

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

KAZ W. CONRAD, L.P.C.,
RESPONDENT.

FINAL DECISION AND ORDER

ORDER 0006903

Division of Legal Services and Compliance Case No. 19 CPC 057

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

Kaz W. Conrad, L.P.C.
Arkdale, WI 54613

Professional Counselor 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 Professional Counselor 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 adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. Respondent Kaz W. Conrad, L.P.C., (DOB xx-xx-1987) is licensed by the state of Wisconsin as a professional counselor, having license number 7202-125, first issued on December 19, 2018, and current through February 28, 2021.¹ Respondent's most recent address

¹ Respondent was licensed by the state of Wisconsin as a professional counselor in-training, having license number 2845-226, first issued on January 4, 2016. That license expired January 4, 2020.

on file with the Wisconsin Department of Safety and Professional Services (Department) is in Arkdale, Wisconsin, 54613.

2. At all relevant times, Respondent worked as a professional counselor for an agency (Agency) that contracted with multiple county Community Care Service (CCS) agencies.

3. On November 4, 2019, the Department received a complaint alleging that Respondent committed Medicaid fraud by overbilling his time.

4. The Agency determined Respondent had overbilled his time for services he rendered to several consumers through the Sauk County CCS in 2018 and 2019.

5. Respondent agreed to pay back the total amount he overbilled. Respondent paid the Agency \$39,458.18, which then reimbursed the Sauk County CCS in this amount.

6. Respondent was terminated from the Agency.

7. Respondent informed his current employer of the overbilling and his billing is reviewed weekly.

8. Respondent has provided proof of completion of the following continuing education courses to the Department:

- a) December 4, 2019 – *Professional Ethics: Challenging Ethical Dilemmas, Part One*, E Care Behavioral Health Institute (1.5 Credits); and,
- b) December 11, 2019 – *Professional Ethics: Challenging Ethical Dilemmas, Part Two*, E Care Behavioral Health Institute (1.5 Credits).

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

CONCLUSIONS OF LAW

1. The Professional Counselor 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(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, Respondent engaged in unprofessional conduct as defined in Wis. Admin. Code § MPSW 20.02(6) by engaging in false, fraudulent, deceptive or misleading billing practices.

3. As a result of the above violations, Respondent is subject to discipline pursuant to Wis. Stat. § 457.26(2)(f).

ORDER

- 1. The attached Stipulation is accepted.

2. Respondent is **REPRIMANDED**.
3. The Section accepts the education already completed by Respondent in lieu of remedial education the Section would have otherwise ordered.
4. Within ninety (90) days from the date of this Order, Respondent shall pay COSTS of this matter in the amount of \$515.00.
5. Payment of costs shall be made payable to the Wisconsin Department of Safety and Professional Services and sent to the Department Monitor at the address below:

Department Monitor
Department of Safety and Professional Services
Division of Legal Services and Compliance
4822 Madison Yards Way
P.O. Box 7190, Madison, WI 53707-7190
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

You may also submit this information online via DSPS' Monitoring Case Management System, here: <https://dspsmonitoring.wi.gov>

6. In the event Respondent violates any term of this Order, Respondent's license (#7202-125) may, in the discretion of the Department or its designee, be **SUSPENDED**, without further notice or hearing, until Respondent has complied with the terms of the Order. The Department 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.

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

By: Tammy Scheidegger C.P.
A Member of the Section

7/21/2020
Date

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

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

KAZ W. CONRAD, L.P.C.,
RESPONDENT.

STIPULATION

ORDER 0006903

Division of Legal Services and Compliance Case No. 19 CPC 057

Respondent Kaz W. Conrad, L.P.C., 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. Respondent
is represented in this matter by Attorney Marlene S. Garvis.

4. Respondent agrees to the adoption of the attached Final Decision and Order by
the Professional Counselor 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.

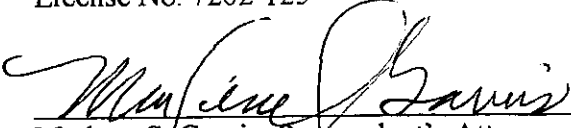
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Section ever assigned as an advisor in this investigation may appear before the Section in open or closed session, without the presence of Respondent or Respondent's 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.


Kaz W. Conrad, L.P.C., Respondent
Arkdale, WI 54613
License No. 7202-125

4/14/2020
Date


Marlene S. Garvis, Respondent's Attorney
Marlene S. Garvis, LLC
4597 Woodridge Road
Minnetonka, MN 55345

4/17/2020
Date


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

4/24/2020
Date