



Ohio Counselor, Social Worker & Marriage and Family Therapist Board

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ADJUDICATION ORDER in the Matter of:

Brett Knott, Jr., LPC
7140 Selby Road, Lot 45
Athens, OH 45701-9290

IN THE MATTER OF BRETT KNOTT, JR. TO PRACTICE AS A LICENSED PROFESSIONAL COUNSELOR IN THE STATE OF OHIO.

THE MATTER OF BRETT KNOTT, JR., CAME BEFORE THE FOLLOWING MEMBERS OF THE COUNSELOR PROFESSIONAL STANDARDS COMMITTEE OF THE OHIO COUNSELOR, SOCIAL WORKER, AND MARRIAGE AND FAMILY THERAPIST BOARD ON JANUARY 19, 2023: SUE POHLER, TONYA SCHAEFFER, DR. JERRY STRAUSBAUGH, DR. BUTCH LOSEY AND JOSEPH GEIG.

FINDINGS, ORDER, AND JOURNAL ENTRY

This matter came for consideration after a Notice of Opportunity for Hearing was issued to Brett Knott, Jr. by the Counselor Professional Standards Committee on September 16, 2022.

Pursuant to R.C. 119.07 licensees are entitled to a hearing before the Board if such a hearing is requested in writing within thirty days of the mailing of the Notice of Opportunity for Hearing. In this case, Mr. Knott did not make a timely request for such a hearing, therefore pursuant to *Goldman v. State Medical Board of Ohio*, 110 Ohio App.3d 124, 673 N.E.2d 677 (1996) the case was presented to the Counselor Professional Standards Committee on January 19, 2023.

Summary of Evidence

State's Exhibits

1. Statement prepared by William L. Hegarty, Deputy Director, State of Ohio Counselor, Social Worker, and Marriage and Family Therapist Board.
2. Notice of Opportunity for Hearing to Mr. Knott dated September 16, 2022.
3. Court documents pertaining to Mr. Knott from the Franklin County Court of Common Pleas

Conclusions of Law

Ohio Revised Code Sections 4757.36(C) (5) provides that the Ohio Counselor, Social Worker, and Marriage and Family Therapist Board may take disciplinary action against a licensee who has received a felony conviction in Ohio or another state.

Discussion and Findings

As required in the case of *Goldman v. State Medical Board of Ohio*, 110 Ohio App3d 124, 673 N.E.2d 677 (1996) all cases where a Board issues a Notice of Opportunity for Hearing and the individual does not request a hearing in writing or has otherwise withdrawn their request for a hearing, the Board still must review evidence presented to it and make specific findings of fact. In this case, Mr. Knott did not request a hearing per the instructions in the Notice of Opportunity for Hearing after receipt of his Notice of Opportunity for Hearing.

The Counselor Professional Standards Committee has reviewed the evidence prepared in this case. The Committee finds that Brett Knott, Jr., was convicted of Medicaid Fraud, a fifth-degree felony in May 2022 in the Franklin County Court of Common Pleas. Based on this, the Committee orders that Mr. Knott's license to practice as a licensed professional counselor (C.1400256) is **REVOKED**. As Ordered by the Counselor Professional Standards Committee of the Ohio Counselor, Social Worker, and Marriage and Family Therapist Board. This decision was by a unanimous vote of the Board members who reviewed and voted on the case.

It is hereby certified by this Board that the above language is incorporated into the Board's journal in this matter.

APPEAL RIGHTS

Ohio Revised Code Section 119.12 may authorize an appeal from this Order. Such an appeal must be commenced by the filing of a Notice of Appeal with the Ohio Counselor, Social Worker, and Marriage and Family Therapist Board and in the court of common pleas of the county in which the licensee is a resident. If the party appealing from the order is not a resident of any County, the party may appeal to the court of common pleas of Franklin County. The Notice of Appeal must set forth the order appealed from and state that the agency's order is not supported by reliable, probative, and substantial evidence and is not in accordance with the law. The Notice of Appeal may, but need not, set forth the specific grounds of the party's appeal beyond the statement that the agency's order is not supported by reliable, probative, and substantial evidence and is not in accordance with law. Both Notices of Appeal must be received at the office of the Board and filed with the applicable court within fifteen (15) days after mailing of this notice of the agency's order, and in accordance with the provisions of Ohio Revised Code Chapter 119.12.

By Order of the State of Ohio Counselor, Social Worker, and Marriage and Family Therapist Board.



Brian Carnahan
Executive Director

January 19, 2023
Date