



## ***Counselor, Social Worker & Marriage and Family Therapist Board***

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### **ADJUDICATION ORDER in the Matter of:**

Joi Adell  
6156 Kensington Glen Drive  
Canal Winchester, OH 43110

IN THE MATTER OF THE ELIGIBILITY OF JOI ADELL TO MAINTAIN LICENSURE AS A PROFESSIONAL COUNSELOR IN THE STATE OF OHIO.

THE MATTER OF JOI ADELL CAME BEFORE THE OHIO COUNSELOR, SOCIAL WORKER, AND MARRIAGE AND FAMILY THERAPIST BOARD'S COUNSELOR PROFESSIONAL STANDARDS COMMITTEE ON July 19, 2018. MEMBERS PRESENT WERE DR. MATTHEW PAYLO, RYAN PICKUT, DR. RAYMOND LOSEY AND SUE POHLER.

This matter came for consideration after a Notice of Opportunity for Hearing was issued to Joi Adell by the Counselor, Social Worker, and Marriage and Family Therapist Board on March 15, 2018. An administrative hearing was held on June 14, 2018, in front of Hearing Officer Ronda Shamansky, in the offices of the Ohio Counselor, Social Worker, and Marriage and Family Therapist Board, 77 S. High Street, Columbus, Ohio 43215, pursuant to Chapter 119 and Section 4757 of the Ohio Revised Code. The State was represented by Senior Assistant Attorney General Melissa L. Wilburn, Esq. Ms. Adell was present and represented by counsel, James J. Leo, Esq.

#### State's Exhibits

1. Notice of Opportunity for Hearing issued to Joi Adell on March 15, 2018.
2. Letter received by the Board on April 6, 2018, from Mr. Leo requesting a hearing.
3. Letter dated April 6, 2018, from the Board to Mr. Leo acknowledging his request for a hearing for Ms. Adell.
4. Letter to Mr. Leo dated April 12, 2018, from the Board scheduling an administrative hearing for June 14, 2018.

5. Consent Agreement between the Board and Ms. Adell dated September 21, 2017.
6. Documents from the personnel file of Ms. Adell from UMCH Family Services.
7. Letter dated June 11, 2018, from Dennis B. Quigley, LISW-S

#### Respondent's Exhibits

- A. Notice of Opportunity for Hearing issued to Joi Adell on March 15, 2018.
- B. SEALED

### **DISCUSSION**

The Committee reviewed the Hearing Officer Report and Recommendation dated June 20, 2018. The state's and respondent's exhibits were available for the Committee to review. The respondent did not submit Objections to the Hearing Officer's Report and Recommendations. The Committee believed that while Ms. Adell did have significant life stressors during this period of time, ultimately it was her decision to work and practice as a professional counselor while her counselor licensure was suspended based on a consent agreement that had previously been entered into in September 2017.

### **FINDINGS, ORDER, AND JOURNAL ENTRY**

The Committee accepts the Findings of Fact and Conclusions of Law contained in the Hearing Officer's Report and Recommendations. With regard to the Recommendations of the Hearing Officer, the Committee modifies this recommendation and Ms. Adell's license to practice as a professional counselor will have an additional one year of suspension added to the current suspension time. **HEREFORE**, it is hereby ordered that for the reasons outlined in this Order the licensure of Joi Adell (C.1500340) as a professional counselor in Ohio is **suspended until September 22, 2021**. Ms. Adell must continue to renew her LPC and obtain her required continuing education during the period of suspension if she intends to return to practice. This ORDER was approved by unanimous vote of the Counselor Professional Standards Committee who reviewed and voted on this case. It is hereby certified by this Board that the above language is incorporated into the Board's journal in this matter.

### **APPEAL RIGHTS**

Ohio Revised Code Section 119.12 may authorize an appeal from this Order. Such an appeal must be commenced by the filing of a Notice of Appeal with the Ohio Counselor, Social Worker, and Marriage and Family Therapist Board and in the court of common pleas of the county in which the place of business of the licensee is located or the county in which the licensee is a resident. If the party appealing from the order is not a resident

of and has no place of business in this state, the party may appeal to the court of common pleas of Franklin County. The Notice of Appeal must set forth the order appealed from and state that the agency's order is not supported by reliable, probative, and substantial evidence and is not in accordance with the law. The Notice of Appeal may, but need not, set forth the specific grounds of the party's appeal beyond the statement that the agency's order is not supported by reliable, probative, and substantial evidence and is not in accordance with law. Both Notices of Appeal must be filed with the Board and the applicable court within fifteen (15) days after mailing of this notice of the agency's order, and in accordance with the provisions of Ohio Revised Code Chapter 119.12.

By Order of the State of Ohio Counselor, Social Worker, and Marriage and Family Therapist Board.

A handwritten signature in black ink, appearing to be 'B. Carnahan', written in a cursive style.

Brian P. Carnahan, Executive Director

Date: July 20, 2018

Certified Mail Receipt #7003 0500 0002 4316 3433 – Leo

Certified Mail Receipt #7003 0500 0002 4316 3440 - Adell

**CONSENT AGREEMENT**

**BETWEEN**

**JOI D. ADELL**

**AND THE**

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

REC'D CSWMT BOARD  
JUL 24 '17 PM 12:48

This CONSENT AGREEMENT is entered into by and between JOI D. ADELL, hereinafter, "ADELL," 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 thereunder.

ADELL 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.

ADELL 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.

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. ADELL is a licensed professional counselor (C.1500340) licensed to practice counseling in the State of Ohio, and is subject to the laws and rules of Ohio regulating the practice of counseling as outlined in Ohio Revised Code Chapter 4757 and Ohio Administrative Code Chapter 4757. ADELL received her professional counselor license on September 6, 2016.
2. In January 2017, while employed at a counseling agency in Columbus, Ohio, ADELL started couples counseling with a couple. In approximately March 2017, ADELL engaged in sexual intimacies with one of the two former clients she was seeing for couples counseling in violation of Ohio Revised Code Section 4757.36(C)(1) and Ohio Administrative Code Section 4757-5-04(C).
3. ADELL 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 other formal disciplinary proceedings, **ADELL** knowingly and voluntarily agrees with the **BOARD** to the following terms and conditions:

1. **ADELL'S** license to practice as a licensed professional counselor (C.1500340) is suspended for three (3) years beginning September 22, 2017.
2. While **ADELL'S** professional counselor license is suspended, **ADELL** must receive personal counseling from a **BOARD** approved mental health practitioner for a period of eighteen (18) months. **ADELL** is required to meet with this mental health practitioner for a minimum of two (2) one hour sessions a month. All costs associated with this counseling are at **ADELL'S** expense. **ADELL** must submit the name, contact information, and professional resume or vitae to the **BOARD'S** Deputy Director no later than December 1, 2017, to obtain written pre-approval per this requirement. Once approved, the practitioner will provide the **BOARD** with quarterly reports detailing issues discussed in counseling and other issues the practitioner deems appropriate. At the end of the 18-month mandated counseling period, the practitioner shall provide the **BOARD** with a report encompassing the overall counseling period. It is **ADELL'S** responsibility to ensure the Board obtains the reports in a timely manner.
3. Should **ADELL** fail to comply with any provisions of this consent agreement, the Board, in its discretion, may initiate further disciplinary action pursuant to OAC 4757-11-01(C)(21).

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**, **ADELL** 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. **ADELL** 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.


**ADELL** 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. All parties to this Consent Agreement understand that this information will be sent to the United States Department of Health and Human Services' National Practitioner Data Bank (NPDB), pursuant to Title IV of Public Law 99-660, the Healthcare Quality Improvement Act of 1986, as amended; Section 1921 of the Social Security Act; and Section 1128E of the Social Security Act, as amended by Section 221(a) of the Health Insurance Portability and Accountability Act of 1996. The **BOARD** shall incorporate this CONSENT AGREEMENT into a formal journal entry at its September 2017, meeting.

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

  
\_\_\_\_\_  
Joi D. Adell, LPC

7/19/17  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Erin Michely, LSW  
Chair, Counselor, Social Worker, Marriage and  
Family Therapist Board

9/21/17  
\_\_\_\_\_  
Date