

IN THE MATTER OF * **BEFORE THE MARYLAND**
JESSICA SULLIVAN * **BOARD OF PROFESSIONAL**
Applicant, CSC-AD * **COUNSELORS AND THERAPISTS**
Case No.: 2018-82 *
* * * * *

CONSENT ORDER

On or about April 6, 2018, the Maryland State Board of Professional Counselors and Therapists (the “Board”) notified JESSICA SULLIVAN (the “Applicant”) (D.O.B. 07/04/85), of its intent to deny her Application for Certification as a Certified Supervised Counselor – Alcohol and Drug (CSC-AD) (the “CSC-AD Application”) pursuant to the Maryland Professional Counselors and Therapists Act (the “Act”), codified at Md. Code Ann., Health Occ. II (“Health Occ.”) §§ 17-101 *et seq.* (2014 Repl. Vol. & 2017 Supp.).

The Board based its intent to deny the CSC-AD Application on the following provisions of the Act:

§ 17-404. Requirements for certified supervised counselor -- Alcohol and drug.

- (a) In general. -- To qualify as a certified supervised counselor-alcohol and drug, an applicant shall:
 - (1) Be of good moral character[.]

§ 17-509. Denial, probation, suspension or revocation of certificate applicant or holder.

Subject to the hearing provisions of § 17-511 of this subtitle, the Board, on the affirmative vote of a majority of its members then serving, may deny a license or certificate to any applicant, place any licensee or certificate holder on probation, reprimand any licensee or certificate holder, or suspend or revoke a license of any licensee or a certificate of any certificate holder if the applicant, licensee, or certificate holder:

- (8) Violates the code of ethics adopted by the Board;

- (10) Is convicted of or pleads guilty or nolo contendere to a felony or a crime involving moral turpitude, whether or not any appeal or other proceeding is pending to have the conviction or plea set aside;
- (13) Violates any rule or regulation adopted by the Board; [and]
- (16) Commits an act of immoral or unprofessional conduct in the practice of clinical or nonclinical counseling or therapy[.]

Pursuant to Health Occ. §17-509(8) & (13), shown above, the Board bases its intent to deny the CAC-AD Application on the following provision of the Code of Ethics adopted by the Board, codified at Code Md. Regs. ("COMAR") 10.58.03 *et seq.*:

COMAR 10.58.03.04 Ethical Responsibilities.

B. A counselor may not:

- (2) Participate in dishonest, fraudulent, or deceitful activity in the capacity of a counselor.

In addition, the Board bases its intent to deny on the terms of the Applicant's *Alcohol and Drug Trainee Employment Authorization* (the "Authorization"), which provides:

"PLEASE NOTE: AUTHORIZED TRAINEES WHO VIOLATE THE MARYLAND PROFESSIONAL COUNSELORS AND THERAPISTS CODE OF ETHICS MAY NOT RECEIVE FURTHER CONSIDERATION FOR CERTIFICATION AND LICENSURE."

ORDER

Based on the foregoing, it is this 18th day of May, 2018, the Applicant and the Board agreed to enter into this Consent Order, which states:

ORDERED that from the effective date of the Consent Order, the Applicant shall be placed on **PROBATION** until **the successful completion of the terms and conditions of the criminal probation imposed by the State of Virginia or the expiration of two (2) years**, whichever is first; and it is further

ORDERED that after the expiration of either the successful completion of the terms of her criminal probation or two (2) years from the effective date of the Consent Order, the Applicant may submit a written petition to the Board requesting termination of probation. After consideration of the petition, the probation may be terminated through an order of the Board. The Board shall grant termination if the Applicant has fully and satisfactorily complied with all the terms and conditions of the Consent Order and there are no pending investigations or complaints related to the findings of fact in the Consent Order; and it is further

ORDERED that if the Applicant allegedly fails to comply with any probationary condition, the Applicant shall be immediately revoked, and given notice and an opportunity for a post-deprivation show cause hearing. If, in its sole discretion, the Board determines that there is a genuine dispute as to a material fact, the hearing shall subsequently be an evidentiary hearing before the Board; and it is further

ORDERED that the Consent Order shall be a public document pursuant to Md. Code Ann., Gen. Prov. §§ 4-101 et seq. (2014).

May 18, 2018
Date

Risa Ganel / K61
Risa L. Ganel, MS, LCMFT
Board Chair
Maryland State Board of Professional
Counselors and Therapists

CONSENT

By this Consent, I, Jessica Sullivan, agree and accept to be bound by this Consent Order and its conditions and restrictions. I waive any rights I may have had to an evidentiary hearing on the denial of my application for certification as a certified associate counselor-alcohol and drug.

I acknowledge the validity of this Consent Order as if entered after the conclusion of a formal evidentiary hearing in which I would have had the right to counsel, to confront witnesses, to give testimony, to call witnesses on my own behalf, and to all other substantive and procedural protections as provided by law. I acknowledge the legal authority and the jurisdiction of the Board to initiate these proceedings and to issue and enforce this Consent Order. I also affirm that I am waiving my right to appeal any adverse ruling of the Board that might have followed any such hearing.

I sign this Consent Order after having consulted with counsel, and I fully understand and comprehend the language, meaning and terms of this Consent Order. I voluntarily sign this Order, and I understand its effect.

05/22/2018
Date

J. Sullivan CT-AD
Jessica Sullivan, the Respondent

NOTARY

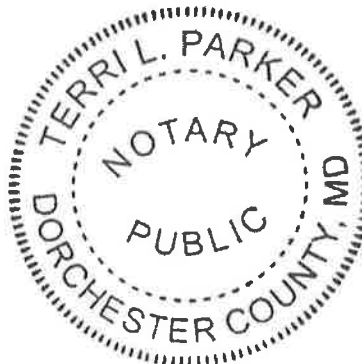
STATE OF Maryland

CITY/COUNTY OF: Dorchester

I HEREBY CERTIFY that on this 22nd day of May 2018, before me, a Notary Public of the State and County aforesaid, personally appeared Jessica Sullivan and gave oath in due form of law that the foregoing Consent Order was her voluntary act and deed.

AS WITNESS, my hand and Notary Seal:

TLP
Notary Public



My commission expires: 6/13/18