

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

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ADJUDICATION ORDER  
in the Matter of:

Heather Holland  
125 Frank Street  
Dayton, OH 45409

IN THE MATTER OF THE ELIGIBILITY OF HEATHER HOLLAND TO MAINTAIN LICENSURE AS A PROFESSIONAL CLINICAL COUNELOR IN THE STATE OF OHIO.

THE MATTER OF HEATHER HOLLAND CAME BEFORE THE COUNSELOR PROFESSIONAL STANDARDS COMMITTEE OF THE OHIO COUNSELOR, SOCIAL WORKER, AND MARRIAGE AND FAMILY THERAPIST BOARD ON JULY 15, 2010.

This matter came for consideration after a Notice of Opportunity for Hearing was issued to Heather Holland by the Counselor, Social Worker, and Marriage and Family Therapist Board on February 18, 2010. An administrative hearing was held on May 12, 2010, and reconvened on June 9, 2010, in the offices of the Ohio Counselor, Social Worker, and Marriage and Family Therapist Board, 50 West Broad Street, Columbus, Ohio 43215, pursuant to Chapter 119 and Section 4757 of the Ohio Revised Code. The State was represented by Assistant Attorney General Leah V.B. O'Carroll. Heather Holland was not present and not represented by counsel.

State's Exhibits

1. Notice of Opportunity for Hearing dated February 18, 2010, to Ms. Holland
2. Letter received by the Board on February 25, 2010, to the Board from Ms. Holland requesting a hearing.
3. Letter dated February 25, 2010, from the Board to Ms. Holland scheduling an administrative hearing and then continuing the hearing.

4. Letter dated March 31, 2010, from the Board to Ms. Holland scheduling an administrative hearing for May 12, 2010, sent by certified mail and returned as unclaimed.
5. Letter dated April 16, 2010, from the Board to Ms. Holland scheduling an administrative hearing for May 12, 2010, sent by certificate of mailing.
6. E-mail dated March 31, 2010, from the Board to Ms. Holland scheduling an administrative hearing for May 12, 2010.
7. Credential View Screen prepared by the Board concerning Ms. Holland.
8. Ms. Holland's job description.
9. Staff Training Report from The Bair Foundation concerning Ms. Holland.
10. E-mail from Ms. Holland dated May 14, 2009, to Kristina Hudson
11. Monthly Foster Home Review form prepared by Rachel Miller
12. Two page exhibit showing the front and back of a check from First Financial Bank
13. E-mails between Ms. Holland and employees of the Bair Foundation.
14. Statements from Charles and Kristin Blair
15. Copies of envelopes and money orders
16. Envelope to the PA offices of The Bair Foundation
17. Consent Agreement between the Board and Ms. Holland dated July 17, 2008
18. E-mails between Ms. Holland and Ms. O'Carroll
19. E-mail between the Board and Ms. Holland dated May 20, 2010

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

The Counselor Professional Standards Committee has reviewed the Hearing Officer Report and Recommendations prepared in this case following the administrative hearing. The evidence was made available to the Committee to review. The Committee finds that Ms. Holland violated Ohio Revised Code Section 4757.36(A)(1) and Ohio Administrative Code Sections 4757-5-09(G) and 4757-5-02(A)(2) since Ms. Holland did not maintain the appropriate standards of care expected of a licensed professional clinical

counselor and acted in a fraudulent manner. The Committee accepts the Findings of Fact and Conclusions of Law presented in the Hearing Officer Report and Recommendations in their entirety. The Committee also accepts the Recommended Order of the Hearing Officer and orders that the professional clinical counselor license (E.0007865) of Heather Holland is Revoked.

This ORDER was approved by unanimous vote of the Members of the Committee who voted on this case. Dr. Susan Huss recused herself from the vote and did not participate in any discussion of the case.

Motion carried by order of the Counselor Professional Standards Committee of the Ohio Counselor, Social Worker, and Marriage and Family Therapist Board.

### APPEAL RIGHTS

Under the provisions of Ohio Revised Code Section 119.12, any party adversely affected by an order of an agency issued pursuant to an adjudication denying an applicant admission to an examination, or denying the issuance or renewal of a license or registration of a license, or revoking or suspending a license, may appeal from the order of the agency to 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 any such party is not a resident of and has no place of business in Ohio, the party may appeal to the court of common pleas of Franklin County

This *Order* may be appealed in accordance with Section 119.12 of the Ohio Revised Code by filing the original Notice of Appeal with the Ohio Counselor, Social Worker, and Marriage and Family Therapy Board, 50 West Broad Street, Suite 1075, Columbus, Ohio 43215, and also a copy of that Notice of Appeal with the Court of Common Pleas in the county of the party's place of business, or in the county in which the party is a resident. The Notice of Appeal shall set forth the Order appealed from and the grounds of the Party's appeal. Such Notice of Appeal and copy shall be filed and must be delivered within fifteen (15) days after the mailing of this *Adjudication Order*.

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



James R. Rough, Executive Director

7-16-10

Date

Certified Mail Receipt #7002 2030 0000 7127 8072

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

This CONSENT AGREEMENT is entered into by and between **HEATHER HOLLAND**, hereinafter, "**HOLLAND**" 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.

**HOLLAND** 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. **HOLLAND** 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. Should **HOLLAND** fail to comply with any provisions of this CONSENT AGREEMENT, **HOLLAND** knowingly waives her rights under ORC Chapter 119.

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. **HOLLAND** is a professional clinical counselor (E-0007865) 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. **HOLLAND** received her clinical counselor license on July 21, 2006.
2. **HOLLAND** falsified her educational qualifications on an application to become an approved provider for Alliance Partners Credentialing, in 2007. This action constitute a violation of O.R.C. 4757.36 (A) (1) and O.A.C. 4757-5-02 (A) (1).
3. **HOLLAND** admits the allegations 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, **HOLLAND** knowingly and voluntarily agrees with the **BOARD** to the following terms and conditions:

1. **HOLLAND** must work under supervision for eighteen months (18) with a minimum of one hour of face-to-face supervision per week or two hours of face-to-face supervision, two times per month, beginning on the date that the supervisor is approved. The supervisor must be pre-approved by the Board Deputy Director or his designee. The supervisor must submit quarterly reports regarding the supervision. Supervision should focus on, but not be limited to, areas of concern, areas for improvement, record keeping practices, and ethical decision making. Quarters consist of the following dates: Jan.-Mar, Apr.-Jun., Jul.-Sept., and Oct.-Dec. **In order to meet the requirements of this agreement the reports must be received for each quarter.** If **HOLLAND'S** supervisor is concerned with **HOLLAND'S** practice at any time the Board should be notified immediately. **HOLLAND** is responsible for the submission of the reports to the Board. All cost associated with the supervision is the responsibility of **HOLLAND**. Once **HOLLAND** successfully completes this supervision, **HOLLAND** must ensure verification of completion is sent to the attention of the Investigation Unit at the Board office. During the period of time this consent agreement is in effect, **HOLLAND** is not eligible to obtain the supervision designation.
2. **HOLLAND** must take an additional six (6) hours in counselor ethics continuing education. All hours must be pre-approved by the Board's Deputy Director or his designee. Once **HOLLAND** successfully completes this continuing education, **HOLLAND** must send verification directly to the attention of the Investigation Unit at the Board office. The certificates verifying completion are due in the Board office no later than October 16, 2008. The credit earned from the workshops may not be used toward the thirty (30) hours of continuing education required for license renewal. All costs associated with the continuing education are at the expense of **HOLLAND**.

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, **HOLLAND** 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. **HOLLAND** agrees that should the **BOARD** reject this CONSENT AGREEMENT and if this case proceeds to hearing, she will assert no claim that the

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

**BOARD** was prejudiced by its review and discussion of this CONSENT AGREEMENT or of any information relating thereto.

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

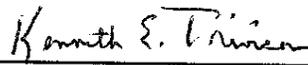
This CONSENT AGREEMENT shall be considered a public record as that term is used in Section 149.43 of the Ohio Revised Code. Pursuant to 42 USC Section 132a-73(b), 5 USC Section 552a, 45 CFR part 61, and Ohio Revised Code 3123.41 et seq., the **BOARD** may be required to provide **HOLLAND'S** social security number to requesting governmental agencies.

The **BOARD** shall incorporate this CONSENT AGREEMENT into a formal journal entry at its July, 2008, meeting.

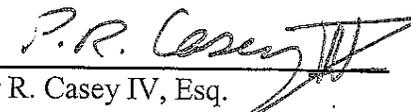
This CONSENT AGREEMENT shall take effect upon the date of the Board Chair's signature below:

  
\_\_\_\_\_  
Heather Holland, PCC

6.16.08  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Kenneth E. Trivison, PCC, IMFT  
Chair, Counselor, Social Worker,  
Marriage and Family Therapist Board

7/17/08  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Peter R. Casey IV, Esq.  
Assistant Attorney General  
Counselor, Social worker, Marriage and  
Family Therapist Board

7/18/08  
\_\_\_\_\_  
Date