



**NORTH CAROLINA BOARD**  
*of* **LICENSED CLINICAL**  
**MENTAL HEALTH**  
**COUNSELORS**

PHONE: 844-622-3572  
FAX: 336-217-9450  
WEB: [ncblcmhc.org](http://ncblcmhc.org)  
EMAIL: [LCMHInfo@ncblcmhc.org](mailto:LCMHInfo@ncblcmhc.org)

June 30, 2022

VIA CERTIFIED MAIL

Thomas Floyd, LCMHC  
520 West Fifth Street, Apt. 412  
Charlotte, NC 28202

RE: *North Carolina Board of Licensed Clinical Mental Health Counselors, Case No. 1866*

Dear Mr. Floyd:

I am the Investigator for the North Carolina Board of Licensed Clinical Mental Health Counselors (the Board). On March 3, 2022, the Ethics Review Committee of the Board (the Committee) reviewed the information pertinent to the above referenced matter. The Committee has reached its conclusion and has instructed me to inform you of its findings.

The Committee found probable cause to believe that you had violated provisions of the North Carolina Licensed Clinical Mental Health Counselors Act and the American Counseling Association Code of Ethics (2014).

Specifically, the Committee alleges the following:

During the time period starting on or about July 2020 through on or about December 2020, you provided outpatient counseling services in a private practice setting as a licensed clinical mental health counselor. You admitted that while you were providing counseling services, you experienced a severe decline in your mental health that led to several emotional breakdowns, panic attacks, and on occasion, a dissociative episode. On or about December 21, 2020, you admitted to a suicide attempt that resulted in you being admitted to the hospital. Throughout your mental health decline, you repeatedly cancelled appointments with your clients. In addition, you displayed behavior that raised competency and impairment concerns to an office employee. Specifically, you made threats of physical harm to yourself, the employee, and your wife.

Furthermore, you engaged in an extra-marital romantic and sexual relationship with your employee who was young and in a vulnerable emotional state, representing to her that you were a single man while in fact you were married. You prevented her from seeking counseling services to address her mental health concerns which caused her severe emotional harm. The employee filed for a Domestic Violence Protection Order against you, which was granted by the court.

You also contacted your former client, who later became your friend, to pick you up from the hospital and you stayed with her and her husband for several days following the discharge. Your former client reported that she had to terminate her counseling relationship with you because the counseling services centered on your mental health needs rather than your client's.

Furthermore, you stored clinical records at the home of your employee, which did not ensure confidentiality and secure only authorized access to the documents. You asked your former client to pick up your clients' records and "trash" them.

If true, the above-referenced conduct constitutes violations of Sections A.6.e., B.1.c., B.3.a., B.6.b., B.6.i., C.2.d., C.2.g., C.2.h., C.6.a., C.6.d., D.1.h., and D.1.i of the American Counseling Association Code of Ethics (2014) and violations of N.C. Gen. Stat. §§ 90-340 (a)(4), (a)(7), (a)(9), (a)(10), (a)(11), (a) (13), and (a)(14), of the North Carolina Licensed Clinical Mental Health Counselors Act.

The aforementioned allegations relate to your conduct as a Licensed Clinical Mental Health Counselor, and if proven, could provide cause for sanctions to be taken against your license. The information which the Board has received does not in itself provide sufficient evidence that these alleged acts have occurred. Consequently, the Board does not consider that any determination regarding possible sanctions against your license can be made without first providing you the opportunity to exercise your due process rights.

If you would prefer to resolve this matter through a Consent Order, please contact the Board's counsel, Alesia M. Balshakova, at [abalshakova@ncdoj.gov](mailto:abalshakova@ncdoj.gov). You may decline to do so and request a hearing before the Board regarding these allegations. You are entitled to request a hearing on these allegations by responding in writing within thirty (30) days of the receipt of this letter and requesting a formal hearing. If the Board does not receive a written response requesting a hearing within thirty (30) days of the receipt of this letter, the Board will hold a hearing, whether you are present or not. In either case, you will receive Notice of Hearing no later than fifteen (15) days prior to the date of the hearing notifying you of the specific time, date, and location of the hearing. You are entitled, with or without requesting a formal hearing, to present any additional statements or materials you may wish.

The above proceeding is a quasi-judicial evidentiary hearing conducted by the Board pursuant to Chapter 150B of the General Statutes of North Carolina as required by G.S. § 90-340(e). You are entitled to present witnesses and introduce evidence on your own behalf and to cross-examine witnesses and examine evidence introduced on behalf of the Board. At the hearing, the Board will hear evidence regarding the charges set forth in this letter and will determine what, if any, disciplinary action should be taken against your license to practice counseling. You are entitled to be represented by an attorney of your choosing and at your expense, or you may represent yourself. The Board will be represented by counsel at such a hearing. Following the hearing, the Board will issue a final decision, pursuant to G.S. § 150B-42.

Should you have any questions about the procedure in such matters, or if you wish to discuss informal resolution of this matter, you may direct them to the Board's counsel, Alesia M. Balshakova at [abalshakova@ncdoj.gov](mailto:abalshakova@ncdoj.gov).

Sincerely,



**Nick DeJesus | LCMHCS**

*Ethics Consultant & Board Investigator*

NC Board of Licensed Clinical Mental Health Counselors

2-C Terrace Way | Greensboro, NC 27403

Phone: 336.268.6760 | Fax: 336.217.9450

[dejesus@ncblcmhc.org](mailto:dejesus@ncblcmhc.org)

[www.ncblcmhc.org](http://www.ncblcmhc.org)

Cc: Board Administrator