



## KENTUCKY BOARD OF ALCOHOL & DRUG COUNSELORS

**Matthew G. Bevin**  
Governor

PO Box 1360  
Frankfort, KY 40602  
Phone 502.782.8814 Fax 502.696.5898  
<http://adc.ky.gov>

June 4, 2019

Leslie Graeter

*Via Certified Mail, Return Receipt Requested*

Re: Suspension of credential ico Leslie Graeter, Certified Alcohol and Drug Counselor #148808

Dear Ms. Graeter:

This letter is to inform you of the suspension of your CADC credential effective May 24, 2019.

On April 5, 2019, the Kentucky Board of Alcohol and Drug Counselors (Board) voted to issue a Disciplinary Notice against your CADC credential. The basis for that decision is contained in the Board's letter to you dated May 8, 2019, a copy of which is enclosed. Under the terms of the Disciplinary Notice, the Board suspended your CADC credential for 18 months.

The Disciplinary Notice informed you of your right to request a hearing to appeal the Board's Disciplinary Notice within 15 days from the date of the Notice. That letter also stated that failure to request an administrative hearing would result in in the suspension of your credential effective immediately upon the expiration of the 15-day time period. The Board received no request for a hearing, so, under 201 KAR 35:060, Section 4, the Disciplinary Notice took effect on May 24, 2019. That decision is now final. The suspension will last until November 24, 2020.

Under KRS 309.0805, you are prohibited from using the title or holding yourself out as a Certified Alcohol and Drug Counselor during this suspension period. Under KRS 309.086, you may appeal the Board's decision in the Circuit Court where you reside. The action of the Board shall remain in effect pending any appeals unless the Board rescinds or modifies its order.

Sincerely,

A handwritten signature in blue ink, appearing to read "Tim Cesario".

Tim Cesario  
Board Chair  
Kentucky Board of Alcohol and Drug Counselors

Cc: Linda Webster, [REDACTED]

**Enclosure**



## KENTUCKY BOARD OF ALCOHOL & DRUG COUNSELORS

**Matthew G. Bevin**  
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PO Box 1360  
Frankfort, KY 40602  
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May 8, 2019

Leslie Graeter

*Via Certified Mail, Return Receipt Requested*

Re: Revocation of Probation ico Leslie Graeter, CADC #148808

Dear Ms. Graeter:

On April 5, 2019, the Kentucky Board of Alcohol and Drug Counselors ("Board") voted to issue this Disciplinary Notice against your CADC credential. The basis for that decision is a violation of the terms of your Agreed Order, which was approved by the Board on February 2, 2018. A copy of the Agreed Order is attached. Under the terms of the Agreed Order, you agreed to an 18-month suspension of your CADC credential with the suspension probated under certain conditions. Those conditions included supervision with a Board-approved supervisor for a period of 18 months with a minimum of one hour each week of direct, face-to-face supervision.

This is to notify you that the Board voted at its April 5, 2019 regular meeting to revoke your probation and impose an 18-month suspension of your CADC credentials. The Board found that the following facts support this decision:

- (1) As part of the conditions of your probation, the Agreed Order required that you undergo weekly supervision under 201 KAR 35:070, Section 13, from a Board-approved supervisor, at your own costs, for a minimum of one hour of face-to-face supervision each week. The Board approved Linda Webster as your Board-approved supervisor.
- (2) The Agreed Order notified you that failure to complete the terms of probation could result in a revocation of your probation; and
- (3) To date, you have failed to undergo weekly supervision with your Board-approved supervisor.

As indicated in the Agreed Order, failure to comply with the terms of your probation may be grounds for revocation of this probation and further disciplinary action against your credentials. Accordingly, the Board has voted to revoke your probation and impose an 18-month suspension of your CADC credential.

You have the right to request an administrative hearing to appeal this revocation. The administrative hearing shall comply with the requirements of KRS Chapter 13B. A request for an administrative

hearing must be submitted, in writing, within 15 days of the date of this notice to: Kentucky Board of Alcohol and Drugs Counselors, P.O. Box 1360, Frankfort, Kentucky 40602.

Failure to request an administrative hearing will result in the suspension of your credentials effective immediately upon the expiration of the above time period.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Tim Cesario', is positioned above the printed name.

Tim Cesario  
Board Chair  
Kentucky Board of Alcohol and Drug Counselors

Cc: Linda Webster, [REDACTED]

**Enclosure**

**COMMONWEALTH OF KENTUCKY  
BOARD OF ALCOHOL AND DRUG COUNSELORS  
AGENCY CASE NO. 15-04**

**RECEIVED**

**MAR 12 2018**

**OCCUPATIONS  
AND PROFESSIONS  
COMPLAINANT**

**COMMONWEALTH OF KENTUCKY  
BOARD OF ALCOHOL AND DRUG COUNSELORS**

**V.**

**LESLIE GRAETER  
(CERTIFICATE NO.148808)**

**RESPONDENT**

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**AGREED ORDER**

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**Whereas**, the Commonwealth of Kentucky, Board of Alcohol and Drug Counselors (hereafter the "Board") filed the instant complaint against Leslie Graeter, Certificate No. 148808 (hereafter the "Respondent"); and

**Whereas**, pursuant to KRS 309.086, the Board may revoke, suspend, place on probation, or restrict the license, certificate, or registration of a licensee, certificate holder, or registrant; refuse to issue or renew a license, certificate, or registration; and reprimand, admonish, or fine a licensee, certificate holder, or registrant; and

**Whereas**, pursuant to 201 KAR 35:060, Section 6, the Board, through counsel and the complaint screening committee, may, at any time during this process, enter into informal proceedings with the individual who is the subject of the complaint for the purpose of dispensing with the matter; and

**Whereas**, on or about August 25, 2014, the Respondent was stopped by security at Walmart and escorted to the store's security office. During questioning, it was determined that the Respondent had left the store with a pair of sunglasses without paying for the sunglasses; and

**Whereas**, while in the security office, Clarksville, Indiana police searched the Respondent and her personal belongings. The search discovered a baggie containing Methamphetamine. The Respondent was arrested and charged with possession of Methamphetamine, a felony, and theft, a class A misdemeanor; and

**Whereas**, criminal charges were filed in the matter of State of Indiana v. Leslie Graeter, Cause No. 10C02-1409-F6-210 in the Clark Circuit Court; and

**Whereas**, on or about August 25, 2015, a Judgment of Conviction and Sentence was entered against the Respondent for possession of a Methamphetamine, a Level 6 Felony. The Respondent was sentenced to one and a half years in prison. Her prison term was probated. The charge of theft was dismissed;

**Whereas**, on or about September 5, 2017, the Clark Circuit Court, State of Indiana, found that Respondent had successfully completed probation and modified the conviction to a Misdemeanor; and

**Whereas**, the Parties mutually desire to settle the issues in an expeditious manner, without the need for a formal hearing;

**IT IS HEREBY STIPULATED AND AGREED** between the undersigned Parties this matter shall be settled and resolved upon the following terms:

#### **Findings**

For the purposes of this Agreed Order, the Respondent admits the Board would be able to prove by a preponderance of the evidence, the following:

- 1) Violation of KRS 309.086(1)(i).

#### **Voluntary Waiver of Rights**

The Respondent has had the opportunity at all times to seek the advice from competent

counsel of choice. No coercion has been exerted upon the Respondent, nor have any promises been made other than those reflected in this Agreed Order. The Respondent has freely and voluntarily entered into this Agreed Order, motivated only by a desire to resolve the issues addressed herein. The Respondent has executed this Agreed Order only after a careful reading of it and a full understanding of all of its terms. The Respondent waives the right to challenge any agreed upon-term or condition of this Agreed Order notwithstanding any other statutory provision of KRS 309.080-.089, and the administrative regulations promulgated thereto. The Respondent expressly agrees those agreed-upon terms and conditions contained therein are exclusively a matter of private right.

The Respondent is fully aware of the rights to contest charges in a formal hearing. These rights include: representation by an attorney at the Respondent's own expense, the right to a public hearing on any charges contained in the Formal Complaint, the right to confront and cross-examine witnesses called to testify against the Respondent, the right to present evidence on the Respondent's behalf, the right to compulsory process to secure the attendance of such witnesses, the right to testify on the Respondent's own behalf, the right to receive written findings of fact and conclusions of law supporting the decision on the merits of the Formal Complaint, the right to obtain judicial review of the Board's decision, and the right to appeal any final order of the Board to the Franklin Circuit Court as otherwise allowed by KRS 309.086(2). All of these rights are being voluntarily waived by the Respondent in exchange for the Board's acceptance of this Agreed Order.

### **Jurisdiction**

The Respondent acknowledges the Board has jurisdiction over the Respondent and the conduct that has precipitated this Agreed Order. The Respondent also acknowledges the Board has the legal power to take disciplinary action up to and including revocation of the Respondent's license to practice alcohol and drug counseling in Kentucky.

The Respondent acknowledges the Board will retain jurisdiction over this matter until all

terms and conditions set forth in this Agreed Order have been met to the satisfaction of the Board.

### **Publication of Agreed Order**

The Respondent acknowledges that, once adopted by the Board, this Agreed Order is considered a public document, available for inspection at any time by any member of the public under the Kentucky Open Records Act. Further, the Respondent understands the Board is free to make any use it deems appropriate of the contents of this Agreed Order, which shall include the Board's ability to share the content of this Agreed Order with any governmental or professional board or organization, publication of a summary in the Board's newsletter, reporting under federal law, and availability via the Board's website.

### **Terms of Agreement**

NOW THEREFORE, in consideration of the mutual promises, covenants and agreements set forth below, the adequacy and sufficiency of which are hereby acknowledged, the Parties hereby covenant and agree as follows:

1. By entering into this Agreed Order, the Respondent recognizes that if this matter was to go to an administrative hearing, the Board may have sufficient evidence to sustain a disciplinary action against her. Nevertheless, she desires to settle the matter in an expeditious manner without resorting to a disciplinary hearing, and in doing so, she does not admit to, and expressly denies, any wrongdoing or liability.

2. The Respondent agrees her CADC credential shall be suspended for a period of eighteen (18) months. The entire period of suspension of the Respondent's credential shall be probated during which time the Respondent may continue to practice clinical alcohol and drug counseling. During the period of probation, the Respondent shall not violate any provisions of KRS 309.080 to 309.089, or 201 KAR Chapter 35.

3. The Respondent agree to weekly supervision pursuant to 201 KAR Section 35:070, Section 13, from a Board-approved supervisor, at her own cost, for a minimum of one (1) hour of face-to-face supervision each week. Supervision shall last throughout the entire time of the probation.

4. The Board agrees to:

- (a) Impose a suspension of the Respondent's license for a period of eighteen (18) months. The suspension period shall begin on the date that this Agreed Order is accepted by the Board. The entire suspension period shall be probated so long as the Respondent satisfactorily completes the terms of probation set forth above;
- (b) Approve, and has approved, Ms. Linda Webster as Respondent's Board-approved supervisor pursuant to 201 KAR 35:070, Section 13; and
- (b) Not seek any additional disciplinary action against the Respondent based on the factual allegations set forth in this Agreed Order.

5. This matter shall constitute disciplinary action, which may be reportable under state or federal law.

6. The Parties agree to execute all documents necessary to settle this matter.

7. The Respondent expressly understands failure to comply with and complete all terms of this Agreed Order shall constitute failure to comply with an Order of the Board under KRS 309.086(1)(h) and 201 KAR 35:030, Section 4(1)(b)2 for which the Board may impose additional penalties available under law after notice and opportunity to be heard.

8. The Parties agree to take all actions necessary that would cause the conditions and obligations under this Agreed Order to become effective upon the date this Agreed Order is accepted by the Board, or, in the event that additional documents may need to be executed after said date, and the Parties agree to cooperate with each other and execute such additional documents to effectuate



the purposes as stated herein.

9. Each of the Parties represents and warrants to the other that it has taken all requisite action to authorize the execution, delivery and performance of its obligations hereunder, and that each party has all requisite power and authority to enter into this Agreed Order and to effectuate the purposes herein and that the Agreed Order will in fact be legally binding and will constitute the valid and legally binding obligation of each Party and will be enforceable against each Party in accordance with the respective terms hereof.

10. This Agreed Order shall be governed in all respects, whether as to validity, construction, capacity, performance or otherwise, in accordance with the laws of the Commonwealth of Kentucky without reference to its choice of law rules. Any dispute arising hereunder shall be settled by a state court of appropriate jurisdiction in Franklin County, Kentucky. The Parties irrevocably consent to the personal jurisdiction and venue of such court. The Parties agree that any such litigation shall be by bench trial only, each of the Parties irrevocably waiving its right to jury trial in any dispute arising hereunder.

11. This Agreed Order may not be modified except by a written agreement signed by all Parties.

12. The Parties represent, agree, and acknowledge that they have read this Agreed Order in its entirety and fully understand and agree to its terms.

#### **Release of Liability**

In consideration of execution of this Agreed Order, the Respondent, the Respondent's executors, administrators, successors and assigns, hereby releases and forever discharges the Commonwealth of Kentucky, the Kentucky Board of Alcohol and Drug Counselors, and the Public Protection Cabinet and each of their members, agents, and employees in their individual and representative capacities, from any and all manner of actions, causes of action, suits, debts,

judgments, executions, claims and demands whatsoever, known and unknown, in law or equity, the Respondent ever had, now has, may have or claim to have against any or all of the persons or entities named in this paragraph arising out of or by reason of this investigation, this disciplinary action, this Agreed Order, or its administration.

### **Acceptance by the Board**

It is hereby agreed between the Parties this Agreed Order shall be presented to the Kentucky Board of Alcohol and Drug Counselors at the next regularly scheduled meeting of the Board.

The Respondent understands the Board is free to accept or reject this Agreed Order, and if rejected by the Board, a formal disciplinary hearing against the Respondent may be scheduled. The Respondent hereby agrees to waive any right the Respondent might have to challenge the impartiality of the Board, based solely upon the presentation of this Agreed Order, to hear the disciplinary charges if, after review by the Board, this Agreed Order is rejected.

If the Agreed Order is not accepted by the Board, it shall be regarded as null and void. Admissions by the Respondent in the Agreed Order will not be regarded as evidence against the Respondent at the subsequent disciplinary hearing. The Respondent will be free to defend herself and no inferences against the Respondent will be made from the Respondent's willingness to have entered into this Agreed Order.

The Agreed Order will not be submitted for Board consideration until after it has been agreed to and executed by the Respondent. The Agreed Order shall not become effective until it has been approved by a majority of the Board and endorsed by a representative member of the Board.

### **Effective Date**

The effective date of this Agreed Order means the date of acceptance by the Board as reflected in its Meeting Minutes and date this Agreed Order was ordered, which is found on page 9 of this Agreed Order.

### **Complete Agreed Order**

This Agreed Order consists often (10) pages and embodies the entire agreement between the Board and the Respondent. This Agreed Order shall constitute a binding contract between the Respondent and the Board, subject only to approval by the Board as set forth above. The Respondent shall not rescind, revoke, withdraw, or seek to modify this Agreed Order prior to or during its presentation to the Board at a regularly scheduled meeting of the Board. It may not be altered, amended or modified without the express written consent of both parties.

### **Cooperation with the Board**

The Respondent agrees to permit and cooperate with the Board, its members, agents, and employees, and its Impairment Committee and representatives, to monitor the Respondent's compliance with the terms and conditions of this Agreed Order. The Respondent shall sign and file any appropriate authorizations and/or releases for information that may be requested by the Board or its representative member.

### **Order**

Upon consideration of this Agreed Order, it is hereby **ORDERED** that the terms of this Agreed Order are approved and adopted.

**IT IS HEREBY FOUND THAT** Respondent's conduct constituted a violation of KRS 309.086(1)(i).

**IT IS HEREBY ORDERED THAT** the Respondent's CADAC credential shall be **SUSPENDED** for a period of eighteen (18) months. The suspension of the Respondent's credential shall be **PROBATED** during which time the Respondent may continue to practice clinical alcohol and drug counseling. During the period of probation, the Respondent shall not violate any provisions of KRS 309.080 to 309.089, or 201 KAR Chapter 35. Respondent shall submit to weekly supervision pursuant to 201 KAR Section 35:070, Section 13, as outlined in Paragraphs 3 and 4 above.

**SO ORDERED** this 2nd day of February, 2018.



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**GEOFFREY WILSON, LCSW**  
**Board Chair**  
**Board of Alcohol and Drug Counselors**

**Have Seen, Understood and Agreed:**



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Leslie Graeter, Respondent

2/26/2018  
Date