

Jane E. Weiler, KS S. Ct. #25276  
Assistant Attorney General  
120 SW 10th Ave., Second Floor  
Topeka, KS 66612  
(785) 296-2215

**BEFORE THE KANSAS BEHAVIORAL SCIENCES REGULATORY BOARD**

**In The Matter Of**

**RANDOLPH MOREDOCK,  
LCMFT #798**

**Respondent**

**Case No. 19-CT-0191**

Pursuant to K.S.A. 77-536

**ORDER LIFTING SUSPENSION**

NOW, on this 13 day of August, 2019, the above-captioned matter comes before the Complaint Review Committee of the Kansas Behavioral Sciences Regulatory Board (Board).

**FINDINGS OF FACT**

The Board finds that the following facts have been established by a preponderance of the evidence:

1. Randolph Moredock ("Respondent") was at all times relevant, a Licensed Clinical Marriage and Family Therapist ("LCMFT") within the meaning of the Kansas Marriage and Family Therapists Licensure Act, K.S.A. 65-6401, *et seq.*, and amendments thereto.
2. On or about February 12, 2019, Respondent entered into a Consent Agreement and Final Order ("Consent Agreement") with the Board in Case No. 19-CT-0025 for violations of K.S.A. 65-6408(a)(9), as defined in K.A.R. 102-5-12a(51) and K.A.R. 102-5-12a(52).
3. The Consent Agreement required, in part:
  - a. Obtain six (6) extra CEU hours in Ethics, focusing on profession practice and professional conduct, in addition to the biennial requirement to be taken in-person

and proof of completion furnished to the Board's Investigator within three (3) months of the effective date of this Consent Agreement and Final Order.

- b. Respondent shall practice only under individual supervision by an independent clinical-level supervisor to be approved by the Board. The supervisor was to provide to the Board's investigator quarterly written reports.

4. After several attempts from the Board's investigator reminding Respondent of the terms and conditions of his Consent Agreement, Respondent failed to submit to the Board the name of any proposed supervisor.

5. Additionally, Respondent failed to ensure the submission of quarterly reports to the Board's investigator.

6. On or about July 2, 2019, the Board issued a Summary Proceeding Order for Respondent's violation of K.S.A. 65-6408(a)(9), as defined in K.A.R. 102-5-12(9), in that Respondent failed to cooperate in a timely manner with a request from the Board's investigator to provide the names of his proposed practice supervisor as provided for in the terms and conditions contained in the Consent Agreement.

7. Respondent did not request relief from this aforementioned Summary Proceeding Order, which then became a Final Order on July 22, 2019.

8. On or about August 2, 2019, Respondent submitted to the Board his proposed practice supervisor.

9. The Complaint Review Committee, on behalf of the Board, approved Respondent's practice supervisor.

## CONCLUSION

10. The Complaint Review Committee determines that Respondent has complied with the terms and conditions contained in his Consent Agreement related to proposing his clinical level supervisor.


11. The Complaint Review Committee finds that the public interest would not be harmed by lifting the indefinite suspension imposed on Respondent.

12. The Complaint Review Committee further finds the Consent Agreement is still in full force and effect. Respondent is admonished to review those requirements so that he remains in compliance with the Consent Agreement.

## SANCTION

WHEREFORE, based on the above forgoing, the Complaint Review Committee of behalf of the Board finds that the indefinite suspension placed on the Kansas Clinical Marriage and Family Therapist license of Respondent Randolph Moredock is hereby lifted as of the effective date of this Order.

IT IS SO ORDERED ON THIS 13<sup>th</sup> DAY OF AUGUST, 2019.

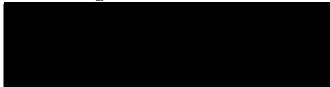
  
Chairperson, Complaint Review Committee  
On behalf of the Behavioral Sciences  
Regulatory Board

### CERTIFICATE OF SERVICE

This is to certify that on this 13 day of August, 2019, a true and correct copy of the above and foregoing Order Lifting Suspension was deposited in the U.S. mail, first class postage prepaid, addressed to:

Adam Hall  
Thompson Warner, P.A.  
333 W. 9<sup>th</sup> Street, Suite B  
Lawrence, KS 66044

Randolph Moredock, LCMFT



and a copy delivered via interoffice mail to:

Jane E. Weiler, Esq.  
Assistant Attorney General  
120 SW 10th Ave., 2nd Floor  
Topeka, KS 66612  
*Disciplinary Counsel for the Board*

Cindy Denole  
For the Board

Jane E. Weiler, KS S. Ct. #25276  
Assistant Attorney General  
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**BEFORE THE KANSAS BEHAVIORAL SCIENCES REGULATORY BOARD**

**In The Matter Of**

**RANDOLPH MOREDOCK,  
LCMFT #798**

**Respondent**

**Case No. 19-CT-0191**

Pursuant to K.S.A. 77-536

**SUMMARY PROCEEDING ORDER OF SUSPENSION**

NOW, on this 2 day of July, 2019, the above-captioned matter comes before the Complaint Review Committee of the Kansas Behavioral Sciences Regulatory Board (Board).

**FINDINGS OF FACT**

The Board finds that the following facts have been established by a preponderance of the evidence:

1. Randolph Moredock ("Respondent") was at all times relevant, a Licensed Clinical Marriage and Family Therapist ("LCMFT") within the meaning of the Kansas Marriage and Family Therapists Licensure Act, K.S.A. 65-6401, *et seq.*, and amendments thereto.
2. On or about February 12, 2019, Respondent entered into a Consent Agreement and Final Order with the Board in Case No. 19-CT-0025 for violations of K.S.A. 65-6408(a)(9), as defined in K.A.R. 102-5-12a(51) and K.A.R. 102-5-12a(52).
3. The Consent Agreement and Final Order required, in part:

- a. Obtain six (6) extra CEU hours in Ethics, focusing on profession practice and professional conduct, in addition to the biennial requirement to be taken in-person and proof of completion furnished to the Board's Investigator within three (3) months of the effective date of this Consent Agreement and Final Order.
- b. Respondent shall practice only under individual supervision by an independent clinical-level supervisor to be approved by the Board. The supervisor was to provide to the Board's investigator quarterly written reports.

A. Continuing Education

4. Pursuant to the terms and conditions of the Consent Agreement and Order, Respondent was required to submit these six (6) extra CEU hours in Ethics were due to the Board's investigator on or before May 13, 2019.

5. At this time, Respondent failed to submit to the Board's investigator documentation evidencing completion of the required six (6) extra CEU hours in Ethics.

B. Clinical Level Supervision

6. On or about February 12, 2019, the Board's investigator sent to Respondent's counsel a letter requesting that Respondent submit to the Board his proposed supervisors. Respondent failed to submit to the Board the name of any proposed supervisors.

7. Once again on or about May 17, 2019, the Board's investigator sent another request to Respondent's counsel asking that Respondent submit to the Board his proposed supervisors. The Board's investigator requested that Respondent provide this information to the Board by May 17, 2019.

8. At this time, Respondent has failed to submit to the Board the name of any proposed supervisor.

9. Additionally, at this time, no quarterly reports have been submitted to the Board's investigator.

#### **APPLICABLE LAW**

10. Pursuant to K.S.A. 2017 Supp. 77-537(a) of the Kansas Administrative Procedure Act ("KAPA"), a state agency may use summary proceedings, subject to a party's request for a hearing on the order, if:

- (1) The use of those proceedings in the circumstances does not violate any provision of law;
- (2) the protection of the public interest does not require the state agency to give notice and an opportunity to participate to persons other than the parties;
- (3) based upon an investigation of the facts by the state agency, beyond receipt of the allegations, the state agency believes in good faith that the allegations will be supported to the applicable standard of proof, provided however that an alleged failure to meet the standards set forth in this subsection shall not be subject to immediate judicial review and shall not invalidate any later agency action that has been supported to the applicable standard of proof; and
- (4) the order does not take effect until after the time for requesting a hearing has expired.

11. K.S.A. 65-6402(d): "Licensed clinical marriage and family therapist" means a person who engages in the independent practice of marriage and family therapy including the diagnosis and treatment of mental disorders specified in the edition of the diagnostic and statistical manual of mental disorders of the American psychiatric association designated by the board by rules and regulations and is licensed under this act.

12. K.S.A. 65-6408(a)(9): The board may refuse to issue, renew or reinstate a license, may condition, limit, revoke or suspend a license, may publicly or privately censure a licensee or may impose a fine not to exceed \$1,000 per violation upon a finding that a licensee or an applicant for license has been found to have engaged in unprofessional conduct as defined by applicable rules and regulations adopted by the Board. Specifically, K.A.R. 102-5-12(9): failing or refusing to cooperate in a timely manner with any request from the board for a response, information, or assistance with respect to the board's investigation of any report of an alleged violation filed against

oneself or any other applicant or professional who is required to be licensed or registered by the board.


### CONCLUSIONS OF LAW

13. Respondent failed to cooperate in a timely manner with a request from the Board's investigator to provide the names of his proposed practice supervisors for Board approval as provided for in the terms and conditions contained in the Consent Agreement and Final Order Docket No. 19-CT-0025 entered into between the parties on approximately February 12, 2019. This is a violation of K.S.A. 65-6408(a)(9), as defined in K.A.R. 102-5-12(9).

### SANCTION

WHEREFORE, based on the above Findings of Fact and Conclusions of Law and pursuant to the authority granted by K.S.A. 65-6408(a) and K.S.A. 77-537, the Complaint Review Committee of behalf of the Board finds that the Kansas Clinical Marriage and Family Therapist license of Respondent Randolph Moredock should be and is hereby **SUSPENDED** effective date of this Summary Proceeding Order as set forth in the Notice of Relief and the Certificate of Service below, and until such order of the Board upon Respondent's submission to the Board of satisfactory evidence demonstrating his compliance with the terms and conditions of the Consent Agreement and Final Order in the above captioned matter entered into between the parties on approximately February 12, 2019.

IT IS SO ORDERED ON THIS 27<sup>th</sup> DAY OF June, 2019.

  
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Chairperson, Complaint Review Committee  
On behalf of the Behavioral Sciences  
Regulatory Board



## **NOTICE OF RELIEF FROM SUMMARY PROCEEDING ORDER**

Pursuant to K.S.A. 77-537 and K.S.A. 77-542, this Summary Proceeding Order is subject to your request for a hearing. If you desire a hearing, you must direct a written request for hearing to:

Max Foster, Executive Director  
Behavioral Sciences Regulatory Board  
700 SW Harrison St., Suite 420  
Topeka, KS 66603-3929

This written request must be filed within fifteen (15) calendar days from the date indicated in the below Certificate of Service. Pursuant to K.S.A. 77-503(c), the 15-day period begins the day after the date indicated in the Certificate of Service and includes weekends and legal holidays. If the 15<sup>th</sup> day falls on a Saturday, Sunday, or legal holiday, then the 15-day period runs until 5:00 p.m. on the next day which is not a Saturday, Sunday, or legal holiday. A request is considered "filed" on the date it is received at the Board's office. If a hearing is not requested in the time and manner stated, this Summary Order becomes a final order subject to judicial review. A petition for judicial review should be directed to the above recipient.

### **CERTIFICATE OF SERVICE**

This is to certify that on this 2 day of July, 2019, a true and correct copy of the above and foregoing Summary Proceeding Order of Suspension was deposited in the U.S. mail, first class postage prepaid, addressed to:

Adam Hall  
Thompson Warner, P.A.  
333 W. 9<sup>th</sup> Street, Suite B  
Lawrence, KS 66044

and a copy delivered via interoffice mail to:

Jane E. Weiler, Esq.  
Assistant Attorney General  
120 SW 10th Ave., 2nd Floor  
Topeka, KS 66612  
*Disciplinary Counsel for the Board*

Cindy D'Ercole  
For the Board