

psychotherapy services despite the fact that she is not licensed to provide such a service.

On August 7, 2003, respondent appeared with her counsel, Pamela Mandel, Esq., for an investigative inquiry into the matter before the Committee. Respondent testified that the advertisement had been placed without her knowledge by the person from whom she rents office space, and the advertisement has since been removed. Respondent explained that she has never placed any advertisement for her services. Regarding the billing statement she provided to a client, respondent testified that the client requested the statement with the code for individual psychotherapy so that the client could submit it to her insurer. Respondent claims this was the only instance where she ever provided such a billing statement for insurance.

Respondent testified that she holds no license in New Jersey which would entitle her to offer and/or provide psychotherapy. In 1979, respondent was a Certified Alcoholism Counselor ("CAC") which allowed her to provide counseling services in New Jersey for alcoholism. However, respondent admits that she did not renew this certificate after 1986, and that she was never a Certified Drug and Alcohol Counselor in New Jersey. The respondent explained that she let her CAC lapse as she had gained National Certification as a Certified Addictions Specialist (CAS), because she thought she was going to be relocating to Florida. She believed that the National

Certification permitted her to engage in the same activities as the CAU. In addition, respondent presented the Committee with information about her educational and experiential background. Despite the fact that respondent holds neither a certification nor license which would allow her to provide any type of counseling service in New Jersey, respondent testified that she provides counseling services for individuals presenting with drug and/or alcohol addiction.

Having reviewed the entire record, it appears to the Committee that respondent has repeatedly engaged in the unlicensed practice of professional counseling in violation of N.J.S.A. 45:8B-39.

It appearing that respondent desires to resolve this matter without recourse to formal proceedings and for good cause shown:

IT IS ON THIS 8th DAY OF Jan 2004.

HEREBY ORDERED AND AGREED THAT:

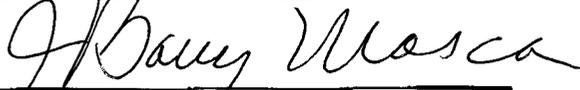
1. Respondent shall immediately cease and desist from offering to provide and providing any counseling services or psychotherapy in violation of N.J.S.A. 45:8B-39 unless and until respondent is properly licensed and or certified in the State of New Jersey to do so. Respondent shall immediately withdraw and cancel any advertising of herself as providing counseling or psychotherapy services or as a counselor, a therapist, a certified addiction specialist, and/or other titles which imply she may engage in counseling or therapy services.

2. Respondent is hereby assessed a civil penalty in the amount of five thousand dollars (\$5,000.00) for having engaged in the unlicensed practice of professional counseling in violation of N.J.S.A. 45:8B-39.

3. Respondent shall pay the costs of the investigation of this matter in the amount of one hundred and twenty dollars (\$120.00).

4. Respondent shall pay the above penalty and costs, totaling five thousand, one hundred and twenty dollars (\$5,120.00) at the rate of two hundred and fifty-six dollars (\$256.00) per month over a period of twenty (20) months, on the fifteenth day of each month. The first installment shall be due on the fifteenth day of the month following the entry date of the within Order. In the event of nonpayment of any installment by the end of the month that it is due, the entire balance shall become due and owing, and the Board may file a certificate of debt and/or an action for collection, costs and attorney fees. Payment shall be submitted by certified check or money order, payable to the State of New Jersey, and sent to Elaine DeMars, Executive Director, Professional Counselor Examiners Committee, P.O. Box 45044, Newark, New Jersey 07101.

NEW JERSEY PROFESSIONAL COUNSELORS
EXAMINERS COMMITTEE



J. Barry Mascari, LPC
President

I have read and understand the within Consent Order and agree to be bound by its terms. Consent is hereby given to the New Jersey Professional Counselor Examiners Committee to enter this Order.

Barbara Krebs
Barbara Krebs

11-15-03
Date

Consent as to form and entry:

Pamela Mandel
Pamela Mandel, Esq.

11/16/03
Date