



BEFORE THE ALABAMA STATE BOARD OF SOCIAL WORK EXAMINERS

IN THE MATTER OF)	
)	
Kathryn L. McMaken, LCSW)	Case No.: 15-1383C-08
Respondent.)	

AGREEMENT TO INFORMAL SETTLEMENT OF VIOLATIONS

WHEREAS, the Disciplinary Investigative Committee (Committee) of the Alabama State Board of Social Work Examiners (Board) has investigated a complaint of a violation of the Respondent KATHRYN MCMAKEN and has determined that probable cause exists to warrant filing formal charges against the Respondent KATHRYN MCMAKEN for having violated rules of the Board, and

WHEREAS, Respondent KATHRYN MCMAKEN has been notified of the Complaint and alleged violations, the Committee's determination of probable cause, and the right to have a formal hearing before the Board on the alleged violations, and

WHEREAS, Respondent having been notified of the alleged violations and the Committee's determination of probable cause, the right to a formal hearing before the Board on the alleged violations, waives her right to a formal hearing and requests an informal disposition of the alleged violations presently pending before the Alabama State Board of Social Work Examiners, and

WHEREAS, the Respondent has agreed to an informal disposition of the alleged violations, and in consideration of the Committee's promise to informally dispose of the violations, the Respondent agrees to the following:

- (1) A reprimand for unprofessional conduct. Complete six additional hours of continuing education in the area of proper documentation in addition to the 30 hours required to maintain your license, and no later than 3 months from the date

this agreement is signed. Failure to comply with these terms will result in automatic suspension of your license.

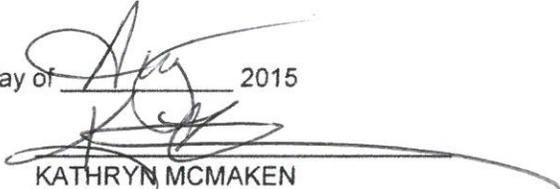
- (2) By agreeing to have the violations informally discharged by the Committee, Respondent does not admit to the truth of the allegations contained in the Administrative Complaint; however, the Respondent waives her right to a formal hearing before the full Board.
- (3) This agreement applies only to the present allegations, and has no bearing on any future complaints or allegations.
- (4) Nothing in this Agreement is intended to circumvent the law, statutes, or Administrative Code of the Alabama State Board of Social Work Examiners.
- (5) The Board is required to report all disciplinary measures imposed, formally or informally, and that the Board has no authority to waive this requirement. The disciplinary infractions will be reported by the Board as unprofessional conduct in violation of the *Administrative Code* §850-X-10.01(1)(b)3 §850-X-9.01(1)(c)1 §Section 850-X-9.01(2)(A)1.
- (6) In the event that the Investigative Committee has probable cause to determine that Respondent has violated any term of this Agreement, the Agreement is rescinded, and this cause will be set for an Administrative Hearing before the full Board.
- (7) This Agreement is and shall be deemed to be treated as a public record. In consideration of the Respondent's acceptance of the above-listed disciplinary measures and acknowledgment of a violation of the Committee, on behalf of the

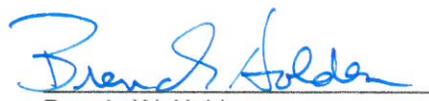
Board, agrees that the Board agrees not to actively pursue the prosecution of the Administrative Violations.

- (8) This Agreement must be approved by the Alabama State Board of Social Work Examiners Board. The Respondent agrees to waive any objections, if a hearing is required later, to the Board receiving enough information about this case to approve this settlement.

IT IS STIPULATED AND AGREED by the Respondent and the Committee that the above-stated terms represent the complete agreement, and that this Agreement is binding once it has been signed by both parties, and that if any term is illegal or unconstitutional, the agreement becomes void.

SIGNED, this 27 day of Aug 2015


KATHRYN MCMAKEN
Respondent


Brenda W. Holden
Executive Director
Date: 9-11-15