

**CONSENT AGREEMENT
BETWEEN
DANIELLE J. SHULER
AND THE
STATE OF OHIO COUNSELOR, SOCIAL WORKER, MARRIAGE AND
FAMILY THERAPIST BOARD**

2015 SEP 25 P 1:45

This CONSENT AGREEMENT is entered into by and between DANIELLE J. SHULER, hereinafter, "SHULER," 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.

SHULER 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.

SHULER 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.

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. SHULER is a social worker (S.0030412) 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 and Ohio Administrative Code Chapter 4757. SHULER received her social work license on March 21, 2003.
2. In April 2015, SHULER'S social work license was audited for compliance with continuing education requirements. SHULER was unable to provide the Board with proof that she had completed 30 approved continuing education hours. Failure to fully comply with a Board audit constitutes a violation of Ohio Revised Code Section 4757.36(A)(1) and Ohio Administrative Code Section 4757-11-01(C)(21)(b).
3. SHULER admits the allegations referenced in paragraph 2 above.

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

Consent Agreement between Danielle Shuler and the State of Ohio Counselor, Social Worker, Marriage and Family Therapist Board

1. SHULER'S license to practice social work is hereby REPRIMANDED.
2. SHULER'S social work license is indefinitely suspended until she can submit proof that she has completed 30 hours of approved continuing education hours Any continuing education hours used per this Consent Agreement will not count toward the subsequent renewal of SHULER'S social work license. SHULER understands that she must renew her license which includes obtaining appropriate CEUs during the period of this suspension or the license may expire.

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, SHULER 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. SHULER 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.

SHULER 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. All parties to this Consent Agreement understand that this information will be sent to the United States Department of Health and Human Services' National Practitioner Data Bank (NPDB), pursuant to Title IV of Public Law 99-660, the Healthcare Quality Improvement Act of 1986, as amended; Section 1921 of the Social Security Act; and Section 1128E of the Social Security Act, as amended by Section 221(a) of the Health Insurance Portability and Accountability Act of 1996. The BOARD shall incorporate this CONSENT AGREEMENT into a formal journal entry at its ~~September~~ *November* 2015, meeting.

This CONSENT AGREEMENT shall take effect upon the date of the Board Chair's signature below:


Danielle J. Shuler, LSW

9/19/15
Date


Margaret A. Knerr, IMFT
Chair, Counselor, Social Worker, Marriage and Family Therapist Board

11/20/15
Date



Counselor, Social Worker & Marriage and Family Therapist Board

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ADJUDICATION ORDER in the Matter of:

Danielle J. Shuler
3015-B 55th Street, NE
Canton, OH 44721

**IN THE MATTER OF THE ELIGIBILITY OF DANIELLE SHULER TO MAINTAIN
LICENSURE AS A SOCIAL WORKER IN THE STATE OF OHIO.**

**THE MATTER OF DANIELLE J. SHULER CAME BEFORE THE SOCIAL WORKER
PROFESSIONAL STANDARDS COMMITTEE OF THE OHIO COUNSELOR,
SOCIAL WORKER, AND MARRIAGE AND FAMILY THERAPIST BOARD ON
SEPTEMBER 19, 2013.**

This matter came for consideration after a Notice of Opportunity for Hearing was issued to Danielle J. Shuler by the Counselor, Social Worker, and Marriage and Family Therapist Board on March 5, 2013. An administrative hearing was held on June 28, 2013, in the offices of the Ohio Counselor, Social Worker, and Marriage and Family Therapist Board, 50 West Broad Street, Columbus, Ohio 43215, pursuant to Chapter 119 and Section 4757 of the Ohio Revised Code. The State was represented by Assistant Attorney General James Lockwood. Danielle Shuler was not present and not represented by counsel.

State's Exhibits

1. Notice of Opportunity for Hearing dated March 5, 2013, to Ms. Shuler
2. Letter received by the Board on April 4, 2013, to the Board from Ms. Shuler requesting a hearing.
3. Letter dated April 4, 2013, from the Board to Ms. Shuler scheduling an administrative hearing and then continuing the hearing.
4. Letter dated April 22, 2013, from the Board to Ms. Shuler scheduling an administrative hearing for June 28, 2013.

5. Audit form completed by Ms. Shuler
6. Listing of CEUs presented by Ms. Shuler
7. Letter dated May 3, 2012, to Ms. Shuler with regard to the audit requirements
8. Letter dated August 14, 2012, from the Board to Ms. Shuler
9. E-mail correspondence between the Board and Ms. Shuler
10. Investigation transmittal form dated February 14, 2013
11. Letter dated February 15, 2013, from the Board to Ms. Shuler
12. E-mail from Ms. Shuler to the Board on June 28, 2013.

FINDINGS, ORDER, AND JOURNAL ENTRY

The Social Worker Professional Standards Committee has reviewed the Hearing Officer Report and Recommendations prepared in this case following the administrative hearing. The evidence was made available to the Committee to review. The Committee finds that Ms. Shuler violated Ohio Revised Code Section 4757.36(C)(1) and Ohio Administrative Code Sections 4757-11-01(C)(20)(b) since Ms. Shuler did not complete the audit of her continuing education in a timely manner. The Committee notes that since the date of the administrative hearing and the review of this case by the Committee that Ms. Shuler has presented evidence that she has now completed all the necessary hours to complete the audit. The Committee accepts the Findings of Fact and Conclusions of Law presented in the Hearing Officer Report and Recommendations in their entirety. The Committee modifies the Recommended Order of the Hearing Officer and orders that the social work license (S.0030412) of Danielle J. Shuler is suspended from October 1, 2013, through October 14, 2013

This ORDER was approved by unanimous vote of the Members of the Committee who voted on this case.

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

APPEAL RIGHTS

Ohio Revised Code Section 119.12 may authorize an appeal from this Order. Such an appeal must be commenced by the filing of a Notice of Appeal with the Ohio Counselor, Social Worker, and Marriage and Family Therapist Board and in the court of common pleas of the county in which the licensee is a resident. If the party appealing from the order is not a resident of any County, the party may appeal to the court of common pleas of Franklin County. The Notice of Appeal must set forth the order appealed from and state that the agency's order is not supported by reliable, probative, and substantial evidence and is not in accordance with the law. The Notice of Appeal may, but need not, set forth the specific grounds of the party's appeal beyond the statement that the agency's order is not supported by reliable, probative, and substantial evidence and is not in accordance with law. Both Notices of Appeal must be received at the office of the Board and filed with the applicable court within fifteen (15) days after mailing of this notice of the agency's order, and in accordance with the provisions of Ohio Revised Code Chapter 119.12.

By Order of the State of Ohio Counselor, Social Worker, and Marriage and Family Therapist Board.


James R. Rough, Executive Director

September 20, 2013
Date

Certified Mail Receipt #7005 1160 0001 0334 5468

