

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

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

LINDSEY A. HATCHER, C.S.A.C., S.W.,
f/k/a LINDSEY A. OAKES, C.S.A.C., S.W.,
RESPONDENT.

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: FINAL DECISION AND ORDER
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0005929

Division of Legal Services and Compliance Case No. 17 SOC 043

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

Lindsey A. Hatcher
1642 96th Street
Unit 89
Sturtevant, WI 53177

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 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 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.

FINDINGS OF FACT

1. Respondent Lindsey A. Hatcher, f/k/a Lindsey A. Oakes, C.S.A.C., S.W., (DOB: March 27, 1986) is certified in the state of Wisconsin to practice social work, having certificate number 11864-120, first issued on February 23, 2015, and current through February 28, 2019. Respondent is also credentialed as a clinical substance abuse counselor, having certificate

number 15808-132, first issued on September 9, 2013, and current through February 28, 2019. Respondent also holds an expired social worker training certificate, number 2192-127, issued on April 22, 2013, and expired on April 22, 2015. Pursuant to Wis. Stat. § 4457.09((3)(c)), a social worker training certificate may not be renewed. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 1642 96th Street, Unit 89, Sturtevant, Wisconsin 53177.

2. At all times relevant to this proceeding, Respondent was employed as a social worker at a correctional facility (the Facility), located in Racine, Wisconsin.

3. On February 23, 2016, Respondent began work at the facility. Her job duties included facilitating the Earned Release Program (E.R.P.) and assisting the general population with release planning.

4. Client A participated in Respondent's E.R.P. group from September 12, 2016, through January 27, 2017.

5. On February 17, 2017, Client A was released from the Facility.

6. In approximately June 2017, Respondent met Client A in the community.

7. In approximately June 2017, Client A initiated contact with Respondent via Facebook. Although Respondent initially reported the contact to her supervisor, eventually Respondent had frequent telephone contact with Client A, exchanged hugs, rode in his vehicle, met him at a park with her young daughter present, went to dinner with him, and on at least two (2) occasions, spent the night at Client A's home.

8. Respondent initially denied the allegations, but when Department of Corrections investigators confronted her with evidence, she eventually admitted the conduct set out in paragraph seven (7) above.

9. Respondent denies that she had a personal relationship with Client A while he was in the Facility. Although she does not deny staying overnight at Client A's residence, she denies that the relationship was sexual.

10. 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 Wisconsin 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, Lindsey A. Hatcher f/k/a Lindsey A. Oakes, C.S.A.C., S.W., engaged in unprofessional conduct as defined by Wis. Admin. Code § MPSW 20.02(11), by engaging in sexual contact, sexual conduct, or any other behavior with a client which could reasonably be construed as seductive. For purposes of this rule, a person shall continue to be a client for 2 years after the termination of professional services.

3. As a result of the above violations, Lindsey A. Hatcher, f/k/a Lindsey A. Oakes, C.S.A.C., S.W., is subject to discipline pursuant to Wis. Stat. § 457.26(2)(f).

ORDER

1. The attached Stipulation is accepted.

2. The certificate issued to Lindsey A. Hatcher, f/k/a Lindsey A. Oakes, C.S.A.C., S.W., (certificate number 11864-120), to practice social work in the state of Wisconsin is **SUSPENDED** for six (6) months retroactively from the effective date of the Department's Order in case number 17 RSA 020, regarding her clinical substance abuse counselor certificate.

3. The certificate issued to Lindsey A. Hatcher, f/k/a Lindsey A. Oakes, C.S.A.C., S.W., (certificate number 11864-120), to practice social work in the state of Wisconsin is **LIMITED** as follows:

a. Within six (6) months of the date of this Order, Respondent shall successfully complete six (6) hours of education on the subject of ethics and boundaries. The course(s) must be pre-approved by the Section's designee. Successful completion requires that Respondent take and pass any exam offered for the course(s). Courses taken without preapproval may NOT be used to satisfy the remedial education requirements of this Order.

b. Within thirty (30) days of completion of preapproved remedial education, Respondent shall submit proof of successful completion in the form of verification from the institution or organization that provided the education.

c. None of the remedial education completed pursuant to this requirement may be used to satisfy any continuing education requirements that have been or may be instituted by the Section or Department.

d. The Department shall remove this limitation from Respondent's certificate when Respondent has satisfied the Section's designee that Respondent has successfully completed the preapproved education.

4. Within 120 days from the date of this Order, Respondent shall pay **COSTS** of this matter in the amount of \$790.00.

5. Request for approval of courses, 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 7190, Madison, WI 53707-7190
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

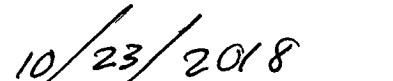
6. In the event that Respondent violates any term of this Order, Respondent's certificate (no. 11864-120) to practice social work in the state of Wisconsin may, in the discretion of the Section or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of the Order. The Section may, in addition and/or in the alternative refer any violation of this Order to the Division of Legal Services and Compliance for further investigation and action.

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

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

by:


A Member of the Section


Date

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

IN THE MATTER OF DISCIPLINARY
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LINDSEY A. HATCHER, C.S.A.C., S.W.,
f/k/a LINDSEY A. OAKES, C.S.A.C, S.W.,
RESPONDENT.

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STIPULATION

0005929

Division of Legal Services and Compliance Case No. 17 SOC 043

Respondent Lindsey A. Hatcher, f/k/a Lindsey A. Oakes, C.S.A.C., S.W., 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 Wisconsin Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board (Section). The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance

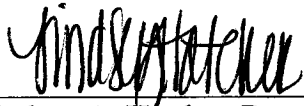
or consent of the parties. Respondent waives all rights to any appeal of the Section's order, if adopted in the form as attached.

5. If the terms of this Stipulation are not acceptable to the Section, 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, the parties agree not to contend that the Section has been prejudiced or biased in any manner by the consideration of this attempted resolution.

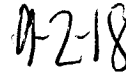
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Section ever assigned as an advisor in this investigation may appear before the Section in open or closed session, without the presence of Respondent or Respondent's attorney, for purposes of speaking in support of this agreement and answering questions that any member of the Section may have in connection with deliberations on the Stipulation. Additionally, any such advisor may vote on whether the Section should accept this Stipulation and issue the attached Final Decision and Order.

7. Respondent is informed that should the Section adopt this Stipulation, the Section'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 the Section adopt this Stipulation and issue the attached Final Decision and Order.



Lindsey A. Hatcher, Respondent
1642 96th Street
Unit 89
Sturtevant, WI 53177
Certificate no. 11864-120



Date



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



Date