

1 **BEFORE THE ARIZONA BOARD**
2 **OF BEHAVIORAL HEALTH EXAMINERS**

3 **In the Matter of:**

4 **Barbra A. Quade, LAMFT-0483,**
5 **Licensed Associate Marriage and Family**
6 **Therapist,**
7 **In the State of Arizona.**

8 **RESPONDENT**

CASE NO. 2023-0094
CONSENT AGREEMENT

9 In the interest of a prompt and speedy settlement of the above captioned matter,
10 consistent with the public interest, statutory requirements and responsibilities of the Arizona
11 State Board of Behavioral Health Examiners (“Board”), and pursuant to A.R.S. §§ 32-3281(F)
12 and 41-1092.07(F)(5), Barbra A. Quade (“Respondent”) and the Board enter into this Consent
13 Agreement, Findings of Fact, Conclusions of Law and Order (“Consent Agreement”) as a final
14 disposition of this matter.

15 **RECITALS**

16 Respondent understands and agrees that:

17 1. Any record prepared in this matter, all investigative materials prepared or
18 received by the Board concerning the allegations, and all related materials and exhibits may be
19 retained in the Board’s file pertaining to this matter.

20 2. Respondent has the right to a formal administrative hearing at which Respondent
21 can present evidence and cross examine the State’s witnesses. Respondent hereby irrevocably
22 waives their right to such formal hearing concerning these allegations and irrevocably waives
23 their right to any rehearing or judicial review relating to the allegations contained in this Consent
24 Agreement.

25 ...

1 3. Respondent has the right to consult with an attorney prior to entering into this
2 Consent Agreement.

3 4. Respondent acknowledges and agrees that upon signing this Consent
4 Agreement and returning it to the Board's Executive Director, Respondent may not revoke their
5 acceptance of this Consent Agreement or make any modifications to it. Any modification of this
6 original document is ineffective and void unless mutually approved by the parties in writing.

7 5. The findings contained in the Findings of Fact portion of this Consent Agreement
8 are conclusive evidence of the facts stated herein between only Respondent and the Board for
9 the final disposition of this matter and may be used for purposes of determining sanctions in any
10 future disciplinary matter.

11 6. This Consent Agreement is subject to the Board's approval, and will be effective
12 only when the Board accepts it. In the event the Board in its discretion does not approve this
13 Consent Agreement, this Consent Agreement is withdrawn and shall be of no evidentiary value,
14 nor shall it be relied upon or introduced in any disciplinary action by any party hereto, except
15 that Respondent agrees that should the Board reject this Consent Agreement and this case
16 proceeds to hearing, Respondent shall assert no claim that the Board was prejudiced by its
17 review and discussion of this document or of any records relating thereto.

18 7. Respondent acknowledges and agrees that the acceptance of this Consent
19 Agreement is solely to settle this Board matter and does not preclude the Board from instituting
20 other proceedings as may be appropriate now or in the future. Furthermore, and
21 notwithstanding any language in this Consent Agreement, this Consent Agreement does not
22 preclude in any way any other state agency or officer or political subdivision of this state from
23 instituting proceedings, investigating claims, or taking legal action as may be appropriate now or
24 in the future relating to this matter or other matters concerning Respondent, including but not
25 limited to violations of Arizona's Consumer Fraud Act. Respondent acknowledges that, other

1 than with respect to the Board, this Consent Agreement makes no representations, implied or
2 otherwise, about the views or intended actions of any other state agency or officer or political
3 subdivision of the state relating to this matter or other matters concerning Respondent.

4 8. Respondent understands that once the Board approves and signs this Consent
5 Agreement, it is a public record that may be publicly disseminated as a formal action of the
6 Board, and that it shall be reported as required by law to the National Practitioner Data Bank.

7 9. Respondent further understands that any violation of this Consent Agreement
8 constitutes unprofessional conduct pursuant to A.R.S. § 32-3251(16)(n) and may result in
9 disciplinary action pursuant to A.R.S. § 32-3281.

10 10. The Board therefore retains jurisdiction over Respondent and may initiate
11 disciplinary action against Respondent if it determines that they have failed to comply with the
12 terms of this Consent Agreement or of the practice act.

13 The Board issues the following Findings of Fact, Conclusions of Law and Order:

14 **FINDINGS OF FACT**

15 1. Respondent is the holder of License No. LAMFT-0483 for the practice of
16 marriage and family therapy in Arizona.

17 2. Since 07/01/04, Respondent has been licensed as an LAMFT.

18 3. From 12/21 – 09/22, respondent provided behavioral health services to a client
19 (“Client”).

20 4. Respondent’s notes and consents for Client indicate “[Respondent] Therapy” as
21 the practice name.

22 5. Public Arizona Corporation Commission records indicate Respondent started
23 “[Respondent] Therapy, LLC” in 05/21.

24 6. Respondent represented the following in her written response:

25 a. From approximately 2010 unto 05/21, Respondent worked for an agency.

1 b. In the midst of COVID, her employer let go of the lease of their building and
2 of Respondent.

3 c. No one was using the office, and at the time she was working from home,
4 seeing clients from the practice.

5 d. Respondent continued to see clients past that date, her former employer
6 would communicate regularly about the clients he had referred to her, and
7 they currently meet weekly.

8 7. Respondent provided a client list with approximately 60 clients, with service
9 dates starting as early as 04/20 and all with a status of closed.

10 8. Respondent operated a private practice as an associate level licensee without
11 going through the required process of supervised private practice.

12 9. In a 03/23/23 email to Board staff, Respondent noted she had closed her
13 practice.

14 **CONCLUSIONS OF LAW**

15 1. The Board has jurisdiction over Respondent pursuant to A.R.S. § 32-3251 *et seq.*
16 and the rules promulgated by the Board relating to Respondent's professional practice as a
17 licensed behavioral health professional.

18 2. The conduct and circumstances described in the Findings of Fact constitute a
19 violation of A.R.S. § 32-3251(16)(ii), violating any federal or state law, rule or regulation
20 applicable to the practice of behavioral health, as it relates to:

21 A.A.C. R4-6-210, Practice Limitations

22 A.A.C. R4-6-211, Direct Supervision: Supervised Work Experience: General

23 **ORDER**

24 Based upon the foregoing Findings of Fact and Conclusion of Law, the parties agree to
25 the provision and penalties imposed as follows:

1 1. As of the effective date of the Consent Agreement, Respondent shall not practice
2 under their license.

3 2. Respondent's license, LAMF-0483, shall by rule, expired on 03/30/22.

4 3. Respondent agrees not to renew their license.

5 4. Respondent agrees not to submit any type of new license application to the
6 Board for a minimum of five (5) years.


7 5. This Consent Agreement is conclusive evidence of the matters described herein
8 and may be considered by the Board in determining appropriate sanctions in the event a
9 subsequent violation occurs.

10 **PROFESSIONAL ACCEPTS, SIGNS AND DATES THIS CONSENT AGREEMENT**

11 
Barbra Quade (May 23, 2023 08:42 PDT)

12 Barbra A. Quade
Date May 23, 2023

13 **BOARD ACCEPTS, SIGNS AND DATES THIS CONSENT AGREEMENT**

14 By: 

15 TOBÍ ZAVALA, Executive Director
16 Arizona Board of Behavioral Health Examiners
Date Jun 10, 2023

17 **ORIGINAL** of the foregoing filed Jun 10, 2023
18 with:

19 Arizona Board of Behavioral Health Examiners
20 1740 West Adams Street, Suite 3600
Phoenix, AZ 85007

21 **EXECUTED COPY** of the foregoing sent electronically Jun 10, 2023
22 to:

23 Mona Baskin
24 Assistant Attorney General
2005 North Central Avenue
Phoenix, AZ 85004

25 Barbra A. Quade

1 Address of Record
2 Respondent

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