BEFORE THE IOWA BOARD OF
SOCIAL WORK EXAMINERS

IN THE MATTER OF:	)	CASE NUMBER: 04-015
	)	
THOMAS F. CAPSHEW,	)	**STATEMENT OF CHARGES**
	)	
Respondent.	)	

TO THE ABOVE NAMED RESPONDENT:

The Iowa Board of Social Work Examiners has jurisdiction of this matter pursuant to Iowa Code chapters 1 7A, I 54C, and 272C (2003).

Licenses issued by the Board are subject to the laws of the state of Iowa and to the administrative rules of the Board.

Respondent Thomas F. Capshew was at all times during the following events a licensed master level social worker. Respondent was issued license number 05890 to practice as a social worker in the state of Iowa on October 25, 2000, as recorded in the permanent records in the office of the Board.

Respondent's license to practice social work in Iowa is current and will next expire on December 31, 2004.

Respondent's current address as reported to the Board is 307 Clark Street, Reinbeck, Iowa, 50669.

COUNT I

Pursuant to Iowa Code section 272C.10(3) and 645 Iowa Administrative Code 283.2(3), Respondent is charged with engaging in unethical conduct in the practice of social work.

COUNT II

Pursuant to 645 Iowa Administrative Code 283.2(12) and 282.2(3), Respondent is charged with engaging in sexual activities and sexual contact with a student.

Pursuant to 645 Iowa Administrative Code 283.2(12) and 282.2(8)”b”(I), Respondent is charged with engaging in a conflict of interest which interfered with the exercise of professional discretion and impartial judgment.

COUNT IV

Pursuant to 645 Iowa Administrative Code 283.2(12) and 282.2(8)”b”(4), Respondent is charged with taking unfair advantage of a professional relationship or exploiting another to pursue Respondent’s personal interests.

CIRCUMSTANCES OF COUNTS I - IV

I. Respondent is employed as a professor at a Board of Regents’ institution in that institution’s Department of Social Work.

2. Respondent engaged in a sexual relationship with a graduate student in the Department of Social Work from August of 2003 to November of 2003, while Respondent was employed as a professor within the Department. The student had taken a course from Respondent during the summer session of 2003 and had shared personal information with Respondent as a component of the course. Respondent provided the student with marijuana during the course of their sexual relationship.

FINDING OF PROBABLE CAUSE

On November 8, 2004, the Iowa Board of Social Work Examiners found probable cause to file this Statement of Charges and to order that a hearing be set in this case.

This Statement of Charges is approved by the board on November 8th, 2004.