

STATE OF NORTH CAROLINA
COUNTY OF WAKE

CASE No. 2021-05

IN A MATTER
BEFORE THE NORTH CAROLINA
MARRIAGE AND FAMILY THERAPY LICENSURE BOARD

IN RE:) **CONSENT ORDER**
)
)
JAMES L. MACHADO WORKMAN,)
Respondent)

THIS CAUSE coming to be heard and being heard before the North Carolina Marriage and Family Therapy Licensure Board ("the Board") at its ^{14 JW} ~~7/5/2023~~ meeting, pursuant to a statement of charges, which charges are pending; and

IT APPEARING to the Board that the Respondent has stipulated to certain facts and to the entry of a Consent Order in conformity therewith;

IT IS HEREBY STIPULATED by the undersigned Respondent and the Board that:

1. Respondent was at all times relevant to this matter a licensed marriage and family therapist and is subject to the Board's jurisdiction pursuant to the Marriage and Family Therapy Licensure Act, Chapter 90, Article 18C of the North Carolina General Statutes.

2. Respondent is an American Association for Marriage and Family Therapy - approved supervisor.

3. After the conclusion of Respondent's supervision with a therapist supervisee ("supervisee"), the supervisee filed a complaint ("complaint") with the Board on October 21, 2021, alleging, *inter alia*, that the Respondent violated provisions of the American Association for Marriage and Family Therapy Code of Ethics (2015) ("AAMFT Code"). The standards set forth in the AAMFT Code have been adopted by North Carolina General Statute 90-270.60(a) (9) and 21 NCAC 31.0609.

4. In December 2021, counsel for Respondent provided the Board a response to the complaint, denying any violation or wrongdoing.

5. On October 13, 2022, following investigation, the Board provided Respondent and his counsel a statement of charges in this matter, charging violations of Sections 4.1, 4.6 and 4.7 of the AAMFT Code, as well as of North Carolina General Statute 90-270.60(a) and of 21 North Carolina Administrative Code 31.0609.

6. Respondent has denied and continues to deny any ethical or statutory violations or wrongdoing.

7. Respondent and the Board have agreed to resolution of this matter as set forth herein.

8. The Respondent and the Board have agreed to resolve this matter by placing Respondent's ability to supervise on probation as set forth herein: For a period of one (1) year, Respondent will not have or take on any new marriage and family therapist supervisees, except for his current designated supervisee as of the date of this order whose supervision has been completed but paperwork has yet to be submitted, during which time Respondent will take the AAMFT Approved Supervisor Refresher Course. If, and when, Respondent resumes supervision and prior to resumption of supervision, Respondent will engage a supervisor, pre-approved by the Board, to supervise Respondent's supervision for a period of one (1) year, all effective only upon approval by the Board and the signing of this Consent Order by both parties hereto.

9. The Board has complied with all notice, procedural and other requirements relating to Respondent and this matter imposed by all applicable law.

10. The Board has jurisdiction over the person of the Respondent in this matter and over the subject matter of this proceeding.

11. Respondent expressly waives any right he may have to a hearing in this matter, to the making of finding of facts and conclusions of law and to any judicial review of this matter.

12. The Respondent forever releases the State of North Carolina, the Board, and all its members, officials, agents and representatives, both past and present, in their individual or official capacities from any and all liability, suits, claims, and causes of action, arising prior to or as a result of the execution of this Consent Order.

13. This Consent Order contains the entire agreement between the parties, there being no agreement of any kind, verbal or otherwise, which varies, alters or adds to this Consent Order.

14. The Respondent acknowledges that prior to signing this Consent Order he has been provided with legal advice concerning every aspect of this Consent Order from his attorney.

15. The Respondent acknowledges and agrees that he has entered into and signed this Consent Order voluntarily and without coercion or duress.

16. The Respondent acknowledges and agrees that this Consent Order will become effective on the date it is signed and dated by the Board's Chair.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED as follows:

I. Respondent's ability to supervise as a Marriage and Family Therapist is hereby placed on probation as set forth herein;

II. For a period of one (1) year, Respondent will not have or take on any new marriage and family therapist supervisees and will not conduct any supervision of any marriage and family therapist supervisees, except for his current designated supervisee as of the date of this order whose supervision has been completed but paperwork has yet to be submitted. During this one-year period, Respondent shall take the AAMFT Supervisor Refresher Course;

III. If, and when, Respondent resumes supervision and prior to any resumption of supervision, Respondent will engage a supervisor, pre-approved by the Board, to supervise supervision, for a period of one (1) year;

IV. Respondent will be permitted to see current clients, take on new clients and utilize his license without restriction, subject to the terms of this Order;

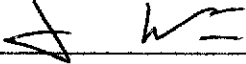
V. Upon successful completion of the above conditions, Respondent may begin supervision without supervision as long as all conditions have been fulfilled; and

VI. The Board shall maintain this Consent Order as a public record pursuant to North Carolina General Statute 90- 270.60(f).

This the 31 day of July, 2023.

CONSENTED TO BY:

North Carolina Marriage and
Family Therapy Licensure Board

By: 

Name:

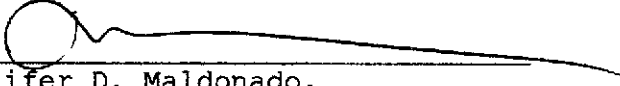
Board Chair

Date: 7/31/23

Respondent

By: 

James L. Machado Workman

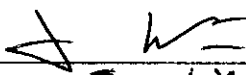
By: 

Jennifer D. Maldonado,
Counsel for Respondent

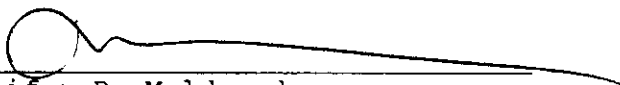
This the 31 day of July, 2023.

CONSENTED TO BY:

North Carolina Marriage and
Family Therapy Licensure Board

By: 
Name: Jon Winek
Board Chair
Date: 7/31/23

Respondent
By: 
James L. Machado Workman

By: 
Jennifer D. Maldonado,
Counsel for Respondent