

HENRY, WHILE EMPLOYED IN HER PRIVATE PRACTICE, ACCEPTED FOR TREATMENT A MINOR CHILD WITHOUT THE CONSENT OF BOTH PARENTS AS STIPULATED IN COURT DOCUMENTS. HENRY ALSO ATTEMPTED TO WITHHOLD THE MINOR CHILD'S RECORDS WITHOUT SHOWING THE APPROPRIATE RATIONALE AND WITHOUT DOCUMENTING THE RATIONALE IN THE RECORD. THIS INAPPROPRIATE CONDUCT CONSTITUTES A VIOLATION OF ORC SECTION 4757.36(C)(1) AND OAC SECTION 4757-5-02(B)(3) AND 4757-5-09(F) AND (H). Ms. Henry completed the terms of the consent agreement as of 8/7/2012

BARBARA J. HENRY and the State of Ohio Counselor, Social Worker and Marriage and Family Therapist Board

**CONSENT AGREEMENT
BETWEEN
BARBARA J. HENRY
AND THE**

CSWMFTB

2011 JUN 15 P 12:57

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

This CONSENT AGREEMENT is entered into by and between BARBARA J. HENRY, hereinafter, "HENRY," and the STATE OF OHIO COUNSELOR, SOCIAL WORKER AND 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.

HENRY 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.

HENRY 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, 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 stipulation, admission and understanding:

1. HENRY is a licensed professional clinical counselor (E.0002467) licensed 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. HENRY received her clinical counselor license July 18, 1997.
2. HENRY, while employed in her private practice, accepted for treatment a minor child without the consent of both parents as stipulated in court documents. HENRY also attempted to withhold the minor child's records from the father without showing the appropriate rationale and without documenting the rationale in the record. This inappropriate conduct constitutes a violation of Ohio Revised Code Section 4757.36(C) (1) and Ohio Administrative Code Section 4757-5-02(B)(3) and 4757-5-09 (F) and (H)
3. HENRY ADMITS the allegation's 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, **HENRY** knowingly and voluntarily agrees with the **BOARD** to the following terms and conditions:

1. **HENRY** is required to complete ten (10) additional hours of continuing education in child custody and play therapy, at her expense. The additional hours must be pre-approved by the **BOARD**. **HENRY** must contact the **BOARD'S** investigative unit to seek pre-approval. The additional hours must be completed by July 20, 2012. These ten (10) additional hours may not be used for the renewal of her clinical counselor license.

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**, **HENRY** 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. **HENRY** 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. Should the licensee fail to comply with any provisions of this consent agreement, the Board in its discretion, may initiate further disciplinary action pursuant to OAC 4757-11-01C (21).

HENRY 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 2301.373(E), the **BOARD** may be required to provide **HENRY'S** social security number to requesting governmental agencies.

The **BOARD** shall incorporate this **CONSENT AGREEMENT** into a formal journal entry at its July 22, 2011 meeting.

This CONSENT AGREEMENT shall take effect upon the date of the last signature below:

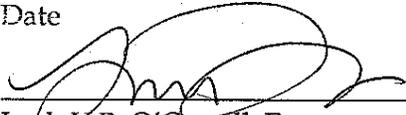
THE OHIO COUNSELOR,
SOCIAL WORKER AND MARRIAGE AND
FAMILY THERAPIST BOARD


BARBARA J. HENRY, PCC


for Jennifer Riesbeck Lee, LSW
Chair, Counselor, Social Worker and Marriage and
Family Therapist Board

6-7-11
Date

7-22-11
Date


Leah V.B. O'Carroll, Esq.
Assistant Attorney General
Counselor, Social Worker and Marriage and Family
Therapist Board

7/22/11
Date