

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

**CONSENT AGREEMENT
BETWEEN
JOAN NESSER
AND THE
STATE OF OHIO COUNSELOR, SOCIAL WORKER, MARRIAGE AND
FAMILY THERAPIST BOARD**

This CONSENT AGREEMENT is entered into by and between JOAN NESSER, hereinafter, "NESSER," 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.

NESSER 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.

NESSER 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 NESSER fail to comply with any provisions of this CONSENT AGREEMENT, NESSER 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. NESSER is a social worker (S-0030511) 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. NESSER received her social work license on May 16, 2003.
2. On June 30, 2005, the BOARD received information that NESSER was not able to function professionally as a licensed social worker and initiated an investigation.
3. NESSER admits that she is currently not able to function as a licensed social worker.

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

NESSER'S license to practice social work (S-0030511) is indefinitely suspended for a minimum of 2 years. After the 2-years suspension and before **NESSER** can begin practicing as a social worker, **NESSER** must contact the **BOARD**. Before the **BOARD** will consider lifting **NESSER'S** indefinite suspension, **NESSER** must be evaluated, at her expense, at a **BOARD** approved facility or practitioner. The **BOARD** will review the professional mental health evaluation and make a determination as to **NESSER'S** ability to practice as a social worker in the State of Ohio and whether to lift **NESSER'S** suspension. **NESSER** will be responsible for renewing her social work license and obtaining her requisite continuing education hours during the period of suspension if she wants to re-enter the profession 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**, **NESSER** 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. **NESSER** 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.

NESSER 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 3123.41 et seq. the **BOARD** may be required to provide **NESSER'S** social security number to requesting governmental agencies.

The **BOARD** shall incorporate this **CONSENT AGREEMENT** into a formal journal entry at its July 22, 2005, meeting.

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

Joan Nesser, LSW
Joan Nesser, LSW

7/7/05
Date

For Rose Quinones-delValle
Rose Quinones-delValle, Ph.D., PCC
Chair, Counselor, Social Worker, Marriage and Family Therapist Board

7/22/05
Date

P. R. Casey, IV
Peter R. Casey, IV, Esq.
Assistant Attorney General
Counselor, Social Worker, Marriage and Family Therapist Board

7-22-05
Date