

Mr. Timothy J. Butler has completed the terms of this consent agreement as of 4/27/2016

**CONSENT AGREEMENT
BETWEEN
TIMOTHY J. BUTLER
AND THE**

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

This CONSENT AGREEMENT is entered into by and between TIMOTHY J. BUTLER, hereinafter, "BUTLER" 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.

BUTLER hereby acknowledges that he 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. BUTLER is fully aware of his rights, including his right to be advised by counsel and his 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 stipulations and, understandings:

1. BUTLER is a professional clinical counselor (E-0003664) 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 Section 4757 and Ohio Administrative Code Chapter 4757. BUTLER received his professional clinical counselor license on January 18, 2002.
2. Between September 2011 and February 2014, while employed at a private practice in Sylvania, Ohio, BUTLER violated professional boundaries with a client by transporting a client from the hospital, purchasing groceries, and allowed the client to remain in a church group. These actions constitute violations of O.R.C. 4757.36 (A) and O.A.C. 4757-5-03 (A).
3. BUTLER admits the allegations referenced in paragraph 2.

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

1. BUTLER must take an additional 6 hours of continuing education in continuing education in personality disorders training. The continuing education shall be pre-approved in writing by the Board Deputy Director, or his designee. Once BUTLER successfully completes the 6 hours of continuing education, BUTLER must ensure verification of completion is sent to the attention of the Investigation Unit at the Board Office. The continuing education credit hours earned to meet this requirement 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 BUTLER.
2. BUTLER must receive personal counseling from a BOARD pre-approved practitioner for ten (10) months, for a minimum of once per month. All costs associated with this counseling are at BUTLER'S expense. BUTLER must submit the name, contact information, and professional resume or vitae to the BOARD'S Deputy Director no later than July 2, 2015, to obtain pre-approval. Once approved, the practitioner will provide the BOARD with quarterly reports entailing issues discussed in counseling, professional ethics, professional boundaries and responsibilities, and other issues the practitioner deems appropriate. At the end of the ten (10) months mandated counseling, the practitioner shall provide the BOARD with a report encompassing the ten (10) months of counseling including areas of improvement, areas of concern (if any) and if in the practitioner's professional opinion, BUTLER is able to function properly as a clinical counselor.

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

By his signature on this CONSENT AGREEMENT, BUTLER 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. BUTLER agrees that should the BOARD reject this CONSENT AGREEMENT and if this case proceeds to hearing, he will assert no claim that the BOARD was prejudiced by its review and discussion of this CONSENT AGREEMENT or of any information relating thereto.

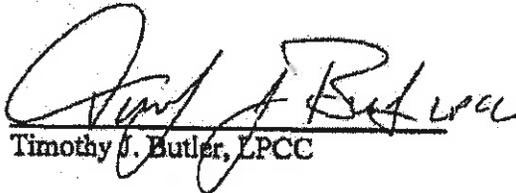
BUTLER hereby releases the members of the BOARD, its officers and employees, jointly and severally, from any and all liability arising from the matter within.

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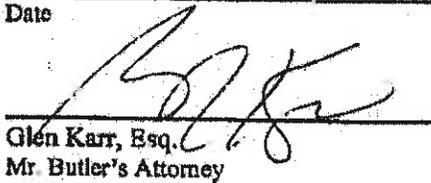
This CONSENT AGREEMENT shall be considered a public record as that term is used in Section 149.43 of the Ohio Revised Code. All parties to this Consent Agreement understand that this information will be sent to the United States Department of Health and Human Services' National Practitioner Data Bank (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 May, 2015, meeting.

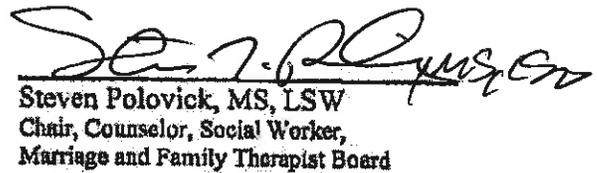
This CONSENT AGREEMENT shall take effect upon the date of the Board Chair's signature below:


Timothy J. Butler, LPCC

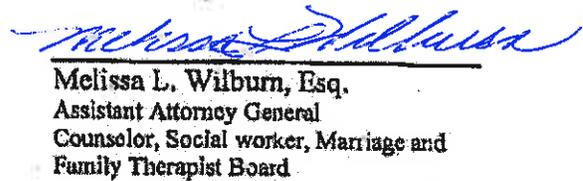
3/17/2015
Date


Glen Karr, Esq.
Mr. Butler's Attorney

3/18/2015
Date


Steven Polovick, MS, LSW
Chair, Counselor, Social Worker,
Marriage and Family Therapist Board

5-22-15
Date


Melissa L. Wilburn, Esq.
Assistant Attorney General
Counselor, Social worker, Marriage and
Family Therapist Board

April 21, 2015
Date