

VIRGINIA:

BEFORE THE BOARD OF COUNSELING

IN RE: THERESA S. ZODY, C.S.A.C.
Certificate No. 0710-000532

NOTICE OF HEARING

Pursuant to § 2.2-4020, § 2.2-4021, § 54.1-110 and § 54.1-2400(11) of the Code of Virginia (1950), as amended (“Code”), Theresa Zody, C.S.A.C., is hereby given notice that, pursuant to § 2.2-4024 (F) of the Code, a formal administrative hearing will be held in the presence of a panel of the Board of Counseling (“Board”). The hearing will be held on February 8, 2008, at 8:30 a.m., at the offices of the Department of Health Professions, 9960 Mayland Drive, Suite 201, Richmond, Virginia, 23233, at which time Ms. Zody will be afforded the opportunity to be heard in person or by counsel.

At the hearing, Ms. Zody has the following rights among others: the right to representation by counsel, the right to have witnesses subpoenaed and to present witnesses on her behalf, the right to present documentary evidence, and the right to cross-examine adverse witnesses. If Ms. Zody wishes to subpoena witnesses, requests for subpoenas must be made in writing in accordance with the enclosed Instructions for Requesting Subpoenas.

The purpose of the hearing is to receive and act upon evidence that Ms. Zody may have violated certain laws and regulations governing the practice of substance abuse counselors in Virginia, as more fully set forth in the Statement of Particulars below.

STATEMENT OF PARTICULARS

The Board alleges that:

1. Theresa Zody, CSAC, may have violated 18 VAC 115-30-140(A) and (B)(1), and 18 VAC 115-30-150(A)(3) of the Regulations Governing the Certification of Substance Abuse Counselors and Substance Abuse Counseling Assistants ("Regulations"), in that she is unsafe to practice due to an addiction to narcotic pain medications, which she acknowledged in an interview with an investigator for the Department of Health Professions on September 19, 2007. On December 14, 2007, the Board granted Ms. Zody a stay of disciplinary action as long as she complied with the Health Practitioner's Intervention Program contract she entered on October 17, 2007. On December 27, 2007, the Board vacated the stay granted December 14, 2007 due to her non-compliance with the HPIP contract and her dismissal from the program.

2. Ms. Zody may have violated 18 VAC 115-30-140(A) and (B)(1) and 18 VAC 115-30-150(A)(4) of the Regulations, in that she failed to ensure appropriate continuity of care for her group therapy clients in that on or about October 10, 2007, when Ms. Zody entered inpatient treatment for her addiction, she left approximately 50 group therapy clients with an unsupervised and unlicensed employee of her practice that was unfamiliar with their cases and needs.

FOR THE BOARD



Evelyn B. Brown
Executive Director
Board of Counseling

Entered: 