

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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

IN THE MATTER OF DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	
	:	FINAL DECISION AND ORDER
TOM BEU XIONG,	:	
RESPONDENT.	:	ORDER 0002239

Division of Legal Services and Compliance¹ Case No. 12 SOC 103

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

Tom Xiong
P.O. Box 7787
Madison, WI 53707

Social Worker Section
Marriage and Family Therapy, Professional Counseling, and
Social Work Examining Board
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 8935
Madison, WI 53708-8935

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Social Worker Section of the Wisconsin 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, Conclusions of Law and Order.

¹ The Division of Legal Services and Compliance was formerly known as the Division of Enforcement.

FINDINGS OF FACT

1. Respondent Tom Xiong, (dob January 21, 1960) is licensed in the State of Wisconsin as a social worker, having license number 120-393, first issued on August 02, 1993 and current through February 28, 2013. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is P.O. Box 7787, Madison, Wisconsin 53707.
2. On May 24, 2012, Respondent admitted to the following during a pre-disciplinary meeting with his employer, the Dane County Department of Human Services, Division of Adult Community Services:
 - a. forging supervisor's signature on legal documents;
 - b. failing to complete audit paperwork on time; falsifying county records and failing to provide full and complete information to his supervisor when required; and
 - c. engaging in unauthorized personal business during county work time and having unauthorized absences.
3. Respondent was terminated from Dane County Department of Human Services on June 1, 2012 due to negligence in the performance of assigned duties.

CONCLUSIONS OF LAW

1. The Social Worker Section of the Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 457.26, and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).
2. By the conduct described in the Findings of Fact, Respondent Tom Xiong, engaged in unprofessional conduct as defined in Wis. Admin. Code §§ MPSW 20.02(7) and MPSW 20.02(22) which subjects Respondent to discipline pursuant to Wis. Stat. § 457.26.

ORDER

1. The attached Stipulation is accepted.
2. Tom Xiong, is REPRIMANDED.
3. The social worker license issued to Tom Xiong (license number 120-393) is LIMITED as follows:
 - a. Within ninety (90) days of the date of this Order, Tom Xiong shall successfully complete six (6) hours of education credits in ethics for social work

offered by a provider pre-approved by the Section's monitoring liaison, including taking and passing any exam offered for the courses.

b. Respondent will be responsible for locating a course satisfactory to the Section and for obtaining the required approval of the course from the Section or its designee. Respondent shall be responsible for paying the full cost of attendance at this course.

c. Respondent shall submit proof of successful completion of the education in the form of verification from the institution providing the education to the Department Monitor at the address stated below.

d. Any courses completed in satisfaction of this Order, may not be used to satisfy any continuing education requirements of Wis. Stat. § 457.22 or Wis. Admin. Code ch. MPSW 8.

e. This limitation shall be removed from Respondent's license and Respondent will be granted a full, unrestricted license after satisfying the Section or its designee that Respondent has successfully completed all of the ordered education.

4. Within 90 days from the date of this Order, Tom Xiong shall pay COSTS of this matter in the amount of \$200.00.

5. Proof of successful course completion and payment of costs (made payable to the Wisconsin Department of Safety and Professional Services) shall be sent by Respondent to the Department Monitor at the address below:

Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 8935, Madison, WI 53708-8935
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

6. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license. The Section in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order. In the event Respondent fails to timely submit payment of costs as ordered or fails to submit proof of successful completion of the ordered education as set forth above, Respondent's license (no. 120-393) may, in the discretion of the Section or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with payment of costs and completion of the education.

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

SOCIAL WORKER SECTION
MARRIAGE AND FAMILY THERAPY, PROFESSIONAL COUNSELING, AND SOCIAL
WORK EXAMINING BOARD

by: Eric Alon
A Member of the Section DW

12/21/12
Date