

IN JULY 2010, WHILE EMPLOYED IN A PRIVATE COUNSELING AGENCY, MR. PERLAKI VIOLATED PROFESSIONAL BOUNDARIES BY EMBRACING AND KISSING A CLIENT. THIS ACTION CONSTITUTES A VIOLATION OF OAC 4757-5-04 (A). IN AUGUST 2010, MR. PERLAKI VIOLATED PROFESSIONAL RECORD KEEPING PRACTICES BY BILLING THE CLIENT FOR TWO SESSIONS WHICH WERE NOT DOCUMENTED IN CASE NOTES. THIS ACTION CONSTITUTES A VIOLATION OF OAC 4757-5-09 (G). MR. PERLAKI HAS COMPLETED THE TERMS OF HIS CONSENT AGREEMENT AS OF 02/02/2012.

**CONSENT AGREEMENT  
BETWEEN  
DAVID PERLAKI  
AND THE  
COUNSELOR, SOCIAL WORKER, MARRIAGE AND  
FAMILY THERAPIST BOARD**

2011 JUN -3 A 9:01

CONSENT AGREEMENT is entered into by and between **DAVID PERLAKI**, hereinafter, "**PERLAKI**" 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.

**PERLAKI** 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. **PERLAKI** 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. **PERLAKI** is a professional clinical counselor (E-0500083) 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. **PERLAKI** received his clinical counselor license on May 20, 2005.
2. In July 2010, while employed in a private practice counseling agency in West Chester, Ohio, **PERLAKI** violated professional boundaries by embracing and kissing a client. This action constitutes a violation of O.R.C. 4757.36 (C)(1) and O.A.C. 4757-5-04 (A).
3. In August 2010, **PERLAKI** violated professional record keeping practices by billing the client for two sessions which were not documented in case notes. This action constitutes a violation of O.R.C. 4757.36 (C)(1) and O.A.C. 4757-5-09 (G).
3. **PERLAKI** admits the allegations referenced in paragraph 2 and 3.

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

1. **PERLAKI** must be monitored in all aspects of his practice of counseling and receive face-to-face monitoring at the rate of one hour per every forty hours of work for a one (1) year period. **PERLAKI'S** monitor must be pre-approved by the **BOARD**, hold an independent level license and should not have a prior relationship with **PERLAKI**. If a previous relationship exists, **PERLAKI** must provide full disclosure of such a relationship in the request for monitor approval. All cost associated with monitoring will be at **PERLAKI'S** expense. The request for monitor approval must be made in writing, include a copy of the monitor's vita and be submitted no later than two weeks after the signing of this consent agreement. Monitoring should focus on, but not be limited to, ethical decision making, multiple relationships and standards of care. Monitoring should be considered training in nature and should not be limited to simply approving and denying case plans. **PERLAKI'S** monitor must submit quarterly reports to the **BOARD** for the entire nine period detailing topics discussed during monitoring sessions, areas of concern, areas of improvement and make a recommendation with regards to **PERLAKI'S** suitability to practice. However, if **PERLAKI'S** monitor is concerned with **PERLAKI'S** practice at any time during the probationary period the **BOARD** should be notified immediately. It is **PERLAKI'S** responsibility to ensure that the **BOARD** receives all monitoring reports. **PERLAKI'S** supervision designation is suspended during the monitoring period.
2. **PERLAKI** must receive personal counseling from a **BOARD** pre-approved practitioner for a period of six (6) months to one (1) year. If the practitioner believes counseling termination is appropriate after six months this must be approved by the **BOARD**. All costs associated with this counseling are at **PERLAKI'S** expense. **PERLAKI** must submit the name, contact information, and professional resume or vitae to the **BOARD'S** Deputy Director no later than one February 1, 2011, 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, **PERLAKI** is able to function properly as a clinical counselor.
3. **PERLAKI** must take a college course in counselor ethics. The course must be pre-approved by the Board's Deputy Director or his designee. Once **PERLAKI** successfully completes this course, **PERLAKI** must send verification directly to the attention of the Investigation Unit at the Board office. The verification of course completion is due in the Board office no later than December 15, 2011. The credit earned from the course 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 **PERLAKI**.

