

STATE OF NORTH CAROLINA

BEFORE THE NORTH CAROLINA  
BOARD OF LICENSED  
PROFESSIONAL COUNSELORS

IN THE MATTER OF: )

ROBIN ANDERSON, LPC )  
Respondent. )

Case No. 1418 )

**CONSENT ORDER**

THIS CAUSE, coming on to be heard and being heard before the North Carolina Board of Licensed Professional Counselors ("the Board"), at its meeting on May 24, 2013, pursuant to a charge letter issued by the Board on April 17, 2013, which is now pending; and

IT APPEARING to the Board that the Respondent has stipulated to certain facts and to the entry of a Consent Order in conformity therewith;

IT IS HEREBY STIPULATED by the undersigned Respondent and the Board that:

1. Respondent was at all times relevant to this cause a licensed professional counselor and is subject to the Board's jurisdiction pursuant to the North Carolina Licensed Professional Counselors Act, Chapter 90, Article 24 of the North Carolina General Statutes.
2. Respondent engaged in the following conduct: 1) she did not maintain required service documentation for services provided and billed; 2) numerous records did not contain evidence of informed consent; 3) Respondent's email account, with which she at times communicated with clients, was accessible to Respondent's family members; 4) Respondent was unaware of the ethical requirements regarding electronic communications; 5) Respondent allowed family members to access her confidential user identification and password to bill for Respondent's services with the Local Management Entity without informed consent of clients; 6) Respondent's client records, including an appointment calendar with client names and empty binders with client names, were kept in an unlocked bathroom cabinet accessible to anyone in the waiting room; and 7) Respondent's personal mental health issues, specifically, her diagnosis of acute stress disorder, which causes her to disassociate, has impaired Respondent's ability to practice counseling.
3. Respondent admits that her conduct, as set forth above, violates the following sections of the American Counseling Association Code of Ethics: A 1b, A 2a, A 12 g, B 1 c, B 3e, B 6a, C1, C2g, and violates N.C. Gen. Stat. § § 90-340 (a)(9) and (a)(11) of the Licensed Professional Counselors Act.
4. The Board and Respondent wish to avoid the time and the costs associated with full litigation of this matter and, in lieu of any proceedings, enter into this Consent Order.

5. Respondent expressly waives notice of hearing, a hearing, the making of findings of fact and conclusions of law, and all further proceedings before the Board to which the Respondent may be entitled by law. Respondent further agrees that presentation of this Consent Order to the Board for approval shall not constitute improper ex parte communication between the Board and its counsel, or the Board and its staff, nor require the recusal of the members of the Board from consideration of this matter before the full Board, should a hearing be required in this case.

6. Respondent forever releases the State of North Carolina, the North Carolina Board of Licensed Professional Counselors, and all its members, officials, agents, representatives and employees, both past and present, in their individual or official capacities from any and all liability, suits, claims, and causes of action, arising prior to or as a result of the execution of this Consent Order.

7. Respondent waives the right to seek judicial review or to otherwise challenge the validity of this Consent Order in any court. Respondent understands and agrees that this Consent Order shall be effective only after approval by the full Board and signature of its Chairperson.

8. This Consent Order contains the entire agreement between the undersigned, there being no agreement of any kind, verbal or otherwise, which varies, alters, or adds to this Consent Order.

Based upon the record and the foregoing stipulations,

NOW, THEREFORE IT IS HEREBY ORDERED as follows:

I. Respondent shall undergo a fitness for practice evaluation by a Board approved evaluator within three months of the execution of this Consent Order. Respondent agrees not to practice pending the results of the fitness for practice evaluation.

II. Once the fitness for practice evaluation is completed, and if it is determined that Respondent is fit to practice counseling, she may continue the practice of counseling, and her license shall be on PROBATION for a two year period during which she shall successfully complete the following:

A. For a period of two years, Respondent shall be supervised by a Board approved supervisor, with whom she has no pre-existing relationship, for one hour of individual face to face supervision for 40 hours of counseling practice, with no less than one supervision session per month. Respondent must file a supervision contract and the supervisor must be approved by the Board prior to the beginning of supervision. The Board approved supervisor shall file quarterly supervision reports with the Board. At the conclusion of the two years of supervision, Respondent's Board approved supervisor shall submit a Final Supervision Report to the Board. Respondent must receive at least average ratings from her supervisor in all of the supervision reports in order to be released from the supervision. If her ratings are not at least average, the period of time for which she did not receive average ratings shall not count for the two year period of supervision, and she shall continue in supervision until she

receives at least average ratings for 2 years. At the conclusion of the two years of supervision, so long as Respondent's ratings are average or above on all supervision reports, the Board Chair shall provide her with written approval of her release from supervision. Any costs and associated expenses of this supervision shall be borne by the Respondent.

- B. Respondent shall complete 6 hours of continuing education: 3 hours in the area of ethics; and 3 hours in the area of maintenance of records, confidentiality and electronic communication. Respondent shall not begin this coursework until it is approved by the Board. Upon successful completion of this continuing education coursework, Respondent shall submit a certification of completion provided by the continuing education sponsor to the Board. This requirement shall be in addition to the continuing education coursework required for all licensees under Board rule. All costs associated with this continuing education shall be borne by Respondent.
- C. The Board may require additional conditions, within its discretion, based upon the fitness for practice evaluation.

III. Upon successfully completion of the conditions of probation set forth in Roman Numeral II. A through C, Respondent shall be released from probation by the Board.

IV. Based upon the fitness for practice evaluation, if it is determined that Respondent is not fit to practice counseling, then Respondent's license shall be suspended for a period of one year. After the passage of one year, she may then undergo another fitness for practice evaluation by a Board approved evaluator, and if it is determined that she is fit to practice at that time, then the provisions in Roman Numeral II begin. If she is not determined to be fit to practice at that time, her license shall be REVOKED.

V. The failure of Respondent to abide by any provisions of this Consent Order, if proven true by a preponderance of the evidence following notice and an opportunity for hearing, shall result in the suspension, revocation, or other disciplinary action against Respondent's license, in the discretion of the Board.

VI. The Board shall maintain this Consent Order as a public record pursuant to N.C. Gen. Stat. §§132-1 and 90-340(f) and shall provide copies to the American Counseling Association and the National Board of Certified Counselors, and to other agencies or individuals as required by law.

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This the 24 day of May, 2013.

CONSENTED TO BY:

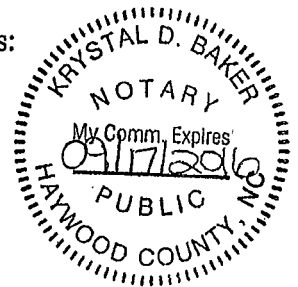
NORTH CAROLINA BOARD OF  
LICENSED PROFESSIONAL COUNSELORS

BY: Denauvo M. Robinson 5/24/13  
Denauvo Robinson, Ph.D., LPC      date  
Board Chairperson

Robin Anderson, LPC 5/17/13  
Robin Anderson, LPC      date  
Respondent

Robin Anderson, LPC  
Sworn to and subscribed before me this  
the 17 day of May, 2013.

Krystal D. Baker  
(NOTARY PUBLIC)  
My Commission Expires:



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This the 24 day of May, 2013.

CONSENTED TO BY:

NORTH CAROLINA BOARD OF  
LICENSED PROFESSIONAL COUNSELORS

BY: Denauvo M. Robinson 5/24/13  
Denauvo Robinson, Ph.D., LPC      date  
Board Chairperson

Robin Anderson, LPC 5/17/13  
Robin Anderson, LPC      date  
Respondent

Robin Anderson, LPC  
Sworn to and subscribed before me this  
the 17 day of May, 2013.

Krystal D. Baker  
(NOTARY PUBLIC)  
My Commission Expires:

