

STATE OF NORTH CAROLINA

BEFORE THE NORTH CAROLINA  
BOARD OF LICENSED CLINICAL  
MENTAL HEALTH COUNSELORS

IN THE MATTER OF: )  
)  
Alphonsus E. Ngwadam, LCMHC )  
Respondent. )  
No. 9669 )

**CONSENT ORDER**

THIS CAUSE, coming on to be heard and being heard before the North Carolina Board of Licensed Clinical Mental Health Counselors [“the Board”], pursuant to Respondent entering a guilty plea in Wake County Superior Court to twenty-seven (27) counts of obtaining property by false pretenses (N.C. Gen. Stat. §§ 14-100); 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, exclusively for the purposes of this disciplinary proceeding and any future potential proceedings by, against, or involving the Board, that:

1. Respondent was at all times relevant to this cause a licensed clinical mental health counselor [“LCMHC”] and is subject to the Board’s jurisdiction pursuant to the North Carolina Licensed Clinical Mental Health Counselors Act, Chapter 90, Article 24 of the North Carolina General Statutes.
2. The Board issued an associate counseling license to Respondent on September 14, 2012. On March 12, 2015, Respondent transitioned to an unrestricted counseling license. He currently holds a LCMHC license, which he renewed through June 30, 2026.
3. The Board’s Ethics Review Committee found probable cause that Respondent engaged in the following conduct while licensed by the Board:
  - a. Respondent pled guilty to 27 counts of obtaining property by false pretenses (N.C. Gen. Stat. §§ 14-100), each a Class H felony, in Wake County Superior Court based on the following factual basis:
    - i. From February 18, 2020, through March 18, 2021, Respondent repeatedly submitted fraudulent claims to Alliance Health for providing behavioral health services to twenty-seven (27) Medicaid recipients, which services Respondent had not actually provided; and
    - ii. Based on these fraudulent claims, Alliance Health paid Respondent \$72,014.66.

- b. On January 12, 2026, Judge Winston Gilchrest entered Judgments in criminal case numbers 25CR222048-910, 25CR222055-910, and 25CR222060-910 (“Criminal Judgments”), which are incorporated herein by reference.
  - c. The Criminal Judgments sentenced Respondent to two consecutive sentences of 6-17 months suspended for thirty-six (36) months of supervised probation, serve ninety (90) days of electronic house arrest, complete 100 hours of community service, and pay \$72,014.66 in restitution to the North Carolina Medicaid program; and
  - d. As special conditions of probation in the Criminal Judgments, Respondent was ordered to surrender his license, and Respondent cannot re-apply for licensure until he is removed from federal government’s list of excluded individuals and entities.
4. Respondent’s conduct set forth above, including his multiple felony convictions, violated N.C. Gen. Stat. §§ 90-340 (a)(1), (a)(4), (a)(7), and (a)(9) of the North Carolina Licensed Professional Counselors Act [now entitled “North Carolina Licensed Clinical Mental Health Counselors Act”].
5. 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.
6. 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.
7. Respondent understands and agrees that this Consent Order must be presented to the Board for review and potential approval and shall be effective only after approval by the full Board and entered by signature of its Chairperson.
8. Respondent further agrees that presentation of this Consent Order to the Board for review and potential 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 if the Board rejects the Consent Order and a contested case hearing is required in this case.
9. Respondent has read this entire Consent Order, assents to its terms and conditions, and agrees not to contest the findings, conclusions, or order in any future potential proceedings by, against, or involving the Board. By entering into this Consent Order, Respondent is not making any admissions for any current or future proceedings, other than those by, against, or involving the Board.
10. 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 Respondent may be entitled by law.
11. Respondent waives the right to seek judicial review or to otherwise challenge the validity of this Consent Order in any court or before the Board in the future.
12. Upon entry of the Consent Order, Respondent forever releases the State of North Carolina, the North Carolina Board of Licensed Clinical Mental Health Counselors, and all its members,

officials, agents, counsel, 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.

13. Respondent understands that entry of this Consent Order as a public record, mandatory reporting, and its distribution may have adverse consequences in other contexts, which shall not be the basis for reconsideration of its terms in the future.

14. Respondent was not represented in connection with the execution of this Consent Order. The Board was represented in this Consent Order by Douglas Brocker of The Brocker Law Firm, P.A.

15. Respondent agrees to service of the fully executed Consent Order to the email he provided to the Board and waives service by any other method.

Based upon the record and the foregoing stipulations,

NOW, THEREFORE IT IS HEREBY ORDERED as follows:

I. Respondent surrenders his license to practice clinical mental health counseling in the State of North Carolina, license number 9669, which becomes effective upon entry of this Consent Order, and acknowledges and agrees that he cannot reapply for or regain a license to practice clinical mental health counseling in North Carolina until at least one year after the date on which he completes all the terms of his Criminal Judgments, including serving his electronic house arrest, completing his full term of probation, completing the community service hours, paying the entire restitution amount, and after being removed from the federal government's list of excluded individuals and entities. The terms and conditions of Respondent's sentence and Criminal Judgments are incorporated herein by reference.

II. Respondent acknowledges and agrees that he is not authorized to engage in any acts constituting the practice of clinical mental health counseling under the North Carolina Licensed Clinical Mental Health Counselors Act in this State or concerning residents of this State, unless he obtains a license or privilege authorizing him to do so in the future consistent with Paragraph I. Respondent will submit his original license to the Board by the effective date of the Consent Order.

III. If Respondent applies for or otherwise seeks to regain a license to practice clinical mental health counseling in North Carolina at any time in the future, Respondent will have to meet all the requirements for licensure at that time in addition to the prerequisites set forth in Paragraph I. If Respondent satisfies all those requirements, the Board may impose conditions on Respondent's potential future licensure, including ones based on the stipulations contained herein.

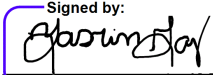
IV. This Consent Order shall constitute action against the license of Respondent, pursuant to N.C. Gen. Stat. §90-340(a) and (b).

V. The Board shall maintain this Consent Order as a public record pursuant to N.C. Gen. Stat. §§132-1 and 90-340(f), shall submit a report to the National Practitioner Databank, and shall

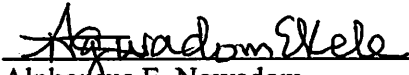
provide copies to the American Counseling Association and the National Board of Certified Counselors, and to other agencies or individuals as required by law. Other than this Consent Order, all documents obtained, collected, or compiled by the Board in this matter shall remain confidential pursuant to N.C. Gen. Stat. § 90-340(f), unless they are otherwise public records, such as the criminal judgments.

CONSENTED TO BY:

NORTH CAROLINA BOARD OF LICENSED  
CLINICAL MENTAL HEALTH COUNSELORS

BY:  Signed by: 5/28/26  
\_\_\_\_\_ Date  
Dr. Yasmin Gay, LCMHCS  
Board Chairperson

RESPONDENT:

 \_\_\_\_\_ 5/21/2026  
Alphonsus E. Ngwadom Date