

STATE OF NORTH CAROLINA

**BEFORE THE
NORTH CAROLINA BOARD OF
LICENSED CLINICAL MENTAL
HEALTH COUNSELORS**

IN THE MATTER OF:

**Marnda Leverette, LCMHC
No. 16440
Respondent**

)
)
)
)
)

FINAL AGENCY DECISION

THIS MATTER was heard before the North Carolina Board of Licensed Clinical Mental Health Counselors (“Board”) on September 4, 2026, pursuant to N.C. Gen. Stat. §§ 90-340 and 150B-38. The Board consisted of Board members, Dr. Yasmin Gay, Dr. Nicole Stargell, Dr. Levette Scott, Dr. Dominique Hammonds, Ellen Begley, and Dr. Ximena Franco-Jenkins. Crystal Carlisle of The Brocker Law Firm, P.A., represented the Ethics Committee of the Board (“Counsel”). F. Lane Williamson served as the Administrative Hearing Officer for the Board. Marnda Leverette (“Respondent”) was properly served with notice and attended and participated in the hearing.

Based upon the evidence admitted at the hearing, the Board enters the following:

FINDINGS OF FACT

Parties and Licensure

1. The Board is a body duly organized under the laws of North Carolina and is the proper party to bring this proceeding pursuant to the authority granted to it in Chapter 90 of the North Carolina General Statutes (the Licensed Clinical Mental Health Counselors Act) and the Rules and Regulations of the Board.

2. Respondent was licensed as a licensed clinical mental health counselor associate on March 26, 2021. Respondent transitioned to full licensure status on February 2, 2024, has held license number 16440 at all times relevant hereto, including at the time of her conduct asserted in

this matter, and currently holds an active license as a clinical mental health counselor (“LCMHC”) through June 30, 2027.

3. At the times relevant to this matter, Respondent was subject to the Licensed Clinical Mental Health Counselors Act and the Rules promulgated thereunder.

Ethics Committee’s Motion for Summary Judgment

4. On August 14, 2026, the Board’s Ethics Committee filed a Motion for Summary Judgment and properly served Respondent with the Motion. The Motion and its attachments are incorporated herein by reference.

5. The basis for the Motion for Summary Judgment was that Respondent failed to file written answers or objections to each matter of which an admission was requested as required under N.C. Gen. Stat. § 1A-1, Rule 36(a); therefore, each matter should be deemed admitted.

6. The Board heard argument and received evidence on the Ethics Committee’s Motion for Summary Judgment at the outset of the hearing, including that:

- a. Respondent never responded to the Ethics Committee’s Request for Admissions, which were properly served upon her;
- b. Respondent did not communicate with the Board about the Request for Admissions in any manner, even to request an extension of time to respond;
- c. That Respondent’s admissions affirmed all of the allegations set forth in the Notice of Hearing, including authentication of the genuineness of documents; and
- d. There was no genuine issue as to any material fact, and the Ethics Committee was entitled to judgment as a matter of law pursuant to N.C. Gen. Stat. § 1A-1, Rule 56.

7. The Board granted the Motion for Summary Judgment and concluded that the allegations of misconduct set forth in the Notice of Hearing were established by Respondent's admissions.

Respondent's Admissions

8. The facts set forth below were established not only by Respondent's failure to respond to the Ethics Committee's Request for Admissions, but also through the testimony of the Board's investigator which included Respondent's statements:

- a. contained in her written response to the complaint filed against her with the Board;
- b. made during her interview with the Board Investigator; and
- c. in the videos she posted on Facebook on March 28, 2024 and April 10, 2024.

9. In March and April of 2024, Respondent was employed at Daymark Recovery Services as a Licensed Clinical Mental Health Counselor.

10. In March and April of 2024, Respondent maintained an active account on Facebook related to what she described as her "ministry work."

11. Respondent recorded live videos using Facebook Live, which she then posted to her public ministry Facebook page where the videos could be viewed by anyone with access to the page.

12. On March 28, 2024, Respondent recorded a video using Facebook Live and posted it to her ministry Facebook account.

13. In the video posted on March 28, 2024, Respondent spoke about a client she had seen the same day and divulged the following information about the client which Respondent learned through her evaluation and treatment of the client:

- a. The client was a female with a history of substance use disorder, specifically crack cocaine;
- b. Significant traumatic events the client experienced and disclosed to Respondent; and
- c. Discord among the client and her family members, specifically between the client and her siblings.

14. Respondent did not have the client's consent to discuss with others her evaluation or treatment.

15. Respondent did not have the client's consent to post a video about her evaluation or treatment on Facebook or on any other social media platform.

16. In the video posted on April 10, 2024, Respondent spoke about a minor client she had seen the same day and divulged the following information about the minor client and the minor client's mother, which Respondent learned through her evaluation and treatment of the minor client:

- a. The minor client was female;
- b. Specific details concerning the minor client's familial history and background including a recent move, her symptoms, and recent traumatic incidents she had experienced;
- c. Details concerning an open court case involving the minor client's mother, including specific events which resulted in the case; and
- d. Respondent's interaction with and advice to the minor client's mother, which resulted in the client's mother becoming angry at Respondent.

17. Respondent did not have the minor client's consent or the consent of the minor client's mother to discuss with others the minor client's evaluation or treatment.

18. Respondent did not have the minor client's consent or the consent of the minor client's mother to post a video about the minor client's evaluation or treatment on Facebook or any other social media platform.

19. The videos Respondent posted on March 28, 2024 and April 10, 2024 were brought to Respondent's employer's attention, and her employer requested that Respondent remove the videos from social media and terminated Respondent's employment.

Based upon the foregoing Findings of Fact and evidence admitted at the hearing, the Board enters the following:

CONCLUSIONS OF LAW

1. The Board has jurisdiction over the subject matter of this action and over the person of Respondent.

2. Respondent was properly served with the Notice of Hearing and attended the hearing.

3. Respondent's conduct as set forth in Findings of Fact 8-19 above violated the North Carolina Licensed Clinical Mental Health Counselors Act including N.C. Gen. Stat. §§ 90-340(a)(7) and (a)(9) and the ACA Code of Ethics (2014), incorporated by reference in the Board's Rules, Sections A.1.a., A.4.a., B.1.c., C.6.c., and H.6.d.

Based on the above Findings and Conclusions and the evidence presented at the hearing, the Board enters the following:

ORDER OF DISCIPLINE

1. Respondent's North Carolina LCMHC License No. 16440 is hereby **INDEFINITELY SUSPENDED.**

2. The suspension is immediately stayed and Respondent's license is placed on **PROBATION**, with no active suspension, provided she complies with all the following conditions:

- a. Respondent shall complete a minimum of 2,000 hours of supervised clinical mental health practice subject to these conditions:
 - i. The supervisor shall be approved by the Board, pursuant to Administrative Rules 21 NCAC 53 .0702 and 21 NCAC 53 .0801, to supervise Respondent's professional practice, prior to the beginning of supervision;
 - ii. The supervision contract shall be filed with the Board office no later than 60 days from the date she is served with the Final Agency Decision;
 - iii. Respondent shall provide a copy of this Final Agency Decision to her supervisor. The supervisor shall confirm the receipt of the document in the supervision report;
 - iv. Of the required 2,000 hours of supervised clinical mental health practice, 1,320 hours shall be Direct Counseling Experience, as defined in 21 NCAC 53 .0205(a);
 - v. The supervised experience shall be completed at a rate of no more than 40 hours per week with at least one hour of supervision per 40 hours of professional practice);

- vi. All required supervision hours shall be individual, one-on-one sessions between Respondent and the supervisor;
 - vii. The supervisor shall file quarterly reports and a final report with the Board. Respondent is responsible to ensure the supervisor submits the quarterly reports to the Board no later than January 30, April 30, July 30, and October 30 for the previous quarter; and
 - viii. Respondent shall bear any costs and associated expenses of the supervision.
- b. Within ninety (90) days from the date the Final Agency Decision is served on Respondent, Respondent shall complete ten (10) continuing education hours subject to these conditions:
- i. The continuing education hours must be approved in advance by the Board and must consist of five (5) hours on client confidentiality and five (5) hours on the use of social media and other public mediums by mental health professionals;
 - ii. The continuing education shall be in addition to the continuing education coursework required for all licensees under the Board's Administrative Rules;
 - iii. All costs associated with this continuing education requirement shall be borne by Respondent; and
 - iv. Upon successful completion of this continuing education coursework, Respondent shall submit to the Board a certificate of completion provided

by the continuing education sponsor by the above deadline to complete the courses.

- c. Respondent shall not violate any provision of the Licensed Clinical Mental Health Counselors Act and the Board's Rules and Regulations, including the ACA Code of Ethics.
 - d. Respondent shall subject to unannounced visits at her place(s) of employment for counseling services, submit to interviews by the Board or its authorized agent and arrange for the Board or its agent to interview her employer, employees, and co-workers during regular office hours or at such other times with Respondent's consent.
 - e. Respondent shall comply with all requirements for renewal of licensure, including continuing education and payment of fees.
 - f. Respondent shall keep the Board apprised of her current address, phone number, and email address and notify the Board of any change to that contact information no later than ten (10) days after it becomes effective.
3. Respondent may petition the Board to be released from probation once she has completed the requirements set forth in Paragraph No. 2 above and provides supporting documentation or evidence that she has satisfied all conditions. Respondent's license shall remain on Probation until the Board grants such a Petition.
4. This Final Agency Decision shall constitute disciplinary action against the license of Respondent, pursuant to N.C. Gen. Stat. §90-340(a) and (b).
5. The Board shall maintain this Final Agency Decision 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,

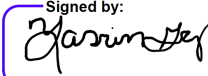
and shall provide copies to the American Counseling Association and the National Board of Certified Counselors, and to other agencies or individuals as required by law. Other than this Final Agency Decision and other documents admitted into evidence at the hearing, all documents obtained, collected, or compiled by the Board in this matter shall remain confidential pursuant to N.C. Gen. Stat. § 90-340(f).

6. The Board shall retain jurisdiction of this matter and Respondent to enforce the provisions herein or enter orders as necessary in the future.

7. The Board recognizes that the conditions, limitations, or requirements set forth in this Final Agency Decision may present Respondent with certain practical difficulties related to the indefinite suspension and potential probation. The Board concludes that each one is necessary to ensure public protection, and it does not intend to modify or eliminate any of the conditions, limitations, or requirements set forth herein based on such potential difficulties.

This the 29 day of September 2026.

NORTH CAROLINA BOARD OF LICENSED
CLINICAL MENTAL HEALTH COUNSELORS

BY:  Signed by:
E414DBD989A3497...
Dr. Yasmin Gay, LCMHCS
Board Chairperson