

Mr. Startup completed the terms of the
consent agreement as of 9/12/2011

**CONSENT AGREEMENT
BETWEEN
CHARLES STARTUP
AND THE
STATE OF OHIO COUNSELOR, SOCIAL WORKER, MARRIAGE AND
FAMILY THERAPIST BOARD**

This CONSENT AGREEMENT is entered into by and between CHARELS STARTUP, hereinafter, "STARTUP," and the STATE OF OHIO COUNSELOR, SOCIAL WORKER, MARRIAGE AND FAMILY THERAPIST BOARD, hereinafter "BOARD," the state agency charged with enforcing Chapter 4757 of the Ohio Revised Code and all rules promulgated therein.

STARTUP hereby acknowledges that he has read and understands this CONSENT AGREEMENT and has voluntarily entered into it without threat or promise by the BOARD or any of its members, employees or agents.

STARTUP is fully aware of his rights, including his right to be advised by counsel and his right to a hearing pursuant to Chapter 119 of the Ohio Revised Code on the issues which are the subject of this CONSENT AGREEMENT.

This CONSENT AGREEMENT contains the entire agreement between the parties, based on the Board's investigation, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this CONSENT AGREEMENT.

This CONSENT AGREEMENT is entered into on the basis of the following stipulations, admissions and understandings:

1. STARTUP is an independent social worker (I-0000743) licensed to practice social work in the State of Ohio, and is subject to the laws and rules of Ohio regulating the practice of social work as outlined in Ohio Revised Code Chapter 4757 and Ohio Administrative Code Chapter 4757. STARTUP received his independent social work license on April 5, 1986.
2. On or about June 30, 2008, in the Lorain County Court of Common Pleas STARTUP pled guilty to and was found guilty of Theft, a violation of Ohio Revised Code 2913.02(A)(3), a fifth degree felony. This constitutes a violation of Ohio Revised Code 4757.36(A)(5).
3. On or about June 30, 2008, in the Lorain County Court of Common Pleas STARTUP pled guilty to and was found guilty of Insurance Fraud, a violation

of Ohio Revised Code 2913.47(B)(1), a first degree misdemeanor. This constitutes a violation of Ohio Revised Code 4757.36(A)(7).

4. **STARTUP** admits the statements referenced in paragraphs 2 and 3 above.

Wherefore, in consideration of the foregoing and mutual promises hereinafter set forth, and in lieu of any other formal disciplinary proceedings, **STARATUP** knowingly and voluntarily agrees with the **BOARD** to the following terms and conditions:

1. **STARTUP'S** license to practice social work (I-0000743) is hereby suspended for five months beginning March 22, 2009, through August 22, 2009.
2. **STARTUP'S** license to practice social work is Reprimanded.
3. **STARTUP** must take twelve (12) hours of continuing social work education in the area of professional ethics. These hours must be pre-approved in writing by the Board's Deputy Director or his designee. After **STARTUP** completes these hours, he must submit a copy of his attendance certificate(s) to verify his attendance for these hours. These hours must be completed and verification submitted no later than February 28, 2010. The credit earned from these hours may not be used toward the thirty (30) hours of continuing education required for license renewal. All costs associated with the continued education are at the expense of **STARTUP**.
4. After **STARTUP** serves his suspension and returns to work as a social worker, he must receive face-to face supervision, by an individual pre-approved by the Board, one-hour every two weeks for a period of 2 years. **STARTUP** should not select a supervisor with which he has a prior relationship. If any previous relationship with the supervisor exists, **STARTUP** must provide full disclosure of such a relationship in the request for supervisor approval. The 2-year supervision period will not begin until **STARTUP'S** supervisor is approved. Supervision should focus on, but not limited to, **STARTUP'S** role in professional relationships, ethical decision-making, billing, and proper record keeping. **STARTUP'S** supervisor is required to submit a report to the Board, quarterly, detailing topics discussed during supervision sessions, areas of concern, and areas for improvement. At the end of the 2-year supervised period, **STARTUP'S** supervisor will make a final report encompassing the 2 years of supervision. If **STARTUP'S** supervisor is concerned with **STARTUP'S** practice at any time the Board should be notified immediately. It is **STARTUP'S** responsibility to ensure that the Board receives the supervisor's reports. All costs associated with the supervision are at the expense of **STARTUP**. No earlier than April 1, 2010, **STARTUP** may request the **BOARD** reduce or eliminate the supervision requirement but the decision to do so rests solely with the **BOARD**.

It is hereby agreed by and between both parties that this CONSENT AGREEMENT hereby settles all issues concerning this matter.

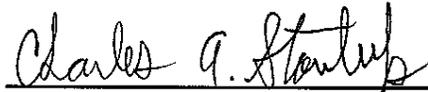
By his signature on this CONSENT AGREEMENT, **STARTUP** acknowledges that in the event the **BOARD**, in its discretion, does not approve this CONSENT AGREEMENT, this settlement offer is withdrawn and shall be of no evidentiary value and shall not be relied upon or introduced in any disciplinary action or appeal by either party. **STARTUP** agrees that should the **BOARD** reject this CONSENT AGREEMENT and if this case proceeds to hearing, he will assert no claim that the **BOARD** was prejudiced by its review and discussion of this CONSENT AGREEMENT or of any information relating thereto.

STARTUP hereby releases the members of the **BOARD**, its officers and employees, jointly and severally, from any and all liability arising from the matter within.

This CONSENT AGREEMENT shall be considered a public record as that term is used in Section 149.43 of the Ohio Revised Code. Pursuant to 42 USC Section 132a-73(b), 5 USC Section 552a, 45 CFR part 61, and Ohio Revised Code 3123.41 et seq., the **BOARD** may be required to provide **STARTUP'S** social security number to requesting governmental agencies.

The **BOARD** shall incorporate this CONSENT AGREEMENT into a formal journal entry at its March, 2009 meeting.

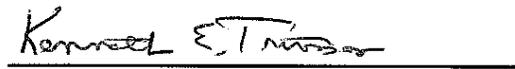
This CONSENT AGREEMENT shall take effect upon the date of the Board Chair's signature below:


Charles Startup, LISW *L.S.W.*

FEBRUARY 17, 2009
Date

Jason Winter, Esq.
Counsel for Mr. Startup

Date


Kenneth E. Trivison, IMFT, PCC
Chair, Counselor, Social Worker, Marriage and Family Therapist Board

3/19/09
Date


Melissa L. Wilburn, Esq.
Assistant Attorney General
Counselor, Social Worker, Marriage and Family Therapist Board

Date