

STATE OF NORTH CAROLINA

BEFORE THE NORTH CAROLINA
BOARD OF LICENSED
PROFESSIONAL COUNSELORS

IN THE MATTER OF:)
)
JOSEPH KORZELIUS, LPC)
Respondent.)
)
Case Number 1675)

CONSENT ORDER

THIS CAUSE, coming on to be heard and being heard before the North Carolina Board of Licensed Professional Counselors (“the Board”), at its meeting on January 26, 2018, pursuant to a Charge Letter issued by the Ethics Review Committee of the Board on September 15, 2017; and

IT APPEARING to the Board that the Respondent has stipulated to certain facts and to the entry of a Consent Order in conformity therewith;

IT IS HEREBY STIPULATED by the undersigned Respondent and the Board that:

1. Respondent was at all times relevant to this cause a Licensed Professional Counselor (LPC), and is subject to the Board’s jurisdiction pursuant to the North Carolina Licensed Professional Counselors Act, Chapter 90, Article 24 of the North Carolina General Statutes.
2. Respondent admits that on June 7, 2017, he pled guilty to Health Care Fraud, pursuant to 18 U.S.C. § 1347, which is a felony. As an LPC, Respondent was engaged in a scheme to defraud the North Carolina Medical Assistance Program of at least \$460,961.92, by submitting false and fraudulent claims alleging to have performed certain behavioral health services that were never performed. A sentencing date has not yet been set.
3. Respondent admits that the conduct described in Paragraph 2 above, constitutes violations of N.C. Gen. Stat. §§ 90-340(a)(1), (a)(4) & (a)(9) of the Licensed Professional Counselors Act, and Sections A.1.b. and C.6B. of the American Counseling Association Code of Ethics (2014).
4. The Board and Respondent wish to avoid the time and the costs associated with full litigation of this matter and, in lieu of any proceedings, enter into this Consent Order.
5. Respondent expressly waives notice of hearing, a hearing, the making of findings of fact and conclusions of law, and all further proceedings before the Board to which the Respondent may be entitled by law. Respondent further agrees that presentation of this Consent Order to the Board for approval shall not constitute improper ex parte communication between the Board and its counsel, or the Board and its staff, nor require the recusal of the members of the Board from consideration of

this matter before the full Board, should a hearing be required in this case.

6. Respondent forever releases the State of North Carolina, the North Carolina Board of Licensed Professional Counselors, and all its members, officials, agents, representatives and employees, both past and present, in their individual or official capacities from any and all liability, suits, claims, and causes of action, arising prior to or as a result of the execution of this Consent Order.

7. Respondent waives the right to seek judicial review or to otherwise challenge the validity of this Consent Order in any court. Respondent understands and agrees that this Consent Order shall be effective only after approval by the full Board and signature of its Chairperson.

8. This Consent Order contains the entire agreement between the undersigned, there being no agreement of any kind, verbal or otherwise, which varies, alters, or adds to this Consent Order.

Based upon the record and the foregoing stipulations and findings,

NOW, THEREFORE IT IS HEREBY ORDERED as follows:

I. The license of the undersigned Respondent is hereby REVOKED.

II. No later than November 1, 2017, Respondent shall cease to engage in any activities that meet the definition of the practice of counseling under N.C. Gen. Stat. § 90-330(a)(3), or falls under the prohibitions set forth in N.C. Gen. Stat. § 90-331.

III. No later than November 1, 2017, Respondent shall turn in his license to practice counseling in North Carolina to the Board. He shall mail his license to: Tammi Lee, Interim Administrator, North Carolina Board of Licensed Professional Counselors, Post Office Box 77819, Greensboro, North Carolina 27417.

IV. The failure of Respondent to abide by any provisions of this Consent Order shall result in further action by the Board, including seeking an injunction in Superior Court, in the discretion of the Board.

V. The Board shall maintain this Consent Order as a public record pursuant to N.C. Gen. Stat. §§132-1 and 90-340(f) and shall provide copies to the American Counseling Association and the National Board of Certified Counselors, and to other agencies or individuals, as required by law.

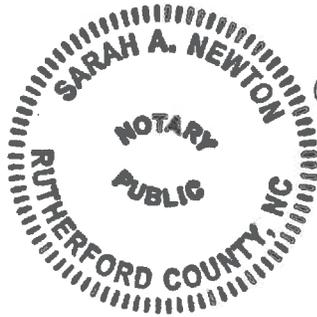
This the 26 day of ~~October~~^{Jan}, 2017.
January 2018

CONSENTED TO BY:

NORTH CAROLINA BOARD OF
LICENSED PROFESSIONAL COUNSELORS

BY: Wayne McJ 1/26/18
Board Chairperson date

Joseph Korzelius 12/19/17
Respondent date



this
2017.

Sworn to and subscribed before me
the 19th day of December,

Sarah A. Newton

(NOTARY PUBLIC)

My Commission Expires: July 26, 2019