

MINUTES
BOARD OF COUNSELING FORMAL HEARING
AUGUST 11, 2006

Dr Kevin Doyle convened a Formal Hearing at 9:55 A.M. on August 11, 2006 in Conference Room 1, Fifth Floor, Department of Health Professions, 6603 West Broad Street, Richmond, Virginia.

PRESIDING: Kevin Doyle, Chair

ROLL CALL: Dr. Doyle requested a roll call. He asked that the record reflect that there are eight (8) Board members present which constitutes a quorum.

BOARD MEMBERS PRESENT: Kevin S. Doyle, Ed.D.
Alan W. Forrest, Ed.D.
Philip Haber
Karen Rosen, Ed.D.
Sandra Stith, Ph.D.
Luke Torian, D. Min.
John Penn Turner
Natale Ward

BOARD MEMBERS ABSENT: Lou Argow (Recused)
Donnie Conner (Recused)
Charles McAdams, Ed.D.
Yvonne Ortega
Linda Seeman, Ph.D.

STAFF PRESENT: Evelyn B. Brown, Executive Director
Howard Casway, Senior Assistant Attorney General
Diana Pollick, Administrative Assistant

OTHERS PRESENT: John Schliessmann, Assistant Attorney General
Rachel Welch, Adjudication Analyst
Andrea Pegram, Court Reporter

DISCUSSION OF FORMAL CONFERENCE: Dr. Doyle opened the Hearing and asked Ms. Rock if she was represented by counsel. Ms. Rock stated that she was not but intended to proceed without counsel.

Dr. Doyle asked Ms. Rock and Mr. Schliessmann if either of them had any witnesses present that would be called to testify. Neither party had witnesses.

Dr. Doyle asked Mr. Schliessmann and Ms. Rock to address any preliminary matters. Mr. Schliessmann entered exhibits 1, 2 and 3. Ms. Rock entered exhibits A and B.

Dr. Doyle asked Mr. Schliessmann to present the Commonwealth's case.

Dr. Doyle asked Ms. Rock to present her case to the Board.

When all evidence had been presented Dr. Doyle invited Mr. Schliessmann to make a closing statement and present proposed findings of fact and conclusions of law. Dr. Doyle then asked Ms. Rock to present her closing statement and proposed findings of fact and conclusions of law.

Dr. Doyle asked for a motion to go into Closed Meeting. John Penn Turner moved that the Board of Counseling convene in a Closed Meeting pursuant to §2.2.3711(A)(7) of the *Code of Virginia* for the purpose of consulting with legal counsel to reach a decision in the matter of Alice Rock, LPC applicant. Mr. Turner also moved that Evelyn Brown, Howard Casway and Diana Pollick attend the Closed Meeting as their presence is deemed necessary. The motion was seconded by Dr. Torian and carried unanimously.

The Board reconvened and Mr. Turner moved "All those who certify, to the best of your knowledge, that the Board heard, discussed or considered only those public matters lawfully exempted from Open Meeting requirements by Virginia law and those matters as were identified in the motion by which the Closed Meeting was convened say *aye*." All members certified *aye*.

Dr. Doyle called for a motion regarding the matter of Alice Rock. Dr. Rosen stated that she had a motion that would be read by Mr. Casway. After Mr. Casway stated the motion Dr. Rosen confirmed that that was her motion which was seconded by John Penn Turner. The motion to deny Ms. Rock's application for licensure passed unanimously.

There being no other discussion the Hearing was adjourned at 11:30 A.M.