

**CONSENT AGREEMENT
BETWEEN
JUDITH A. HARLEY
AND THE
STATE OF OHIO COUNSELOR, SOCIAL WORKER, MARRIAGE AND
FAMILY THERAPIST BOARD**

This CONSENT AGREEMENT is entered into by and between JUDITH A. HARLEY, hereinafter, "HARLEY," 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.

HARLEY 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.

HARLEY 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. HARLEY is a professional clinical counselor (E.0003801) 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. HARLEY received her professional clinical counselor license on September 20, 2002, 2002.
2. On July 21, 2017, the Board ordered HARLEY to obtain a mental health assessment. HARLEY was unable to comply with the Board order because of her financial status.
3. HARLEY acknowledges the statements 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, HARLEY knowingly and voluntarily agrees with the BOARD to the following terms and conditions:

1. HARLEY agrees to surrender her professional clinical counselor license (E.0003801) until the time that she is financially able to comply and that she complies with the Board order to obtain her Board ordered mental health evaluation. Once the evaluation is completed and the Board has reviewed the evaluation, HARLEY can re-apply for a new license to practice as a professional clinical counselor. HARLEY will not have to re-take the national examination and her previous supervised experience will be honored but will have to comply with all other application requirements at the time of application.

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, HARLEY 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. HARLEY 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.

HARLEY 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 March 2018, meeting.


Consent Agreement between Judith A. Harley and the State of Ohio Counselor, Social Worker, Marriage and Family Therapist Board

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



Judith A. Harley, LPCC

1/25/2018
Date




Brian Carnahan
Executive Director, Counselor, Social Worker,
Marriage and Family Therapist Board

1-25-2018
Date



Terry Gernert, Esq.
Counsel for Dr. Harley

1/25/2018
Date



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

January 25, 2018
Date