



Nikki Haley  
Governor

Catherine B. Templeton  
Director

South Carolina  
Department of Labor, Licensing and Regulation

Board of Examiners for Licensure of  
Professional Counselors, Marriage and Family  
Therapists, and Psycho-Educational Specialists



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Minutes of the South Carolina Board of Examiners for the Licensure of  
Professional Counselors, Marriage and Family Therapists and Psycho-Educational Specialists

Regular Board Meeting, Disciplinary Hearing and Licensee Appearance Hearings  
June 7, 2011

Synergy Business Park, Kingstree Building, Room 105  
110 Centerview Drive, Columbia, South Carolina 29210

Board members present were:

Tanya A. Williams, M.Ed., President, Chairperson of LPC Standards Committee  
Danny L. Garnett, D. Min., Vice President  
David L. Evans, Jr., M.A, Secretary-Treasurer, Chairperson of LPES Standards  
Committee  
Pamela G. Clark, PhD, Chairperson LMFT Chairperson  
Jackie H. Fleshman, Public Member  
M. Ellenor Mahon, M.Ed., Chairperson of Continuing Education Committee  
Linda E. Womack, Public Member

Board member excused absence was:

Jackie H. Fleshman, Public Member

Also present were:

Jocelyn Andino, LLR Attorney  
Codrington Banda, Applicant  
James Beard  
Norma Caldwell  
Kate K. Cox, Board Administrator  
Lucius Fisburne, Applicant  
Paul Geiger, Applicant  
Paul Ginn  
Dean Grigg, LLR Attorney  
Susan Harrington, Board Administrative Assistant  
James h. Harrison, Esq.  
Charles Ido, LLR ADD  
Michal Jayne, Applicant  
Cynthia Jenkins  
Spencer Josey, Applicant  
Representative Loftis  
David Love, LLR Investigator – OIE  
Cheryl C. McNair, LLR Investigator – OIE  
Paula Magargle, LLR Attorney  
Barbara Olmer. LMSW, Webster University  
Elizabeth Pratt  
Sheridon Spoon, LLR Advice Attorney  
Meredith L. Thompson-Loftis, LPC

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**BOARD MEETING CALL TO ORDER:**

President Williams stated that Public Notice of this meeting was properly posted at the office of the South Carolina Board of Examiners for Licensure of Professional Counselors, Marriage and Family Therapists, and Psycho-Educational Specialists, Synergy Business Park, Kingstree Building, Room 105, at 110 Centerview Drive, Columbia, SC 29210 and provided to any requesting persons, organizations, or news media in compliance with Section 30-4-80 of the 1976 South Carolina Code, as amended, relating to the Freedom of Information Act. President Williams called the meeting to order at 9:05 a.m. It was noted that a quorum was present. All votes referenced herein were unanimous unless otherwise indicated.

**APPROVAL OF AGENDA:**

The Board reviewed the Agenda.

**Motion:** A motion was made by Dr. Garnett to approve the agenda. Ms. Mahon seconded the motion. The motion carried.

**APPROVAL OF MINUTES:**

The Board reviewed the minutes of the February 15, 2011 meeting.

**Motion:** A motion was made by Dr. Clark to accept the minutes of the last meeting as printed. Ms. Mahon seconded the motion. The motion carried.

**PRESIDENT'S REMARKS:**

President Williams asked to add remarks later in the meeting as necessary.

**DISCIPLINARY MATTERS:**

IRC Report

David Love, Investigator from Office of Investigations and Enforcement (OIE), presented the May 12, 2011 Investigative Review Committee's (IRC) reports concerning disciplinary matters. The IRC report included four (4) Dismissals to be authorized. Mrs. Cox reported one voluntary surrender of a license.

**Motion:** A motion was made by Ms. Mahon to accept the May 12, 2011 IRC recommendation. Mr. Evans seconded the motion. The motion carried.

Mr. Love gave the statistical reports of OIE investigations and Jocelyn Andino supplied the Office of General Counsel's (OGC) cases for the 2010 statistics and the 2011 statistics to date. The Board accepted them as information.

**DISCIPLINARY HEARING:**

Meredith L. Thompson-Loftis, LPC #4998:

A disciplinary hearing was conducted in regards to a formal complaint authorized against the licensee, Meredith L. Thompson -Loftis. The Board was represented by Paula Magargle; a court reporter was

present; Ms. Thompson-Loftis was present and represented by James H. Harrison, Esq.; and Dean Grigg was the LLR Hearing Advisor. A quorum was noted as present for the hearing. The hearing commenced.

**Motion:** A motion was made by Dr. Garnett to go into Executive Session. The motion was seconded by Ms. Mahon. The motion passed.

**Motion:** A motion was made by Dr. Garnett to come out of Executive Session. The motion was seconded by Ms. Mahon. The motion passed.

**Motion:** A motion was made by Dr. Garnett to dismiss the complaint with a Letter of Caution. The motion was seconded by Mr. Evans. The motion passed.

APPLICANT APPEARANCES:

Codrington Banda, LPC Applicant:

An application hearing was conducted regarding Mr. Banda, LPC applicant, to see if he can continue to proceed with his licensure application due to "yes" answers in his Personal History Section #8 (Part g) of the application. The Board was advised by Sheridan Spoon, and Mr. Banda was present and was not represented by counsel. A quorum was noted as present for the hearing. The hearing commenced.

**Motion:** A motion was made by Dr. Garnett to allow Mr. Banda to continue in his application process. The motion was seconded by Dr. Clark. The motion passed.

Lucius G. Fishburne, LPC Applicant:

An application hearing was conducted regarding Mr. Fishburne, LPC applicant, to see if he can continue to proceed with his licensure application due to "yes" answers in his Personal History Section #8 (Part d) of the application. The Board was advised by Sheridan Spoon, and Mr. Fishburne was present and was not represented by counsel. A quorum was noted as present for the hearing. The hearing commenced.

**Motion:** A motion was made by Dr. Clark to allow Mr. Fishburne to continue in his application process. The motion was seconded by Dr. Garnett. The motion passed.

Paul L. Geiger, LPC-Intern Applicant:

An application hearing was conducted regarding Mr. Geiger, LPC-Intern applicant, to see if he can continue to proceed with his licensure application due to "yes" answers in his Personal History Section #8 (Part a and Part g) of the application. The Board was advised by Sheridan Spoon, and Mr. Geiger was present and was not represented by counsel. A quorum was noted as present for the hearing. The hearing commenced.

**Motion:** A motion was made by Mr. Evans to allow Mr. Geiger to continue in his application process. The motion was seconded by Ms. Womack. The motion passed.

Michael A. Jayne, LPC Applicant:

An application hearing was conducted regarding Mr. Jayne, LPC applicant, to see if he can continue to proceed with his licensure application due to "yes" answers in his Personal History Section #8 (Part a and Part g) of the application. The Board was advised by Sheridan Spoon, and Mr. Jayne was present and was

not represented by counsel. A quorum was noted as present for the hearing. The hearing commenced.

**Motion:** A motion was made by Ms. Womack to allow Mr. Jayne to continue in his application process. The motion was seconded by Ms. Mahon. The motion passed.

Spencer W. Josey, LPC Applicant:

An application hearing was conducted regarding Mr. Josey, LPC applicant, to see if he can continue to proceed with his licensure application due to "yes" answers in his Personal History Section #8 (Part a and Part g) of the application. The Board was advised by Sheridan Spoon, and Mr. Josey was present and was not represented by counsel. A quorum was noted as present for the hearing. The hearing commenced. Witnesses were called.

**Motion:** A motion was made by Mr. Evans to allow Mr. Josey to continue in his application process. The motion was seconded by Ms. Mahon. The motion passed.

REPORTS/INFORMATION:

Administrative Information:

Mrs. Cox reported on the current positions staffing for the service for the Board. She reported to the Board the licensure total of all licensees as well as continuing education providers to be active credentials in ten categories (licensees and sponsors of CE regulated by the Board.) A breakdown was provided. Mrs. Cox noted proposed Legislation for House Bill 3093 regarding a Music Therapy Practice Act.

OIE/OGC Reports:

It was stated that the OIE/OGC reports were given with the Disciplinary Issues by Mr. Love, and as stated in past meetings Mrs. Cox tracks all investigations in OIE and cases in Legal (OGC).

Financial Report:

The report was provided as information. Revenue is collected biennially and is expended over a two-year period. The Board is audited annually and has been found financially sound with no audit exceptions being noted. Mrs. Cox included the cash balance report.

LEGAL ISSUES:

There were no legal issues for discussion.

UNFINISHED BUSINESS:

There was no unfinished business before the Board.

NEW BUSINESS:

Mrs. Cox presented a letter to the Board requesting the Board approve the use of Skype and/or similar technology for supervision. Discussion followed. The Board stated it is not ready to make a ruling or approve the use of Skype and similar technology for providing supervision. The Board will study the issue.

**DISCUSSION TOPICS:**

The Board discussed setting up study committee to research the use of Facebook and other social media, texting, e-mail, and other technological means of communication for professional use in counseling and therapies with regards to professionalism, ethical considerations, privacy, and confidentiality. Supervision will also be discussed and researched to include the use of technology.

**PUBLIC COMMENTS:**

There was no public comment.

**REPORTS OF STANDARDS COMMITTEES AND CONTINUING EDUCATION COMMITTEE:**

President Williams called for the ratification of the electronic reports of the Standards Committees and Continuing Education Committee beginning on February 16, 2011 through June 7, 2011. It was reported that the records are electronically maintained for the following categories:

Recommended for Licensure as a Professional Counselor Intern;  
Recommended for Extension of LPC Intern Licensure Status for 2 years;  
Recommended for Transfer from LPC-Intern to Professional Counselor;  
Recommended for Licensure as a Professional Counselor by Endorsement;  
Recommended for Licensure as Licensed Professional Counselor Supervisor;

Recommended for Licensure as a Marriage and Family Therapy Intern;  
Recommended for an Extension of LMFT Intern Licensure Status for 2 years;  
Recommended for Transfer from LMFT/Intern to LMFT;  
Recommended for Licensure as a Marriage and Family Therapist by Endorsement;

Recommended for Licensure as Marriage and Family Supervisor (LMFT/S);

Recommended for Licensure as Licensed Psycho-Educational Specialist;  
Recommended for Licensure as a Licensed Psycho-Educational Specialist by Endorsement;

Recommended for Reinstatement of Licensure or Re-application (all license types);  
Approval of One-Time Continuing Education Providership; and  
Approval of Permanent Continuing Education Providership.

**Motion:** A motion was made by to ratify the reports by Ms. Womack. The motion was seconded by Mr. Evans. The motion passed.

**ANNOUNCEMENTS:**

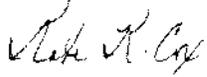
It was announced the next meeting of the South Carolina Board of Examiners for the Licensure of Professional Counselors, Marriage and Family Therapists, and Psycho-Educational Specialists will be held on September 27, 2011.

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ADJOURNMENT:

There being no further business the meeting was adjourned at 3:00 PM.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Kate K. Cox".

Kate K. Cox  
Administrator