

BEFORE THE ALABAMA STATE BOARD OF SOCIAL WORK EXAMINERS

IN THE MATTER OF THE COMPLAINT

AGAINST

CARL BRETT PATE, LMSW

Respondent

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Case No.: No. 193582G-12

06-15-2020

AGREEMENT TO INFORMAL SETTLEMENT

WHEREAS, the Disciplinary Investigative Committee (Committee) of the Alabama State Board of Social Work Examiners (Board) has investigated an Administrative Complaint filed against the Respondent Carl Brett Pate and has determined that probable cause exists to warrant filing formal charges against the Respondent Carl Brett Pate for having violated rules of the Board, and

WHEREAS, Respondent Carl Brett Pate has been notified of the Complaint and alleged violations, the Committee's determination of probable cause, and the right to have a formal hearing before the Board on the alleged violations, and

WHEREAS, Respondent having been notified of the alleged violations and the Committee's determination of probable cause, the right to a formal hearing before the Board on the alleged violations, waives his right to a formal hearing and requests an informal disposition of the alleged violations presently pending before the Alabama State Board of Social Work Examiners, and


WHEREAS, the Respondent has agreed to an informal disposition of the alleged violations, and in consideration of the Committee's promise to informally dispose of the violations, the Respondent agrees to the following:

1. Voluntarily surrenders his Master's level (LMSW) license within ten days of signing this agreement.
2. By agreeing to have the violations informally discharged by the Board, Respondent does not admit to the truth of the allegations contained in the Administrative Complaint; however, the Respondent waives his right to a formal hearing before the full Board.
3. This agreement applies only to the present allegations and has no bearing on any future complaints or allegations.
4. Nothing in this Agreement is intended to circumvent the law, statutes, or Administrative Code of the Alabama State Board of Social Work Examiners.
5. The Board is required to report all disciplinary measures imposed, formally or informally to the Public Protection Database, and that the Board has no authority to waive this requirement.
6. The disciplinary infraction will be reported by the Board as a social worker allowed his own personal problems, psychosocial distress, or mental health difficulties to interfere with professional judgment and performance or jeopardize the best interests of those for whom the social worker has a professional responsibility and whose personal problems, psychosocial distress, or mental health difficulties interfere with professional judgment and performance.
7. If the Board has probable cause to determine that the Respondent has violated any term of this Agreement, the Agreement is rescinded, and this cause will be set for an Administrative Hearing before the full Board.
8. This Agreement is and shall be deemed to be treated as a public record. In consideration of the Respondent's acceptance of the above-listed disciplinary measures the Board, agrees not to actively pursue the prosecution of the Administrative Violations.
9. This Agreement must be approved by the Alabama State Board of Social Work Examiners Board. The Respondent agrees to waive any objections, if a hearing is required later, to the Board receiving enough information about this case to approve this settlement.
10. Because the Respondent is unable to locate his physical license to surrender to the Board, he understands by signing this agreement the license will be considered relinquished. The Respondent agrees if he locates the license, he will turn it in to the Board within ten days of locating it.

IT IS STIPULATED AND AGREED by the Respondent and the Committee that the above-stated terms represent the complete agreement, and that this Agreement is binding once it has been signed by both parties, and that if any term is illegal or unconstitutional, the agreement becomes void.

 6/9/20

Carl Brett Pate
Respondent



Rachel W. Dickinson
Executive Director

SIGNED, this 15th day of June 2020.