

IN THE MATTER OF
ROSHUN HARRIS, LCPC
Respondent

* BEFORE THE MARYLAND
* STATE BOARD OF
* PROFESSIONAL
* COUNSELORS & THERAPISTS

License Number: LC3404

* Case Number: 2021-011

* * * * *

FINAL ORDER

On or about October 16, 2020, the Maryland State Board of Professional Counselors and Therapists (the “Board”) notified **ROSHUN HARRIS, LCPC (Licensed Certified Professional Counselor)** (the “Respondent”), license number LC3404, of its intent to revoke her LCPC license based on violations of the Maryland Professional Counselors and Therapists Act, codified at Md. Code Ann., Health Occ. (“Health Occ.”) §§ 17-101 *et seq.* (2014 Repl. Vol. & 2019 Supp.) (the “Act”).

The Board based its intent on the following provisions of the Act:

Health Occ. § 17-509. Denial, probation, suspension or revocation of trainee status, license, or certificate

Subject to the hearing provisions of § 17-511 of this subtitle, the Board, on the affirmative vote of a majority of its members then serving, may deny trainee status, a license, or a certificate to any applicant, place any trainee, licensee, or certificate holder on probation, reprimand any trainee, licensee, or certificate holder, or suspend, rescind, or revoke the status of any trainee, a license of any licensee, or a certificate of any certificate holder if the applicant, trainee, licensee, or certificate holder:

- (6) Willfully makes or files a false report or record in the practice of counseling or therapy;
- (7) Makes a willful misrepresentation while counseling or providing therapy;

- (9) Knowingly violates any provision of this title;
- (10) Is convicted of or pleads guilty or nolo contendere to a felony or a crime involving moral turpitude, whether or not any appeal or other proceeding is pending to have the conviction or plea set aside;
- (12) Submits a false statement to collect a fee;
- (14) Is disciplined by a licensing or disciplinary authority of any other state or country or convicted or disciplined by a court of any state or country for an act that would be grounds for disciplinary action under the Board's disciplinary statutes; [and]
- (16) Commits an act of immoral or unprofessional conduct in the practice of clinical or nonclinical counseling or therapy[.]

More than thirty (30) days elapsed since the Respondent was notified of the Board's intent to revoke her license, and the Respondent failed to timely request a hearing.

FINDINGS OF FACT

The Board based its action on the following facts the Board has reason to believe are true:

1. At all times relevant hereto, the Respondent was licensed to practice professional counseling in the State of Maryland. The Respondent was initially licensed on January 15, 2010. The Respondent's license is current through January 31, 2021.
2. On or about August 18, 2020, the Board received notice (the "Complaint") from an the Maryland Office of the Attorney General's Medicaid Fraud Control Unit regarding the Respondent.
3. The Complaint stated that on August 5, 2020, the Respondent was convicted of one count of Felony Medicaid Fraud.

4. Based on her conviction, the Respondent was sentenced to five (5) years of incarceration (suspended) and five (5) years of supervised probation. The Respondent was also ordered to pay \$18,408.79 in restitution, which represents the financial losses incurred by Medicaid as a result of her actions.

5. Based on the Complaint, the Board initiated an investigation.

6. In furtherance of the investigation, the Board obtained court documents that substantiated that on August 5, 2020, in the Circuit Court of Maryland for Baltimore City, the Respondent pleaded guilty to one count of felony Medicaid fraud in case number 620042010.

7. Specifically, according to the records obtained, from approximately January 2012 and continuing through approximately May 2015, in Baltimore City, Maryland and elsewhere, the Respondent knowingly and willfully defrauded the Maryland Medical Assistance Program by billing for services that were not rendered while she was self-employed as a licensed professional counselor.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, the Board concludes as a matter of law that the Respondent's conduct, as described above, constitutes violations of the above-cited provisions of the Act.

ORDER

Based on the foregoing, it is this 20th day of November, 2020, by the Board hereby:

ORDERED that the Respondent's license to practice professional counseling, license number LC3404, is hereby **REVOKED**; and it is further

ORDERED that upon service of this Order, the Respondent shall immediately surrender to the Board all indicia of licensure the Board that are in her possession, including but not limited to the original certificate and/or renewal certificates; and it is further

ORDERED that this document constitutes an Order of the Board and is therefore a public document for purposes of public disclosure, as required by Md. Code Ann., General Provisions, §§ 4-101 through 4-601 (Repl. Vol. 2014).

NOTICE OF RIGHT TO APPEAL


Pursuant to Md. Code Ann., Health Occ. § 17-512(b), the Respondent has the right to take a direct judicial appeal. Any appeal shall be filed within thirty (30) days from the date of this Final Order and shall be made as provided for judicial review of a final decision in the Maryland Administrative Procedure Act, Md. Code Ann., State Gov't II § 10-222; and Title 7, Chapter 200 of the Maryland Rules of Procedure.

If the Respondent files an appeal, the Board is a party and should be served with the court's process at the following address:

Danielle Vallone, Executive Director
Maryland State Board of Professional Counselors and Therapists
4201 Patterson Avenue
Baltimore, Maryland 21215-2299
Phone: 410-764-4732
Fax: 410-358-1610

At that point, the Administrative Prosecutor is no longer a party to this case and need not be served or copied.

November 20, 2020
Date



Jeffrey M. Galecki, MS, LCADC, LCPC
Chairperson
Maryland State Board of Professional
Counselors and Therapists