

**COMMONWEALTH OF KENTUCKY
KENTUCKY BOARD OF LICENSED PROFESSIONAL COUNSELORS
CASE NO. 2022-LPC-00029**

**KENTUCKY BOARD OF LICENSED
PROFESSIONAL COUNSELORS**

PETITIONER

v.

**ELISA SYKES-BREES
LPCC, License No. 174756**

RESPONDENT

AGREED ORDER

The Kentucky Board of Licensed Professional Counselors (the "Board"), and Elisa Sykes-Brees, LPCC, License Number 174756, ("Respondent") hereby agree as follows:

1. On July 25, 2022, the Board received Complaint No. 2022-LPC-00029 from Attorney Sean P. Paris. (the "Complainant"). Complainant asserts Respondent provided counseling services to his client's minor child, K.F.B. and violated the confidentiality provisions of Respondent's Code of Ethics by releasing protected health information of the minor child to the Oldham Family Court in violation of the Health Insurance Portability and Accountability Act ("HIPAA"). The complaint further states Respondent sent an email to his client which contained two draft memoranda pertaining to other clients and containing the protected health information of minor clients from another family, and also sent emails to Complainant's client from an unencrypted personal email account.
2. On March 30, 2023, the Board sent Notice of the Complaint to the Respondent who failed to submit a Response to the Complaint.
3. The Board referred this matter for investigation. During the course of the investigation, Complainant's client was interviewed and reported Respondent was invited to the wedding of the minor child's father and had told Respondent of sexual

abuse of her minor child, K.F.B., by a male minor child residing in the household with the father of K.F.B. and that the Respondent told her CPS would not get involved because they were both minors.

4. On April 24, 2024, Respondent was interviewed by the investigator and made an admission to writing a letter to the court which included the minor child's name and information and indicated she was not thinking about HIPAA. Respondent was unaware of the inclusion of memoranda with other client information being sent to Complainant's client but called the other clients' parents to give notice of the breach in confidentiality when she became aware of it.

5. Respondent acknowledges the Board is authorized to take disciplinary action against him for the above-described violations if, after investigation and a KRS Chapter 13B administrative hearing, the Board finds the Respondent engaged in conduct that violated the provisions of pursuant to KRS 335.540(1)(g), 201 KAR 36:040. Section 1(1), 201 KAR 36:040, Section 4.(1), (2), (3), (7) and (25), 201 KAR 36:040. Section 6.(7).

6. Respondent acknowledges that if this matter were to proceed to an Administrative Hearing, there exists sufficient evidence to sustain a disciplinary action against her. Therefore, Respondent agrees to settle this matter in an expeditious manner without resorting to an administrative hearing and the parties have mutually decided to resolve any potential disciplinary action by means of this Agreed Order as authorized by 201 KAR 36:050. Section 4.

AGREEMENT

The Board and Respondent mutually agree to enter into this Agreed Order, in resolution of Complaint No. 2022-LPC-00029, under the following terms and conditions:

7. The agreed upon terms are as follows:

a. *The Respondent agrees to complete six (6) hours of continuing education on boundaries, HIPAA, professionalism, and mandatory reporting of dependency, neglect and abuse of a child, and to submit proof of completion to the board within three (3) months of entry of this Agreed Order.*

b. *Respondent agrees to obtain a Board-approved supervisor, with a Supervision Agreement approved by the Board, who shall supervise Respondent for a period of twelve (12) months.*

c. *Respondent agrees to provide a copy of this Agreed Order to the supervisor.*

d. *The supervisor shall submit a report to the Board at the end of the 12-month period advising of the progress the Respondent has made toward completion of CEUs and compliance with applicable rules and regulations related to the subject areas of boundaries, HIPAA, professionalism, and mandatory reporting. The supervisor shall report non-compliance of these conditions to the board within thirty (30) days.*

e. *Respondent agrees to be responsible for the cost of supervision and the supervision report, and continuing education, unless those costs are otherwise covered by an employer.*

f. Respondent agrees to abide by all terms of the Agreed Order, as well as the requirements of all applicable statutes and regulations for all licensees.

8. Respondent shall execute and return a copy of this Agreed Order to the Board within thirty (30) days of receipt of the Agreed Order or it shall be null and void, and the Board may pursue administrative remedies which may include further disciplinary action.

9. Respondent acknowledges the seriousness of the allegations contained within Complaint No. 2022-LPC-00029.

10. Respondent acknowledges that by signing this Agreed Order Respondent waives her hearing rights, which specifically include any right to a KRS Chapter 13B hearing, including the right to be represented by counsel, to subpoena witnesses, and the right to appeal the Board's decision as entered in this Agreed Order and the full panoply of rights of hearing and appeal related to her license as authorized by statute and regulation.

11. Respondent acknowledges that this Agreed Order, upon execution of same, shall be presented to the Board, with a recommendation for approval from the Board's Counsel, at the next regularly scheduled meeting of the Board. The Agreed Order shall become effective upon approved by the Board and endorsed by the Chair of the Board.

12. Respondent acknowledges the Board is under no obligation to accept or reject this Agreed Order. If this Agreed Order is rejected by the Board, it shall be regarded as null and void, and of no effect.

13. Upon approval of this Agreed Order by the Board, the Board shall close Complaint No. 2022-LPC-00029 as informally settled. Any violation by Respondent of the terms of this agreement shall be grounds for further action by the Board.

14. Respondent acknowledges that at all times, during the pendency of this action, Respondent had the opportunity to consult with legal counsel.

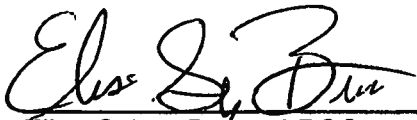
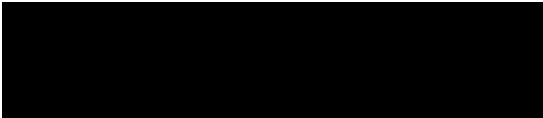
15. Respondent acknowledges, once adopted by the Board, this Agreed Order is considered a public document, available for inspection at any time by any member of the public under the Kentucky Open Records Act, and will be available via the Board's website.

16. All parties and their undersigned representatives warrant and represent that they have the requisite power and authority to enter into this Agreed Order and to effectuate the purposes herein, and that this Agreed Order shall be legally binding and enforceable against each party in accordance with terms of the Agreed Order.


17. This Agreed Order shall be governed in all respects by the laws of the Commonwealth of Kentucky. Any disputes arising under this Agreed Order shall be resolved in the Circuit Court of Franklin County, Kentucky; the parties' consent and agree to the *in personam* jurisdiction of such Court.

18. This Agreed Order may not be modified except by a written agreement executed by all parties.

HAVE SEEN AND AGREED:


Elisa Sykes-Brees, LPCC
License No. 174756


9.9.25
Date


Dr. Andrea Brooks
0044 11/21/25

11/21/2025
Date

Kentucky Board of Licensed
Professional Counselors
Board Chair



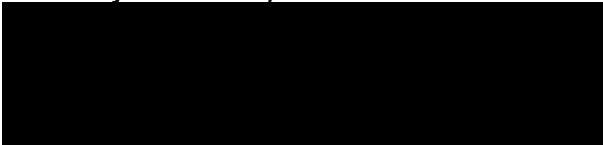
Hon. Sara Boswell Janes
Public Protection Cabinet,
Office of Legal Services
500 Mero Street 202 NC
Frankfort, Kentucky 40601
Board Counsel

11-21-2025
Date

CERTIFICATE OF SERVICE

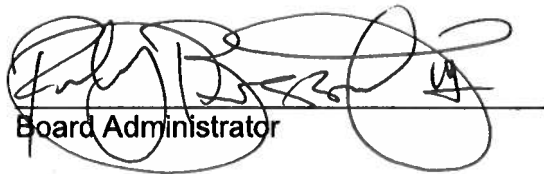
I hereby certify that a copy of the Agreed Order was mailed this 26 day of November, 2025, by electronic mail, and on the 26 day of November, 2025, mailed by regular first-class mail and to:

Elise Sykes-Brees, LPCC



And via electronic mail to:

Sara Boswell Janes, Staff Attorney III
Sara.janes@ky.gov
Board Counsel


Board Administrator