286-8285

BEFORE THE NEW MEXICO BOARD OF SOCIAL WORK EXAMINERS IN THE MATTER OF:

JULIANNE WARRINGTON, LISW,

Respondent.

Case No.: SW-11-05-04

SETTLEMENT AGREEMENT

WHEREAS, a member of the New Mexico Board of Social Work Examiners' ("Board") Complaint Committee submitted a complaint to the Board alleging that Julianne Warrington, LISW ("Respondent") committee wrongdoing in her filing of a complaint with the Board against another social worket; and

WHEREAS, the Board found sufficient reason to vote to issue a Notice of Contemplated Action ("NCA") against Respondent; and

WHEREAS, the NCA issued in this matter concerned violations of the Social Work: Practice Act, NMSA 1978, Sections 61-31-1 to -25, and the Rules of the Board, 16.4.1 NMAC (09/08/1996, as amended through 06/01/2009); and

WHEREAS, Respondent recognizes the seriousness of the Board's complaint and disciplinary processes, and recognizes the ethical and professional obligations set forth in the Social Work Practice Act and the Rules of the Board; and

WHEREAS, the parties wish to resolve these matters in an amicable fashion without the need for a formal hearing and the time and expense involved in such a hearing.

NOW, THEREFORE, THE PARTIES STIPULATE AND AGREE AS FOLLOWS:

1. Jurisdiction. Respondent is licensed under the Social Work Practice Act and is

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therefore subject to the jurisdiction of the Board. The Board has jurisdiction over Respondent and the subject matter of this action.

2. Waivers.

- a. Respondent enters into this Settlement Agreement and knowingly, intentionally, and voluntarily waives her right to a hearing and appeal provided by the *New Mexico Uniform Licensing Act*, NMSA 1978, Sections 61-1-1 to -31. This waiver includes, without limitation, Respondent's right to a full evidentiary hearing on the charges in the NCA, her right to confront and cross-examine witnesses, and her right to appeal any decision of the Board following such a hearing.
- Respondent knowingly, intentionally, and voluntarily waives all rights to have this matter heard within the timeframe set by the Uniform Licensing Aut so that the Board may review and take action regarding this Settlement Agreement.

3. Action. To resolve this matter, and if the Board accepts this Agreement, Respondent agrees to submit to the following corrective and administrative action:

a. Respondent shall pay a two-hundred-fifty dollar (\$250) fine to the Board within thirty (30) calendar days of the Board's acceptance of this Agreement in an open public meeting; and

b. As corrective action, Respondent shall successfully complete six credit hours of continuing education in Ethics within one-hundred and twenty (120) calendar days of the Board's acceptance of this Agreement in an open public meeting. The course comprising these hours must be approved by the

Julianne Warrington, LISW – Case No. SW-11-05-04 Settlement Agreement Page 2 of 5 Chairperson of the Board. Respondent shall submit proof of completion of the course to the Board's Compliance Liaison within thirty (30) days after she completes the course. Any course that is completed pursuant to this Agreement will not count toward Respondent's continuing education requirements for licensure.

4. Public Records. The Complaint, Notice of Contemplated Action, and this Agreement in this action are public records within the meaning of the Inspection of Public Records Act, NMSA 1978, § 14-2-6(E) (2011).

5. Reporting. The allegations underlying this action do not relate to the licensure, certification, registration, or other authorization to provide health care services, or to a certification agreement or contract for participation in a government health care program. In particular, this action concerns cooperation with and the proper use of the Board's complaint process. There are no allegations in this action of any wrongdoing or negligence related to patient care. In addition, the actions taken under this settlement do not constitute disciplinary action, but rather corrective action and an administrative fine reflecting the costs of this proceeding. Therefore, this action will not be reported to the National Practitioners' Data Bank (NPDB) or the National Association of Social Workers (NASW).

6. Contingent on Board Approval. This Agreement is subject to approval by the Board. If this agreement is rejected by the Board, this matter will be considered at a heating on the merits at the time, date, and place noticed by the Board. If the Board rejects this Agreement, the terms of this Agreement shall not be used against Respondent in any future heating before the Board.

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7. Compliance. Respondent understands and acknowledges that any violation(s) by Respondent of this Settlement Agreement may result in the filing of an Order to Show Cause as to why the Board should not find Respondent in violation of the Agreement and impose any lawful sanction including other disciplinary action as described in the Uniform Licensing Act. Respondent further agrees that if she does not successfully comply with the terms and conditions of this Agreement, including by timely obtaining and submitting verification of the required continuing education and by paying a \$250 administrative fine, the Board may resume formal proceedings against Respondent, including a hearing on the merits that shall be

considered timely under the Uniform Licensing Act.

8. Full and Complete Settlement. The Board agrees that—subject to the compliance provisions contained in paragraph 7—the resolution of this case is a settlement in full and final satisfaction of case number SW-11-05-04, and it resolves all matters raised by the complaint and the corresponding NCA in this action.

 No Admission. By agreement of the parties, no admission of wrongdoing on the part of Respondent is implied nor should be inferred by this agreement.

Date

Julianne Warrington, LISW, Respondent

1. 2050

Chairperson, New Mexico Board of Social Work Examiners

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BEFORE THE NEW MEXICO BOARD OF SOCIAL WORK EXAMINERS

IN THE MATTER OF:

JULIANNE WARRINGTON, LISW,

Respondent.

Case No.: SW-11-05-04

ORDER

This matter having come before the New Mexico Board of Social Work Examiners upon

request of the parties for consideration of the foregoing Settlement Agreement and with a

quorum present and voting in the affirmative, the foregoing Settlement Agreement is:

M Accepted

[] Rejected

wille: 205W

Date: 100000 4 2017

Chairperson, New Mexico Board of Social Work Examiners

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