Agreement however, the Board denied those requests.

14 7. In 12/13, Respondent was again arrested for Extreme DUI.

15 8. Respondent represents that his sobriety date is 12/31/13.

16 9. In 08/17, Respondent requested to be released from his Interim Consent  
17 Agreement.

18 10. At its 11/03/17 meeting, the Board voted to release Respondent from the Interim  
19 Consent Agreement, contingent upon his acceptance of a probationary Consent Agreement with  
20 terms and conditions.

21 **CONCLUSIONS OF LAW**

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

25 ...



1 ORDER of CENSURE

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

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

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

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

10  
11 **PROFESSIONAL ACCEPTS, SIGNS AND DATES THIS CONSENT AGREEMENT**

12 Bradley T. Hudson  
13 Bradley T. Hudson

11-23-17  
Date

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

15 Dated this 27th day of November, 2017.

17 By: Meli Zavala  
18 TOBI ZAVALA, Executive Director  
19 Arizona Board of Behavioral Health Examiners

20  
21 ORIGINAL of the foregoing filed  
22 This 27th day of November, 2017 with:

23 Arizona Board of Behavioral Health Examiners  
24 3443 N. Central Ave., Suite 1700  
Phoenix, AZ 85012

25 ...

1 **COPY** of the foregoing mailed via Interagency Mail  
This 24<sup>th</sup> day of November, 2017, to:

2  
3 Marc Harris  
4 Assistant Attorney General  
5 1275 West Washington  
6 Phoenix, Arizona 85007

7 **COPY** of the foregoing mailed via  
8 Certified mail no. 70171450000086891292,  
9 This 21<sup>st</sup> day of November, 2017, to:

10  
11 Bradley T. Hudson  
12 Address of Record  
13 Respondent  
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**BEFORE THE ARIZONA BOARD  
OF BEHAVIORAL HEALTH EXAMINERS**

**In the Matter of:**

**BRADLEY T. HUDSON, LPC-10645,  
Licensed Professional Counselor,  
In the State of Arizona.**

**Complaint No.: 2008-0090  
INTERIM CONSENT AGREEMENT AND  
ORDER**

**Respondent**

In the interest of a prompt and speedy settlement of the above captioned matter, consistent with the public interest, statutory requirements and responsibilities of the Arizona State Board of Behavioral Health Examiners ("Board"), and pursuant to A.R.S. §§ 32-3281(H) and 41-1092.07(F)(5), BRADLEY T. HUDSON ("Respondent") and the Board enter into the following Recitals, Interim Findings of Fact, Interim Conclusions of Law, and Interim Order ("Interim Consent Agreement") as an Interim disposition of this matter.

**RECITALS**

1. Respondent agrees that the Board may adopt this Interim Consent Agreement, or any part thereof, pursuant to A.R.S. § 32-3251 et seq. and A.R.S. § 41-1092.07(F)(5).

2. Respondent has read and understands this Interim Consent Agreement as set forth herein, and has had the opportunity to discuss this Interim Consent Agreement with an attorney or has waived the opportunity to discuss this Interim Consent Agreement with an attorney. Respondent voluntarily enters into this Interim Consent Agreement and by doing so agrees not to practice as a licensed professional counselor in Arizona until after he receives the Board's affirmative approval to resume practicing.

3. By entering into this Interim Consent Agreement, Respondent freely and voluntarily relinquishes all rights to an administrative hearing on the matters set forth herein, as well as all rights of rehearing, review, reconsideration, appeal, judicial review or any other administrative and/or judicial action, concerning the matters as set forth herein.

4. Respondent understands that this Interim Consent Agreement does not constitute a dismissal or resolution of any matters that may be currently pending before the Board and does not constitute any waiver, express or implied, of the Board's statutory authority or jurisdiction regarding any other pending or



1 future investigations, actions, or proceedings. Respondent also understands that acceptance of this  
2 Interim Consent Agreement does not preclude any other agency, subdivision, or officer of this State from  
3 instituting civil or criminal proceedings with respect to the conduct that is the subject of this Interim  
4 Consent Agreement. Respondent does not intend his acceptance of this Interim Consent Agreement to  
5 constitute an admission of any fact or facts and he enters into this agreement as an interim compromise  
6 of a pending matter.

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

11 6. Respondent understands that this Interim Consent Agreement shall not become effective  
12 unless and until it is adopted by the Board and signed by its Executive Director.

13 7. Respondent understands and agrees that if the Board does not adopt this Interim Consent  
14 Agreement, he will not assert in any future proceedings that the Board's consideration of this Interim  
15 Consent Agreement constitutes bias, prejudice, prejudgment, or other similar defense.

16 8. Respondent understands that this Interim Consent Agreement is a public record that may be  
17 publicly disseminated as a formal action of the Board, and that it shall be reported as required by law to  
18 the National Practitioner Data Bank and the Healthcare Integrity and Protection Data Bank.

19 9. Respondent understands that any violation of this Interim Consent Agreement constitutes  
20 unprofessional conduct under A.R.S. § 32-3251(12)(n), violating a formal order, consent agreement, term  
21 of probation or stipulated agreement, and may result in disciplinary action under A.R.S. § 32-3281.

22 **INTERIM FINDINGS OF FACT**

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

25 2. Respondent is the holder of License No. LPC-10645.

3. On March 27, 2008, Respondent advised the Board of the following:

4 a. On March 24, 2008, he voluntarily entered treatment for substance abuse at CeDAR,  
5 Center for Dependency, Addiction and Rehabilitation, at the University of Colorado Hospital.

6 b. He is participating in a 30-day inpatient substance abuse program.

7 **INTERIM CONCLUSIONS OF LAW**

8 1. The Board possesses subject matter and personal jurisdiction over Respondent pursuant to  
9 A.R.S. § 32-3251 *et seq.*

1 2. The Board is authorized to enter into an interim consent agreement with a licensed professional  
 2 counselor to limit or restrict the professional's practice in order to protect the public and ensure that the  
 3 professional is able to safely engage in the practice of professional counseling. A.R.S. § 32-3281.

4 **INTERIM ORDER**

5 Based on the Interim Findings of Fact and Interim Conclusions of Law, and pursuant to the authority  
 6 granted to the Board under A.R.S. § 32-3281:

7 **IT IS HEREBY ORDERED** that Respondent shall not practice under his license until such time as he  
 8 submits a written request for the reinstatement of his license to the Board and the Board affirmatively  
 9 approves Respondent's request for reinstatement. The Board may, in its discretion, require any  
 10 combination of staff-approved physical, psychiatric, or psychological examinations, or other types of  
 11 examinations, evaluations or interviews it believes are necessary to assist the Board in determining  
 12 whether Respondent is able to safely and competently return to the practice of professional counseling.  
 13 The Board's affirmative approval to permit Respondent to return to practicing under his license shall not  
 14 preclude the Board from taking any other action it deems appropriate based upon the conduct set forth in  
 15 the Interim Findings of Fact.

16 DATED: 4-1-08 Bradley T. Hudson  
 17 Bradley T. Hudson

18 DATED this 10<sup>th</sup> day of April, 2008.

19 Debra Rinaudo  
 20 Debra Rinaudo, Executive Director  
 21 Arizona Board of Behavioral Health Examiners

22 ORIGINAL of the foregoing filed this  
 23 11<sup>th</sup> day of April, 2008, with:

24 Arizona Board of Behavioral Health Examiners  
 25 3443 N. Central Ave., Suite 1700  
 Phoenix, AZ 85012