

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

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FINAL DECISION AND ORDER

JOANN M. ANDERSON,  
a/k/a JoAnn M. Anderson,  
a/k/a Joanne M. Anderson,  
a/k/a JoAnne M. Anderson  
RESPONDENT.

:  
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ORDER 0002978

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Division of Legal Services and Compliance<sup>1</sup> Case No. 13 SOC 050

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

Joann M. Anderson  
1706 27<sup>th</sup> Avenue  
Kenosha, WI 53140

Social Worker Section of the Wisconsin Marriage and Family Therapy, Professional  
Counseling and Social Work Examining Board  
P.O. Box 8366  
Madison, WI 53708-8366

Division of Legal Services and Compliance  
Department of Safety and Professional Services  
P.O. Box 7190  
Madison, WI 53708-7190

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.

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<sup>1</sup> The Division of Legal Services and Compliance was formerly known as the Division of Enforcement.

## FINDINGS OF FACT

1. Respondent Joann M. Anderson (dob March 19, 1963) is certified in the State of Wisconsin as a social worker, having certificate number 8358-120, first granted on January 26, 2004, and current through February 28, 2015. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 1706 27<sup>th</sup> Avenue, Kenosha, Wisconsin 53140.

2. On May 22, 2013, Respondent was found guilty by a jury of receiving stolen property in violation of Wis. Stat. § 943.34(1)(c), as party to the crime pursuant to Wis. Stat. § 939.05. On July 30, 2013, Respondent was sentenced to serve three years in prison, followed by five years of extended supervision. Respondent was further ordered to make restitution in the amount of \$385,487.81. The basis of the charge and conviction was that Respondent received funds embezzled from her previous employer by a friend who had been hired by the employer to keep the former employer's books and accounts.

3. Respondent denies that she committed any crime, and states that she intends to appeal her conviction.

4. Respondent was employed by Sawyer County, Wisconsin, as a social worker in 2011. As part of her job, she organized and administered a holiday charity for needy families in Sawyer County. Respondent's brother and his family were residents of Washburn County, adjacent to Sawyer County. For the 2011 holiday charity drive, Respondent allowed her brother's family to be placed on the list of recipients, and Respondent received gifts through the program for her brother and his family.

5. The administrator of the Sawyer County Department of Human Services confirms Respondent's assertion that there were no written guidelines for the operation of the annual charity drive.

6. In resolution of this matter, Respondent consents to the entry of the following Conclusions of Law and Order.

## 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(2) 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, Joann M. Anderson violated Wis. Admin. Code. § MPSW 20.02(2) by knowingly receiving stolen property.

3. By the conduct described in the Findings of Fact, Joann M. Anderson violated Wis. Admin. Code § MPSW 20.02(13) by failing to avoid relationships that create a conflict of interest.

4. As a result of the above violations, Joann M. Anderson is subject to discipline pursuant to Wis. Stat. § 457.26(2).

ORDER

1. The attached Stipulation is accepted.

2. Joann M. Anderson's certificate (no. 8358-120) is REVOKED.

3. If Joann M. Anderson's May 22, 2013, Walworth County conviction is reversed on appeal, not subject to further proceedings in any jurisdiction, Respondent may petition the Section to re-instate her certificate, subject to such conditions as the Section may deem appropriate.

4. If Joann M. Anderson petitions the Section for re-instatement of her certificate on any grounds other than final reversal of the May 22, 2013, Walworth County conviction, or if she applies for any other credential from the Department of Safety and Professional Services or any regulatory authority receiving administrative support from the Department, Joann M. Anderson shall pay COSTS of this matter in the amount of \$438.00.


5. Payment of costs shall be made payable to the Wisconsin Department of Safety and Professional Services and 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 7190, Madison, WI 53708-7190  
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 or its designee 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 the costs as ordered, Respondent's certificate (no. 8358-120) may, in the discretion of the Section or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with payment of the costs.

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

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

by:   
For the Section

2-4-14  
Date

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

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

JOANN M. ANDERSON,  
RESPONDENT.

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:  
STIPULATION

ORDER 0002978

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Division of Legal Services and Compliance<sup>1</sup> Case No. 13 SOC 050

Respondent Joann M. Anderson and the Division of Legal Services and Compliance, Department of Safety and Professional Services stipulate as follows:

1. This Stipulation is entered into as a result of a pending investigation by the Division of Legal Services and Compliance. Respondent consents to the resolution of this investigation by Stipulation.

2. Respondent understands that by signing this Stipulation, Respondent voluntarily and knowingly waives the following rights:

- the right to a hearing on the allegations against Respondent, 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 Respondent;
- the right to call witnesses on Respondent's behalf and to compel their attendance by subpoena;
- the right to testify on Respondent's own behalf;
- 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 Respondent under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.

3. Respondent is aware of Respondent's right to seek legal representation and has been provided an opportunity to obtain legal counsel before signing this Stipulation.

4. Respondent agrees to the adoption of the attached Final Decision and Order by the social worker section of the marriage and family therapy, professional counseling and social work examining board. 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.

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<sup>1</sup> The Division of Legal Services and Compliance was formerly known as the Division of Enforcement.

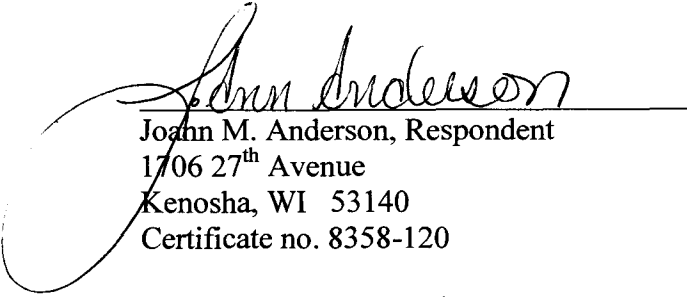
Respondent waives all rights to any appeal of the Section's order, if adopted in the form as attached.

5. If the terms of this Stipulation are not acceptable to the Section or its designee, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by the Section or its designee the parties agree not to contend that the Section or its designee has been prejudiced or biased in any manner by the consideration of this attempted resolution.

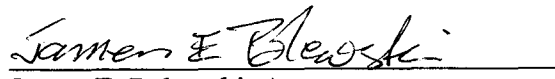
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance may appear before the Section or its designee in open or closed session, without the presence of Respondent, for purposes of speaking in support of this agreement and answering questions that any member of the Section or its designee may have in connection with deliberations on the Stipulation.

7. Respondent is informed that should the Section or its designee adopt this Stipulation, the Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

8. The Division of Legal Services and Compliance joins Respondent in recommending the Section or its designee adopt this Stipulation and issue the attached Final Decision and Order.

  
Joann M. Anderson, Respondent  
1706 27<sup>th</sup> Avenue  
Kenosha, WI 53140  
Certificate no. 8358-120

11/13/2013  
Date

  
James E. Polewski, Attorney  
Division of Legal Services and Compliance  
P.O. Box 8935  
Madison, WI 53708-8935

Oct 15, 2013  
Date