



STATE OF OHIO COUNSELOR AND SOCIAL WORKER BOARD

ADJUDICATION ORDER
in the Matter of:

Charlesa Hann Dowdy
975 Jacoby Road
Copley, OH 44321

IN THE MATTER OF CHARLESA HANN DOWDY TO PRACTICE AS A LICENSED
INDEPENDENT SOCIAL WORKER IN THE STATE OF OHIO.

THE MATTER OF CHARLESA HANN DOWDY CAME BEFORE THE FOLLOWING
MEMBERS OF THE SOCIAL WORKER PROFESSIONAL STANDARDS
COMMITTEE OF THE OHIO COUNSELOR AND SOCIAL WORKER BOARD:
ROCKY BLACK, THERESA CLUSE-TOLAR, GWENDOLYN DACONS-TAYLOR,
AND PENNY WYMAN.

FINDINGS, ORDER, AND JOURNAL ENTRY

This matter came for consideration after a Notice of Opportunity for Hearing was issued to Charlesa Hann Dowdy by the Social Worker Professional Standards Committee on November 25, 2002

Pursuant to R.C. 119.07 licensees are entitled to a hearing before the Board if such a hearing is requested within thirty days of the mailing of the Notice of Opportunity for Hearing. In this case, Charlesa Hann Dowdy failed to make a timely request for such a hearing, therefore pursuant to *Goldman v. State Medical Board* (March 29, 1996) Franklin County Court of Appeals, 95 APE 10-1358 a hearing was held on March 20, 2003, in front of the Social Worker Professional Standards Committee. At this hearing the Board by and through their Assistant Attorney General, Barbara Petrella, presented evidence in support of the Notice of Opportunity for Hearing. Charlesa Hann Dowdy was not present.

Summary of Evidence

State's Exhibits

1. Notice of Opportunity for Hearing to Charlesa Hann Dowdy, dated November 25, 2002.
2. Letter dated December 22, 2002, and received by the Board on December 30, 2002, from Charlesa A. Hann acknowledging receipt of the Notice of Opportunity for Hearing and requesting a hearing.

3. Letter dated December 30, 2002, from the Board to Ms. Hann Dowdy with regard to her request for a hearing.
4. Letter dated February 3, 2003, from the Board to Ms. Hann Dowdy scheduling a hearing on March 20, 2003, pursuant to *Goldman v. State Medical Board* (March 29, 1996) Franklin County Court of Appeals, 95 APE 10-1358.
5. Copy of a computer printout generated by the Board showing the status of Ms. Hann Dowdy's license.
6. Letter dated July 16, 2002, from Marilyn Kimbrel of Community Services of Stark County, Inc. to the Board.
7. Letter dated August 13, 2002, from the Board to Ms. Hann Dowdy.
8. Letter dated September 3, 2002, from the Board to Ms. Hann Dowdy
9. Letter received by the Board on August 13, 2002, from Debbie Horn, Director of Human Resources, Community Services of Stark County, Inc.
 - 9A. Employment application of Charlesa Hann
 - 9B. Letters concerning the offer and acceptance of employment between Charlesa Hann and Community Services of Stark County, Inc.
 - 9C. Licensure certificate of Charlesa A. Hann as a Licensed Independent Social Worker
 - 9D. Job Descriptions for Case Management supervisor and Licensed Independent Social Worker Level Two from Community Services of Stark County, Inc.
 - 9E. Letter dated July 16, 2002, from Marilyn Kimbrel and Daniel Fuline of Community Services of Stark County, Inc. to Charlesa A. Hann and Summary of Events document.
10. Letter dated September 12, 2002, from Community Services of Stark County, Inc. to the Board with accompanying documentation.
11. Testimony of William L. Hegarty, Investigative Supervisor, for the Ohio Counselor and Social Worker Board.

Conclusions of Law

Ohio Revised Code Section 4757.36(A)(1) provides that the Ohio Counselor and Social Worker Board may take disciplinary action against a licensee who has committed a violation of any provision of the laws and rules governing the practice of counseling and social work in the state of Ohio.

Discussion

As required in the case of *Goldman v. State Medical Board* (March 29, 1996) Franklin County Court of Appeals 95APE10-1358, all cases where a Board issues a Notice for Opportunity for Hearing and the individual does not request a hearing, the Board still must review evidence presented to it and make specific findings of fact. In this case, Ms. Hann Dowdy did request a hearing after receipt of the Notice for Opportunity for Hearing but it was not submitted in the legally required timeframe. Ms. Hann Dowdy allowed her licensure to lapse yet continued to work, and sign, as a Licensed Independent Social Worker. The evidence supports that her employer attempted to work with Ms. Hann Dowdy but Ms. Hann Dowdy was not cooperative. Because of Ms. Hann Dowdy's actions, Community Services of Start County, Inc. was forced to refund approximately \$20,000 to Medicaid

The Social Worker Professional Standards Committee, prior to rendering its decision, reviewed all the exhibits and testimony that was presented by the State of Ohio. THEREFORE, it is hereby ORDERED that for the reasons outlined in this ORDER, the licensure of Charlesa Hann Dowdy to practice as a License Independent Social Worker (I-7270 in the State of Ohio is REVOKED. This ORDER was approved by a majority vote of the Members of the Committee who heard this case.

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

It is hereby certified by this Board that the above language is incorporated into the Board's journal in this matter.

APPEAL RIGHTS

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 and Social Worker Board, 77 S. High Street, 16th Floor, Columbus, Ohio 43215, and also a copy of that Notice of Appeal with the Court of Common Pleas in Franklin County, Ohio. 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 and Social Worker Board.

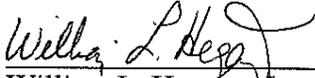


Frank O'Dell, LPCC
Chairman

March 21, 2003

Certification of Service

I hereby certify that a true copy of the foregoing ADJUDICATION ORDER was sent via U. S. Certified Mail, Return Receipt Requested, Article #7001 0360 0002 4135 9186, to Charlesa Hann Dowdy, 975 Jacoby Road, Copley, OH 44321 on this 24th day of March 2003.



William L. Hegarty, Investigative Supervisor
Ohio Counselor and Social Worker Board