

IN SEPTEMBER 2007, WHILE EMPLOYED AT ASHTABULA COUNTY MEDICAL CENTER, ASHTABULA, OHIO, MS. PANTOJA VIOLATED CLIENT CONFIDENTIALITY BY ALLOWING HER MINOR SON TO TRANPOSE PATIENT INFORMATION FROM ONE DOCUMENT TO ANOTHER, AND BY SPEAKING ABOUT CLIENTS IN HER SON'S PRESENCE. FAILURE TO MAINTAIN CLIENT CONFIDENTIALITY CONSTITUTES A VIOLATION OF ORC 4757.36 (A)(1) AND OAC4757-5-02 (D) (1). Ms. Pantoja completed the terms of the consent agreement as of 4/1/2008.

CSWMFTB

2007 DEC 17 P 2:03

**CONSENT AGREEMENT
BETWEEN
VICTORIA J. PANTOJA
AND THE**

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

This CONSENT AGREEMENT is entered into by and between VICTORIA J. PANTOJA, hereinafter, "**PANTOJA**," 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.

PANTOJA 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.

PANTOJA 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 **PANTOJA** fail to comply with any provisions of this CONSENT AGREEMENT, **PANTOJA** 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. **PANTOJA** is a social worker (S-0031624) 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. **PANTOJA** received her social work license on July 16, 2004.
2. In September 2007, while employed at Ashtabula County Medical Center, Ashtabula, Ohio, **PANTOJA** violated client confidentiality by allowing her minor son to transpose patient information from one document to another, and by speaking about clients in her son's presence. Failure to maintain client confidentiality constitutes a

violation of Ohio Revised Code Section 4757.36(A)(1) and Ohio Administrative Code Section 4757-5-02(D)(1).

3. The **BOARD** on October 30, 2007, requested a copy of **PANTOJA'S** Professional Disclosure Statement. **PANTOJA** submitted her Professional Disclosure Statement with incorrect information pertaining to the **BOARD** in violation of Ohio Revised Code Section 4757.36(A)(1) and Ohio Administrative Code Section 4757-5-12(B)(6).
4. **PANTOJA** admits the allegations 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, **PANTOJA** knowingly and voluntarily agrees with the **BOARD** to the following terms and conditions:

1. **PANTOJA** must take five (5) 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 **PANTOJA** completes these hours, she must submit a copy of her attendance certificate(s) to verify her attendance for these hours. These hours must be completed and verification submitted no later than May 9, 2008. 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 course are at the expense of **PANTOJA**.

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

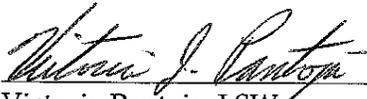
By her signature on this CONSENT AGREEMENT, **PANTOJA** acknowledges that in the event the **BOARD**, in its discretion, does not approve this CONSENT AGREEMENT, this settlement offer is withdrawn and shall be of no evidentiary value and shall not be relied upon or introduced in any disciplinary action or appeal by either party. **PANTOJA** 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.

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

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

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



Victoria Pantoja, LSW

12-12-07

Date



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

1-18-08

Date



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

1/18/08

Date