



COPY

**STATE OF OHIO  
COUNSELOR AND SOCIAL WORKER BOARD**

ADJUDICATION ORDER  
in the Matter of:

Sally Livingston  
1895 Camberly Drive  
Lyndhurst, OH 44124

IN THE MATTER OF THE ELIGIBILITY OF SALLY LIVINGSTON TO MAINTAIN  
LICENSURE AS A SOCIAL WORKER IN THE STATE OF OHIO.

THE MATTER OF SALLY LIVINGSTON CAME BEFORE THE SOCIAL WORK  
PROFESSIONAL STANDARDS COMMITTEE OF THE OHIO COUNSELOR AND  
SOCIAL WORKER BOARD ON SEPTEMBER 19, 2002. MEMBERS OF THE  
COMMITTEE PRESENT WERE THERESA CLUSE-TOLAR, GWENDOLYN  
DACS-TAYLOR, JANE DAROFF, JOSEPH WILLIAMS, AND PENNY WYMAN.

**FINDINGS, ORDER, AND JOURNAL ENTRY**

This matter came for consideration after a Notice of Opportunity for Hearing was issued to Sally Livingston by the Ohio Counselor and Social Worker Board on March 25, 2002. An administrative hearing was held on September 19, 2002, at 9:00 a.m. in the offices of the Ohio Attorney General, 30 East Broad Street, 26<sup>th</sup> floor, Columbus, Ohio 43215, pursuant to Chapter 119 and Section 4757 of the Ohio Revised Code. Assistant Attorney General Barbara Petrella represented the State. Sally Livingston was present and represented by counsel, Elizabeth Y. Collis.

State's Exhibits

1. Notice of Opportunity for Hearing to Sally Livingston dated March 25, 2002
2. Notice of Appearance of Counsel and Request for Hearing from Elizabeth Y. Collis, received by the Board by April 10, 2002.

3. Letter dated April 11, 2002, to Elizabeth Collis setting a hearing for April 16, 2002, and continuing said hearing.
4. Letter dated May 8, 2002, to Ms. Collis setting Ms. Livingston's administrative hearing for September 19, 2002.
5. Computer printout on the licensure of Sally Livingston.
  - 6A. Case Information Form dated January 28, 2000, regarding Sally Livingston and the Offense of Theft, from the Cuyahoga County Justice System.
  - 6B. An indictment in the case of the State of Ohio v. Sally Livingston filed Sept 20, 2001, in the Cuyahoga County Common Pleas Court.
  - 6C. A journal entry in the case of the State of Ohio v. Sally Livingston filed January 31, 2002.
  - 7A. Case Information Form dated July 25, 2001, regarding Sally Livingston and the Offense of Theft, from the Cuyahoga County Justice System.
  - 7B. An indictment in the case of the State of Ohio v. Sally Livingston filed August 21, 2001, in the Cuyahoga County Common Pleas Court.
  - 7C. A journal entry in the case of the State of Ohio v. Sally Livingston filed January 31, 2002.
  - 7D. Order of conditions for Probation and Community Control form the Cuyahoga Court of Common Pleas in the case of the State of Ohio v. Sally Livingston filed January 31, 2002.
8. Testimony of William L. Hegarty, Investigative Supervisor, of the Ohio Counselor and Social Worker Board.

Respondent's Exhibits

- A. Vitae of Sally Livingston
- B. Case Notes for Case 395694, Sally Livingston, from the Cuyahoga County Court of Common Pleas.
- C. Case Notes for Case 412946, Sally Livingston, from the Cuyahoga County Court of Common Pleas.

- D. Letter dated February 13, 2002, to Janet McPeake, Ohio Mentor, Inc., from Sally Livingston.
- E. Letter dated February 22, 2002, to Judge Nancy Margaret Russo from Janet McPeake.
- F. Letter dated February 13, 2002, to Lisa Pike, Probation Officer, from Susan Diskin, The Mentor Network.
- G. Position Title and Description of a Program Developer/Quality Assurance Analyst.
- H. Letter dated July 29, 2002, from Sharon Carpenter, LPCC, to the Ohio Counselor and Social Worker Board.
- I. Letter with regard to Sally Livingston from the Treatment Alternatives to Street Crime to the Ohio Counselor and Social Worker Board.
- J. Letter dated July 31, 2002, with regard to Sally Livingston from Lisa Pike, Probation Officer to Elizabeth Collis.
- K. Letter from Alisha A. Grubb, LISW, to the Ohio Counselor and Social Worker Board.
- L. Letter dated August 27, 2002, from Frances G. Friedman to the Ohio Counselor and Social Worker Board.
- M. Letter dated August 30, 2002, from Maryann Fraboni to the Ohio Counselor and Social Worker Board.
- N. Testimony of Sharon Carpenter, LPCC, via telephone
- O. Testimony of Phyllis Wargo, LISW, via telephone
- P. Testimony of Sally Livingston.

### **DISCUSSION**

Ms. Livingston was convicted of two felony counts and 2 misdemeanor counts in the Cuyahoga County Court of Common Pleas. Both the felony and misdemeanor convictions were in the course of practice of Ms. Livingston as a social worker. Ms. Livingston admitted to the convictions and also presented evidence of her efforts to correct problems regarding depression, addiction and financial difficulties. Pursuant to Ohio Revised Code Section 4757.36 (A)(5) the Social Worker Professional Standards Committee can discipline a social worker who has been convicted of a felony in the State of Ohio. Pursuant to Ohio Revised Code Section 4757.36 (A)(7) the Social Worker

Professional Standards Committee can discipline a social worker who has been convicted of a misdemeanor in the course of practice in the State of Ohio.

### FINDINGS, ORDER, AND JOURNAL ENTRY

THEREFORE, it is hereby ORDERED that for the reasons outlined in this ORDER the social work license (S-26616) of Sally Livingston is REVOKED. This ORDER was approved by unanimous vote of the Members of the Social Work Professional Standards Committee who reviewed this case. Pursuant to Ohio Revised Code Section 4757.36(B), one year of more after the date of revocation of a license, application may be made to the Social Work Professional Standards Committee for reinstatement. The Committee may accept or refuse an application for reinstatement. If a licensee has been revoked, the Committee may require an examination for reinstatement.

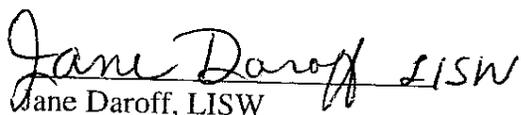
Motion carried by order of the Social Work Professional Standards Committee of the Ohio Counselor and Social Worker Board.

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

### APPEAL RIGHTS

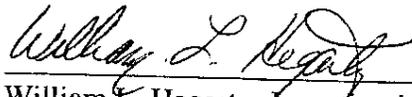
This *Order* may be appealed in accordance with Section 119.12 of the Ohio Revised Code by filing the original Notice of Appeal with the Ohio Counselor and Social Worker Board, 77 S. High Street, 16th Floor, Columbus, Ohio 43215, and also a copy of that Notice of Appeal with the Court of Common Pleas 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.

  
Jane Daroff, LISW  
Chairperson

**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 #70010360000241358370, to Sally Livingston, 1895 Camberly Drive, Lyndhurst, Ohio 44124 on this 23 day of September 2002.



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