

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN  
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

RACHEL R. FLETCHER,  
RESPONDENT.

:  
:  
: FINAL DECISION AND ORDER  
:  
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**ORDER 0006684**

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Division of Legal Services and Compliance Case No. 18 RSA 012

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

Rachel R. Fletcher  
Neenah, WI 54956

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 Rachel R. Fletcher, (DOB xx-xx-1990) is certified in the state of Wisconsin to practice substance abuse counseling, having certification number 16196-131, first granted on October 6, 2017 and current through February 28, 2021. Respondent is certified in the state of Wisconsin as a substance abuse counselor-in-training, having certification number 17273-130, first granted on October 9, 2014 and which expired on February 28, 2019 and has not been renewed. Respondent's most recent address on file with the Department is in Neenah, Wisconsin 54956.

2. At all times relevant to this proceeding, Respondent was employed as a substance abuse counselor at a treatment center (Center) in Winnebago, Wisconsin.

3. Respondent engaged in a personal, intimate relationship with a patient that she provided treatment to from April 17, 2017 to January 23, 2018, while she was employed at the Center.

4. In resolution of this matter, Respondent consents to 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).

2. By the conduct described in the Findings of Fact, Respondent Rachel R. Fletcher engaged in unprofessional conduct as defined by Wis. Admin. Code § SPS 164.01(2)(m), by engaging in sexual behavior with a patient less than two years after the termination of professional services.

3. By the conduct described in the Findings of Fact, Respondent Rachel R. Fletcher engaged in unprofessional conduct as defined by Wis. Admin. Code § SPS 164.01(2)(n), by failing to avoid dual relationships or relationships that may impair the substance abuse professional's objectivity or create a conflict of interest.

4. As a result of these violations, Rachel R. Fletcher is subject to discipline pursuant to Wis. Stat. § 440.88(6).

#### 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 Rachel R. Fletcher (certificate no. 16196-131) is accepted.

3. The permanent SURRENDER of the right to renew the certificate to practice as a substance abuse counselor-in-training in the state of Wisconsin issued to Rachel R. Fletcher (certificate no. 17273-130) is accepted.

4. This surrender constitutes the permanent relinquishment of Respondent's credentials to practice as a substance abuse counselor in the state of Wisconsin.

5. In the event Respondent petitions the Department for reinstatement of her certificate to practice substance abuse counseling or substance abuse counselor in-training, in the state of Wisconsin, the Department may enter an order denying such petition without further

notice or hearing. Whether to grant a certificate and whether to impose any limitations or restrictions on any certificate shall be in the discretion of the Department.

6. In the event Respondent petitions the Department for reinstatement of her certificate to practice substance abuse counseling or substance abuse counselor in-training in the state of Wisconsin or applies for another credential with this Department, Respondent shall pay the costs of this matter in the amount of \$699.00.

7. 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

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

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

By: A. Rohmeyer  
Aloysius Rohmeyer, Chief Counsel  
On Behalf of the Department

2/21/2020  
Date

STATE OF WISCONSIN  
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

RACHEL R. FLETCHER,  
RESPONDENT.

:  
:  
: STIPULATION  
:  
:

ORDER 0006684

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Division of Legal Services and Compliance Case No. 18 RSA 012

Respondent Rachel R. Fletcher 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.

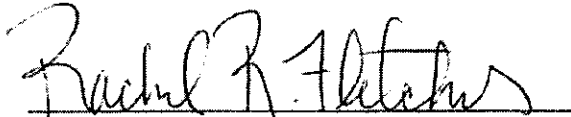
5. If the terms of this Stipulation are not acceptable to the Department, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the

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.

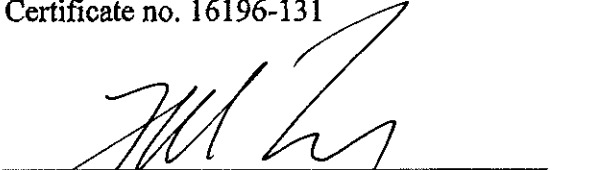
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance may appear before the Department, without the presence of Respondent, for purposes of speaking in support of this agreement and answering questions that the Department may have 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.

  
Rachel R. Fletcher, Respondent  
Neenah, WI 54956  
Certificate no. 16196-131

2/7/20  
Date

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

2/10/20  
Date