

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF REGULATION AND LICENSING

IN THE MATTER OF :
DISCIPLINARY PROCEEDINGS AGAINST : FINAL DECISION AND ORDER
:
JODIE L. HUSE, : LS0906084RSA
RESPONDENT. :

Division of Enforcement Case # 08 RSA 038

The parties to this action for the purposes of Wis. Stat. § 227.53 are:

Jodie L. Huse
121 S. Plum Street
Fall Creek, WI 54742

Division of Enforcement
Department of Regulation and Licensing
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

Department of Regulation & Licensing
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-89 35

PROCEDURAL HISTORY

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Secretary of the Department of Regulation and Licensing. The Secretary has reviewed the attached Stipulation and considers it acceptable.

Accordingly, the Secretary adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Jodie L. Huse (DOB 10/23/1972) has an expired Wisconsin substance abuse counselor-in-training certificate (#15350-130). This certificate was first granted on December 5, 2006, and expired in February 28, 2009. Pursuant to Wis. Stat. § 440.08, Respondent can renew her certificate upon payment of a fee by February 28, 2014.
2. Respondent's most recent address on file with the Department of Regulation and Licensing is 121 S. Plum Street, Fall Creek, Wisconsin 54742.
3. Beginning in June 2007, Respondent was employed by ATTIC Correctional Services. She was hired to provide substance abuse services at Flambeau Correctional Center. In so doing, she provided counseling services to Client KW.
4. On or about February 22, 2008, Respondent resigned her position with ATTIC Correctional Services.
5. On or about February 27, 2008, Client KW was released from prison. As part of his parole, a residence check was

done on Client KW in June 2008 and it was found that he was living with Respondent.

6. On or about February 13, 2009, Respondent married Client KW. On March 23, 2009, she gave birth to KW's baby.

CONCLUSIONS OF LAW

1. The Secretary of the Wisconsin Department of Regulation and Licensing has jurisdiction to act in this matter, pursuant to Wis. Stat. § 440.88(6), and is authorized to enter into the attached Stipulation and Order, pursuant to Wis. Stat. § 227.44(5).

2. The conduct described in paragraph(s) 3-6, above, constitutes a violation of Wis. Admin. Code § RL 164.01(2)(m), and subjects Respondent to discipline pursuant to Wis. Stat. § 440.88(6).

ORDER

IT IS ORDERED:

1. The stipulation of the parties is approved.

2. The secretary accepts the surrender of the right of Jodie L. Huse to renew her substance abuse counselor-in-training certificate pursuant to Wis. Stat. § 440.08. In the event that Respondent attempts to renew her Wisconsin credential in the future, the Board will enter an order denying such application without further notice or hearing.

3. This Order shall become effective upon the date of its signing.

Department of Regulation and Licensing

By: Celia Jackson, Secretary

6/8/09

STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF REGULATION AND LICENSING

IN THE MATTER OF :
DISCIPLINARY PROCEEDINGS AGAINST : STIPULATION
:
JODIE L. HUSE, : LS# _____
RESPONDENT. :

Division of Enforcement Case # 08 RSA 038

Jodie L. Huse, personally on her own behalf; and Jeanette Lytle, attorney for the Department of Regulation and Licensing, Division of Enforcement, stipulate:

1. This Stipulation is entered into as a result of a pending investigation of Respondent's substance abuse counselor-in-training certificate by the Division of Enforcement (case # 08 RSA 038). Respondent consents to the resolution of this investigation by stipulation.
2. Respondent understands that by signing this Stipulation she voluntarily and knowingly waives her rights, including: the right to a hearing on the allegations against her, at which time the state has the burden of proving those allegations by a preponderance of the evidence; the right to confront and cross-examine the witnesses against her; the right to call witnesses on her behalf and to compel their attendance by subpoena; the right to testify herself; the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision; the right to petition for rehearing; and all other applicable rights afforded to her under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and any other provisions of state or federal law.
3. Respondent has been provided an opportunity to obtain the advice of legal counsel prior to signing this stipulation.
4. Respondent agrees to voluntarily surrender her right to renew her substance abuse counselor-in-training certificate in the State of Wisconsin. Respondent agrees that she will not reapply for Wisconsin licensure as a substance abuse counselor at any time in the future. In the event that Respondent does in fact apply for Wisconsin licensure as a substance abuse counselor, the Board may deny that application based upon this stipulation, without further notice or hearing, and Respondent hereby expressly waives all rights to a hearing on any such denial or limitation.
5. Respondent agrees to the adoption of the attached Final Decision and Order by the Secretary of the Department of Regulation and Licensing. The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Secretary's order, if adopted in the form as attached.
6. If the terms of this Stipulation are not acceptable to the Secretary, the parties shall not be bound by the contents of this Stipulation, and the matter shall be returned to the Division of Enforcement for further proceedings. In the event that this Stipulation is not accepted by the Secretary, the parties agree not to contend that the Secretary has been prejudiced or biased in any manner by consideration of this attempted resolution.
7. The parties to this Stipulation agree that the attorney or other agent for the Division of Enforcement may appear before the Secretary, without the presence of the Respondent or her attorney, for purposes of speaking in support of this agreement and answering questions that the Secretary may have in connection with the Secretary's deliberations on the Stipulation.
8. Respondent is informed that should the Secretary adopt this Stipulation, the Secretary's final decision and order is a public record and will be published in accordance with standard Department procedure.
9. The Division of Enforcement joins Respondent in recommending the Secretary adopt this Stipulation and issue the

attached Final Decision and Order.

Jodie L. Huse, Respondent
121 S. Plum Street
Fall Creek, WI 54742

Date

Jeanette Lytle, Attorney
State Bar Member #1023091
Division of Enforcement
Wisconsin Department of Regulation and Licensing
P.O. Box 8935
Madison, WI 53708-8935

Date