

**BEFORE THE STATE OF NEW MEXICO COUNSELING
AND THERAPY PRACTICE BOARD**

IN THE MATTER OF:

CLARENCE MILLS
License Numbers: CAD0173721; CSA0155201

CASE NO. CT-2016-32

Respondent.

DEFAULT ORDER

THIS MATTER, having come before the Counseling and Therapy Practice Board (the “Board”), on Friday, October 19, 2018, the Board finds the following:

1. A Notice of Contemplated Action (“NCA”) was issued by the Board on May 3, 2018.
2. On May 3, 2018, the NCA was sent certified mail return receipt (No. 9171 9690 0935 0076 8828 28) to the Respondent’s address on file with the Board.
3. The envelope containing the NCA was returned unopened to the Board on May 16, 2018 with a USPS label stating “return to sender, not deliverable as addressed, unable to forward”.
4. The NCA was issued to the Respondent in compliance with the Uniform Licensing Act, NMSA 1978, Sections 61-1-1 *et seq.*
5. The NCA informed the Respondent of his right to a hearing and that the Respondent must respond to the Board in writing requesting a hearing within twenty (20) days after service of the NCA. NMSA 1978, Section 61-1-4(D).
6. The NCA informed the Respondent that failure to respond to the NCA will result in the Board taking the contemplated action. NMSA 1978, Section 61-1-4(E).
7. Respondent did not mail a request for hearing within the time and manner required by NMSA 1978, Sections 61-1-4(D) and (E).

8. The Board is “expressly vested with the power and authority to make and enforce rules to carry out the provisions of NMSA 1978, Section 61-9A-26(A) which states in pertinent part as follows:

A. In accordance with the procedures established by the Uniform Licensing Act, NMSA 1978, Sections 61-1-1 to 31, the Board may deny, suspend or revoke any license or registration held or applied for under the Counseling and Therapy Practice Act, NMSA 1978, Sections 61-9A-1 to 30, or take any action provide for in the Uniform Licensing Act , upon grounds that the licensee, registrant or applicant:

(4) is found guilty of unprofessional or unethical conduct; and

(6) has violated any provision of the Counseling and Therapy Practice Act or regulation adopted by the Board.

9. The Board can “impose a civil penalty on any person who is found, through a court or administrative proceeding, to have acted in violation of Chapter 61, Article 9A NMSA 1978. Such action may include the imposition of fines, costs or any other penalty authorized by NMSA 1978, Section 61-1-3 and may be subject to payment of all costs of disciplinary proceedings pursuant to NMSA 1978, Section 61-1-3.2.

10. The Board’s decision and Default Order is final and not subject to judicial review. NMSA 1978. Section 61-1-4(E).

IT IS ORDERED THAT Respondent Clarence Mills’ license is revoked and he may not apply for or receive a New Mexico counseling or therapy license until the NCA has been answered and resolved.

Chairman Stewart Sroufe is designated by the Board to sign this Order on behalf

of the Counseling and Therapy Practice Board.

IT IS SO ORDERED.

**COUNSELING AND THERAPY
PRACTICE BOARD OF NEW MEXICO**

Date: October 29, 2018

**/s/ Stewart Sroufe
Chairman Stewart Sroufe**