

**Louisiana Licensed Professional
Counselors Board of Examiners**

IN THE MATTER OF

COMPLAINT NUMBER: 12/13-91

JOHN MORGAN, LPC-S, LMFT

LPC LICENSE NO: 2556

LMFT LICENSE NO: MFT622

CONSENT AGREEMENT AND ORDER

WHEREAS, JOHN MORGAN (“MR. MORGAN”) is a Licensed Professional Counselor (“LPC”), LPC Board-Approved Supervisor, and a Licensed Marriage and Family Therapist (“LMFT”) and is subject to the jurisdiction and rules and regulations of the Louisiana Mental Health Counselor Licensing Act (La. R.S. 37:1101, et seq.), the Code of Conduct for Licensed Professional Counselors (LAC 46:LX § 2101, et seq.), the Professional Standards for Licensed Marriage and Family Therapists (LAC 46:LX § 2701 et seq.), LAC 46:LX § 3901, et seq.; and the rules regarding disciplinary proceedings (LAC 46:LX § 1301-1325 et seq.); and

WHEREAS, on or about December 13, 2012, the Louisiana Licensed Professional Counselors Board of Examiners (“LPCBE”) received information regarding an employee of Resource Management who was the Board-Approved supervisee of MR. MORGAN from an application she filed with the LPCBE concerning a period of time from December 2010 to January 2013, when she practiced mental health counseling without receiving active supervision from her LPC Board-Approved supervisor, MR. MORGAN;

WHEREAS, by letter dated September 13, 2013, the LPCBE notified MR. MORGAN of the Complaint, provided MR. MORGAN with a summary of the nature of the complaint, and requested that MR. MORGAN, within thirty (30) days, provide a statement giving his review of the circumstances, which are the subject of the complaint;

WHEREAS, by letter dated December 11, 2013, MR. MORGAN submitted a response to the Complaint wherein he denied any error in judgment or violation of any ethical standards;

WHEREAS, pursuant to the Complaint and administrative investigation, the respondent, JOHN MORGAN, has indicated his desire to resolve this matter through a Consent Agreement and Order provided for in LAC 46:LX § 1311, LAC 46:LX § 3907, and La. R.S. 49:955(D) of the Louisiana Administrative Procedures Act;

WHEREAS, the Respondent, JOHN MORGAN, LPC-S, LMFT, has admitted the following:

1. Respondent, JOHN MORGAN, is and was at all times pertinent to the facts and matters alleged herein, a Licensed Professional Counselor Supervisor and Licensed Marriage and Family Therapist licensed by the LPCBE to engage in the practice of mental health counseling and marriage and family therapy in the State of Louisiana, as evidenced by LPC License Number 2556 and LMFT License Number MFT622.
2. At all times pertinent to the facts of this case, MR. MORGAN was actively engaged in the practice of mental health counseling in Lake Charles, Louisiana. At the time of his original appointment as a LPC Board-Approved Supervisor, he was employed at Resource Management Services.
3. MR. MORGAN relinquished his duties as supervisor without notifying the LPCBE.
4. MR. MORGAN admits that his actions were in violation of LAC 46:LX, §705(A)(1)(b)(5)(7)(10)(11)(15), §2103(A)(1), §2107(A)(B)(4), §2109(A)(1)(7)(10)(11), §2113(B)(1)(f), §2117(A), §4701(B), §4703 (A)(1)(2)(3), §4705 (A), §4709 (A)(C)(F)(J), §4711 (A), and §4715 (A).

WHEREAS, MR. MORGAN had indicated his desire to resolve this matter through a Consent Agreement and Order;

WHEREAS, the LPCBE believes that MR. MORGAN put his supervisee at risk and endangered the public when he relinquished his duties as supervisor without notifying the LPCBE;

WHEREAS, the undersigned Prosecutor for the LPCBE has communicated with MR. MORGAN, who has indicated his desire to resolve this matter through a Consent Agreement and Order;

WHEREAS, the Respondent, MR. MORGAN, agrees not to repeat the misconduct mentioned in this Consent Agreement and Order, and acknowledges that any further misconduct mentioned in this Consent Agreement and Order will be considered a violation of the terms of this Consent Agreement and Order and shall be cause for further disciplinary action. MR. MORGAN further recognizes that any violation or failure of strict compliance with any of the terms and conditions set forth in this Consent Agreement and Order by MR. MORGAN shall be deemed adequate and sufficient cause, upon proof of such violation or failure, for the LPCBE to take further disciplinary action as the LPCBE may deem appropriate against the license of MR. MORGAN to practice mental health counseling in the State of Louisiana.

WHEREAS, Respondent, MR. MORGAN, recognizes his right to have an Administrative Adjudication of the charges outlined in the complaint and notice letter, at which time MR. MORGAN would be entitled to be represented by legal counsel, to call witnesses, and to present witnesses on his behalf in defense or in mitigation of the charges made, and to a decision thereon by the LPCBE based upon written findings of fact and conclusions of law in accordance with the Louisiana Administrative Procedures Act. MR. MORGAN nonetheless hereby waives his right to formal adjudication and, pursuant to La. R.S. 49:955(D), and consents to the entry of the Consent Agreement and Order set forth hereinafter. MR. MORGAN also acknowledges that he hereby waives any rights to which he may be entitled pursuant to the Louisiana Administrative Procedure Act La. R.S. 49:951, et seq., or which he otherwise may be

afforded by any law to contest his agreement to, or the force and effect of the LPCBE's investigation or this Consent Agreement and Order in any Court or other forum.

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

1. The LPC and LMFT licenses of MR. MORGAN to be engaged in the practice of mental health counseling and marriage and family therapy in the State of Louisiana, as evidenced by LPC License Number 2556 and LMFT License Number MFT622 shall be, and are hereby REPRIMANDED and by the Consent Order, and upon MR. MORGAN's acceptance of, and strict compliance with, the following terms and conditions.
2. In the event MR. MORGAN seeks to renew his supervisor privileging designation (or reapply for said designation should he allow the designation to expire), MR. MORGAN shall obtain three (3) continuing education hours in supervision approved by the National Board of Certified Counselors ("NBCC"), the American Counseling Association ("ACA"), or the Louisiana Counseling Association ("LCA"). These continuing education hours must be completed in ADDITION to all standard requirements for renewal as a LPC Supervisor.
3. MR. MORGAN shall pay legal costs associated with the Complaint in the amount of \$1,000.00 within two (2) years from the date that all parties sign this Consent Agreement and Order, which payment shall be made by certified check or money order. The payment(s) shall be made on a quarterly basis, in accordance with due dates established by the LPCBE, and with the first payment due within thirty (30) days from the date that all parties sign this Consent Agreement and Order. There shall be no pre-payment penalty.
4. MR. MORGAN shall pay a fine as authorized by La. R.S. 37:1106(D) for the above referred violations in the amount of two hundred dollars (\$200.00) within two (2) years from the date that all parties sign this Consent Agreement and Order, which payment shall be made by certified check or money order. The payment(s) shall be made on a quarterly basis, in accordance with due dates established by the LPCBE, and with the first payment due within thirty (30) days from the date that all parties sign this Consent Agreement and Order. There shall be no pre-payment penalty.
5. MR. MORGAN specifically acknowledges that failure to comply with the terms of the Consent Agreement and Order may result in further disciplinary action taken by the LPCBE. 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.

6. By agreeing to the terms of this Consent Agreement and Order, MR. MORGAN waives all rights to appeal this adjudication.

THIS CONSENT AGREEMENT AND ORDER shall take effect immediately upon adoption by the LPCBE and are a matter of public record. The terms of this Consent Agreement and Order may be published and reported in, including but not limited to, the LPCBE Newsletter and website, the National Board for Certified Counselors, and the National Practitioners Data Bank (NPDB).

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 LPCBE involving Respondent.

ORDER

The Louisiana Licensed Professional Counselors Board of Examiners, having examined the Consent Agreement and Order, Case No. 12/13-91, adopt the Consent Agreement and Order in the matter on January 22nd, 2016.

DATED this 22nd day of January, 2016, at Baton Rouge, Louisiana.

**LOUISIANA LICENSED PROFESSIONAL
COUNSELORS BOARD OF EXAMINERS**

Laura H Choate, Ed.D., LPC-S

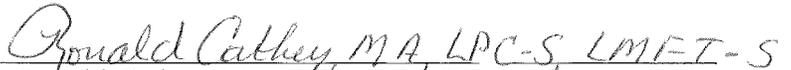
Laura H. Choate, Ed.D., LPC-S,
Board Chair

Penny Millhollon, M.A., LPC-S, LMFT-SC

Penny Millhollon, M.A., LPC-S, LMFT-SC,
Board Secretary, MFTAC Chair


Kathy Lammert, M.Ed, LPC, LMFT.
Board Member


Kathryn Steele, Ph.D., LPC-S, LMFT-S, Board Vice-Chair, MFTAC Secretary


Ronald Cathey, M.A, LPC-S, LMFT-S,
Board Member, MFTAC Vice-Chair

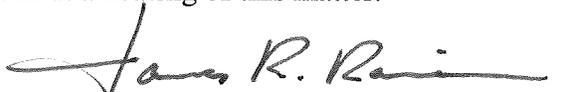

Gerra W. Perkins, Ph.D, LPC-S,
Board Member


Ernie Cowger, Ph.D., LPC-S, LMFT-S,
Board Member

Earl Augustin, Jr., Member-at-Large.
Board Member

Jacqueline Mims, Ph.D., LPC-S,
Board Member

I, James R. Raines, serving as Prosecutor, do hereby acknowledge negotiation and preparation of this Consent Agreement and Order in order to resolve, with prejudice, all matters for which JOHN MORGAN, LPC-S, LMFT, could be charged under Complaint Number 12/13-91; 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.


James R. Raines

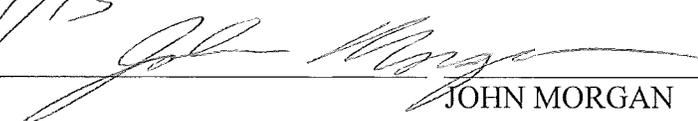
01/12/16
Date

I, **JOHN MORGAN**, LPC-S, LMFT, make these acknowledgements and waivers in support of a final disposition of the pending investigation of Complaint Number 12/13-91 by Consent Agreement and Order ("Order") pursuant to La. R.S. 49:955(D), 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 the Prosecutor to present this Order to the LPCBE for its consideration and to disclose to and discuss with the LPCBE 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 LPCBE shall be without prejudice to the Prosecutor's authority to file a formal Administrative Complaint, or the LPCBE's capacity to adjudicate such Administrative Complaint, should the LPCBE Board decline to approve this Consent Agreement and Order. I further acknowledge my awareness that should the LPCBE approve this Consent Agreement and Order that the Consent Agreement and Order will become a matter of public record.


JOHN MORGAN

12/21/15
Date

I, **JOHN MORGAN**, have read the Consent Agreement and Order, understand it, and agree to be bound by its terms and conditions.

12/21/15
DATED: 
JOHN MORGAN

SUBSCRIBED AND SWORN TO before me this 21 day of December, 2015, at Lake Charles, Louisiana.


Notary Public
Print Name: Pamela J. Woods 64637
My Commission Expires: at death