



## ***Counselor, Social Worker & Marriage and Family Therapist Board***

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### **ADJUDICATION ORDER in the Matter of:**

Tessa Wukusick  
220 Ballast Court  
Vermillion, OH 44089

IN THE MATTER OF TESSA WUKUSICK TO PRACTICE AS A LICENSED SOCIAL WORKER IN THE STATE OF OHIO.

THE MATTER OF TESSA WUKUSICK CAME BEFORE THE FOLLOWING MEMBERS OF THE SOCIAL WORKER PROFESSIONAL STANDARDS COMMITTEE OF THE OHIO COUNSELOR, SOCIAL WORKER, AND MARRIAGE AND FAMILY THERAPIST BOARD ON JANUARY 17, 2019: ERIN MICHEL, ANNA BOMAS, DR. CARL BRUN, LISA HABERBUSCH, AND ANDREW BOWERS.

### **FINDINGS, ORDER, AND JOURNAL ENTRY**

This matter came for consideration after a Notice of Opportunity for Hearing was issued to Ms. Wukusick by the Social Worker Professional Standards Committee on September 14, 2018.

Pursuant to R.C. 119.07 licensees are entitled to a hearing before the Board if such a hearing is requested within thirty days of the mailing of the Notice of Opportunity for Hearing. In this case, Ms. Wukusick failed to make a timely request for such a hearing, therefore pursuant to *Goldman v. State Medical Board of Ohio*, 110 Ohio App.3d 124, 673 N.E.2d 677 (1996) the case was presented to the Social Worker Professional Standards Committee on January 17, 2019.

### **Summary of Evidence**

#### State's Exhibits

1. Affidavit prepared by William L. Hegarty, Deputy Director, State of Ohio Counselor, Social Worker, and Marriage and Family Therapist Board.

2. Notice of Opportunity for Hearing to Ms. Wukusick dated September 14, 2018.
3. Communication between the Board's investigator and Ms. Wukusick

### **Conclusions of Law**

Ohio Revised Code Sections 4757.36(C) (1) provides that the Ohio Counselor, Social Worker, and Marriage and Family Therapist Board may take disciplinary action against a licensee who has violated any provision of the Board's statute or rules. Ohio Administrative Code Section 4757-11-01C(18) states that the Board can discipline a licensee who fails to cooperate in an investigation into their license.

### **Discussion and Findings**

As required in the case of *Goldman v. State Medical Board of Ohio*, 110 Ohio App3d 124, 673 N.E.2d 677 (1996) all cases where a Board issues a Notice for Opportunity for Hearing and the individual does not request a hearing, the Board still must review evidence presented to it and make specific findings of fact. In this case, Tessa Wukusick did not request a hearing after receipt of her Notice for Opportunity for Hearing.

The Social Worker Professional Standards Committee has reviewed the evidence prepared in this case. The Committee finds Ms. Wukusick failed to cooperate in an investigation into her license after a meeting was scheduled on at least two separate occasions and she failed to appear. She never followed up with the Board to ascertain the status of the complaint. Based on this, the Committee orders that Ms. Wukusick's license to practice as a licensed social worker (S.1100229) is **REVOKED**. As Ordered by the Social Worker Professional Standards Committee of the Ohio Counselor, Social Worker, and Marriage and Family Therapist Board. This decision was by a unanimous vote of the Board members who reviewed and voted on the case.

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

### **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.



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Brian Carnahan  
Executive Director

January 18, 2019  
Date

Certified Mail Receipt #7003 0500 0002 4316 6038 and by certificate of mailing