

COPY



STATE OF OHIO COUNSELOR AND SOCIAL WORKER BOARD

ADJUDICATION ORDER
in the Matter of:

Nancie Buckley
96 N. 22nd Street, Apt. #17
Columbus, Ohio 43203

IN THE MATTER OF NANCIE BUCKLEY TO PRACTICE AS A LICENSED SOCIAL WORKER IN THE STATE OF OHIO.

ON APRIL 23, 2002, THE MATTER OF NANCIE BUCKLEY CAME BEFORE THE FOLLOWING MEMBERS OF THE SOCIAL WORKER PROFESSIONAL STANDARDS COMMITTEE OF THE OHIO COUNSELOR AND SOCIAL WORKER BOARD: THERESA CLUSE-TOLAR, GWENDOLYN DACONS-TAYLOR, JOSEPH WILLIAMS AND PENNY WYMAN.

FINDINGS, ORDER, AND JOURNAL ENTRY

This matter came for consideration after a Notice of Opportunity for Hearing was issued to Nancie Buckley by the Social Worker Professional Standards Committee on January 22, 2002.

Pursuant to R.C. 119.07 licensees are entitled to a hearing before the Board if such a hearing is requested within thirty days of the mailing of the Notice of Opportunity for Hearing. In this case, Nancie Buckley failed to make a timely request for such a hearing; therefore pursuant to *Goldman v. State Medical Board* (March 29, 1996) Franklin County Court of Appeals, 95 APE 10-1358 a hearing was held on April 23, 2002. At this hearing the Board by and through their Assistant Attorney General, Barbara Petrella, presented evidence in support of the Notice of Opportunity for Hearing. Nancie Buckley was not present.

Summary of Evidence

State's Exhibits

1A. Notice of Opportunity for Hearing issued to Nancie Buckley, dated January 22, 2002.

1B. Letter dated February 27, 2002, from the Board to Ms. Buckley scheduling a hearing on April 23, 2002, pursuant to *Goldman v. State Medical Board* (March 29, 1996) Franklin County Court of Appeals, 95 APE 10-1358.

- 1C. Computer printout showing the licensure status of Ms. Buckley.
- 1D. Complaint received by the Board against Ms. Buckley on November 3, 2000.
- 1E. Disciplinary action taken against Ms. Buckley by Southeast, Inc. on September 14, 2000.
- 1F. Certified court documents from the Court of Common Pleas, Franklin County, Ohio, Criminal Division concerning Ms. Buckley.
- 1G. Testimony of William L. Hegarty, Investigative Supervisor, for the Ohio Counselor and Social Worker Board.

Conclusions of Law

Ohio Revised Code Section 4757.36(A)(1) provides that the Ohio Counselor and Social Worker Board may take disciplinary action against a licensee who has committed a violation of any provision of the laws and rules governing the practice of counseling and social work in the state of Ohio. Ms. Buckley was convicted of a fifth degree felony and therefore subject to discipline by the Board pursuant to Ohio Revised Code Section 4757.36(A)(5)

Discussion

As required in the case of *Goldman v. State Medical Board* (March 29, 1996) Franklin County Court of Appeals 95APE10-1358, all cases where a Board issues a Notice for Opportunity for Hearing and the individual does not request a hearing, the Board still must review evidence presented to it and make specific findings of fact. In this case, Ms. Buckley did not request a hearing after receipt of the Notice for Opportunity for Hearing.

The Social Worker Professional Standards Committee has reviewed the evidence presented at the administrative hearing. As Ordered by the Social Worker Professional Standards Committee of the Ohio Counselor and Social Worker Board, the social work license (S-9868) of Nancie Buckley is REVOKED.

Motion carried by order of the Social Worker Professional Standards Committee of the Ohio Counselor and Social Worker Board.

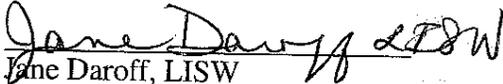
It is hereby certified by this Board that the above language is incorporated into the Board's journal in this matter.

APPEAL RIGHTS

Pursuant to Section 119.12 of the Ohio Revised Code, you may appeal from this Order. Such an appeal may be taken to the court of common pleas in the county in which your place of business is located or to the court in the county in which you reside. If you do not have a place of business in Ohio and are not a resident of Ohio, you may appeal to the Court of Common Pleas in Franklin County, Ohio.

Such an appeal, setting forth the Order appealed from and the grounds of the appeal must be commenced by the filing of a Notice of Appeal with the State of Ohio Counselor and Social Worker Board and the appropriate Court within fifteen (15) days after the mailing of this notice and in accordance with the requirements of Section 119.12 of the Ohio Revised Code.

By Order of the State of Ohio Counselor and Social Worker Board.


Jane Daroff, LISW
Chair

May 20, 2002