

**Jason Robert McKay  
1679 Gemini Drive  
Eldersburg, Maryland 21784**

January 16, 2015

Carol A. Deel, LCPC, LCMFT, Chair  
Maryland State Board of Professional Counselors and Therapists  
4201 Patterson Avenue  
Baltimore, Maryland 21215

RE: Surrender of Alcohol and Drug Trainee Status  
Trainee Status Exp. Date 1/1/17  
Case Number: 2013-69

Dear Mrs. Deel and Members of the Board:

Please be advised that I have decided to **permanently SURRENDER** my Alcohol and Drug trainee status which authorizes me to practice alcohol and drug counseling, under an approved alcohol and drug supervisor, in the State of Maryland.

I understand that by surrendering my trainee status, I may not engage in the practice of alcohol and drug counseling, in any capacity; that is I may not engage in "assisting an individual, family, or group through the client-counselor relationship to develop understanding of intrapersonal and interpersonal substance abuse problems; to define goals relating to substance abuse; to make decisions relating to substance abuse; to plan a course of action reflecting the needs, interests, and abilities of the individual, family, or group relating to substance abuse and to use informational and community substance abuse resources relating to personal, social, emotional, educational, and vocational development and adjustment, or otherwise engage in the practice of alcohol and drug counseling as it is defined in the Maryland Professional Counselors and Therapists Act (the "Act"), Md. Health Occ. Code Ann. ("H.O.") § 17-101, *et seq.*

In addition, I will refrain from identifying myself as a trainee practitioner of alcohol and drug counseling; I will remove all signs or similar advertisements that indicate authority to practice alcohol and drug counseling as a trainee; and I will not use letterhead or business cards indicating authority to practice alcohol and drug counseling as a trainee.

As of the effective date of this Letter of Surrender, I understand that the surrender of my drug and alcohol trainee status means that I am in the same position as an unlicensed individual in the State of Maryland. I understand that

this Letter of Surrender is a **PUBLIC** document and on the Board's acceptance becomes a **FINAL ORDER** of the Board.

I decided to surrender my alcohol and drug trainee status in the State of Maryland after receipt of the Notice of Intent to Rescind Trainee Status issued by the Maryland State Board of Professional Counselors and Therapists (the "Board") on June 30, 2014 in Board case number 2013-69.

The Intent to Rescind was based on two complaints received by the Board. The investigation of these complaints revealed investigative findings that I engaged in sexual misconduct with a client and sexual behavior with a former client. I acknowledge these findings solely for the purpose of this letter of surrender; however I do not acknowledge that I am guilty of these investigative findings.

Upon receipt of the Notice of Intent to Rescind I submitted a request a show cause hearing before the Board, prior to its issuance of a Final Order. On September 19, 2014, I appeared before the Board and made oral argument regarding my defense to the investigative findings. I also informed the Board that I would like to surrender my alcohol and drug trainee status. On December 12, 2014, the Board informed me that it would accept the surrender of my trainee status in lieu of issuance of a Final Order to rescind my trainee status.

I have decided to surrender my trainee status to practice alcohol and drug counseling in the State of Maryland in order to resolve this matter and avoid a final decision and order of the Board following the show cause hearing. I wish to make it clear that I have voluntarily, knowingly and freely chosen to submit this Letter of Surrender, without admitting the truth of any allegation for reasons other than this letter of surrender.

I understand that by executing this Letter of Surrender I am waiving any right to appeal, if any, a final order of the Board.

I understand that the Board, in response to any inquiry, will advise that I have surrendered my trainee status in lieu of a final decision and order of the Board as a resolution of the matters pending against me. I also understand that, in the event that I would apply for alcohol and drug trainee status or licensure in any form in any other state or jurisdiction, that this Letter of Surrender, and all underlying documents, may be released or published by the Board to the same extent as a Final Order that would result from disciplinary action pursuant to Md. Gen. Pro. Code Ann. § 4-101 *et seq.* (2014). Finally, I understand that this Letter of Surrender is considered a disciplinary action by the Board.

I further recognize and agree that by submitting this Letter of Surrender my alcohol and drug trainee status will remain surrendered **permanently**. I agree that I will not apply for reinstatement of my trainee status.

I acknowledge that I may not rescind this Letter of Surrender in part or in its entirety for any reason whatsoever. Finally, I wish to make clear that I have voluntarily decided not to consult with an attorney before signing this Letter of Surrender. I understand both the nature of the Board's actions and this Letter of Surrender fully. I acknowledge that I understand and comprehend the language, meaning and terms and effect of this Letter of Surrender. I make this decision knowingly and voluntarily.

Sincerely,

  
Jason Robert McKay

**NOTARY SEAL**

STATE OF MARYLAND  
CITY/COUNTY:

I HEREBY CERTIFY that on this 16 day of January, 2015, before me, a Notary Public of the State and City/County aforesaid personally appeared Jason Robert McKay and declared and affirmed under the penalties of perjury that signing the foregoing Letter of Surrender was his voluntary act and deed.

  
Notary Public

LEONARDO CASTRO VIEIRA

**LEONARDO CASTRO VIEIRA**  
Notary Public  
Carroll County  
Maryland  
My Commission Expires Aug. 29, 2017

Letter of Surrender  
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**ACCEPTANCE**

On behalf of the Maryland Board of Professional Counselors and Therapists, on this 19<sup>th</sup> day of February, 2015, I accept Jason Robert McKay's **PUBLIC SURRENDER** of his alcohol and drug trainee status to practice alcohol and drug counseling under an approved alcohol and drug supervisor in the State of Maryland.



Carol A. Deel, LCPC, LCMFT, Chair  
Maryland Board of Professional Counselors  
and Therapists