

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



### Wisconsin Department of Safety and Professional Services Access to the Public Records of the Reports of Decisions

This Reports of Decisions document was retrieved from the Wisconsin Department of Department of Safety and Professional Services website. These records are open to public view under Wisconsin's Open Records law, sections 19.31-19.39 Wisconsin Statutes.

#### Please read this agreement prior to viewing the Decision:

- The Reports of Decisions is designed to contain copies of all orders issued by credentialing authorities within the Department of Safety and Professional Services from November, 1998 to the present. In addition, many but not all orders for the time period between 1977 and November, 1998 are posted. Not all orders issued by a credentialing authority constitute a formal disciplinary action.
- Reports of Decisions contains information as it exists at a specific point in time in the Department of Safety and Professional Services data base. Because this data base changes constantly, the Department is not responsible for subsequent entries that update, correct or delete data. The Department is not responsible for notifying prior requesters of updates, modifications, corrections or deletions. All users have the responsibility to determine whether information obtained from this site is still accurate, current and complete.
- There may be discrepancies between the online copies and the original document. Original documents should be consulted as the definitive representation of the order's content. Copies of original orders may be obtained by mailing requests to the Department of Safety and Professional Services, PO Box 8935, Madison, WI 53708-8935. The Department charges copying fees. *All requests must cite the case number, the date of the order, and respondent's name as it appears on the order.*
- Reported decisions may have an appeal pending, and discipline may be stayed during the appeal. Information about the current status of a credential issued by the Department of Safety and Professional Services is shown on the Department's Web Site under "License Lookup."  
The status of an appeal may be found on court access websites at:  
<http://ccap.courts.state.wi.us/InternetCourtAccess> and <http://www.courts.state.wi.us/wscqa>.
- Records not open to public inspection by statute are not contained on this website.

**By viewing this document, you have read the above and agree to the use of the Reports of Decisions subject to the above terms, and that you understand the limitations of this on-line database.**

**Correcting information on the DSPS website:** An individual who believes that information on the website is inaccurate may contact the webmaster at [web@drl.state.wi.gov](mailto:web@drl.state.wi.gov)

STATE OF WISCONSIN  
BEFORE THE SOCIAL WORKERS SECTION  
MARRIAGE AND FAMILY THERAPY, PROFESSIONAL COUNSELING  
AND SOCIAL WORK EXAMINING BOARD

---

IN THE MATTER OF THE DISCIPLINARY :  
PROCEEDINGS AGAINST :  
 : FINAL DECISION AND ORDER  
LAWRENCE KANE, III, L.C.S.W. : DHA case SPS 10-0101 and  
RESPONDENT. : DHA case SPS 11-0064  
 : *ORDER 0001013*

---

Division of Enforcement Case No. 07SOC034, 08SOC013, 08SOC037, 08SOC 051, 09SOC011,  
09SOC014, 09SOC020, 09SOC032, 09SOC033, 09SOC040, 09SOC048, 09SOC066, 10SOC015,  
11SOC009, 11SOC047

The parties to this proceeding for purposes of Wis. Stat. 227.53 are:

Lawrence Kane, III, L.C.S.W.  
7170 N. Port Washington Road  
Glendale WI 53217

Division of Enforcement  
Department of Safety and Professional Services  
P.O. Box 8935  
Madison WI 53708

Social Workers Section  
Department of Safety and Professional Services  
P.O. Box 8935  
Madison WI 53708

### **Procedural History**

The Division of Enforcement filed the complaint that became DHA case SPS 10-0102 on December 23, 2010, and the complaint that became DHA case SPS 11-0065 on July 29, 2011. Administrative Law Judge Amanda Tollefsen was assigned to both cases. Respondent Lawrence Kane, by attorney Richard Lewandowski and Whyte Hirschboeck Dudek, timely filed Answers in both matters. Prehearing conferences were held, and the matters were set for hearing on October 3, 4, and 5, 2011. The parties reached a resolution, and presented it to the Section for its consideration. The Section considers the resolution acceptable, and makes the following:

## **Findings of Fact**

1. Lawrence Kane, III, L.C.S.W., Respondent, date of birth August 16, 1956, is licensed as a Licensed Clinical Social Worker pursuant to license number 3138-123, which was first granted on December 19, 1994.

2. Respondent's last address reported to the Department of Safety and Professional Services is 7170 N. Port Washington Road, Glendale, WI. 53217.

3. Since at least 2000, Respondent has been the owner and director of Wisconsin Community Mental Health Counseling Centers, Inc. (WCMHCC), an entity that provides outpatient mental health services at several locations in Wisconsin.

4. The formal disciplinary complaint against Respondent alleges that he

- engaged in false advertising,
- permitted an unlicensed person to practice psychotherapy,
- engaged in misleading business and billing practices to the detriment of his patients;
- intentionally violated patient confidences;
- failed to comply with State regulations governing the operation of private psychotherapy practices;
- engaged in the negligent practice of psychotherapy by conducting sessions in public places and while simultaneously engaged in personal errands; and
- engaged in non-sexual prohibited dual relationships with patients.

5. Respondent denies that any of his conduct violated any of the standards or rules governing the practice of a social worker but has decided to retire from practice, and in order to avoid the expense, delays and uncertainties of an administrative hearing, has agreed to resign his license.

## **Conclusions of Law**

1. The Social Workers Section of the Marriage and Family Therapy, Professional Counseling and Social Work Examining Board has jurisdiction in this matter pursuant to Wis. Stat. § 457.26.

2. Respondent's conduct as alleged in the formal complaint violated Wis. Admin. Code § MPSW 20.02 and is subject to discipline pursuant to Wis. Stat. § 457.26(2)(f).

**Order**

Now, therefore, it is ORDERED that

1. The Social Workers Section of the Marriage and Family Therapy, Professional Counseling and Social Work Examining Board accepts the resignation and surrender of Respondent's license, together with all rights to reinstatement.
2. Within 90 days of the date of this Order, Respondent shall pay costs of the proceeding in the amount of \$1075.00 (One thousand seventy-five dollars).
3. This Order is effective on the date of its signing.

Social Workers Section  
Marriage and Family Therapy, Professional Counseling and Social Work Examining Board

George J. Kamps  
A Member of the Section

12/12/11  
Date