

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

**IN THE MATTER OF**

**ADMINISTRATIVE COMPLAINT**

**JERRY ESTAVILLE**

**NUMBER 09/10-6**

**COUNSELOR INTERN NO. 4474**

\*\*\*\*\*

**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 counselor intern, Jerry Estaville.

**WHEREAS**, the counselor intern, Jerry Estaville, has admitted the following:

1. Respondent, Jerry Estaville is and at all times pertinent to the facts and matters alleged herein a Counselor Intern (CI), registered by the LPC Board to engage in the practice of counseling in the State of Louisiana, as evidenced by Registration No. 4474.
2. At all times pertinent hereto, Estaville was actively engaged in the practice of counseling.
3. Estaville 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 August 20, 2010.
5. Estaville was notified that he had until August 20, 2014 to complete the terms of this Consent Agreement and Order, which included completing six (6) pre-approved hours of continuing education on the subject of ethical issues in counseling; and earning a total of 150 supervision hours, not including supervision hours accrued with his previous supervisor, Mr. Angelo Ancona.
6. Estaville exhibited unprofessional behavior while conducting counseling as an intern at New Beginnings of Lake Charles, Louisiana.

**WHEREAS**, by exhibiting unprofessional behavior, Estaville violated the LPC Code of Conduct Rules.

**WHEREAS**, the credentialed counselor intern 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 respondent who has indicated his desire to resolve this matter through a Consent Agreement and Order;

**WHEREAS**, the credentialed counselor intern 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 Estaville accepts the following administrative action, which is a final decision pursuant to La. R.S. 49:958:

1. Estaville will receive a public reprimand.

2. Within four (4) years from the date that all parties sign this Consent Agreement and Order, Estaville shall complete a total of six (6) pre-approved hours of continuing education on the subject of ethical issues in counseling; must earn a total of 150 supervision hours not including supervision hours accrued with his previous supervisor, Mr. Angelo Ancona, however, it is agreed that Estaville will receive a credit for all hours which have been accrued while under the supervision of Ms. Katherine Chovanec; the current supervisor must receive a copy of the consent agreement and agree to increase the focus of supervision on professional boundary issues with clients. 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, Estaville shall notify the Board with a certificate. If the continuing education is completed through self-study, Estaville shall submit a one page, single spaced summary of knowledge obtained.
3. **EXTENSION OF TIME:** Estaville shall notify the LPC Board at least sixty (60) days before the last day of the end of the four 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 Estaville's request and determine a future date within which to complete the requirements. This extension of time shall signed by all parties and attached as an addendum to this Consent Agreement and Order.
4. **STATUS UPDATE REQUIRED:** Estaville shall notify the LPC Board yearly on the status of his compliance with this Consent Agreement and Order. The

status report(s) shall become due one (1) year from the date all parties sign this agreement and shall include the number of continuing education hours completed; the number of supervision hours completed; and the name, address, and phone number of his current supervisor.

5. PAYMENT OF LEGAL FEES: Estaville shall pay the investigative and legal costs associated with Complaint No. 09/10-6 in the amount of \$200.00 within two (2) years 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 days from the date all parties sign this Consent Agreement and Order. There shall be no pre-payment penalty.
6. Estaville 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, Estaville 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," Title 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 Jerry Estaville on this the 7 day of August, 2010.

I, Jerry Estaville, make these acknowledgments and waivers in support of a final disposition of the pending investigation of Complaint No. 09/10-6 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.

  
Jerry Estaville

8-7-2010  
Date

I, Meridith J. Trahan, 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, Jerry Estaville, could be charged under Complaint No. 09/10-6; 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.

Meridith J. Trahan  
Meridith J. Trahan  
Prosecutor for the LPC Board

8/20/10  
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 20<sup>th</sup> day of August, 2010.

Gloria Bockrath, Ph.D.  
Gloria Bockrath, PhD, LPC Board Chair

June Williams, Ph.D.  
June Williams, PhD, Vice-Chair

Anthony Williams, MA  
Anthony Williams, MA, Secretary

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

[Signature] LDC LHFT  
Board Member:

Charles A. Hagwood, M. Ed, LHFT, LPCS  
Board Member:

[Signature]  
Board Member:

[Signature] LHFT, LPC, CT  
Board Member:  
Robert [Signature] LHFT, LPC, CT  
Board Member:

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