

SETTLEMENT AGREEMENT

A. PARTIES

This Settlement Agreement is made by the North Dakota Board of Social Work Examiners ("Board") and David Kosmatka ("Kosmatka").

B. RECITALS

The Board is authorized pursuant to North Dakota Century Code (N.D.C.C.) ch. 43-41 to license and regulate the profession of social work.

N.D.C.C. § 43-41-10 authorizes the Board to suspend, revoke, or place on probationary status any license issued by the Board on proof at a hearing that the licensed person has committed an act set forth in the law.

Kosmatka is licensed to practice social work in North Dakota by the Board.

The Board found grounds to support allegations Kosmatka violated North Dakota Century Code (N.D.C.C.) § 43-41-10(4) and (5) and North Dakota Administrative Code (N.D.A.C.) § 75.5-02-06.1-01(10) and (12) and decided to initiate a disciplinary action.

Kosmatka acknowledges he has been informed and understands he has the right to seek the advice of legal counsel in this matter.

Kosmatka acknowledges he has been informed and understands he has the right to a hearing and appeal pursuant to N.D.C.C. § 43-41-10 and N.D.C.C. ch. 28-32 prior to any adverse action being taken against his license.

C. AGREEMENT

The Board and Kosmatka agree to resolve this matter as follows:

1. Kosmatka waives his right to an administrative hearing and appeal.
2. Kosmatka agrees to complete five ethics hours of continuing education regarding client contact and appropriate boundaries approved by the Board in addition to the regular continuing education hours requirement within one year of the date this agreement is fully executed.
3. There are no covenants, promises, undertakings, or understandings outside this Agreement other than as herein specifically set forth.
4. This Agreement shall be governed by the substantive laws of the State of North Dakota without regards to conflicts of law principles.

Dated this 5 day of May, 2016.

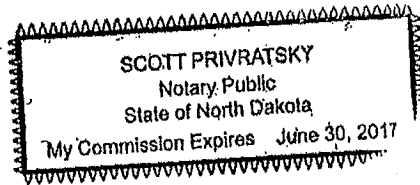
David Kosmatka, LSW
David Kosmatka, LSW

State of NORTH DAKOTA

County of RAMSEY

Subscribed and affirmed to before me
this 5TH day of MAY, 2016.

Scott Privratsky
Notary Public



Dated this 15th day of June, 2016.

NORTH DAKOTA BOARD OF
SOCIAL WORK EXAMINERS

Heidi Nieuwsma, Chair
Heidi Nieuwsma
Chair