STATE OF SOUTH DAKOTA
DEPARTMENT OF COMMERCE AND REGULATION
DIVISION OF PROFESSIONAL AND OCCUPATIONAL LICENSING
SOUTH DAKOTA BOARD OF SOCIAL WORK EXAMINERS

IN THE MATTER OF THE VOLUNTARY SURRENDER OF PROFESSIONAL LICENSE OF EUNICE L. CAVANAUGH, a Licensed Social Worker	*	FILE NO. 215 STIPULATION OF FACTS

The South Dakota Board of Social Work Examiners (Board) and Eunice L. Cavanaugh (Cavanaugh) hereby agree and stipulate to the following facts:

1. That Cavanaugh holds a valid South Dakota Social Work License, Certified Social Worker-Private Independent Practice (CSW-PIP) No. 1205. Cavanaugh was originally issued her CSW, No. 980, on May 9, 1989. That Cavanaugh's license was upgraded to CSW-PIP, No. 1205, on November 12, 1992, and was approved for re-licensure on December 23, 1998. That Cavanaugh is currently licensed as a CSW-PIP by the South Dakota Board of Social Work Examiners.

2. That from approximately July 1991 until September 1995 Cavanaugh provided professional counseling services to [redacted]. That the Board received a formal complaint against Cavanaugh on March 16, 1999, filed on behalf of [redacted] by her attorney. That the complaint alleged a lack of professional boundaries, physical abuse, and other ethical violations by Cavanaugh.

3. That the Board sent a letter to Cavanaugh, dated May 5, 1999, as notice of the complaint received against her and that the Board conducted an investigation into the allegations made in the complaint. A date was set for an administrative hearing to determine

whether Cavanaugh violated the National Association of Social Workers (NASW) Code of Ethics (1990 and 1994 versions), "Professional Responsibilities of Social Workers." The hearing was to take place on January 11, 2000, but was continued for thirty days upon the request of Cavanaugh. Thereafter, a new hearing date was never scheduled as the parties agreed to attempt an informal disposition of the matter, pursuant to SDCL 1-26-20, without going to a contested hearing.

4. That the Board requested Robert Holmes, MSW, CSW-PIP, LMFT, review the allegations against Cavanaugh. He provided a report to the Board in which he determined that the allegations, if true, were violations of the NASW Code of Professional Ethics. A copy of his report was provided to the attorneys for Cavanaugh and [redacted] Although Cavanaugh does not admit violating the Code of Professional Ethics or any other wrongdoing, she elects not to contest the allegations against her at a formal hearing.

5. That Cavanaugh has retired from her private counseling practice, closed her office effective May 19, 2000, and voluntarily surrendered her CSW-PIP license.

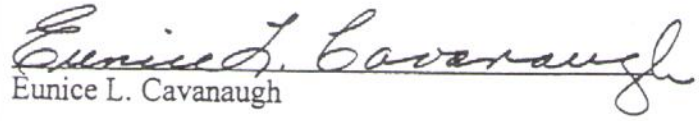
6. The Board does hereby accept Cavanaugh's voluntary surrender of her license subject to the conditions set forth in the Agreement and Consent Order that is attached hereto and incorporated herein by this reference.

Dated this 29 day of June, 2000.

BY THE BOARD:

Walt Schaefer, ACSW, CSW-PIP
Chairman of the Board
Board of Social Work Examiners
135 East Illinois, Suite 214
Spearfish, SD 57783

Dated this 31st day of May, 2000.



Eunice L. Cavanaugh