

1 4. Respondent understands that this Interim Consent Agreement does not
2 constitute a dismissal or resolution of this matter or any matters that may be currently pending
3 before the Board and does not constitute any waiver, express or implied, of the Board's
4 statutory authority or jurisdiction regarding any other pending or future investigations, actions,
5 or proceedings. Respondent also understands that acceptance of this Interim Consent
6 Agreement does not preclude any other agency, subdivision, or officer of this State from
7 instituting civil or criminal proceedings with respect to the conduct that is the subject of this
8 Interim Consent Agreement. Respondent does not intend their acceptance of this Interim
9 Consent Agreement to constitute an admission of any fact or facts and they enter into this
10 agreement as an interim compromise of a pending matter. Respondent further does not
11 relinquish their rights to an administrative hearing, rehearing, review, reconsideration, judicial
12 review or any other administrative and/or judicial action, concerning the matters related to a
13 final disposition of this matter, unless they affirmatively does so as part of the final resolution of
14 this matter.

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

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

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

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INTERIM CONCLUSIONS OF LAW

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

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

INTERIM ORDER

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

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

Respondent's agreement not to practice under License No. LPC-15108 will be considered an interim suspension of their license.

PROFESSIONAL ACCEPTS, SIGNS AND DATES THIS CONSENT AGREEMENT


Nina E. Hedinger

4-20-17
Date

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

2 Dated this 8th day of May, 2017.

3
4 By: M. Zavala
5 TOBI ZAVALA, Executive Director
6 Arizona Board of Behavioral Health Examiners

6 **ORIGINAL** of the foregoing filed
7 This 8th day of May, 2017, with:

8 Arizona Board of Behavioral Health Examiners
9 3443 N. Central Ave., Suite 1700
10 Phoenix, AZ 85012

10 **COPY** of the foregoing mailed via Interagency Mail
11 This 8th day of May, 2017, to:

12 Marc Harris
13 Assistant Attorney General
14 1275 West Washington
15 Phoenix, Arizona 85007

14 **COPY** of the foregoing mailed via
15 Certified mail no. 701107140 0000 1804 0891
16 This 8th day of May, 2017, to:

17 Nina E. Hedinger
18 Address of Record
19 Respondent

18 **COPY** of the foregoing mailed via Mail
19 This 8th day of May, 2017 to:

20 Flynn P. Carey
21 One Renaissance Square
22 2 North Central Avenue, Suite 1900
23 Phoenix, AZ 85004
24 Attorney for Respondent
25