

STATE OF NORTH CAROLINA

BEFORE THE NORTH CAROLINA
BOARD OF LICENSED
PROFESSIONAL COUNSELORS

IN THE MATTER OF:)
)
MELANIE ROGERS, LPC)
Respondent.)

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 May 29, 2014, pursuant to a Charge Letter issued by the Ethics Review Committee of the Board on February 24, 2014; 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 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 engaged in an inappropriate sexually intimate relationship with a client and then former client. Specifically, Respondent provided professional counseling services to client X, and while engaged in the counseling relationship, on or about September 2013, Respondent entered into a sexually intimate relationship with client X. Following the termination of counseling services, Respondent continued the sexually intimate relationship with client X.
3. Respondent admits that her conduct violates N.C. Gen. Stat. § 90-340 (a)(9) of the Licensed Professional Counselors Act and Sections A 5b and A 5c of the American Counseling Association Code of Ethics.
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,

NOW, THEREFORE IT IS HEREBY ORDERED as follows:

I. The license of the Respondent, Melanie Rogers, is hereby REVOKED effective upon signature of this Consent Order by the Board Chairperson.

II. Respondent may submit a new application for licensure to the Board after the passage one year from the date of the revocation of her license.

III. 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 fall under the prohibitions set forth in N.C. Gen. Stat. § 90-331.

IV. Respondent has turned in her license to practice counseling in North Carolina to the Board.

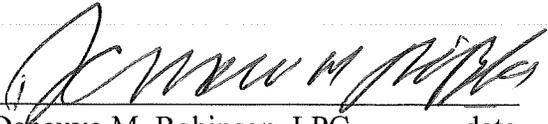
V. The failure of Respondent to abide by any provisions of this Consent Order, if proven true by a preponderance of the evidence following notice and an opportunity for hearing, shall result in the suspension, revocation, or other disciplinary action against Respondent's license, in the discretion of the Board.

VI. 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 29th day of May, 2014.

CONSENTED TO BY:

NORTH CAROLINA BOARD OF
LICENSED PROFESSIONAL COUNSELORS

BY:  5/29/14 Melanie Rogers 4-2-2014
Dehauvo M. Robinson, LPC date Melanie Rogers date
Chairperson Respondent

 4/4/2014
Veronica Bayo Clifford date
Clifford Law Group
Attorney for Respondent