

Marty M. Snyder, Supreme Court #11317
Kansas Attorney General's Office
120 SW 10th St, Second Floor
Topeka, KS 66612-1597

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BEFORE THE BEHAVIORAL SCIENCES REGULATORY BOARD

712 South Kansas Avenue
Topeka, Kansas 66603-3817

In the Matter of

Sara Berry, LBSW
License #6234
Respondent

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Case No. 03-BS-0059

CONSENT AGREEMENT AND ORDER

NOW on this 8th day of March, 2004, the above-captioned matter comes before the Kansas Behavioral Sciences Regulatory Board (Board) by agreement of Sara Berry (Licensee) and the Kansas Behavioral Sciences Regulatory Board for the purpose of resolving the above-captioned case.

Licensee hereby acknowledges the following:

1. Sara Berry is currently, and at all times relevant has been, a Licensed Baccalaureate Social Worker within the meaning of the Kansas Social Workers Licensure Act, K.S.A. 65-6301 *et seq.*, and amendments thereto.
2. On or about May 20, 2003, the Board received a report of information concerning Licensee's conduct, alleging Licensee had failed to document her contacts with clients, did not transition clients and abandoned clients.
3. The Board conducted an investigation concerning Licensee's alleged violation of statutes

and regulations.

4. During the investigation, Licensee was informed of the reported information, was given the opportunity to respond to the allegations and did respond to the allegations in her letter, received August 20, 2003.

5. As a result of the investigation, the Board finds probable cause to believe the following facts:

(a) Licensee failed to complete documentation and logs required by her job with Kansas Children's Service League as a foster care social worker.

6. The Board finds that reasonable grounds exist to believe Licensee has committed unprofessional conduct in violation of K.S.A. 65-6311(a)(4) as defined as follows:

(a) K.A.R.102-2-7(II) - reporting ... incomplete ... social work information.

However, Licensee and the Board mutually desire to enter into a Consent Agreement and Order in lieu of adjudicative proceedings to resolve the report of alleged violations.

WHEREFORE, Licensee waives all rights to an adjudication of facts and law which could be determined pursuant to a hearing conducted in accordance with the Kansas Administrative Procedure Act in relation to Case No. 03-BS-0059.

WHEREFORE, Licensee waives the right to file a motion for reconsideration and all rights of appeal pursuant to the Kansas Act for Judicial Review in relation to Case No. 03-BS-0059.

WHEREFORE,

(a) Licensee consents to accept a letter of reprimand to be issued by the Complaint Review Committee of the Behavioral Sciences Regulatory Board.

(b) Licensee understands that a notification of this Consent Agreement and Order shall be provided to any other state licensing board if Licensee is also licensed, registered or certified in another

state.

(c) If the Board does not approve this Consent Agreement and Order, Licensee waives any right she may have to object to the composition of any subsequent hearing panel due to hearing panel members having knowledge of matters contained within this Consent Agreement and Order.

(d) This Consent Agreement and Order constitutes the entire agreement between the Licensee and the Behavioral Sciences Regulatory Board and may be modified or amended only by written agreement signed by Licensee and the Board or a designee of the Board.

WHEREFORE, Licensee consents to the submission of this Consent Agreement and Order to the Board's Complaint Review Committee and understands that, upon approval of the Complaint Review Committee, this Consent Agreement and Order will become a Final Order of the Board. The Board has authorized the Complaint Review Committee to determine approval of this Consent Agreement and Order.

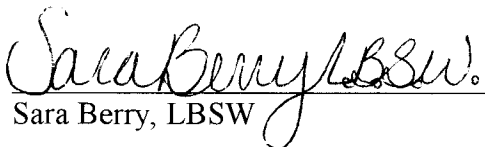
WHEREFORE, the foregoing provisions are consented to, are hereby made the final Order of the Kansas Behavioral Sciences Regulatory Board and become effective on the date indicated in the Certificate of Service below.

IT IS SO ORDERED.

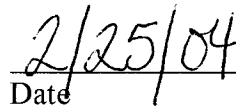


Wesley Jones, Ph.D.
Chair, Complaint Review Committee

APPROVED AND CONSENTED TO:



Sara Berry, LBSW



Date

Certificate of Service

This is to certify that on this 12th day of March, 2004, a true and correct copy of the above and foregoing Consent Agreement and Order was deposited in the U.S. mail, first class postage prepaid, addressed to:

Sara Berry



Roger Acurlock
For the Behavioral Sciences Regulatory Board