

**CONSENT AGREEMENT
BETWEEN
MARK WAGNER
AND THE
STATE OF OHIO COUNSELOR, SOCIAL WORKER, MARRIAGE AND
FAMILY THERAPIST BOARD**

This CONSENT AGREEMENT is entered into by and between **MARK WAGNER**, hereinafter, "**WAGNER**" 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.

WAGNER 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. **WAGNER** 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. **WAGNER** is a professional clinical counselor (E-0004085-S) 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. **WAGNER** received his clinical counselor license on September 19, 2003.
2. From about January through June 2012, while employed in a private practice counseling agency in Ohio, **WAGNER** violated professional boundaries by entering into a sexual relationship with the parent of a client. This action constitutes a violation of O.R.C. 4757.36 (C)(1) and O.A.C. 4757-5-04 (A).
3. **WAGNER** admits the allegation referenced in paragraph 2.

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

Consent Agreement between Mark Wagner and the State of Ohio Counselor, Social Worker, Marriage and Family
Therapist Board

1. **WAGNER'S** professional clinical counselor license (E-0004085-S) is **SUSPENDED** for three (3) years, effective beginning upon the board signature below.
2. **WAGNER** must receive personal counseling from a **BOARD** pre-approved practitioner for a period of three (3) months, bi-weekly, and then monthly for an additional nine (9) months. All costs associated with this counseling are at **WAGNER'S** expense. **WAGNER** must submit the name, contact information, and professional resume or vitae to the **BOARD'S** Deputy Director no later than October 15, 2012, to obtain pre-approval. Once approved, the practitioner will provide the **BOARD** with quarterly reports entailing issues discussed in counseling, professional ethics, boundaries and responsibilities, and other issues the practitioner deems appropriate. At the end of the mandated counseling period, the practitioner shall provide the **BOARD** with a report encompassing the counseling including areas of improvement, areas of concern (if any) and if in the practitioner's professional opinion, **WAGNER** 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**, **WAGNER** 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. **WAGNER** 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.

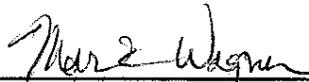
WAGNER hereby releases the members of the **BOARD**, its officers and employees, jointly and severally, from any and all liability arising from the matter within.

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 3123.41 et seq., the **BOARD** may be required to provide **WAGNER'S** social security number to requesting governmental agencies.

The **BOARD** shall incorporate this **CONSENT AGREEMENT** into a formal journal entry at its SEPTEMBER, 2012, meeting.

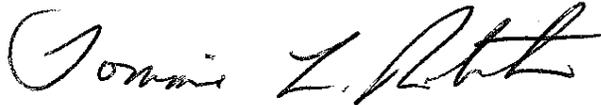
Consent Agreement between Mark Wagner and the State of Ohio Counselor, Social Worker, Marriage and Family Therapist Board

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



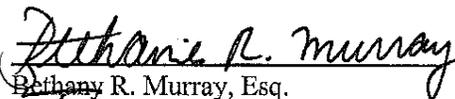
Mark Wagner, PCC-S

7-17-12
Date



Tommie L. Robertson, LIMFT
Chair, Counselor, Social Worker,
Marriage and Family Therapist Board

9-20-12
Date



Bethany R. Murray, Esq.
Attorney for Mr. Wagner
Bethanie

7/23/12
Date



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

9-21-12
Date