

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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

IN THE MATTER OF DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	
	:	FINAL DECISION AND ORDER
JEFFRY L. MILLER,	:	
RESPONDENT.	:	ORDER 000192 ⁴

[Division of Enforcement Case #10 CPC 032]

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

Jeffry L. Miller
218 Chateau Drive
Cottage Grove, WI 53527

Division of Enforcement
Department of Safety and Professional Services
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

Professional Counselor Section
Marriage and Family Therapy, Professional Counseling
And Social Work Examining Board
Department of Safety and Professional Services
P.O. Box 8935
Madison, WI 53708

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 Professional Counselor Section of the Marriage and Family Therapy, Professional Counseling and Social Work Examining Board (Section). The Section has reviewed this Stipulation and considers it acceptable.

Accordingly, the Section in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Jeffry L. Miller ("Respondent") was born on March 10, 1956 and is licensed as a Professional Counselor in the State of Wisconsin (license #713-125). This license was first granted on September 24, 1993. This license expired on February 28, 2011 and has not been renewed. Pursuant to Wis. Stat. § 440.08(3), Respondent retains the right to renew his license upon payment of a fee until February 28, 2016.

2. Respondent's most recent address on file with the Professional Counselor Section of the Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board is 218 Chateau Drive, Cottage Grove, Wisconsin.

3. At all times relevant to this proceeding, Respondent was employed as a psychotherapist at the Herrington Recovery Center at Rogers Memorial Hospital.

4. From September 13, 2010 to November 12, 2010, Ms. A was a patient at the Herrington Recovery Center and was assigned to Respondent.

5. On November 7, 2010, Respondent wrote a romantic letter addressed to Ms. A in anticipation of her upcoming discharge on November 12, 2010.

6. On November 12, 2010, Respondent gave the letter to Ms. A after she was discharged.

7. Respondent allowed his license to practice as a Professional Counselor to lapse starting February 28, 2011. Respondent has no intention of continuing to practice under this license and therefore voluntarily offers the surrender of the license.

CONCLUSIONS OF LAW

1. The Wisconsin Professional Counselor Section of the Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board has jurisdiction over this matter pursuant to Wis. Stat. § 457.26 and has authority to enter into this stipulated resolution of this matter pursuant to Wis. Stat. § 227.44(5).

2. Respondent, by giving a client a romantic letter, which could reasonably be construed as seductive, has engaged in unprofessional conduct as defined by Wis. Admin. Code § MPSW 20.02(11) and is subject to discipline pursuant to Wis. Stat. § 457.26(2)(f).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. The Section accepts the resignation and surrender of Respondent's license (#713-125) and all rights and privileges attendant to the license.

IT IS FURTHER ORDERED that:

2. If Respondent ever applies to the Section for any credential, Respondent shall, prior to becoming credentialed, pay costs of this proceeding in the amount of FIVE HUNDRED DOLLARS (\$500.00). Payment shall be made payable to the Wisconsin Department of Safety and Professional Services and mailed to:

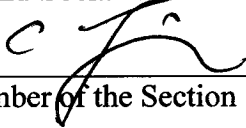
Department Monitor
Division of Enforcement
Department of Safety and Professional Services
P.O. Box 8935
Madison, WI 53708-8935
Telephone (608) 267-3817
Fax (608) 266-2264

3. Whether to grant a license and whether to impose any limitations or restrictions on any license granted shall be in the full discretion of the Section.

4. This Order is effective on the date of its signing.

Professional Counselor Section of the Marriage and Family Therapy, Professional Counseling and Social Work Examining Board

By:


A member of the Section

7/16/12
Date