

STATE OF NORTH CAROLINA

BEFORE THE NORTH CAROLINA
BOARD OF LICENSED
PROFESSIONAL COUNSELORS

IN THE MATTER OF:

Samuel Walker,
Respondent

)
)
)

FINAL DECISION

The North Carolina Board of Licensed Professional Counselors ("Board") reviewed this cause on March 3, 2006. The Board deliberated and reviewed the investigative report filed in this matter, and statements and documents submitted by the complainant in this case in executive session, during which deliberations it made the following Findings of Fact and Conclusions of Law:

FINDINGS OF FACT

The Board finds, by a preponderance of the evidence, that the following facts are true:

1. Respondent is a licensed LPC, having been duly licensed by this Board in 1994. License number is 892. On May 4, 2005, The Board sent a letter to Respondent in care of his attorney, George Franks, charging violations of the Code of Ethics adopted by the Board. Said letter is incorporated by reference as if fully set forth herein.
2. Respondent had 30 days within which to file a response or request a hearing. Respondent filed no response and did not request a hearing.
3. Respondent was treating Mr. R. Respondent did an assessment on Mr. R. Mr. R then terminated his treatment with Respondent and went to another treatment provider, C.C. who is also licensed as an LPC
4. Mr. R. signed a consent form authorizing Respondent to send the evaluation to C.C. for the purpose of coordinating care and treatment.
5. Respondent refused to release his records to C.C. or the client, citing as grounds that Mr. R. still owed him money. Respondent then contended that C.C., in spite of being a Licensed Professional Counselor, was not a competent professional and refused to release the records and data to her on that basis.
6. Respondent attended a public meeting of a professional organization on October 20, 2001. During that meeting, in front of witnesses of other professionals, Respondent described C.C. and W.D. (another LPC) as unethical, and unqualified.

CONCLUSIONS OF LAW

1. The Respondent's conduct constitutes a violation of G.S. §90-340(8), as well as §§ A.1.a, A.3.b, A.10.a, B.4.d, and C.6.a, b and c. of Code of Ethics and Standards of Practice of the American Counseling Association.

NOW, THEREFORE, THE NORTH CAROLINA BOARD OF LICENSED PROFESSIONAL COUNSELORS ORDERS:

1. The license of Respondent, Samuel Walker, is hereby revoked. Respondent will return said license to the North Carolina Board of Licensed Professional Counselors forthwith.

APPEAL

Pursuant to G.S. § 150B-45, any party wishing to appeal the Board's decision may commence such an appeal by filing a Petition for Judicial Review in the Superior Court of Wake County or in the Superior Court of the county in which the party resides. The party seeking review must file the petition within 30 days after being served with a written copy of the Board's Final Decision. Pursuant to G.S. § 150B-47, the Board is required to file the official record in the contested case within 30 days of receipt of the Petition for Judicial Review. Consequently, a copy of the Petition must be sent to the Board at the time the appeal is initiated in order to insure timely filing of the record.

This the 12 day of May, 2006.

NORTH CAROLINA BOARD OF
LICENSED PROFESSIONAL COUNSELORS

BY: Pat Nystrom Chair
Pat Nystrom
CHAIR

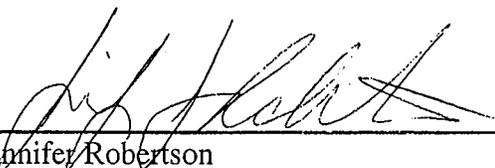
CERTIFICATE OF SERVICE

I, Jennifer Robertson, hereby certify that the foregoing Final Agency Decision was this day served upon the Petitioner by depositing a copy of same in the United States Mail, certified mail, return receipt requested, as follows:

Mr. Samuel Walker
Clinical and Forensic Associates, P.C
733 15th St. NW, Ste 1037
Washington, DC 20005

Mr. George Franks, P.A.
115 S. Cool Spring Street
Fayetteville, NC 28301

This the 12 day of May, 2006.



Jennifer Robertson
NCBLPC Administrator