

**BEFORE THE MINNESOTA  
BOARD OF MARRIAGE AND FAMILY THERAPY**

In the Matter of  
Jessica Rothmeyer, LMFT  
License No. 1345

**STIPULATION AND CONSENT ORDER  
FOR VOLUNTARY SURRENDER**

IT IS HEREBY STIPULATED AND AGREED by Jessica Rothmeyer, LMFT (“Licensee”), and the Minnesota Board of Marriage and Family Therapy (“Board”) as follows:

1. Licensee has been subject to the jurisdiction of the Board from which she held a license to practice marriage and family therapy in the State of Minnesota for all times material herein.

2. On June 11, 2015, Licensee met with the Complaint Panel, composed of Board Members Herb Grant and Dennis Morrow, to discuss allegations around Licensee’s marriage and family therapy practice contained in a Notice of Conference dated April 22, 2015. Caitlin M. Grom, Assistant Attorney General, represented the Complaint Panel at the conference. The Complaint Panel advised Licensee that she may choose to be represented by legal counsel in this matter. Although aware of this opportunity, Licensee waived representation by counsel for the June 11, 2015 conference. Licensee is now represented by David Monroy, Monroy Law Offices, PLLC, 630 Proctor Avenue, Suite A, Elk River, MN 55330. Licensee and the Complaint Panel have agreed to enter into a Stipulation and Consent Order for Voluntary Surrender to address the concerns identified below.

## **FACTS**

3. For the purpose of this Stipulation, the Board may consider the following facts as true:

a) The Board issued Licensee a license to practice marriage and family therapy in the State of Minnesota on July 15, 2005.

b) Licensee is the owner of Divine Revelations Counseling PLLC (“Divine Revelations”). Licensee practices as a Licensed Marriage and Family Therapist at Divine Revelations.

c) Licensee permitted her husband, S.R., an unlicensed practitioner, to participate in couple and marriage therapy sessions, and that her husband participated in such sessions in order to provide the perspective of a male and a husband. Licensee supervised her husband in therapy sessions. There were times when Licensee and her husband would break into separate sessions with the couple receiving therapy. During these times, Licensee was unable to supervise her husband.

## **REGULATIONS**

4. The Board views Licensee's practices as described in paragraph 3 above to be in violation of statutes and rules enforced by the Board and constitutes a reasonable basis in law and fact to justify the disciplinary action provided for in this Stipulation and Consent Order. Specifically, the Board contends that Licensee's conduct constitutes the following violations:

a) Engaging in unprofessional conduct in violation of Minn. R. 5300.0350, subp. 4(S);

b) **Permitting a trainee or intern under the therapist's supervision to perform professional services beyond the trainee's or intern's level of training in violation of Minn. R. 5300.0350, subp. 4(B);**

c) **Failing to make every effort to avoid dual relationships that could impair the therapist's professional judgment or increase the risk of exploitation, in violation of Minn. R. 5300.0350, subp. 4(C);**

d) **Engaging in conduct likely to deceive or defraud the public or the Board, in violation of Minn. R. 5300.0350, subp. 4(N);**

e) **Failing to make certain that the qualifications of a person in a therapist's employ is a student, independent contractor, or an intern represented in a manner that is not false, misleading, or deceptive, in violation of Minn. R. 5300.0350, subp. 4(R).**

5. **Licensee denies any such violations or wrong doing, but acknowledges that the Board has made its findings of the facts above and that the Complaint Panel has determined that a violation of the statutes and rules enforced by the Board has occurred. This Stipulation and the voluntary surrender of Licensee's license shall not be construed as an admission of any such violations or wrong doing.**

#### **REMEDY**

6. **Upon the foregoing facts and all the files, records, and proceedings herein, the board determines that disciplinary action is warranted. Without further notice or hearing, the Board enters an order as follows:**

a. **The Board accepts Licensee's VOLUNTARY SURRENDER of her license to practice marriage and family therapy. All state licenses and certificates shall be returned to the Board within ten (10) days of service of this Order.**

b. Effective immediately, Licensee shall not practice, attempt to practice, offer to practice, or advertise or hold herself out as authorized to practice marriage and family therapy in Minnesota and shall not use the credentials LMFT or titles of marriage and family therapist, marriage and family counselor, professional therapist, professional counselor, or any other designation which indicates licensure as a licensed marriage and family therapist or the practice of marriage and family therapy.

c. Licensee may not apply for a new license for a period of seven (7) years. Upon application, the burden of proof shall be upon Licensee to demonstrate by a preponderance of the evidence that she is capable of practicing marriage and family therapy in a fit and competent manner.

#### **CONSEQUENCES FOR NONCOMPLIANCE OR ADDITIONAL VIOLATIONS**

7. If Licensee fails to comply with or violates this Stipulation and Consent Order the Review Panel may, in its discretion, seek additional discipline either by initiating a contested case proceeding pursuant to Minnesota Statutes chapter 14 or by bringing the matter directly to the Board pursuant to the following procedure:

a. The Review Panel shall schedule a hearing before the Board. At least 20 days before the hearing, the Review Panel shall mail Licensee a notice of the violation(s) alleged by the Review Panel. In addition, the notice shall designate the time and place of the hearing. Within ten days after the notice is mailed, Licensee shall submit a written response to the allegations. If Licensee does not submit a timely response to the Board, the allegations may be deemed admitted.

b. The Review Panel, in its discretion, may schedule a conference with Licensee prior to the hearing before the Board to discuss the allegations and to attempt to resolve the allegations through agreement.

c. Prior to the hearing before the Board, the Review Panel and Licensee may submit affidavits and written argument in support of their positions. At the hearing, the Review Panel and Licensee may present oral argument. Argument shall not refer to matters outside the record. The evidentiary record shall be limited to the affidavits submitted prior to the hearing and this Stipulation and Consent Order. The Review Panel shall have the burden of proving by a preponderance of the evidence that a violation has occurred. If Licensee has failed to submit a timely response to the allegations, Licensee may not contest the allegations, but may present argument concerning the appropriateness of additional discipline.

d. Licensee's correction of a violation before the conference, hearing, or meeting of the Board may be taken into account by the Board but shall not limit the Board's authority to impose discipline for the violation. A decision by the Review Panel not to seek discipline when it first learns of a violation shall not waive the Review Panel's right to later seek discipline for that violation, either alone or in combination with other violations, at any time while Licensee's license is in a limited and conditional status.

e. Following the hearing, the Board will deliberate confidentially. If the allegations are not proved, the Board shall dismiss the allegations. If a violation is proved, the Board may impose additional discipline, including, but not limited to, additional conditions or limitations on Licensee's practice, suspension, or revocation of Licensee's license.

8. In the event the Board at its discretion does not approve this settlement, this stipulation is withdrawn and shall be of no evidentiary value and shall not be relied upon nor

introduced by either party to this stipulation, except that Licensee agrees that should the Board reject this stipulation and this case proceeds to hearing, Licensee will assert no claim that the Board was prejudiced by its review and discussion of this stipulation or of any records relating to this matter.

9. Any appropriate court may, upon application of the Board, enter its decree enforcing the order of the Board.

10. Licensee is represented by David Monroy. The Complaint Panel is represented by Caitlin M. Grom, Assistant Attorney General.

11. If this Stipulation and Consent Order is approved by the Board and signed by the parties, Licensee waives all formal hearings on this matter and all other procedures before the Board to which Licensee may be entitled under the Minnesota or United States constitutions, statutes, or rules and agrees that the order to be entered pursuant to this stipulation shall be the final order herein.

12. Licensee hereby knowingly and voluntarily waives any and all claims against the Board, the Minnesota Attorney General, the State of Minnesota and their agents, employees, and representatives which may otherwise be available to Licensee under the Americans With Disabilities Act or the Minnesota Human Rights Act relative to the action taken or authorized against Licensee's license to practice as a licensed marriage and family therapist under this stipulation.

13. Licensee hereby acknowledges that she has read, understands, and agrees to this stipulation and has freely and voluntarily signed the stipulation without threat or promise by the Board or any of its members, employees, or agents. When signing the stipulation, Licensee

acknowledges she is fully aware the stipulation is not binding unless and until it is approved by the Board.

14. This Stipulation and Consent Order constitutes a disciplinary action against Licensee.

15. This Stipulation and Consent Order is a public document and will be sent to all appropriate data banks and entities consistent with Board policy.

16. This Stipulation and Consent Order contains the entire agreement between the parties there being no other agreement of any kind, verbal or otherwise, which varies this stipulation.

**LICENSEE**

**FOR THE COMPLAINT PANEL**



JESSICA ROTHMEYER



JENNIFER MOHLENHOFF  
Executive Director

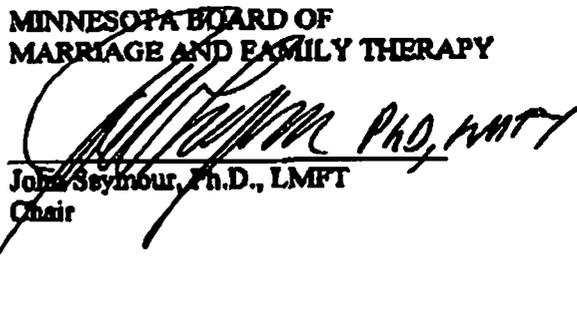
Dated: 10-6-15

Dated: 10/12/15

**ORDER**

Upon consideration of this stipulation and all the files, records, and proceedings herein,  
**IT IS HEREBY ORDERED** that the Board accepts Licensee's **VOLUNTARY SURRENDER** of  
her license to practice marriage and family therapy and that all other terms of this stipulation are  
adopted and implemented by the Board this 13<sup>th</sup> day of October, 2015.

**MINNESOTA BOARD OF  
MARRIAGE AND FAMILY THERAPY**

  
John Seymour, Ph.D., LMFT  
Chair