

CSWMFTB

CONSENT AGREEMENT
BETWEEN

SHIRLEY A. MCCREARY

AND THE

STATE OF OHIO COUNSELOR, SOCIAL WORKER, MARRIAGE AND
FAMILY THERAPIST BOARD

This CONSENT AGREEMENT is entered into by and between SHIRLEY A. MCCREARY, hereinafter, "MCCREARY," 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.

MCCREARY hereby acknowledges that she 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.

MCCREARY is fully aware of her rights, including her right to be advised by counsel and her right to a hearing pursuant to Chapter 119 of the Ohio Revised Code on the issues which are the subject of this CONSENT AGREEMENT. Should MCCREARY fail to comply with any provisions of this CONSENT AGREEMENT, MCCREARY knowingly waives her rights under ORC Chapter 119.

This CONSENT AGREEMENT contains the entire agreement between the parties, 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. MCCREARY is an independent social worker (I-2491) 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. MCCREARY received her independent social work license on August 8, 1986.
2. MCCREARY'S ability to perform properly as an independent social worker has become impaired, as defined in ORC 4757.36(A)(6). The BOARD has jurisdiction to act on this impairment under this statute.
3. MCCREARY ADMITS the statements referenced in paragraphs 2-3 above.

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

MCCREARY'S license to practice social work is indefinitely suspended. Before the suspension may be lifted, **MCCREARY** must obtain a physical and mental health evaluation to determine if **MCCREARY** is able to perform properly as an independent social worker. All costs associated with these evaluations are borne by **MCCREARY**. The professionals performing the evaluations must be pre-approved by the **BOARD**. The **BOARD** reserves the right to have final ability to lift the suspension based on the results of the evaluations.

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

By her signature on this **CONSENT AGREEMENT**, **MCCREARY** 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. **MCCREARY** agrees that should the **BOARD** reject this **CONSENT AGREEMENT** and if this case proceeds to hearing, she will assert no claim that the **BOARD** was prejudiced by its review and discussion of this **CONSENT AGREEMENT** or of any information relating thereto.

MCCREARY 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 **MCCREARY'S** social security number to requesting governmental agencies.

The **BOARD** shall incorporate this **CONSENT AGREEMENT** into a formal journal entry at its September 17, 2004, meeting.

Consent Agreement between Shirley A. McCreary and the State of Ohio Counselor, Social Worker, Marriage and Family Therapist Board

This Consent Agreement will become effective on the date signed by the Chair of the Board.

Shirley A. McCreary
Shirley A. McCreary, ISW

8-4-04
Date

Rose Quinones DelValle, PCC
Rose Quinones DelValle, PCC
Chair, Counselor, Social Worker, Marriage and Family Therapist Board

9-17-04
Date

Juliane E. Barone
Juliane E. Barone, Esq.
Assistant Attorney General
Counselor, Social Worker, Marriage and Family Therapist Board

9-17-04
Date