

CSWMFTB

2008 MAR -4 P 3:15

**CONSENT AGREEMENT
BETWEEN
DONNA M. LIST
AND THE
STATE OF OHIO COUNSELOR, SOCIAL WORKER, MARRIAGE AND
FAMILY THERAPIST BOARD**

This CONSENT AGREEMENT is entered into by and between DONNA M. LIST, hereinafter, "**LIST**," 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.

LIST 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.

LIST 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 **LIST** fail to comply with any provisions of this CONSENT AGREEMENT, **LIST** knowingly waives her rights under ORC Chapter 119 to a hearing.

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. **LIST** is a social worker (S-0024299) 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. **LIST** received her social work license on July 18, 1997.
2. In October 2007, **LIST'S** social work license was audited for compliance with continuing education requirements. **LIST** was unable to provide the **BOARD** with proof that she had completed the 30 approved continuing education hours. Failure to fully comply with a Board audit constitutes a violation of Ohio Revised Code Section

4757.36(A)(1) and Ohio Administrative Code Section 4757-11-01(C)(21)(b).

3. **LIST** admits the allegations referenced in paragraph 2 above.

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

1. **LIST'S** license to practice social work is hereby **REPRIMANDED**.
2. **LIST'S** social work license is indefinitely suspended until she can submit proof that she has 30 approved continuing education hours taken between July 18, 2005, and July 17, 2007, **OR** she submits, to the Board Deputy Director or his designee, proof that she has attended 30 hours of **Board** approved continuing education hours after the signing of this Consent Agreement. Any continuing education hours used per this Consent Agreement will not count toward the further renewal of **LIST'S** social work license. **LIST** understands that she must renew her license which includes obtaining appropriate CEUs during the period of this suspension or the license may expire.

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**, **LIST** 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. **LIST** 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.

LIST 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 Section 3123.41 et seq. the **BOARD** may be required to provide **LIST'S** social security number to requesting governmental agencies.

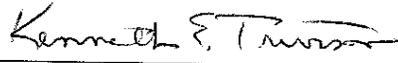
The **BOARD** shall incorporate this **CONSENT AGREEMENT** into a formal journal entry at its March 20, 2008, meeting.

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

 ^{MSW}
/LSW

Donna M. List, LSW

3/2/08
Date



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

3/20/08
Date



Peter R. Casey, IV, Esq.
Assistant Attorney General
Counselor, Social Worker, Marriage and Family Therapist Board

3/21/08
Date