

COPY

CONSENT AGREEMENT
BETWEEN
NANCY A. SZYMANSKI
AND THE
OHIO STATE COUNSELOR AND SOCIAL WORKER BOARD

This CONSENT AGREEMENT is entered into by and between NANCY A. SZYMANSKI, hereinafter, "SZYMANSKI", and the OHIO STATE 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.

SZYMANSKI 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.

SZYMANSKI 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 SZYMANSKI fail to comply with any provisions of this CONSENT AGREEMENT, SZYMANSKI 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. SZYMANSKI is a social worker (S-12874) 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 May 22, 2000, The BOARD issued SZYMANSKI a Notice of Opportunity for Hearing charging SZYMANSKI with breaching client confidentiality, in violation of Ohio Revised Code Section 4757.36(A)(1) and Ohio Administrative Code Section 4757-5-01(B)(5), and practicing outside the scope of a social worker, in violation of Ohio Revised Code Section 4757.36(A)(8).

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

1. The **BOARD** will rescind the Notice of Opportunity for Hearing issued on May 22, 2000, in lieu of a formal administrative hearing and adjudication process on all issues contained in the said Notice, in return for **SZYMANSKI** surrendering her social work license and agreeing not to apply for reinstatement, or make new application, in the future.

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**, **SZYMANSKI** 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. **SZYMANSKI** 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, **SZYMANSKI** 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 **SZYMANSKI'S** social work license based solely upon a violation of this Consent Agreement. **SZYMANSKI** may not appeal this action.

SZYMANSKI 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, and in

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accordance with Ohio Revised Code Section 4757.38 and Ohio Administrative Code Section 4757-11-03. 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 **SZYMANSKI'S** social security number to requesting governmental agencies.

The **BOARD** shall incorporate this CONSENT AGREEMENT into a formal journal entry at its September, 2000, meeting.

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

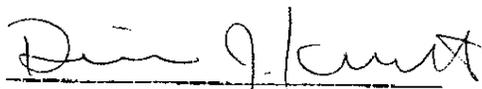
THE OHIO COUNSELOR AND
SOCIAL WORKER BOARD


Nancy A. Szymanski


Chester Partyka
Chair, Counselor and Social Worker Board

9-16-00
Date

9-22-00
Date


Denise J. Knecht, Esq.
Counsel for Ms. Szymanski


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

9-16-00
Date

9-20-00
Date

