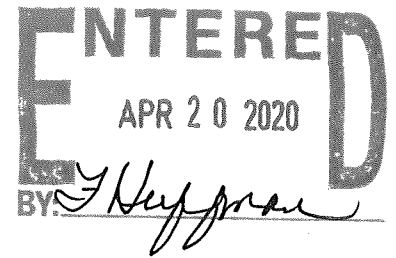


COMMONWEALTH OF KENTUCKY
BOARD OF SOCIAL WORK
CASE NO. 19-67



IN RE: THE LICENSE TO PRACTICE SOCIAL WORK IN THE COMMONWEALTH OF KENTUCKY
HELD BY CYNTHIA LANE RIGDON, LCSW, LICENSE NO. 3610

AGREED ORDER

Come now the Kentucky Board of Social Work (hereinafter "the board"), and Cynthia Lane Rigdon, LCSW (hereinafter "Licensee"), and, based upon their mutual desire to fully and finally resolve this pending matter in an expeditious manner, without the need for filing a formal complaint and notice of evidentiary hearing pursuant to KRS 335.155, hereby ENTER INTO the following **AGREED ORDER**:

STIPULATION OF FACTS

The parties stipulate the following facts, which serve as the factual bases for this Agreed Order:

1. At all relevant times, Licensee, was licensed by the board as a licensed clinical social worker (LCSW) to practice clinical social work within the Commonwealth of Kentucky and was subject to the laws and rules of Kentucky regulating the practice of social work as established in Kentucky Revised Statutes Chapter 335 and Kentucky Administrative Regulations 201 Chapter 23.
2. At all relevant times, Licensee was approved by the board to contract with and provide clinical social work supervision to qualified certified social worker supervisees in accordance with KRS 335.080(3), KRS 335.100(3) and 201 KAR 23:070 Section 4.

3. On or about November 20, 2019, the board received a written self-complaint from Chelsea (Brosky) Wayman, CSW (hereinafter "Wayman") stating that Licensee had been providing supervision to her without the approval of a clinical social work supervision contract from November 14, 2017 until October 29, 2018. Wayman stated that she was under the belief that a contract had been approved by the board during that time period.

4. On or about November 20, 2019, the board also received a letter from the Licensee, confirming that she had been acting as Wayman's clinical supervisor. The Licensee stated that she too had been under the belief that Wayman's contract had been approved by the board and confirmed that the two had been operating under a temporary contract from July 31, 2017 until Wayman was licensed as a certified social worker on November 14, 2017. The Licensee confirmed that both she and Wayman were under the belief that a new contract was approved from November 14, 2017 forward and did not realize that one did not exist until October 19, 2018. On October 19, 2018, the board approved a valid supervision contract between Wayman and Licensee that remained in effect until August 1, 2019.

5. Licensee is no longer Wayman's clinical supervisor, having terminated the contract by agreement due to Wayman accepting a social work position at another agency.

6. On January 14, 2020, the board's complaint committee reviewed the case file and recommended an agreed order to resolve this matter, in lieu of the issuance of a formal complaint and notice of evidentiary hearing. The board approved the terms of the agreed order by unanimous vote.

STIPULATED CONCLUSIONS OF LAW

The parties stipulate the following Conclusions of Law, which serve as the legal bases for this Agreed Order:

1. During the period from November 14, 2017 to October 19, 2018, Licensee's Kentucky social work license was active and subject to regulation and discipline by the board.

2. Pursuant to KRS 335.150(1)(e), the board may impose sanctions for any violation of state statute or administrative regulation governing the practice of social work or any activities undertaken by a social worker.

3. Based upon the Stipulation of Facts, the Licensee has engaged in conduct that violates the provisions of KRS 335.080(3), 335.100(3), 201 KAR 23:060 and 201 KAR 23:070. Accordingly, there are legal grounds for the parties to enter into this Agreed Order.

4. Pursuant to KRS 335.150(4), the parties may fully and finally resolve this pending matter without the filing of a formal complaint and an evidentiary hearing by entering into informal resolution such as this Agreed Order.

AGREED ORDER

Based upon the foregoing Stipulation of Facts and Stipulated Conclusions of Law, and based upon their mutual desire to fully and finally resolve this pending matter without an evidentiary hearing, the parties ENTER INTO the following AGREED ORDER:

1. Licensee shall cease the provision of clinical social work supervision effective immediately upon entry of this order;

2. Licensee shall pay an administrative fine in the amount of \$1,500.00, representing \$125.00 per month for each month of unauthorized clinical social work practice by Wayman, who

was relying on Licensee's guidance. Licensee may reach an agreement with the board regarding monthly payments toward this amount so long as the balance of the administrative fine is paid in full by an agreed upon date;

3. Licensee shall complete a three-hour board approved LCSW supervision course and shall provide a copy of the course certificate of completion to the board; and

4. Licensee shall provide written notice to a) each CSW supervisee who is currently being supervised by her pursuant to a board-approved contract; and b) to Licensee's employer, if any, that her clinical social work supervision privileges have been suspended.

5. Licensee may resume clinical social work supervision after the board has received the certificate of completion and notified Licensee that the terms of this order have been met;

6. During the effective period of this Agreed Order, Licensee SHALL BE SUBJECT TO THE FOLLOWING TERMS AND CONDITIONS OF RESTRICTION until further orders of the board:

a. Licensee SHALL NOT engage in clinical social work supervision of a CSW supervisee unless and until her privilege to provide clinical social work supervision is approved by this board; and

b. Licensee SHALL NOT violate any provisions of KRS 335.010 – 335.160, and 201 Chapter 23.

7. Licensee freely and voluntarily enters into this Agreed Order, motivated by a desire to resolve the issues addressed herein, and has executed this Agreed Order only after a careful reading of it, and consultation with an attorney of her choosing should she so desire, and a full understanding of all of its terms; that she is fully aware of and expressly waives the right to contest charges in a formal hearing pursuant to KRS 335.155, the right to obtain judicial review

of the board's decision, and the right to appeal any final order of the board to the Franklin Circuit Court as otherwise allowed by KRS 335.155(3).

8. Licensee acknowledges the board has jurisdiction over the licensee and the conduct that precipitated this Agreed Order; that the board has the legal power to take disciplinary action up to and including revocation of the licensee's license to practice social work in Kentucky; and the licensee further acknowledges the board shall retain jurisdiction over this matter until all terms and conditions set forth in this Agreed Order have been met to the satisfaction of the board.

9. This Agreed Order is considered a public document, available for inspection at any time by any member of the public under the Kentucky Open Records Act.

10. This matter shall constitute disciplinary action that may be reportable under state or federal law.

11. Licensee expressly understands that any violation of the terms of this Agreed Order shall provide the legal basis for additional disciplinary action, and shall constitute failure to comply with an order of the board under KRS 335.150(1)(f), and for which the board may impose additional penalties available under law after notice and an opportunity to be heard.

12. This Agreed Order shall be governed in all respects, whether as to validity, construction, capacity, performance or otherwise, in accordance with the laws of the Commonwealth of Kentucky. Furthermore:

a. Any dispute arising hereunder shall be settled by a state court of appropriate jurisdiction in Franklin County, Kentucky. The parties irrevocably consent to the personal jurisdiction and venue of such court.

b. This Agreed Order may not be modified except by a written agreement signed by the parties.

13. In consideration of execution of this Agreed Order, Licensee, her executors, administrators, successors and assigns, hereby release and forever discharge the Commonwealth of Kentucky, the Board of Social Work, and each of its members, agents, and employees in their individual and representative capacities, from any and all manner of actions, causes of action, suits, debts, judgments, executions, claims and demands whatsoever, known and unknown, the licensee ever had, now has, may have or claim to have against any or all of the persons or entities named in this paragraph arising out of or by reason of this investigation, this disciplinary action, this Agreed Order, or its administration.

Upon consideration of this Agreed Order, it is hereby ORDERED that the terms of this Agreed Order are approved and adopted.

SO ORDERED on this 15 day of April 2020.

LICENSEE:

Cynthia Rigdon, LCSW
CYNTHIA RIGDON, LCSW

Date 4/15/ 2020

FOR THE BOARD OF SOCIAL WORK:

Jay Miller by F. Huffman, Ed.
JAY MILLER, CSW, PhD
CHAIR, KENTUCKY BOARD OF SOCIAL WORK

Nicole S. Bearse
HON. NICOLE S. BEARSE
ATTORNEY, BOARD OF SOCIAL WORK

Mr Terry Wayne Rigdon 01-97
Cynthia L Rigdon
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For Lic 3610 Paid in full

Cynthia L Rigdon

MP

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