

**BEFORE THE STATE OF NEW MEXICO
BOARD OF SOCIAL WORK EXAMINERS**

DEC 28 2016

Litigation / m.n
Regular USFS

IN THE MATTER OF:

**Lisa McTavis
License No. M-08387**

Case No.: SW-14-11-24

Respondent.

**PRE-NCA SETTLEMENT AGREEMENT AND
WAIVER TOLLING STATUTE OF LIMITATIONS**

WHEREAS, the State of New Mexico Board of Social Work Examiners (hereafter the "Board") has issued a Notice of Investigation to the Respondent, Lisa McTavis, and a request for a Notice of Contemplated Action to the Office of the Attorney General;

WHEREAS, the Parties wish to resolve this matter in an amicable fashion without the need for the issuance of a Notice of Contemplated Action: IT IS AGREED AS FOLLOWS:

1. The Board has jurisdiction over this matter pursuant to Social Work Practice Act ("Act"), NMSA 1978, §§ 61-31-1 *et seq.*, and the Rules of the Board ("Rules"), 16.63.1 NMAC *et seq.* and thereby has the power to act allowed by, and in accordance with, the Uniform Licensing Act.
2. The Respondent holds a license under the Social Work Practice Act, Section 61-31-1 *et seq.*, NMSA 1978, and is subject to the jurisdiction of the Board.
3. This Settlement Agreement ("Agreement") is subject to the approval of the Board. If the Board rejects this Agreement, this matter will be heard at a later time, date,

and place to be set by the Board; any statements made by any party herein in negotiation or furtherance of the Agreement may not be used at a hearing before the Board unless otherwise admissible into evidence through a source independent of the settlement negotiations.

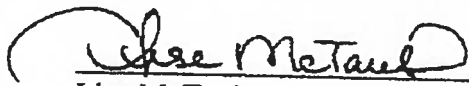
4. In order for the Board to have adequate time to consider this Agreement, Respondent waives the right to have this matter heard and decided within the time frame set by the Uniform Licensing Act, NMSA 1978, §§ 61-1-1 through -31.
5. It is understood and agreed that this Agreement is entered into for the purpose of compromising and settling matters in dispute. It does not constitute, nor shall it be construed to be, an admission by anyone or any party hereto to the truth or validity of the allegations asserted in the Complaint.
6. **Action:** Respondent will report to the Monitored Treatment Program ("Program") within fifteen (15) days of the last signature appearing on this Agreement. The Program is located at: 2500 Louisiana NE Suite 250, Albuquerque, NM 87110, and can be reached by phone at (505) 271-0800. Respondent will participate in an assessment by the Program and will comply with any and all treatment recommendations made by the Program. The assessment and any and all treatment will be at Respondent's expense. Respondent agrees to provide documentation, to the satisfaction of the Board, that she has reported to the Program, as well as documentation of her participation and completion of any treatment recommendation. If any treatment recommendation is made by the Program, then verification of participation must be provided as often as requested by the Board. **Upon completion of the Program, Respondent has thirty (30)**

days to submit verification of program completion to the Board Compliance Liaison.

7. The Respondent agrees that if she fails to report to the Monitored Treatment Program ("Program"), participate in any treatment recommendations, or successfully complete recommended treatment, within the aforementioned time frames, then the Board may proceed with the issuance of a Notice of Contemplated Action which will be considered timely. Additionally, Respondent agrees that if she fails to provide documentation of reporting to the Program, documentation of participation in treatment, or documentation of successful completion of treatment, within the aforementioned time frame, then the Board may proceed with the issuance of a Notice of Contemplated Action which will be considered timely.
8. This Agreement is a settlement of Board case number SW-14-11-24, and only the specific allegations contained therein. The board reserves the right to initiate proceedings for any other violations of the Social Work Practice Act or the Rules and Regulations of the Board adopted pursuant to that Act.
9. Respondent has read this entire agreement and fully understands each provision. Her signature below acknowledges that she knowingly, intelligently and freely agrees with the terms and conditions of agreement.

10. This Agreement constitutes a full and complete resolution of all claims and defenses that either party did raise or should have raised in this matter.

IT IS SO STIPULATED AND AGREED:

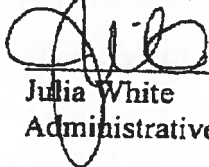


Lisa McTavis
Respondent

12/20/16
Date


Board Chairman

1/3/17
Date


Julia White
Administrative Prosecutor

12/28/16
Date