

**LICENSED PROFESSIONAL COUNSELORS BOARD OF EXAMINERS  
STATE OF LOUISIANA**

**IN THE MATTER OF**

**ADMINISTRATIVE COMPLAINT**

**CARL EVAN VAN FRUSHA**

**NUMBER 09/10-12**

**LPC NO. 2192**

\*\*\*\*\*

**CONSENT AGREEMENT AND ORDER**

**WHEREAS**, based on a complaint filed with the Louisiana Licensed Professional Counselors Board of Examiners (the Board or LPC Board), and consistent with its authority and duty to safeguard the public pursuant to the Louisiana Mental Health Counselor Act (La. R.S. 37:1101, et seq.), known as “the Counselor Act,” and rules regarding disciplinary proceedings (LAC 46:LX § 1301, et seq.), the Board enters into the following Consent Agreement and Order with licensed professional counselor, Carl Evan “Van” Frusha.

**WHEREAS**, the licensed professional counselor, Carl Evan Van Frusha, has admitted the following:

1. Respondent, Carl Evan Van Frusha, is and at all times pertinent to the facts and matters alleged herein a Licensed Professional Counselor (LPC), registered by the LPC Board to engage in the practice of counseling in the State of Louisiana, as evidenced by Registration No. 2192.
2. At all times pertinent hereto, Frusha was actively engaged in the practice of counseling.
3. Frusha was offered a Consent Agreement and Order, in accordance with La. R.S. 37:1105 and 1110, and LAC 46:LX § 1307 of the Rules, Standards and Procedures for Louisiana counselors.

4. The signed Consent Agreement and Order was received by the LPC Board on September 10, 2010.
5. Frusha was notified that he had until September 10, 2011 to complete the terms of this Consent Agreement and Order, which included completing three (3) pre-approved hours of continuing education on the subject of ethical/legal issues in counseling and being placed on six (6) months probation.
6. Frusha admits that he fraudulently practiced, advertised, and represented himself as a Licensed Marriage & Family Therapist (LMFT) without having received proper certification as a LMFT.
7. Frusha agrees to cease and desist from any future practices, advertising and representations to the public which identify himself as a LMFT.
8. Frusha further admits that his LPC License No. 2192 did lapse from June 30, 2009 and was renewed on February 20, 2010. In compliance with La. R.S. 37:1113 and 1121, Frusha avers that he did not engage in the practice of counseling during the aforementioned dates.

**WHEREAS**, as described above, licensed professional counselor/respondent, Carl Evan Van Frusha, violated the LPC Code of Conduct Rules and Regulations.

**WHEREAS**, the licensed professional counselor/respondent has indicated his desire to resolve this matter through a Consent Agreement and Order;

**WHEREAS**, the undersigned Assistant Attorney General has conducted an interview with the licensed professional counselor/respondent who has indicated his desire to resolve this matter through a Consent Agreement and Order;

**WHEREAS**, the licensed professional counselor/respondent agrees not to repeat the misconduct mentioned in this Consent Agreement and Order, and such repeated misconduct will be considered a violation of the terms of this Consent Agreement and Order.

**IT IS HEREBY ORDERED** that in consideration of the foregoing and pursuant to the authority vested in the LPC Board by La. R.S. 49:955(D), the Board orders and Frusha accepts the following administrative action, which is a final decision pursuant to La. R.S. 49:958:

1. Frusha will receive a public reprimand.
2. Within one (1) year from the last date that all parties sign this Consent Agreement and Order, Frusha shall complete a total of three (3) pre-approved hours of continuing education on the subject of ethical issues in counseling. This continuing education may be obtained through self-study. All courses, including self-study, must be pre-approved by the LPC Board. Upon completion of the continuing education, Frusha shall notify the Board with a certificate. If the continuing education is completed through self-study, Frusha shall submit a one page, single spaced summary of knowledge obtained.
3. Frusha will be placed on six (6) months of probation from the last date that all parties sign this Consent Agreement and Order.
4. **EXTENSION OF TIME:** Frusha shall notify the LPC Board at least sixty (60) days before the last day of the end of the one year period if he is unable to meet the requirements outlined above in Number 2, above. At such time the LPC Disciplinary Committee shall review Frusha's request and determine a future date within which to complete the requirements. This extension of time shall be signed by all parties and attached as an addendum to this Consent Agreement and Order.

5. PAYMENT OF LEGAL FEES: Frusha shall pay the investigative and legal costs associated with Complaint No. 09/10-12 in the amount of \$50.00 (fifty dollars) within one (1) year from the date that all parties sign this Consent Agreement and Order. The payments shall be made on a quarterly basis with the first payment due within thirty (30) days from the date all parties sign this Consent Agreement and Order. There shall be no pre-payment penalty.
6. Frusha specifically acknowledges that failure to comply with the terms of the Consent Agreement and Order may result in a suspension or revocation of his counselor intern status or license. The admissions contained herein will be considered proven and the only issue will be failure to follow the terms of the Consent Agreement and Order.
7. By agreeing to the terms of this Consent Agreement and Order, Frusha waives all rights to appeal this adjudication and to a hearing.

**THIS CONSENT AGREEMENT AND ORDER** is a matter of public record for violation of the above referenced sections of the Counselor Act and the Rules, Standards and Procedures. The terms of this Consent Agreement and Order may be published and reported in, including but not limited to, the LPC Newsletter, the Association of Counselor Boards, and the National Practitioner Data Bank-Healthcare Integrity and Protection Data Bank (NPDB-HIPDB).

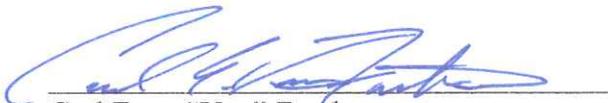
**THE ADMISSIONS AND FINDINGS CONTAINED HEREIN** are intended solely for the purpose of resolving the case at hand or in connection with other matters before the Board involving Respondent.

**WHEREFORE**, pursuant to the Louisiana Mental Health Counselor Act (the "Counseling Act," La. R.S. 37:1101, et seq.), the Board's rules relative to Disciplinary

Proceedings LAC 46: LX § 1301, et seq., and in particular, LAC 46: LX §1311, and applicable sections of the Louisiana Administrative Procedures Act, this Consent Order is entered into by the Board and Carl Evan Van Frusha on this the 10th day of September, 2010.

[Remainder of the page intentionally left blank.]

I, Carl Evan Van Frusha, make these acknowledgments and waivers in support of a final disposition of the pending investigation of Complaint No. 09/10-12 by Consent Agreement and Order pursuant to La. R.S. 49:955, in lieu of the institution and prosecution of formal administrative proceedings, and accordingly consent to the entirety of the Order set forth hereinbefore and further waive any right to which I may be entitled under the Louisiana Administrative Procedure Act or any other law to contest, in any court, my agreement to this Order. By my subscription hereto, I also hereby authorize Meridith J. Trahan, Assistant Attorney General for the State of Louisiana, designated by the Board with respect hereto as the prosecuting attorney for the Board to present this Order to the Board for its consideration and to fully disclose to and discuss with the Board the nature and results of the investigation of this matter. I herein waive any objection to such disclosure based on due process of law under either the State or Federal Constitution or under State statutory law, including La. R.S. 49:960. I expressly acknowledge that the disclosure of such information to the Board shall be without prejudice to the Assistant Attorney General's authority to file a formal Administrative Complaint, or the Board's capacity to adjudicate such Administrative Complaint, should the Board decline to approve this Consent Agreement and Order. I further acknowledge my awareness that should the Board approve this Consent Agreement and Order that the Order will become a matter of public record.

  
Carl Evan "Van" Frusha

9/10/10  
Date

I, Meredith J. Trahant, Assistant Attorney General, and prosecutor for the LPC Board, do hereby acknowledge negotiation and preparation of this Consent Agreement and Order in order to resolve, with prejudice, all matters for which the counselor intern, Carl Evan Van Frusha, could be charged under Complaint No. 09/10-12; and further certify that this Consent Agreement and Order is consistent with the evidence, adequately addresses the complaint and represents a true and correct statement of that which could be proven at a hearing of this matter.

*Meredith J. Trahant*

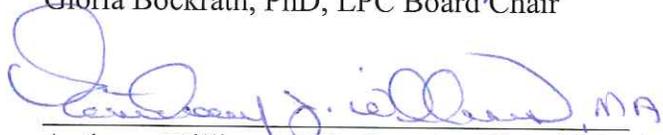
\_\_\_\_\_  
Meredith J. Trahant  
Assistant Attorney General/  
Prosecutor for the LPC Board

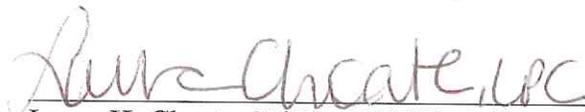
*10.15.10*

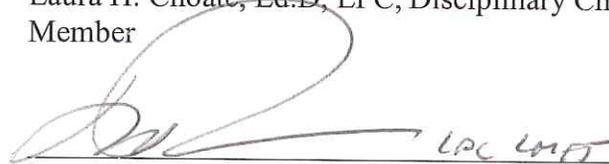
\_\_\_\_\_  
Date

IN WITNESS THEREOF, the Louisiana License Professional Counselors Board of Examiners has entered into this Consent Agreement and Order and executed same at Baton Rouge, Louisiana on this the 10<sup>th</sup> day of September, 2010.

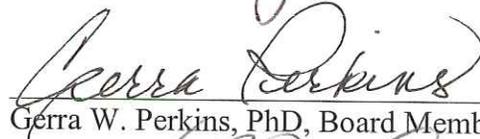
  
Gloria Bockrath, PhD, LPC Board Chair

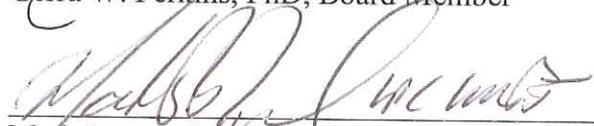
  
Anthony Williams, MA, Secretary/Board Member

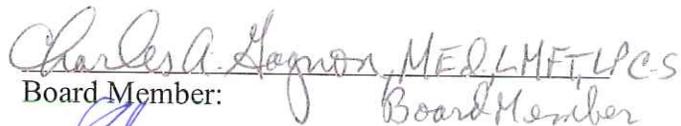
  
Laura H. Choate, Ed.D, LPC, Disciplinary Chair/Board Member

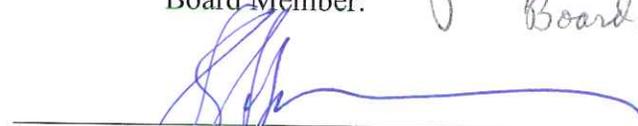
  
N. Tom Moore, LPC, LMFT, Secretary/Board Member

  
Fred Selby, LMFT, LPC, CT, Board Member

  
Gerra W. Perkins, PhD, Board Member

  
Mark Reynaud, MA, LPC, LMFT, Board Member

  
Board Member: Board Member

  
Notary Public  
Steve Adams, Bar. No. 02334  
My commission is for life.