

WAKE COUNTY

BEFORE THE

ETHICS COMMITTEE

NORTH CAROLINA

OF THE

NORTH CAROLINA SUBSTANCE ABUSE

PROFESSIONAL PRACTICE BOARD

THE NORTH CAROLINA)

SUBSTANCE ABUSE PROFESSIONAL)

PRACTICE BOARD,)

Petitioner)

) CONSENT ORDER

)

)

MICHAEL L. HEADEN,)

Respondent)

This matter is before the Ethics Panel (the "Panel") of the North Carolina Substance Abuse Professional Practice Board (the "Board"), pursuant to Chapter 150B and Article 5C of Chapter 90 of the North Carolina General Statutes, and with the consent of Michael L. Headen (Respondent), Licensed Clinical Addictions Specialist (LCAS) # 1621 and Certified Clinical Supervisor (CCS) # 543, to consider the entry of a Consent Order in lieu of an Administrative hearing.

Respondent is represented by Counsel, Darrell K. Brown, and has received a proposed Informal Resolution resulting from a review of this Complaint by the Committee. Board Attorney, E. Ann Christian, presented the findings of the Committee's investigation into these matters to the Respondent and his Counsel. Both parties stipulate and agree to the findings of fact and conclusions of law recited in this Consent Order and to the discipline imposed. Based upon the consent of the parties, the North Carolina Substance Abuse Professional Practice Board hereby enters the following:

FINDINGS OF FACT

1. Respondent Headen was credentialed by the Board as a Licensed Clinical Addictions Specialist (LCAS) on or about 5/5/2010 and Certified Clinical Supervisor (CCS) on or about 8/12/2011.
2. At all times relevant to this Order, Respondent Headen was engaged in practice as an LCAS and CCS in Wayne County, North Carolina while providing services as an employee at Waynesboro Family Clinic.
3. Respondent Headen admits that he had a dual relationship with the Complainant while she was a client of his agency by sharing personal information in violation of Rule 21 NCAC 68 .0509 (b) and once she became a former client he had a sexual relationship with her within five (5) years from the date she was his client in violation of Rule 21 NCAC 68 .0509 (c)(4).
5. Respondent's conduct is mitigated by his cooperation with the Board with this investigation.

CONCLUSIONS OF LAW

Respondent Headen is in violation of North Carolina General Statute 90-113.44 (a)(6), (a)(9), and (a)(10) in that he violated Rule 21 NCAC 68 .0509(b) and (c)(4).

The Respondent admits that sufficient violations of the laws governing the substance abuse profession exist for the Board to take action as authorized by G.S. 90-113.44.

The Respondent waives any further Findings of Fact and Conclusions of Law in these matters.

Based on the foregoing, and with the consent of the Respondent, IT IS
THEREFORE THE

ORDER OF DISCIPLINE

1. That Respondent Headen's LCAS and CCS credentials be simultaneously suspended for period of four (4) years.
 2. That Respondent sign a release allowing the Board to communicate with his Board-approved therapist and obtain any records pertinent to his assessment and treatment.
 3. That Respondent Headen continue in therapy no less than monthly for a period of no less than one (1) year until released by the Board-approved therapist who then shall provide a statement recommending that Respondent no longer poses a risk to the public if he resumes his professional substance abuse practice.
-

4. That upon Respondent's reinstatement and resumption of practice as an LCAS and/or CCS, he shall be supervised for no less than one (1) hour per month for a period of one year.

5. That Respondent shall complete twelve (12) hours of Board-approved ethics/supervision training in addition to the standard continuing education hours required for re-credentialing.

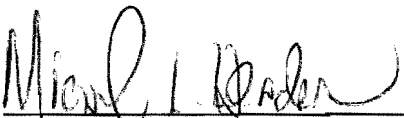
6. That Respondent shall resign any position with the Board wherein he serves as an employee or volunteer.

7. That the Respondent shall violate no rules adopted by the Board or any provision of the Practice Act.

This the 9th day of August, 2012.



Bert Bennett, Ph.D.
Ethics Chairperson
NCSAPPB



Michael L. Headen
Respondent