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BEFORE THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING
OF THE DEPARTMENT OF COMMERCE
OF THE STATE OF UTAH

IN THE MATTER OF THE LICENSE OF)	STIPULATION AND ORDER
ANDREA L. MORRIS)	SUPERSEDING AND VACATING
TO PRACTICE AS A LICENED)	PRIOR STIPULATION AND
CLINICAL SOCIAL WORKER)	ORDER
IN THE STATE OF UTAH)	
)	CASE NO. DOPL 2009- 377

ANDREA L. MORRIS (“Respondent”) and the **DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING** of the Department of Commerce of the State of Utah (“Division”) stipulate and agree as follows:

1. Respondent admits the jurisdiction of the Division over Respondent and over the subject matter of this action.
2. Respondent acknowledges that Respondent enters into this Stipulation knowingly and voluntarily.

3. Respondent understands that Respondent has the right to be represented by counsel in this matter and Respondent's signature below signifies that Respondent has either consulted with an attorney or Respondent waives Respondent's right to counsel in this matter.

4. Respondent understands that Respondent is entitled to a hearing before the State of Utah's Social Worker Licensing Board ("Board"), or other Division Presiding Officer, at which time Respondent may present evidence on Respondent's own behalf, call witnesses, and confront adverse witnesses. Respondent understands that by signing this document Respondent hereby waives the right to a hearing, the right to present evidence on Respondent's own behalf, the right to call witnesses, the right to confront adverse witnesses, and any other rights to which Respondent may be entitled in connection with said hearing. Respondent understands that by signing this document Respondent hereby knowingly and intelligently waives the right to all administrative and judicial review as set forth in §§ 63G-4-301 through 63G-4-405, and Utah Administrative Code R151-46b-12 through R151-46b-15. Respondent and the Division hereby express their intent that this matter be resolved expeditiously through stipulation as contemplated in Utah Code Ann. § 63G-4-102(4).

5. Respondent waives the right to the issuance of a Petition and a Notice of Agency Action in this matter.

6. Respondent acknowledges that this Stipulation and Order, if adopted by the Director of the Division, will be classified as a public document. The Division may release this Stipulation and Order, and will release other information about this disciplinary action against Respondent, to other persons and entities.

7. Respondent admits the following facts are true:
- a. Respondent was first licensed as a licensed clinical social worker in the State of Utah on or about April 28, 2008.
 - b. In about November 2008 Respondent conducted the initial clinical evaluation and mental health diagnosis for Jane Doe, a patient at a Utah hospital where Respondent was employed.
 - c. Between about November 2008 and October 2009 Respondent was Jane Doe's primary counselor during Jane Doe's residential and outpatient treatment. Jane Doe eventually transferred to another mental health therapist.
 - d. Between about November 2008 and October 2009, while providing mental health therapy to Jane Doe, Respondent, on multiple occasions, engaged in an inappropriate dual relationship with Jane Doe by perpetrating the following boundary violations:
 - (i) Respondent transported Jane Doe in Respondent's own vehicle;
 - (ii) Respondent brought Jane Doe and her son to family outing with Respondent's family at a fair;
 - (iii) Jane Doe attended the birthday party of Respondent's daughter at Respondent's home;
 - (iv) Respondent gave Jane Doe personal items and clothing belonging to Respondent;
 - (v) Respondent loaned Jane Doe Respondent's personal webcam;
 - (vi) Respondent assumed the role of Jane Doe's case manager, which involved contact outside the clinical setting, including taking Jane Doe apartment hunting.
 - e. Respondent took a personal interest in Jane Doe when Jane Doe was experiencing a medical crisis during the time Respondent was treating Jane Doe. Respondent felt guilt and responsibility even though Respondent knew that Respondent was not responsible in any way.
 - f. Respondent failed to consult with any colleague regarding her dual relationship with Jane Doe.

- g. On or about October 13, 2009 Respondent voluntarily entered into a Stipulation and Order in DOPL Case No. 2009-312, which is incorporated by reference and attached as Exhibit 1, whereby Respondent admitted to the facts described above, and Respondent's license was placed on probation, subject to terms and conditions, for a period of one year.
- h. Respondent subsequently learned that the disciplinary sanction set forth in Exhibit 1 will result in Respondent's termination from her employment at the Veterans' Administration Hospital in Salt Lake City, and may affect her security clearance with the military where Respondent has served 19 years.
- i. Respondent desires to vacate the prior Stipulation and Order in DOPL Case No. 2009-312 and enter into this superseding Stipulation and Order whereby Respondent's license will be publicly reprimanded for the conduct described above.
- j. Respondent understands that the Division has been informed by Dr. Scott Hill, of the Veterans' Administration Hospital in Salt Lake City, that if Respondent enters into this agreement, Respondent continued employment with the Veterans Administration Hospital or with any federal entity is not guaranteed or assured. Respondent understands that the Division was informed by Dr. Scott Hill that Respondent's continued employment with the Veterans Administration Hospital would be reviewed by administratively and by the Credentialing and Privileges Board, and that Respondent's employment may be terminated or otherwise adversely affected by entering into this agreement. Respondent understands and accepts that the Division makes no assurance or guarantee of any kind that Respondent's employment will not be adversely affected by entering into this agreement.

8. Respondent admits that Respondent's conduct described above is unprofessional conduct as defined in Utah Code Ann. § 58-1-501(2)(a) and (b); Utah Administrative Code R156-60a-502 (9), (10), and (24) and Section 1.06, and 2.05 of the Code of Ethics of the National Association of Social Workers (NASW), and that said conduct justifies disciplinary action against Respondent's license pursuant to Utah Code Ann. § 58-1-401(2)(a). Respondent agrees that an Order, which constitutes disciplinary action against Respondent's license by the

Division pursuant to Utah Administrative Code R156-1-102(7) and Utah Code Ann. § 58-1-401(2), shall be entered in this matter as follows:

- (1) Respondent's license shall be publicly reprimanded for the conduct described above.
- (2) The Stipulation and Order in DOPL Case No. 2009-~~182~~³¹² signed by Respondent on or about October 13, 2009 and which became effective on October 14, 2009, is hereby vacated and superseded by this Stipulation and Order.

9. This Stipulation and Order, upon approval by the Director of the Division, shall be the final compromise and settlement of this non-criminal administrative matter. Respondent acknowledges that the Director is not required to accept the terms of this Stipulation and Order and that if the Director does not do so, this Stipulation and the representations contained therein shall be null and void, except that the Division and Respondent waive any claim of bias or prejudice they might otherwise have with regard to the Director by virtue of the Director having reviewed this Stipulation, and this waiver shall survive such nullification.

10. Respondent agrees to abide by and comply with all applicable federal and state laws, regulations, rules and orders related to the Respondent's licensed practice.

11. This document constitutes the entire agreement between the parties and supersedes and cancels any and all prior negotiations, representations, understandings or agreements between the parties regarding the subject of this Stipulation and Order. There are no verbal agreements that modify, interpret, construe or affect this Stipulation.

12. The accompanying Order becomes effective immediately upon the approval of this Stipulation and signing of the Order by the Division Director.

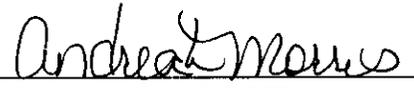
13. Respondent has read each and every paragraph contained in this Stipulation and

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Order. Respondent understands each and every paragraph contained in this Stipulation and Order. Respondent has no questions about any paragraph or provision contained in this Stipulation and Order.

DIVISION OF OCCUPATIONAL &
PROFESSIONAL LICENSING

RESPONDENT

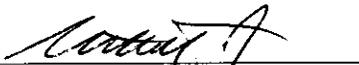
BY: 
RICHARD J. OBORN
Bureau Manager

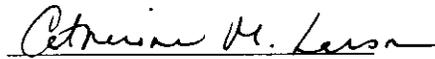
BY: 
ANDREA L. MORRIS

DATE: 12/1/09

DATE: 12-1-09

MARK L. SHURTLEFF
ATTORNEY GENERAL

BY: 
L. MITCHELL JONES
Counsel for the Division

BY: 
CATHERINE M. LARSON
Counsel for Respondent

DATE: 1 Dec 2009

DATE: 12-1-09

ORDER

THE ABOVE STIPULATION, in the matter of **ANDREA L. MORRIS**, is hereby approved by the Division of Occupational and Professional Licensing, and constitutes my Findings of Fact and Conclusions of Law in this matter. The issuance of this Order is disciplinary action pursuant to Utah Administrative Code R156-1-102(7) and Utah Code Ann. § 58-1-401(2). The terms and conditions of the Stipulation are incorporated herein and constitute my final Order in this case.

DATED this 2 day of December, 2009.

DIVISION OF OCCUPATIONAL AND
PROFESSIONAL LICENSING



MARK B. STEINAGEL
Director

Investigator: Dee Thorell