

STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH



Manisha Juthani, MD
Commissioner

Ned Lamont
Governor
Susan Bysiewicz
Lt. Governor

PUBLIC HEALTH HEARING OFFICE

April 23, 2025

Diane Penland
c/o Wm. Bradley Kellogg, Esq.
28 Shoreham Terrace
Fairfield, CT 06824

Via Email: Specialklaw@gmail.com
First Class & Certified Mail:
7005 2570 0001 4583 4388

Linda Fazzina, Esq.
Professional Licensure Compliance Office
Department of Public Health
410 Capitol Avenue, MS# 12LEG
P.O. Box 340308

Via Email: Linda.Fazzina@ct.gov

RE: Penland, Diane, L.A.D.C Petition No. 2023-1156

Enclosed please find a copy of the Notice of Hearing, Statement of Charges, and Designation of Hearing Officer pertaining to the above-captioned matter.

Sincerely,

/s/ Lorraine Walker

Lorraine Walker
Paralegal
Public Health Hearing Office
Department of Public Health
410 Capitol Avenue, MS#13PHO, Hartford, CT 06134
P: (860) 509-7566
phho.dph@ct.gov

c: Aden Baume, Hearing Officer
Christian Andresen, Section Chief, Professional Licensure Compliance, and Investigations
Lorraine Cullen, Chief, Healthcare Quality and Safety Branch



Phone: (860) 509-7566 • Fax: (860) 707-1904
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Hartford, Connecticut 06134-0308
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RE: Penland, Diane, L.A.D.C Petition No. 2023-1156

NOTICE OF HEARING

By authority of the General Statutes of Connecticut, §4-177, you are hereby notified to appear before a duly authorized Hearing Officer for a hearing on the attached Charges against you. The hearing will be held remotely via Microsoft Teams at **10:00 AM Monday May 12, 2025**.

Microsoft Teams
[Join the meeting now](#)
Meeting ID: 274 611 597 948 8
Passcode: hx3k5qB3
Dial in by phone
[+1 860-840-2075, 883276451#](tel:+18608402075883276451) United States, Hartford
[Find a local number](#)
Phone conference ID: 883 276 451#

These Charges are being brought against you under the provisions in §§ 20-195p and 19a-17 of the General Statutes of Connecticut. The hearing will be conducted in accordance with Chapter 54 of the General Statutes and §19a-9-1, et seq., of the Regulations of Connecticut State Agencies.

At the hearing you will have the opportunity to present your evidence, including witnesses and documents. It will be your responsibility to provide the hearing connection link to any witnesses you may call.



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Filing an Answer; Failure to File Answer:

You are required to file an answer to the attached Charges within **14 days from the date of this Notice of Hearing.** *Please note: failure to file an Answer could result in the allegations being found to be true as stated, and the possibility that you will not be permitted to submit any evidence concerning the allegations.*

Representation by an Attorney:

At the aforementioned hearing you may be represented by an attorney and present evidence on your behalf. Although you may represent yourself (pro se), you are urged to obtain the services of an attorney.

Failure to Appear:

If you fail to appear at the hearing, upon proof that due notice was served upon you to appear, the Hearing Officer may proceed in the same manner as though you were present in person.

Documents:

If you intend to introduce documents into evidence, **YOU MUST COMPLY WITH THE FOLLOWING REQUIREMENTS:**

Exhibits should be pre-marked for identification (i.e., Department exhibit 1, Respondent exhibit A), page numbered, and properly redacted.

The following information shall be redacted:

- (1) Date of birth
- (2) Mother's maiden name
- (3) Motor vehicle operator's license number
- (4) Social Security Number
- (5) Other government-issued identification number
- (6) Health insurance identification number
- (7) Financial account number
- (8) Security code or personal identification number (PIN)

Order Re: Filings

In preparation for this hearing, you must, no later than, May 5, 2025, provide the information specified in the attached Notice for Submissions.

All communications to the Hearing Officer shall be submitted in this fashion. The Department or Respondent shall provide a copy of each document filed to Respondent or Department as the case may be and certify such to the Hearing Officer.

Dated at Hartford, Connecticut this 23rd day of April 2025.

/s/ Lorraine Walker

Lorraine Walker

Paralegal

Public Health Hearing Office

Department of Public Health

410 Capitol Avenue, MS#13PHO, Hartford, CT 06134

P: (860)509-7228

Lorraine.Walker@ct.gov

c: Aden Baume, Hearing Office
Christian Andresen, Section Chief, Professional Licensure Compliance, and Investigations
Lorraine Cullen, Chief, Healthcare Quality and Safety Branch

Notice for Submissions

The hearing in the matter of: **Penland, Diane, Licensed Alcohol and Drug Counselor** has been scheduled for **May 12, 2025**, and will be conducted remotely through Microsoft Teams / teleconference.

On or before **May 5, 2025**, you must provide the following by electronic mail response to the hearing office at phho.dph@ct.gov:

1. **Electronically Pre-filed exhibits** – Exhibits should be pre-marked for identification (i.e. Department exhibit 1, Respondent exhibit A), page numbered, **and properly redacted for any personally identifiable information**. *Parties and/or counsel should stipulate to any exhibits and facts not in dispute and provide any objections to proposed exhibits.* All exhibits also must be sent to the opposing party or counsel.
2. **Witness List** – identify any persons expected to be called to testify. Be sure to notify your witnesses that they will be required to remain available and in attendance for the full duration of the hearing. (This will eliminate the difficulty of trying to reach witnesses again for rebuttal or additional examination later in the hearing). Witness lists also must be sent to the opposing party or counsel.
3. **Photo Identification**: Self-represented parties should provide a copy of a government-issued photo identification for yourself and any witnesses you expect to call. Photo identification is *not* required for parties represented by counsel, or witnesses called to testify for parties represented by counsel.
4. **Electronic Mail (“e-mail”) addresses** for parties, counsel, and witnesses. All e-mail addresses must be current and able to receive all notices relating to this matter.
5. **Cellphone numbers** for all parties, counsel, and witnesses at which they can be reached and respond to text message during the hearing (in the event a connection is lost).
6. **A statement whether executive session may be required** to receive testimony containing personal protected information, and if so, what that information may be (treatment records, patient records, therapy reports). Parties or counsel should identify any witnesses listed in response to #2 above who may provide testimony relating to personal protected information requiring executive session.
7. **A statement whether an interpreter will be needed** for the proceeding.

This is a formal public hearing. It will be video recorded and posted on the DPH website for public viewing*. All hearing participants should appear on video in proper attire, in proper surroundings, and remove any potential distractions.

In preparation, please make sure all of your devices are fully functioning and properly charged. All participants are required to have video and audio functions on when testifying or speaking.

Documents are not required to be shared on-screen during hearings, as all parties, attorneys, board members and/or hearing officers have been provided such documents prior to the hearing. Parties and/or attorneys who elect to share documents for viewing on-screen during the hearing must do so from their own equipment. Confidential documents should only be shared in executive session. Hearing Office staff / Teams administrators are not responsible for the sharing of submitted documents in the presentation of a party’s case.

Should you have any question please contact the hearing office at phho.dph@ct.gov.

**The executive session portion of any hearing will not be recorded on video or posted for public viewing*



**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH**

In re: Diane J. Penland, LADC

Petition No. 2023-1156

STATEMENT OF CHARGES

Pursuant to Connecticut General Statutes §§19a-10 and 19a-14, the Department of Public Health ("the Department") brings the following charges against Diane J. Penland:

1. Diane J. Penland (Respondent") is and has been at all times referenced in this Statement of Charges, the holder of Connecticut licensed alcohol and drug counselor license number 001484.
2. In or about July 2023, Respondent was employed as a clinician at Connecticut Renaissance, Inc. and was assigned to provide clinical services to patient #1 who was participating in a court ordered rehabilitation program.
3. In or about July 2023, Respondent failed to conform to the accepted standards of her profession in one or more of the following ways, when Respondent:
 - a. failed to maintain appropriate boundaries with patient #1, including, but not limited to, when Respondent exchanged text messages with patient #1 that were flirtatious or social in nature;
 - b. engaged in inappropriate and/or unprofessional conduct with patient #1, including, but not limited to, providing her personal phone number to patient #1;
 - c. failed to appropriately treat or manage patient #1; and/or
 - d. engaged in an inappropriate relationship with patient #1.
4. The above-described facts constitute grounds for disciplinary action pursuant to Connecticut General Statutes§20-74s(r).

WHEREFORE, the Department prays that:

The Commissioner of the Department or her designee, as authorized by Connecticut General Statutes §§19a-17 and 20-74s(r), revoke or order other disciplinary action against Respondent's licensed alcohol and drug counselor license as he or she deems appropriate and consistent with law.

Dated on this 2nd day of April, 2025.

Christian D. Andresen

Christian D. Andresen, MPH, Section Chief
Practitioner Licensing & Investigations Section
Healthcare Quality and Safety Branch

STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH

Manisha Juthani, MD
Commissioner



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Susan Bysiewicz
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PUBLIC HEALTH HEARING OFFICE

To: Aden Baume, Esq.
Public Health Hearing Officer

From: Ryan M. Burns
Chief Hearing Officer

RE: **Penland Diane, L.A.D.C Petition No. 2023-1156**

I hereby designate you as the hearing officer in the above-captioned matter to rule on all motions and determine findings of fact and conclusions of law and issue an Order.

04/23/2025

Date

Ryan M. Burns

Ryan M. Burns
Chief Hearing Officer



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