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

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IN THE MATTER OF THE LICENSE OF	)	<b>STIPULATION AND ORDER</b>
<b>BLAKE C. HUNSAKER</b>	)	<b>FOR PUBLIC REPRIMAND</b>
TO PRACTICE AS A CLINICAL	)	
MENTAL HEALTH COUNSELOR	)	<b>CASE NO. DOPL 2013-3</b>
IN THE STATE OF UTAH	)	

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**BLAKE C. HUNSAKER** (“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 consulted

with his attorney, Harold L. Reiser, Parsons Kinghorn Harris PC, and is satisfied with his attorney's advice

4. Respondent understands that Respondent is entitled to a hearing before the State of Utah's Clinical Mental Health Counselor 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 Utah Code Ann §§ 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-4102(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 and may be released to other persons and entities

7 Respondent admits the following facts are true

- a Respondent was first licensed as a professional counselor in the State of Utah on or about May 20, 2008
- b On or about August 27, 2010 Respondent was terminated from his position for cause at a county mental health facility Respondent's employer had created a written corrective action plan for Respondent on or about November 13, 2009 which noted Respondent's frequent

tardiness, inaccurate or late documentation, and resisting and failing to follow feedback given by supervisors. Respondent's employer provided corrective action by providing more intensive supervision, but the employer felt Respondent continued to repeat the behavior and provided substandard clinical care

- c In a letter dated August 11, 2010 addressed to Respondent, Respondent's employer noted that Respondent demonstrated a lack of clinical insight by refusing to acknowledge the agency's concerns on how his personal life impacts his professional responsibility to the agency's clients and more specifically, the population Respondent serves.
- d Respondent's employer further noted in the August 11, 2010 letter that Respondent failed to be alert to the signs of impairment from physical, mental, or emotional problems and that he failed to refrain from offering or providing professional services when such an impairment is likely to harm a client or others.
- e Respondent's employer terminated his employment because the employer felt Respondent could not provide adequate care to a vulnerable client population of court probationer drug offenders.

8. Respondent admits that Respondent's conduct described above is unprofessional conduct as defined in Utah Code Ann. § 58-1-501(2)(b), Utah Admin Code R156-60c-502(19), and Principles A 1.b., C.1., and C.2.g of the Code of Ethics of the American Counseling Association; and 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(6) and Utah Code Ann § 58-1-401(2), shall be entered in this matter providing that Respondent's license shall be publicly reprimanded

9. This Stipulation and Order, upon approval by the Division Director, 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 the Respondent waive any claim of bias or

prejudgment Respondent might have with regard to the Director by virtue of his 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

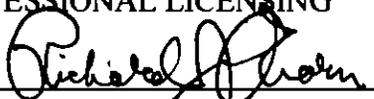
11. This document constitutes the entire agreement between the parties and supersedes and cancels any and all prior negotiations, representations, understandings or agreements between the parties regarding the subject of this Stipulation and Order. There are no verbal agreements that modify, interpret,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

12 The terms and conditions of this Stipulation and Order become effective immediately upon the approval of this Stipulation and signing of the Order by the Division Director. Respondent must comply with all the terms and conditions of this Stipulation immediately following the Division Director's signing of the Order page of this Stipulation and Order. Respondent shall complete all the terms and conditions contained in the Stipulation and Order in a timely manner. If a time period for completion of a term or condition is not specifically set forth in the Stipulation and Order, Respondent agrees that the time period for completion of that term or condition shall be set by the Board. Failure to complete a term or condition in a timely manner shall constitute a violation of the Stipulation and Order and may subject Respondent to revocation or other sanctions.

13. If Respondent violates any term or condition of this Stipulation and Order, the Division may take action against Respondent, including imposing appropriate sanction, in the manner provided by law. Such sanction may include revocation or suspension of Respondent's license, or other appropriate sanction.

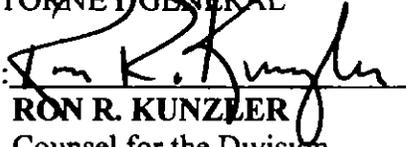
14. Respondent has read each and every paragraph contained in this Stipulation and Order. Respondent understands each and every paragraph contained in this Stipulation and Order. Respondent has no questions about any paragraph or provision contained in this Stipulation and Order.

DIVISION OF OCCUPATIONAL &  
PROFESSIONAL LICENSING

BY   
RICHARD J. OBORN  
Bureau Manager

DATE: 1/3/2013

MARK L. SHURTLEFF  
ATTORNEY GENERAL

BY:   
RON R. KUNZLER  
Counsel for the Division

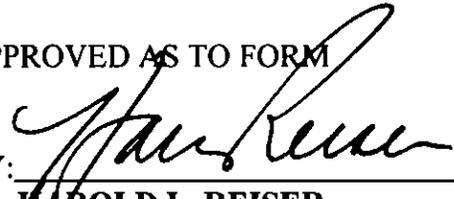
DATE: 1/3/2013

RESPONDENT

BY:   
BLAKE C. HUNSAKER

DATE: 12/27/2012

APPROVED AS TO FORM

BY:   
HAROLD L. REISER  
PARSONS KINGHORN HARRIS PC  
Counsel for the Respondent

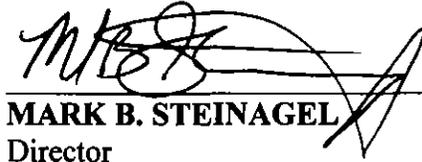
DATE 12/27/2012

**ORDER**

THE ABOVE STIPULATION, in the matter of **BLAKE C. HUNSAKER**, 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 license of **BLAKE C. HUNSAKER** is hereby publicly reprimanded. The issuance of this Order is disciplinary action pursuant to Utah Administrative Code R156-1-102(6) 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 3<sup>rd</sup> day of January, 2013

DIVISION OF OCCUPATIONAL AND  
PROFESSIONAL LICENSING

  
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**MARK B. STEINAGEL**  
Director