

BEFORE THE ALABAMA STATE BOARD OF SOCIAL WORK EXAMINERS

_____) Case No.: No. 07-3514B-01
)
IN THE MATTER OF THE COMPLAINT AGAINST)
)
RITA MOORE,)
)
Respondent)
)
)

AGREEMENT TO INFORMAL SETTLEMENT OF VIOLATIONS

WHEREAS, the Disciplinary Investigative Committee (Committee) of the Alabama State Board of Social Work Examiners (Board) has investigated an Administrative Complaint filed against the Respondent RITA MOORE and has determined that probable cause exists to warrant filing formal charges against the Respondent RITA MOORE for having violated rules of the Board, and

WHEREAS, Respondent RITA MOORE has been notified of the Complaint and alleged violations, the Committee's determination of probable cause, and the right to have a formal hearing before the Board on the alleged violations, and

WHEREAS, Respondent having been notified of the alleged violations and the Committee's determination of probable cause, the right to a formal hearing before the Board on the alleged violations, waives her right to a formal hearing and requests an informal disposition of the alleged violations presently pending before the Alabama State Board of Social Work Examiners, and

WHEREAS, the Respondent has agreed to an informal disposition of the alleged violations, and in consideration of the Committee's promise to informally dispose of the violations, the Respondent agrees to the following:

- (1) Revoke the license of the Respondent and for violation cited: 850-X-9 based on confidentiality issues.

- (2) By agreeing to have the violations informally discharged by the Committee, Respondent does not admit to the truth of the allegations contained in the Administrative Complaint; however, the Respondent waives her right to a formal hearing before the full Board.
- (3) This agreement applies only to the present allegations.
- (4) Nothing in this Agreement is intended to circumvent the law, statutes, or Administrative Code of the Alabama State Board of Social Work Examiners.
- (5) The Board is required to report all disciplinary measures imposed, formally or informally, and that the Board has no authority to waive this requirement.
- (6) The disciplinary infractions will be reported by the Board as violation of confidentiality in violation of the Administrative Code 850-X-9. All other charges against the Respondent are withdrawn except for item six of the amended complaint which is the basis of this agreement.
- (7) In the event that the Investigative Committee has probable cause to determine that Respondent has violated any term of this Agreement, the Agreement is rescinded, and this cause will be set for an Administrative Hearing before the full Board.
- (8) This Agreement is and shall be deemed treated as a public record. In consideration of the Respondent's acceptance of the above-listed disciplinary measures and acknowledgment of a violation of the Committee, on behalf of the Board, agrees that the Board agrees not to actively pursue the prosecution of the Administrative Violations.
- (9) This Agreement must be approved by the Alabama State Board of Social Work Examiners Board. The Respondent agrees to waive any objections, if a hearing is required later, to the Board receiving enough information about this case to approve this settlement.

IT IS STIPULATED AND AGREED by the Respondent and the Committee that the above-stated terms represent the complete agreement, and that this Agreement is binding once it has been signed by both parties, and that if any term is illegal or unconstitutional, the agreement becomes void.

SIGNED, this _____ day of _____ 2008

RITA MOORE

Pell City, Alabama

S. Phillip Bahakel, Esq.
Attorney for Rita Moore

Executive Director for the Board
BRENDA W. HOLDEN

Ellen Leonard
Attorney for the Board of
Social Work Examiners