

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

MITCHELL R. COHEN,
RESPONDENT.

:
:
: FINAL DECISION AND ORDER
:
:

0004268

Division of Legal Services and Compliance Case No. 14 RSA 028

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

Mitchell R. Cohen
4933 W. Roosevelt Dr.
Milwaukee, WI 53216-3218

Wisconsin Department of Safety and Professional Services
P.O. Box 8368
Madison, WI 53708-8368

Division of Legal Services and Compliance
Wisconsin Department of Safety and Professional Services
P.O. Box 7190
Madison, WI 53707-7190

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 Wisconsin Department of Safety and Professional Services (Department). The Department has reviewed this Stipulation and considers it acceptable.

Accordingly, the Department adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent Mitchell R. Cohen, (dob December 11, 1965) is certified in the state of Wisconsin to practice as a substance abuse counselor in-training, having certification number 16612-130, first issued on May 21, 2012 and current through February 28, 2017. Respondent's most recent address on file with the Department is 4933 West Roosevelt Drive, Milwaukee, Wisconsin 53216-3218.

2. Respondent also holds a professional counselor training license in the state of Wisconsin, having license number 1858-226, first issued on August 15, 2013 and current through August 15, 2017.

3. During the time period at issue Respondent was employed as a counselor in Milwaukee, Wisconsin.

4. The Department received allegations that Respondent failed to maintain complete records of sessions with clients, inappropriately shared personal information with clients and abandoned his patients when he failed to give his employer notice that he was resigning. The allegations have not been proven in an administrative proceeding.

5. Respondent denies the allegations but has elected for personal reasons not to practice as a substance abuse counselor in the state of Wisconsin.

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

CONCLUSIONS OF LAW

1. The Wisconsin Department of Safety and Professional Services has jurisdiction to act in this matter pursuant to Wis. Stat. § 440.88, and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

ORDER

1. The attached Stipulation is accepted.

2. The permanent SURRENDER of the certificate to practice as a substance abuse counselor in the state of Wisconsin issued to Mitchell R. Cohen (certificate no. 16612-130) is accepted.

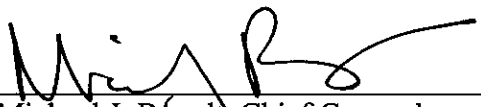
3. This surrender constitutes the permanent relinquishment of Respondent's credential to practice as a substance abuse counselor or substance abuse counselor in-training in the state of Wisconsin.

4. Respondent shall immediately return all indicia of certification 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 53707-7190
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

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

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

By: 
Michael J. Berndt, Chief Counsel
On Behalf of the Department

Date 9/29/15

STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

MITCHELL R. COHEN,
RESPONDENT.

:
:
: STIPULATION
:
:

0004268

Division of Legal Services and Compliance Case No. 14 RSA 028

Respondent Mitchell R. Cohen 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 Wisconsin Department of Safety and Professional Services (Department). 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 Department's Order, if adopted in the form as attached.

5. If the terms of this Stipulation are not acceptable to the Department, 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 Department, the parties agree not to contend that the Department 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 Department, without the presence of Respondent, for purposes of speaking in support of this agreement and answering questions that the Department may have in connection with deliberations on the Stipulation.

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

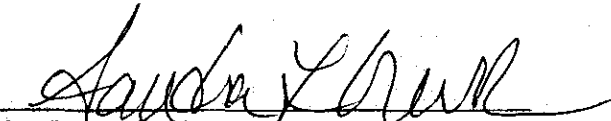
8. The Division of Legal Services and Compliance joins Respondent in recommending that the Department adopt this Stipulation and issue the attached Final Decision and Order.



Mitchell R. Cohen, Respondent
~~4933 W. Roosevelt Dr.~~
~~Milwaukee, WI 53216-3218~~
Certificate no. 16612-130

9-18-15
Date

6221 N. Albany
CHGO, IL
60645



Sandra L. Nowack, Attorney
State Bar No. 1025643
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Division of Legal Services and Compliance
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sandra.nowack@wisconsin.gov

9/28/15
Date