

NORTH CAROLINA
FORSYTH COUNTY

BEFORE THE NORTH CAROLINA
SUBSTANCE ABUSE PROFESSIONAL
PRACTICE BOARD

NORTH CAROLINA SUBSTANCE ABUSE)
PROFESSIONAL PRACTICE BOARD,)
Petitioner)
v.)
JENNIFER CORYELL FAIN,)
Respondent)

CONSENT ORDER
EC-539-19

THIS MATTER is before a Panel of the Ethics Committee ("the Panel") of the North Carolina Substance Abuse Professional Practice Board ("the Board"), pursuant to Chapter 150B of the North Carolina General Statutes; 21 N.C.A.C. 68.0600, and N.C. Gen. Stat. §90-113.44; with the consent of Respondent Jennifer Coryell Fain ("Fain"), in lieu of a formal hearing on issues raised in that ethics complaint filed against her in the form of a Consent Order entered in *N.C. Social Work Certification And Licensure Board v. Jennifer Coryell Fain*, Case No. 1003 (Ethics Complaint No. 539-19).

The Board, with the consent of Fain, makes the following **FINDINGS OF FACT**:

1. Petitioner North Carolina Substance Abuse Professional Practice Board ("the Board"), was established by G.S. 90-113.32, and is recognized as the registering, certifying, and licensing authority for substance abuse professionals described in the Practice Act. The Board was established to safeguard the public health, safety, and welfare, to protect the public from being harmed by unqualified persons, to assure the highest degree of professional care and conduct on the part of credentialed substance abuse professionals, to provide for the establishment of standards for the education of credentialed substance abuse professionals, and to ensure the availability of credentialed substance abuse professionals of high quality to persons in need of these services. The Board, under authority granted by the Practice Act regulates Board-credentialed persons offering substance abuse counseling services, substance abuse prevention services, or any other substance abuse services for which the Board may grant registration, certification or licensure.

2. Fain is a citizen and resident of Forsyth County, North Carolina; and is neither a minor nor an incompetent person.

3. On May 1, 2015, Fain was licensed as a Licensed Clinical Addictions Specialist (LCAS No. 3383).

4. On or about March 18, 2019, the Board received an ethics complaint in the form of a Consent Order entered by the N.C. Social Work Certification And Licensure Board ("the SW Board") in *N.C. Social Work Certification And Licensure Board v. Jennifer Coryell Fain*, Case No. 1003 ("the SW Consent Order").

5. The SW Consent Order addressed, among other things, Fain's alleged record keeping failures and pending Larceny charges against her in *State v. Jennifer Fain*, Surry County File No. 17 CR 701045 ("the Surry Case") and *State v. Jennifer Fain*, Alamance County File No. 18 CR 050887 ("the Alamance Case").

6. The facts and circumstances addressed in the SW Consent Order are grounds for discipline by this Board, up to and including permanent revocation of any certifications and licenses issued by the Board.

7. The Board believes that the discipline imposed in the SW Consent Order are adequate, and that it need impose no additional discipline so long as Fain complies with the terms of the SW Consent Order.

8. The parties have agreed, rather than proceed with a Contested Case with respect to the issues raised in the Complaint, to the informal resolution contained herein.

9. More specifically, the parties agree Fain shall comply with the terms of the SW Consent Order, and that, upon her failure to comply, additional discipline may be imposed by this Board.

BASED UPON THE FOREGOING FINDINGS OF FACT, THE BOARD CONCLUDES AS A MATTER OF LAW:

1. The Board has the power and authority to discipline on Fain, and the resolution contained herein is an appropriate resolution of this case.

2. Each party should bear its own costs incurred in connection with the Board's investigation.

WHEREFORE, based upon the foregoing FINDINGS OF FACT and CONCLUSIONS OF LAW, and with the consent of the parties, pursuant to the authority set forth in N.C.G.S. § 90-113.33, *et seq.*, it is hereby ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

1. Fain shall comply with the terms of the SW Consent Order.

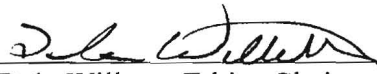
2. Should Fain breach her obligations under the terms of the SW Consent Order, and should the SW Board thereafter impose any additional discipline against Fain related to such breach, Fain's license as a Licensed Clinical Addictions Specialist shall be immediately suspended, pending a hearing, at the next quarterly meeting of the Board, concerning whether additional discipline should be imposed by the Board.

3. The "next quarterly meeting of the Board" shall mean the next quarterly meeting of the Board more than ten (10) days after the Board receives notice that the SW Board has imposed additional discipline.

4. Each party to this proceeding shall bear their own costs, and the Board shall bear its own costs of investigation.

This the 1st day of August, 2019.

NORTH CAROLINA SUBSTANCE ABUSE
PROFESSIONAL PRACTICE BOARD

By: 
Dale Willetts, Ethics Chair

STATEMENT OF CONSENT

I, Jennifer Coryell Fain, do hereby certify that I have read the foregoing Consent Order in its entirety, that I have consulted with counsel concerning the contents and effect of the same (or have had the opportunity to consult with counsel and have not done so), and that I voluntarily accept that there is a factual basis for the findings of fact set forth herein; and that those findings of fact are legally sufficient to support the findings, conclusions and discipline provided for therein, and that I assent to the terms of the Consent Order. I further express my understanding that the contents of this Consent Order shall become a part of my record with the Board, and are a public record under North Carolina law.

This the 29 day of July, 2019.

Jain LPSW LCAS
Jennifer Coryell Fain

Sworn to and subscribed before me
this the 29 day of July, 2019.

Ashley Cisco
Notary Public

My commission expires: 10-7-13

