

**BEFORE THE BEHAVIORAL SCIENCES REGULATORY BOARD**

712 S. Kansas Ave., Topeka, KS 66603-3817  
785-296-3240

**IN THE MATTER OF  
THE LICENSE OF  
NAOMI GLYNN  
LSCSW NO. 1554**

**CASE NO. 01 CS 54**

**CONSENT AGREEMENT  
AND FINAL ORDER**

Now on this 11<sup>th</sup> day of MARCH, 2002, the Behavioral Sciences Regulatory Board (the "board"), represented by litigation counsel, Michelle Davis, Assistant Attorney General, and the "licensee", Naomi Glynn, represented by her attorney, Lynn Howerton of Shughart, Thomson & Kilroy, hereby enter into the following agreement for the purpose of resolving this matter.

**NATURE OF THE CASE**

1. At all times relevant, licensee has been, and is currently, licensed as a Licensed Specialist Clinical Social Worker (LSCSW) pursuant to 65-6301, et seq.
2. K.S.A. 65-6311 sets forth the grounds for which the board may revoke, suspend, limit or deny a social worker's license.
3. The board has jurisdiction over licensee and the subject matter of this action.
4. The board received a complaint about licensee's conduct. A board investigator investigated the reported allegations. During the investigation, licensee was informed of the reported information and was given the opportunity to respond to the allegations.
5. A board member reviewed the case material, found probable cause to believe that licensee had engaged in unprofessional conduct, and referred this case to the Attorney General for administrative prosecution.

6. Licensee has the right to a hearing on this matter and to seek review of the findings from that hearing in accordance with the Kansas administrative procedure act and the Kansas act for judicial review and civil enforcement of agency actions. Licensee waives those rights and knowledgeably and voluntarily enters into this agreement instead of proceeding to such a hearing.

7. Licensee does not contest, and it is hereby established that, pursuant to K.S.A. 65-6311(a)(4) and K.A.R. 102-2-7, licensee engaged in unprofessional conduct, revealing information, a confidence, or secret of any client and failing to obtain written, informed consent from the client before releasing information, based on the following facts:

In the fall of 2000, licensee facilitated a breast cancer support group at Menorah Medical Center in Overland Park, Kansas. One of the participants in the group discussed her experiences with her Menorah treating physician. Licensee shared this information with Menorah senior personnel and with the physician and the physician's attorney. Licensee had a duty to the participant to keep communications confidential; the participant did not consent to the release of this information or waive her privilege of confidentiality and there were no exceptions that allowed disclosure.

#### **DISPOSITION**

8. Licensee's license shall be suspended for 6 months with the suspension stayed as long as licensee satisfies the following condition: Licensee shall research, write, and submit to the board, within 4 months of the effective date of this order, a ten page professional paper, double-spaced and properly referenced with at least 8 professional references integrated within the context of the paper, APA format, on the subject of

confidentiality. The board, in its sole discretion, shall determine whether the paper is acceptable. If the paper is unacceptable, licensee shall have thirty days from the rejection date to submit a revised paper for the board's consideration.

9. If licensee does not satisfy the above-stated condition, then the stay shall be lifted and her license suspended for 6 months; licensee has the right to notice and a hearing on this issue. If licensee satisfies the condition, then licensee's status shall return to unconditionally licensed.

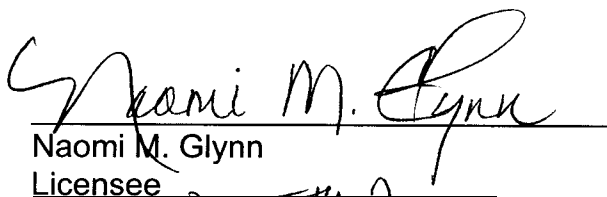
### MISCELLANEOUS

10. This is a disciplinary action. Notification of this order shall be provided to any other licensing board where licensee is licensed, registered or certified. This is a public record that may be disclosed upon request.


11. Licensee shall be responsible for any costs incurred in satisfying this agreement.

12. This constitutes the entire agreement between licensee and the board, and may be modified or amended only by written agreement of the parties.

By their signatures, the parties hereby acknowledge this agreement and consent to its provisions which are hereby made the final order of the Behavioral Sciences Regulatory Board effective upon the date indicated in the Certificate of Service below.

  
\_\_\_\_\_  
Naomi M. Glynn  
Licensee

\_\_\_\_\_  
(address)

  
\_\_\_\_\_  
Date

Lynn Howerton / SAH

Lynn Howerton  
Attorney for licensee  
120 W. 12<sup>th</sup> St.  
Kansas City, MO 64105-1929  
816-421-3355

25 Feb 2002

Date

Michelle Davis

Michelle Davis  
Assistant Attorney General  
120 S.W. 10<sup>th</sup> Street, Second Floor  
Topeka, Kansas 66612-1597.  
785-368-8436

3/8/02

Date

FOR THE BOARD

Anna Silva-Keith

Anna Silva-Keith, Chairperson  
Behavioral Sciences Regulatory Board

3/11/02

Date

**CERTIFICATE OF SERVICE**

On the 12<sup>th</sup> day of March, 2002, I mailed, first-class postage prepaid, a true and correct copy of the above Consent Agreement and Final Order to Naomi Glynn, to Lynn Howerton, and to Michelle Davis at their addresses listed above.

Roger Scurlock

Roger Scurlock, Special Investigator  
Behavioral Sciences Regulatory Board