

**BEFORE THE STATE OF NEW MEXICO
BOARD OF SOCIAL WORK EXAMINERS**

IN THE MATTER OF:

**PAMELA BURNHAM
LICENSE NO. X-07085**

Respondent.

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CASE NO. SW-10-01-01

SETTLEMENT AGREEMENT

WHEREAS, the State of New Mexico Board of Social Work Examiners (hereafter the "Board") has issued a Notice of Contemplated Action (hereafter "NCA") in this matter to Respondent, PAMELA BURNHAM; and

WHEREAS, the parties wish to resolve this matter without the time and expense of a formal hearing.

IT IS AGREED AS FOLLOWS:

1. The Respondent holds a license under the Social Work Practice Act, Section 61-31-1 *et seq.*, NMSA 1978, and is subject to the jurisdiction of the Board.

a. that license is currently revoked due to lapse pursuant with NMSA 1978 §61-31-14.

2. In order resolve this matter the Respondent does not contest the Board's assertion of the allegations contained in the NCA.

3. Respondent acknowledges that she is subject to disciplinary action pursuant to NMSA 1978, § 61-31-17 and does not contest that she is subject to discipline for the actions described in the NCA.

4. The Respondent enters into this Settlement Agreement voluntarily and waives her right to have this matter heard in the manner described in the New Mexico Uniform Licensing Act, 1978 NMSA § 61-1-1 *et seq.* (Repl. Pamp. 2003), including the right to a full evidentiary hearing, the right to confront and cross examine witnesses, and the right to an appellate process.

5. This Settlement Agreement is subject to Board approval, neither the Board Administrator nor the Administrative Prosecutor may bind the Board to approval of this agreement. If the Board rejects this agreement, the Board may proceed with a full evidentiary hearing on a date scheduled by the Board and the terms of this agreement or statements made by the Respondent in support of this agreement shall **not** be used against the Respondent in such hearing.

6. The statements and admissions contained in this agreement are not general admissions and will not be used for any purpose other than the support of this agreement.

7. The Respondent waives all rights to have this matter heard within the time frame set by the Uniform Licensing Act, § 61-1-1 *et seq.* NMSA 1978, in order for the Board to consider this Settlement Agreement.

8. It is further agreed as follows:

a. Respondent shall complete ten (10) hours of continuing education in ethics in addition to what is required for Respondent's license renewal within twelve (12) months of the Board's acceptance of this Settlement Agreement. Respondent is responsible for providing proof of earned credit hours to the Board;


b. Respondent will provide proof of transfer of client, at issue in the NCA, to another Therapist.

c. Respondent shall be allowed to reapply for licensure. The Board will reissue the Respondent's license upon passing the National Clinical Exam (as required by NMAC § 16.63.3.10(f)) and upon satisfactory completion of the other terms of this Agreement.

9. The NCA and this Agreement are public records within the meaning of the Inspection of Public Records Act, NMSA 1978, § 14-2-6(E). Other data, communications, and information acquired by the Board relating to this matter shall be public as provided by the Social Work Practice Act and promulgated Board regulations.

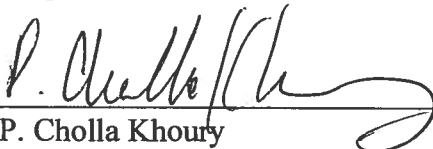
10. Respondent understands and acknowledges that any violation(s) by Respondent of this Settlement Agreement will immediately result in the filing of an Order to Show Cause as to why the Board should not find the Respondent in violation of the agreement and impose lawful sanctions including but not limited to the imposition of the remainder of the civil penalty, additional fines or penalties and/or take any other disciplinary action described in the Uniform Licensing Act.

11. This Agreement is a settlement of Board case number SW 10-01-01, and only the specific allegations contained therein. The board reserves the right to initiate proceedings for any other violations of the Social Work Practice Act or the Rules and Regulations of the Board adopted pursuant to that act.



Pamela Burnham
Respondent

11.5.12
Date



P. Cholla Khoury
Administrative Prosecutor

11/13/12
Date

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ORDER

This matter having come before the Board of Social Work Examiners on Nov
16, 2012, and with a quorum being present and a majority voting for the action
designated below, this Settlement Agreement is:

Accepted

Rejected



Chairperson
New Mexico Board of Social Work Examiners

11-16-12
Date