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September 7, 2018

RECEIVED
SEP 11 2018
BY: 

Mr. Larry Giese
Board of Marriage and Family Therapists
3910 Lewis Rd NW
Mandan, ND 58554

RE: *Board of Marriage and Family Therapists / Julie McCroskey*

Dear Mr. Giese:

Enclosed please find for filing in the Board's office the original fully executed settlement agreement related to this matter. Thank you.

Sincerely,



Edward E. Erickson
Assistant Attorney General

Enclosure

SETTLEMENT AGREEMENT

A. PARTIES.

This settlement agreement is made by the North Dakota Marriage and Family Therapy Licensure Board (Board) and Julie McCroskey (McCroskey).

B. RECITALS.

The Board regulates the practice of marriage and family therapy in North Dakota. See N.D.C.C. ch. 43-53.

McCroskey formerly held a North Dakota license to practice as an Associate Marriage and Family Therapist, license number 2016-035A, and allowed the license to lapse during the pendency of this complaint. The Board retains jurisdiction because the events concerning this Settlement Agreement occurred while she was licensed.

The Board may institute a disciplinary proceeding concerning a licensee who has violated ethical standards of such a nature as to render the licensee unfit to practice marriage and family therapy. North Dakota Century Code (N.D.C.C.) § 43-53-10(1)(b). For such a violation, a licensee may be suspended or revoked, placed on supervised or unsupervised probation, required to take corrective action, attend continuing education, or fined up to \$200 per violation. N.D.C.C. § 43-53-10(2).

The Board has adopted and published a code of ethics governing marriage and family therapists. See N.D.A.C. § 111-02-01-05. This code of ethics includes provisions which prohibit a therapist from unprofessional conduct, including patient abandonment. N.D.A.C. § 111-02-01-05(4), (5).

McCroskey has admitted to failure to properly contact three clients upon resigning from her licensed employment, and to have left employment two days prior to completion of the time she said she would be working with this employer. See Response to Complaint dated December 1, 2017, by McCroskey. These statements are an admission of violation of the aforementioned administrative rules and jeopardized the health, safety and welfare of these clients and the public.

McCroskey acknowledges she has been informed and understands she has a right to seek the advice of legal counsel to assist her in this matter.

McCroskey acknowledges she has been informed and understands she has a right to a hearing and appeal under N.D.C.C. ch. 28-32 prior to any adverse action being taken against her license.

The Board and McCroskey wish to resolve this matter without an administrative hearing.

C. AGREEMENT.

The Board and McCroskey agree to resolve this matter as follows:

1. McCroskey waives her right to an administrative hearing and appeal under N.D.C.C. ch. 28-32.
2. McCroskey may reapply for licensure. At that time, McCroskey must meet all applicable reinstatement requirements. Further, before she may be issued a license, McCroskey must complete these additional requirements:
 - a. A Supervisor must be selected, subject to Board approval;
 - b. McCroskey must complete five one-hour sessions with the Supervisor concerning the transfer of client cases and termination of service with clients and employers;
 - c. The Supervisor must submit a written report to the Board indicating that McCroskey understands her professional obligations regarding the transfer of client cases and termination of service with clients and employers.
3. No breach of any provision of this settlement agreement can be waived by an undersigned party unless in writing. Waiver of any one breach by an undersigned party shall not be deemed to be a waiver of any other breach of the same or any other settlement provision.

