

State of New Hampshire
Board of Licensing for Alcohol and Other Drug Use Professionals
Concord, New Hampshire 03301

In the Matter of:
Bryan Patriquin, CRSW
Certificate No.: 0049
(Misconduct Allegations)

SETTLEMENT AGREEMENT

In order to avoid the delay and expense of further proceedings and to promote the best interests of the public and the practice of certified recovery support workers, the New Hampshire Board of Licensing for Alcohol and Other Drug Use Professionals (“Board”) and Bryan Patriquin, CRSW (“Respondent”), a Certified recovery Support Worker (“CRSW”) licensed by the Board, do hereby stipulate and agree to resolve certain allegations of professional misconduct now pending before the Board according to the following terms and conditions:

1. Pursuant to RSA 330-C:27, I, and RSA 330-C:30, and Board of Licensing for Alcohol and Other Drug Use Professionals Rule (“Alc”) 103.02, the Board has jurisdiction to investigate and adjudicate allegations of professional misconduct committed by CRSWs. Pursuant to RSA 330-C:27, VI and Alc 213.01, the Board may, at any time, dispose of such allegations by settlement and without commencing a disciplinary hearing.
2. The Board first granted Respondent a certificate to practice as a CRSW in the State of New Hampshire on April 14, 2016. Respondent holds certificate number 0049.
3. On or around January 18, 2017, the Board received information that Respondent had recently been arrested for a prostitution-related offense.

4. In response to this, the Board conducted an investigation and on February 2, 2017, issued an Emergency Suspension of Respondent's CRSW certificate in which it outlined the nature of the role of a CRSW in justification of the emergency action being taken.
5. Respondent stipulates that if a disciplinary hearing were to take place, Hearing Counsel would prove that Respondent engaged in professional misconduct, in violation of RSA 330-C: 27, III, (a); Alc 502.01 (b); and the NAADAC Code of Ethics, by the following facts:
 - A. On January 12, 2017, the Manchester Police Department conducted an undercover sting operation.
 - B. That night, an undercover officer was contacted by Respondent who solicited prostitution services and agreed to meet the undercover officer in a specific location.
 - C. Upon arriving at the agreed upon location, Respondent was identified and arrested, and charged with a Misdemeanor.
 - D. On March 8, 2017, Respondent paid a \$500 fine on a City ordinance section 130.20 violation and the Misdemeanor charge was nolle prossed.
 - E. None of the conduct outlined above occurred in relation to Respondent's work as a CRSW.
6. The Board finds that Respondent committed the acts as described above and concludes that, by engaging in such conduct, Respondent violated RSA 330-C:27, III (a); Alc 502.01 (b); and the NAADAC Code of Ethics.



7. Respondent acknowledges that this conduct constitutes grounds for the Board to impose disciplinary sanctions against Respondent's certificate to practice as a CRSW in the State of New Hampshire.
8. Respondent consents to the Board imposing the following discipline, pursuant to RSA 330-C:27, IV:
 - A. Respondent is CENSURED.
 - B. Respondent's certificate is SUSPENDED for a period of fifteen (15) months, retroactive to February 2, 2017. Three (3) of these months are suspended on the condition that Respondent fully satisfies all of the requirements set forth in this *Settlement Agreement*. In the event that the Respondent is not in compliance with any of the requirements set forth in this *Settlement Agreement*, the Board will issue an Order notifying Respondent of its finding of non-compliance and setting forth the start date of the additional three (3) month suspension. The start date of the additional three (3) month suspension shall be no earlier than fifteen (15) days from the date of the Order. Within ten (10) days of the date of such an Order, Respondent may file a written request for a Show Cause Hearing with the Board to determine whether he violated this *Settlement Agreement*, and whether he should be subject to an additional three (3) month suspension. The filing of a request for a Show Cause Hearing will automatically cause a stay of the additional three (3) month suspension, pending further Order of the Board. The failure to request a Show Cause Hearing within ten (10) days of the date of such an Order shall

cause the additional three (3) month suspension to automatically go into effect on the date specified in the Order.

C. Respondent shall, at his own expense, meaningfully participate in, without interruption, such CARE and TREATMENT as may be recommended to him by a Board-approved mental health professional.

1. Within sixty (60) days of the effective date of this *Settlement Agreement*, Respondent shall submit to the Board a nomination of a licensed mental health professional willing to provide mental health services to Respondent. Respondent shall provide this prospective mental health professional with a copy of the *Settlement Agreement*. Respondent may submit the name of a licensed mental health professional that is already being provided treatment.
2. Respondent and the mental health professional shall address what stressors lead to Respondent's decompensation outlined in this *Settlement Agreement* and Respondent's insight into the causes and consequences. Respondent and the mental health professional shall also address how to manage these stressors in the future.
3. The mental health professional shall file quarterly reports with the Board, outlining Respondent's attendance and providing a general statement of Respondent's progress.
4. Said mental health services shall commence within seventy (70) days of this *Settlement Agreement*. Following treatment for a period of at

- least one (1) year, Respondent may petition the Board to lift this requirement.
- D. Respondent's CERTIFICATE is RESTRICTED in that he shall not individually treat female patients as a CRSW without direct supervision from a licensee of the Board. After a period of six (6) months working as a CRSW, Respondent may petition the Board to lift this restriction. In petitioning the Board, Respondent must provide written agreement from Respondent's mental health professional and from a licensee that has directly supervised Respondent during this restricted period.
- E. Respondent is required to meaningfully participate in a program of CONTINUING CRSW EDUCATION for four (4) hours in the area of ethics. These hours shall be in addition to the hours required by the Board for renewal of certificate and shall be completed within one (1) year from the effective date of this *Settlement Agreement*. Within fifteen (15) days of completing these hours, Respondent shall notify the Board and provide written proof of completion.
- F. Respondent is assessed an ADMINISTRATIVE FINE in the amount of \$500, to be paid in ten (10) installments of \$50 each. The first payment shall be due within thirty (30) days of the effective date of this *Settlement Agreement*. The remaining payments shall each be due within thirty (30) days of the previous payment. All payments shall be made in the form of a money order or bank-check made payable to "Treasurer, State of New Hampshire" and delivered to

- the Board's office at 121 South Fruit Street, Suite 302, Concord, New Hampshire 03301-2412.
- G. Respondent shall bear all costs of the treatment, evaluation, and reporting required by this *Settlement Agreement*, but he shall be permitted to share such costs with third parties.
- H. Within ten (10) days of the effective date of this agreement, as defined further below, Respondent shall furnish a copy of the *Settlement Agreement* to any current employer for whom Respondent performs services as a CRSW or work which requires a CRSW certificate or directly or indirectly involves patient care, and to any agency or authority which licenses, certifies or credentials CRSWs, with which Respondent is presently affiliated.
- I. For a continuing period of one (1) year from the effective date of this agreement, Respondent shall furnish a copy of this *Settlement Agreement* to any employer to which Respondent may apply for work as a CRSW or for work in any capacity which requires a CRSW certificate or directly or indirectly involves patient care, and to any agency or authority that licenses, certifies or credentials CRSWs, to which Respondent may apply for any such professional privileges or recognition.
9. Respondent's breach of any terms or conditions of this *Settlement Agreement* shall constitute professional misconduct pursuant to RSA 330-C:27, III (a), and a separate and sufficient basis for further disciplinary action by the Board.

10. Except as provided herein, this *Settlement Agreement* shall bar the commencement of further disciplinary action by the Board based upon the misconduct described above. Additionally, the Board may consider the fact that discipline was imposed by this Order as a factor in determining appropriate discipline should any further misconduct be proven against Respondent in the future.
11. This *Settlement Agreement* shall become a permanent part of Respondent's file, which is maintained by the Board as a public document. After a period of twenty-four (24) months from the effective date of this *Settlement Agreement*, Respondent may petition the Board to remove the *Settlement Agreement* from its website. It shall be up to the Board's sole discretion as to whether or not to grant such a petition.
12. Respondent voluntarily enters into and signs this *Settlement Agreement* and states that no promises or representations have been made to him other than those terms and conditions expressly stated herein.
13. The Board agrees that in return for Respondent executing this *Settlement Agreement*, the Board will not proceed with the formal adjudicatory process based upon the facts described herein.
14. Respondent understands that his action in entering into this *Settlement Agreement* is a final act and not subject to reconsideration or judicial review or appeal.
15. Respondent has had the opportunity to seek and obtain the advice of an attorney of his choosing in connection with his decision to enter into this agreement.
16. Respondent understands that the Board must review and accept the terms of this *Settlement Agreement*. If the Board rejects any portion, the entire *Settlement*



Agreement shall be null and void. Respondent specifically waives any claims that any disclosures made to the Board during its review of this *Settlement Agreement* have prejudiced his right to a fair and impartial hearing in the future if this *Settlement Agreement* is not accepted by the Board.

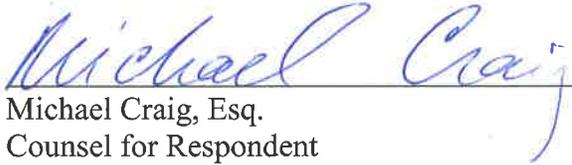
17. Respondent is not under the influence of any drugs or alcohol at the time he signs this *Settlement Agreement*.
18. Respondent certifies that he has read this document titled *Settlement Agreement*. Respondent understands that he has the right to a formal adjudicatory hearing concerning this matter and that at said hearing he would possess the rights to confront and cross-examine witnesses, to call witnesses, to present evidence, to testify on his own behalf, to contest the allegations, to present oral argument, and to appeal to the courts. Further, Respondent fully understands the nature, qualities and dimensions of these rights. Respondent understands that by signing this *Settlement Agreement*, he waives these rights as they pertain to the misconduct described herein.
19. This *Settlement Agreement* shall take effect as an Order of the Board on the date it is signed by an authorized representative of the Board.

FOR RESPONDENT

Date: May 8th 2017


Bryan Patriquin, CRSW
Respondent

Date: May 8, 2017


Michael Craig, Esq.
Counsel for Respondent

FOR THE BOARD/*

This proceeding is hereby terminated in accordance with the binding terms and conditions set forth above.

Date: May 11, 2017


(Signature)

Carole A. Richardson
(Print or Type Name)
Authorized Representative of the
New Hampshire Board of Licensing for Alcohol and
Other Drug Use Professionals

/* Board members, recused:

