

Terms of Consent Agreement
complete as of 4/15/2002

**CONSENT AGREEMENT
BETWEEN
JANET M. ASCHE
AND THE
STATE OF OHIO COUNSELOR AND SOCIAL WORKER BOARD**

This CONSENT AGREEMENT is entered into by and between JANET M. ASCHE, hereinafter, "**ASCHE**", and the STATE OF OHIO COUNSELOR AND SOCIAL WORKER BOARD, hereinafter "**BOARD**", the state agency charged with enforcing Chapter 4757 of the Ohio Revised Code and all rules promulgated thereunder.

ASCHE 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.

ASCHE 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 **ASCHE** fail to comply with any provisions of this CONSENT AGREEMENT, **ASCHE** 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, admissions and understandings:

1. **ASCHE** is an independent social worker (I-8183) licensed to practice social work in the state of Ohio, and is subject to the laws and rules of Ohio regulating the practice of social work as outlined in Ohio Revised Code Chapter 4757.

2. On June 4, 1999, **ASCHE** began seeing Person #1, the minor child of Person #2 and Person #3, at the offices of Applewood Centers, Inc., Rocky River, Ohio. **ASCHE** professionally treated Person #1 from June 4, 1999, through September 1, 1999, and again from September 23, 1999, through May 3, 2000.
3. **ASCHE'S** failure to obtain a psychological report from Frank R. Ezzo, Ph.D. which is a complete 13 page report on the family as well as the report by Carole Litt, Ph.D. prior to **ASCHE** formulating an opinion and making recommendations as to visitation in her letter of July 26, 1999, to attorney Leslie Halberg-Weiss constitute a process below accepted standards of care. This constituted a violation of Ohio Revised Code Section 4757.36(A)(1) and Ohio Administrative Code Section 4757-5-01(B)(4).
4. **ASCHE** admits the statements referenced in paragraphs 1 through 3 referenced above.

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

1. **ASCHE'S** practice as an Independent Social Worker will be restricted in cases involving child custody or visitation from April 1, 2001, through March 31, 2002. **ASCHE** must have her immediate supervisor review and sign off on all cases involving child custody or visitation, whether it is a case in which **ASCHE** is providing direct treatment or a case in which **ASCHE** is providing supervision. **ASCHE** will provide the **BOARD** with the name and credentials of her supervisor and will notify the **BOARD** should this change.

2. **ASCHE** will take 15 clock hours of continuing education in the areas of child abuse, child development or of a similar nature. All credit hours must be pre-approved by the **BOARD**. Said hours will **not** constitute part of the 30 hours **ASCHE** needs to renew her Independent Social Work license. The said 15 clock hours must be completed and submitted to the **BOARD** no later than March 31, 2002.

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, **ASCHE** 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. **ASCHE** 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.

If, following notice and an evidentiary hearing, not an Ohio Revised Code Chapter 119 hearing, **ASCHE** is found by the **BOARD** to have violated any terms of this Consent Agreement, the **BOARD** may impose any penalty up to and including REVOCATION of **ASCHE'S** independent social work license based solely upon a violation of this Consent Agreement. **ASCHE** may not appeal this action.

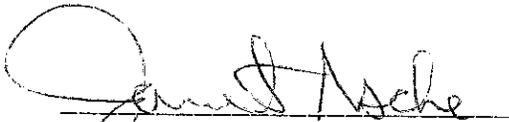
ASCHE hereby releases the members of the **BOARD**, its officers and employees, jointly and severally, from any and all liability arising from the matter within.

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 Section 2301.373(E), the **BOARD** may be required to provide **ASCHE'S** social security number to requesting governmental agencies.

The **BOARD** shall incorporate this CONSENT AGREEMENT into a formal journal entry at its March, 2001, meeting.

This CONSENT AGREEMENT shall take effect upon the date of the last signature below:

THE OHIO COUNSELOR AND
SOCIAL WORKER BOARD



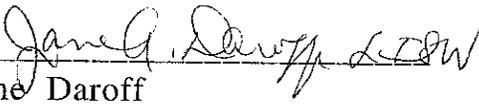
Janet M. Asche

2/24/01

Date

Counsel for Ms. Asche

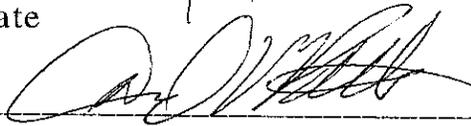
Date



Jane Daroff
Chair, Counselor and Social Worker Board

3/16/01

Date



David V. Patton, Esq.
Assistant Attorney General
Counselor and Social Worker Board

3/14/01

Date