



STATE OF ARIZONA
BOARD OF PSYCHOLOGIST EXAMINERS
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KATIE HOBBS
Governor

HEIDI HERBST PAAKKONEN, M.P.A.
Executive Director

Regular Session Meeting Minutes

Held virtually via Zoom on May 5, 2023

Board Members

Bryan Davey, Ph.D., BCBA-D – Chair
Matthew A. Meier, Psy.D. – Vice-Chair
Aditya Dynar, Esq. - Secretary
Linda Caterino, Ph.D., ABPP
Diana Davis-Wilson, DBH, BCBA
Diana Medina, Ph.D.
Ramona N. Mellott, Ph.D.
Joseph Stewart, Ed.D.
Todd Wynn, M.A.

Board Staff

Heidi Herbst Paakkonen, M.P.A., Executive Director
Jennifer Michaelson, M.P.A. Deputy Director
Krishna Poe, Program Projects Specialist
Kathy Fowkes, Psychologist Licensing Specialist
Zakiya Mallas, Behavior Analyst Licensing Specialist

Board Attorney

Jeanne Galvin, Assistant Attorney General

1. CALL TO ORDER

Chairman Davey called the Board's meeting to order at 8:32 a.m.

2. ROLL CALL

The following Board members participated in the virtual meeting: Chairman Davey, Dr. Caterino, Dr. Davis-Wilson, Mr. Dynar, Dr. Medina, Dr. Mellott, Dr. Stewart and Mr. Wynn. The following Board members were not present in the virtual meeting: Dr. Meier.

ALSO PRESENT

The following Board staff participated in the virtual meeting: Heidi Herbst Paakkonen, Executive Director; Jeanne Galvin, Assistant Attorney General; Marc Harris, Assistant Attorney General; Diane DeDea, Assistant Attorney General and Independent Advisor; Kathy Fowkes, Licensing Specialist, Zakiya Mallas, Licensing Specialist, and Krishna Poe, Projects Specialist.

3. REMARKS/ANNOUNCEMENTS

● Board [Survey](#)

Chairman Davey encouraged meeting attendees to provide feedback by contacting Board staff and completing a Board Meeting Assessment Survey.

● Board Member and Staff Appreciation

Chairman Davey acknowledged and thanked Board members and staff for their hard work and efforts in facilitating the Board's meetings.

● Continuing Education Credit for Board Meeting Attendance

Chairman Davey announced that meeting attendees were eligible for continuing education credit if the meeting exceeded four hours.

- Recognition of retiring member, Tamara Shreeve, MPA

Chairman Davey moved this item to the next Board meeting.

4. CALL TO THE PUBLIC

There were no requests to speak.

5. COUNSEL UPDATE

Ms. Galvin and Mr. Harris did not have an update.

6. CONSENT AGENDA - DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION

Chairman Davey removed consent agenda item C (4) Ann Eberhardt, Psy.D.. The item was listed twice on the agenda in error.

MOTION: Mr. Dynar moved for the Board to approve the items listed under the Consent Agenda as amended.

SECOND: Dr. Medina

VOTE: The following Board members voted in favor of the motion: Chairman Davey, Dr. Caterino, Dr. Davis-Wilson, Mr. Dynar, Dr. Medina, Dr. Mellott, Dr. Stewart and Mr. Wynn

VOTE: 8-yay, 0-nay, 0-abstain, 0-recuse.

MOTION PASSED.

A. APPROVAL OF MINUTES

- April 7, 2023 Regular Session Minutes
- April 7, 2023 Executive Session Minutes

B. EXECUTIVE DIRECTOR'S REPORT

C. DISCUSSION/DECISION REGARDING PSYCHOLOGIST APPLICATIONS

A. Requesting Approval to Sit for the EPPP (A.R.S. §§ 32-2071, 2071.01 & 2072)

- 1) Christian Mallett, Ph.D.
- 2) Oubah Abdalla, Psy.D. (REAPP)
- 3) Julia Thomas, Psy.D.
- 4) Felicia Cover, Psy.D.
- 5) Kari Johnson, Psy.D.
- 6) Madeleine Horn, Psy.D.

B. Requesting Approval to Sit for EPPP & Licensure (A.R.S. §§ 32-2071, 2071.01 & 2072)

- 1) Kyle Jackson, Ph.D.
- 2) Tim Scott Hotchkiss, Psy.D. (REAPP)
- 3) Chantel Osman, Psy.D. (REAPP)
- 4) Mercedes Anderson, Ph.D.
- 5) Megan McDonnell, Psy.D.
- 6) Naudia Jakubowski, Psy.D. (REAPP)
- 7) Douglas Medgyesi, Psy.D.
- 8) Amanda Haas, Psy.D. (REAPP)
- 9) Avilio Vieira, Psy.D. (ANew)

C. Requesting Approval for Licensure by Waiver (A.R.S. §§ 32-2071, 2071.01 & 2072)

- 1) Cinthia Hernandez, Psy.D.
- 2) Kendyl Bahri, Psy.D.
- 3) Jennifer Mandigo, Psy.D.
- 4) ~~Ann Eberhardt, Psy.D.~~
- 5) Karambir Khalsa, Psy.D.
- 6) Jeffrey Simmons, Psy.D.

D. Requesting Approval for Licensure by Credential (ABPP, CPQ or NRHSP - A.R.S. § 32-2071.01)

- 1) David Rowe, Ph.D., CPQ
- 2) Clare Rountree, Ph.D., NRHSP

E. Requesting Approval for Licensure by Universal Recognition (A.R.S. § 32-4302)

- 1) BreAnne Healey, Psy.D.
- 2) Richard Zelhof, Ph.D.
- 3) Lisa-Marie Del Rio, Psy.D.
- 4) Alicia Enciso Litschi, Ph.D.

D. DISCUSSION/DECISION REGARDING BEHAVIOR ANALYST APPLICATIONS

- 1) Alexandra Alford, M.S.
- 2) Jenna Collins, J.D., M.S. W.
- 3) Melissa Foster, M.S.
- 4) Maura Phillips-Gray, M.Ed.
- 5) Heather Fry, M.A.
- 6) Anna Brown, M.A.
- 7) Charlie Enright, M.S.
- 8) Brendan Wrynn, M.A.
- 9) Nicholette Hackney, M.S.
- 10) Anne Iniguez, M.Ed.
- 11) Nicole Castillo, M.A.
- 12) Portia James, M.A.
- 13) Katherine Castro, M.S.
- 14) Kendall Mooney, M.Ed.
- 15) Christina Costa, M.S.
- 16) Julian Enlow, M.S., M.B.A.
- 17) Sarah Nobari, M.A.
- 18) Sara Itkoff, M.A.
- 19) Jillian Puccio, M.S.
- 20) Jamie Schneider, M.A.
- 21) Kyla Hernandez, M.Ed.
- 22) Jacquelyn Higgs, M.S.
- 23) Cheyanne Flournoy, M.S.

TIMED ITEM - 9:00 a.m.

7. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION RELATING TO INITIAL CASE REVIEW OF THE FOLLOWING COMPLAINTS

A. Complaint No. 23-13, Paul Meyer, Psy.D.

Dr. Medina summarized the case for the other Board members, noting that the complaint was reviewed by the Complaint Screening Committee at its meeting on February 22, 2023. The complaint was forwarded to the Board for further review regarding a possible violation of A.R.S. § 32-2061(16)(g).

The complainant, BJ, was present at the meeting and read a statement to the Board. BJ is a staff member at Grand Canyon University. BJ stated that the complaint was filed with the Board due to several students presenting letters from Dr. Meyer that were exactly the same requesting that students be permitted to bring emotional support animals to on campus dwellings. BJ stated that there are a multitude of mental health resources on the Grand Canyon University campus for students.

Dr. Meyer and his attorney, Sara Stark, were both present. Ms. Stark stated that Dr. Meyer has since taken a continuing education course in ethics and laws in writing emotional support animal (ESA) letters. Dr. Meyer read a statement to the Board and answered the questions from the Board. He explained the evaluation process to the Board. Dr. Meyer stated that the company he is contracted with has relationships with other universities throughout the state where reasonable accommodation forms are required by the school for students with ESAs. He stated that most of his referrals are providing the ESA letter to a third party and do not wish to have medical history listed in the letter. Some of the referral sources include self-referral, providers, schools, landlords, and veterans' administration. Dr. Meyer outlined some of the criteria for granting an ESA letter to an individual.

The Board expressed concerns with Dr. Meyer's documentation and recordkeeping along with concern for his lack of training in the area of ESAs.

MOTION: Dr. Stewart moved for the board to refer this complaint to an informal hearing to determine if Dr. Meyer acted in violation of A.R.S. 32-2061 (16)(G) and (H).

SECOND: Mr. Wynn

VOTE: The following Board members voted in favor of the motion: Chairman Davey, Dr. Caterino, Dr. Davis-Wilson, Mr. Dynar, Dr. Medina, Dr. Mellott, Dr. Stewart and Mr. Wynn

VOTE: 8-yay, 0-nay, 0-abstain, 0-recuse.

MOTION PASSED.

Dr. Mellott left the meeting at approximately 11:50 a.m.

The Board recessed at approximately 11:50 a.m. and resumed open session at 12:00 p.m.

THE FOLLOWING AGENDA ITEMS ARE UNTIMED AND MAY BE DISCUSSED AND DECIDED UPON AT VARIOUS TIMES THROUGHOUT THE MEETING AT THE DISCRETION OF THE CHAIR

8. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING STATUS UPDATE FROM BOARD STAFF REGARDING COMPLAINT NO. 23-44 AGAINST NEAL OLSHAN, PH.D.

Ms. Paakkonen provided a summary of the pending complaint that was recently received by the Board. She indicated that Dr. Neal Olshan and his attorney, Andrew Breavington, had other obligations and were not able to stay in the meeting for this agenda item.

It was noted that this was a status update only from Board staff and that this recently received complaint would be adjudicated pursuant to the complaint process outlined in statute. The Board did not discuss or take any action on this item.

9. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING ACCEPTING DR. NEAL OLSHAN'S OFFER OF SETTLEMENT REGARDING COMPLAINT NO. 22-30. THE BOARD'S OPTIONS INCLUDE ACCEPTING, MODIFYING OR REJECTING DR. OLSHAN'S OFFER OF SETTLEMENT. IF THE BOARD ACCEPTS IT OR IF THE PARTIES AGREE TO MODIFIED TERMS THE BOARD MAY MOVE TO VACATE THE HEARING. IF THE BOARD DOES NOT CONSENSUALLY RESOLVE THE CASE WITH DR. OLSHAN, THE MATTER WILL PROCEED TO FORMAL HEARING

Dr. Olshan was present along with his attorney, Andrew Breavington.

MOTION: Dr. Wilson moved for the board to move to executive session for the purpose of obtaining legal advice on the matter.

SECOND: Dr. Medina

VOTE: The following Board members voted in favor of the motion: Chairman Davey, Dr. Caterino, Dr. Davis-Wilson, Mr. Dynar, Dr. Medina, Dr. Mellott, Dr. Stewart and Mr. Wynn

VOTE: 8-yay, 0-nay, 0-abstain, 0-recuse.

MOTION PASSED.

The Board met in Executive Session from 8:47 a.m. – 9:35 a.m.

The Board recessed at 9:35 a.m. and resumed open session at 9:40 a.m.

Mr. Breavington made a statement to the Board. Mr. Breavington stated that Dr. Olshan’s actions in this complaint do not rise to the level of revocation, and he proposes that Dr. Olshan and the Board enter into a consent agreement with various terms.

Dr. Olshan read his statement to the Board. He apologized for his previous actions and requested that the Board let him practice for a few more years. He stated that he was trying to act in the best interest of the patient. He indicated that over the past two years he has suffered from medical issues, however, he now has been given a clean bill of health, and his practice will no longer suffer due to his medical needs outside of work. Dr. Olshan told the Board that if he were to continue practicing psychology he would work exclusively with the elderly community and veterans suffering from PTSD. He stated that he enjoys working with the 65+ community and would like to continue this practice for at least two more years.

The complainant, DJ, read a statement to the Board regarding the incidents that lead to filing this complaint and the impact Dr. Olshan’s actions have had on his family.

The Board deliberated and discussed concerns and the information presented.

MOTION: Dr. Stewart moved that the Board issue an interim order that requires Dr. Olshan to undergo a fitness for duty within 60 days of the effective date of the order and that an extension could be approved by the Executive Director if needed. The results of the evaluation will be reviewed by the Board at a future meeting date, at which time the Board will determine a course of action.

SECOND: Dr. Caterino

VOTE: The following Board members voted in favor of the motion: Chairman Davey, Dr. Caterino, Dr. Davis-Wilson, Mr. Dynar, Dr. Medina, Dr. Mellott, and Dr. Stewart.

The following Board member did not vote in favor of the motion: Mr. Wynn

VOTE: 7-yay, 1-nay, 0-abstain, 0-recuse.

MOTION PASSED.

10. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION RELATING TO THE COMMITTEE ON BEHAVIOR ANALYSTS’ RECOMMENDATION FOR THE FOLLOWING COMPLAINTS REGARDING UNLICENSED PRACTICE

A. Complaint No. 23-37, Jessica Smith, M.S.

Ms. Paakkonen summarized the case for the Board, noting that the CBA recommended that the complaint be dismissed. Ms. Smith was not present.

MOTION: Chairman Davey made a motion to dismiss case No. 23-37 against Jessica Smith.

SECOND: Dr. Stewart.

VOTE: The following Board members voted in favor of the motion: Chairman Davey, Dr. Caterino, Dr. Davis-Wilson, Mr. Dynar, Dr. Medina, Mr. Wynn, and Dr. Stewart.

VOTE: 7-yay, 0-nay, 0-abstain, 0-recuse.

MOTION PASSED.

B. Complaint No. 23-38, Ahtziry Nazario, M.S.

Ms. Paakkonen summarized the case for the Board, noting that the CBA recommended that the complaint be dismissed. Ms. Nazario was not present.

MOTION: Chairman Davey made a motion to dismiss case No. 23-38 against Ahtziry Nazario.

SECOND: Dr. Stewart.

VOTE: The following Board members voted in favor of the motion: Chairman Davey, Dr. Caterino, Dr. Davis-Wilson, Mr. Dynar, Dr. Medina, Mr. Wynn, and Dr. Stewart.

VOTE: 7-yay, 0-nay, 0-abstain, 0-recuse.

MOTION PASSED.

11. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING RECOMMENDATION FROM THE COMMITTEE ON BEHAVIOR ANALYSTS TO REFER TO THE BEHAVIOR ANALYST CERTIFICATION BOARD INFORMATION CONCERNING ESTREA JANOSON, BCBA

Ms. Paakkonen summarized the case for the Board, stating that the CBA recommended that the Board refer this matter to the Behavior Analyst Certification Board (BACB). She stated that the Board does not have jurisdiction over Estrea Janson as she does not hold a license in Arizona. Rather, she holds a BCBA certification with the BACB.

MOTION: Dr. Davis-Wilson made a motion for the Board to forward this matter to the BACB.

SECOND: Chairman Davey.

VOTE: The following Board members voted in favor of the motion: Chairman Davey, Dr. Caterino, Dr. Davis-Wilson, Mr. Dynar, Dr. Medina, Mr. Wynn, and Dr. Stewart.

VOTE: 7-yay, 0-nay, 0-abstain, 0-recuse.

MOTION PASSED.

12. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION RELATING TO THE COMMITTEE ON BEHAVIOR ANALYSTS' RECOMMENDATION REGARDING DRAFT PROPOSED LANGUAGE FOR ISSUANCE TO BCBA's BY THE BACB

Ms. Paakkonen stated that the CBA reviewed draft language based on what they would like BCBA's to be aware of if they are recruited by an employer or potential employer to deliver services in Arizona.

The Board did not have anything to add to the material and stated that the language was well constructed.

MOTION: Chairman Davey made a motion that the Board accepts the language for issuance to BCBA's by the BACB.

SECOND: Dr. Stewart.

VOTE: The following Board members voted in favor of the motion: Chairman Davey, Dr. Caterino, Dr. Davis-Wilson, Mr. Dynar, Dr. Medina, Mr. Wynn, and Dr. Stewart.

VOTE: 7-yay, 0-nay, 0-abstain, 0-recuse.

MOTION PASSED.

13. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING APPLICATION WITHDRAWAL REQUEST FROM JENNA REYNOLDS, M.S.

Chairman Davey summarized the request for the Board. Ms. Reynolds was not present at the meeting. Dr. Davey stated that Ms. Reynolds submitted a general application in error and she meant to submit the universal recognition application. Ms. Reynolds requested that the general application be withdrawn and submit the universal recognition application.

The Board discussed the idea of directing Board staff to handle this matter. The Board came to a consensus that these requests can be forwarded to the Executive Director in the future to determine the outcome of the requests to expedite the application process for psychologist and behavior analysts.

MOTION: Chairman Davey made a motion to accept the withdrawal request.

SECOND: Dr. Stewart.

VOTE: The following Board members voted in favor of the motion: Chairman Davey, Dr. Caterino, Dr. Davis-Wilson, Mr. Dynar, Dr. Medina, Mr. Wynn, and Dr. Stewart.

VOTE: 7-yay, 0-nay, 0-abstain, 0-recuse.

MOTION PASSED.

14. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING PROPOSED LEGISLATION INCLUDING, BUT NOT LIMITED TO: HB2046, HB2144, HB2190, HB2254, HB2377, HB2429, HB2517, HB2529, SB1087, SB1248, SB1255, SB1270, SB1333, SB1386, SB1457, SB1513, AND SB1523

Ms. Paakkonen provided a summary stating that very few of the listed bills appear to have any chance of passage at this late stage of the legislative session. She described the potential impacts of HB2254 (and a very similar bill SB1255), HB2377, SB1270, and SB1333 should they be presented to, and signed by, Governor Katie Hobbs.

15. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING ASPPB 2023 MIDYEAR MEETING REPORT

The Board members who attended the ASPPB 2023 Midyear Meeting shared their thoughts on the meeting.

16. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING RECOMMENDATION TO THE BOARD REGARDING LICENSE REINSTATEMENT REQUEST SUBMITTED BY NICHOLE HART, M.A., AND POSSIBLE RECOMMENDATION TO OPEN A COMPLAINT FOR UNLICENSED PRACTICE

Ms. Poe summarized the matter, stating that the CBA recommended that the Board approve the license reinstatement request and that the concerns related to practicing on an expired license will be reviewed by the CBA at a future date once Ms. Hart supplies the requested information.

Ms. Hart was present and addressed the Board with a brief statement.

MOTION: Chairman Davey made a motion to reinstate Nichole Hart's behavior analyst license.

SECOND: Dr. Stewart.

VOTE: The following Board members voted in favor of the motion: Chairman Davey, Dr. Caterino, Dr. Davis-Wilson, Mr. Dynar, Dr. Medina, Mr. Wynn, and Dr. Stewart.

VOTE: 7-yay, 0-nay, 0-abstain, 0-recuse.

MOTION PASSED.

17. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING THE APPLICATION FOR LICENSURE BY WAIVER FROM JEFFREY SIMMONS, PSY.D.

Dr. Medina summarized the application, noting that she did not find any issues.

MOTION: Dr. Medina moved that the Board approve Dr. Jefferey Simmons application.

SECOND: Dr. Stewart.

VOTE: The following Board members voted in favor of the motion: Chairman Davey, Dr. Caterino, Dr. Davis-Wilson, Mr. Dynar, Dr. Medina, Mr. Wynn, and Dr. Stewart.

VOTE: 7-yay, 0-nay, 0-abstain, 0-recuse.

MOTION PASSED.

18. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION INCLUDING DENIAL REGARDING THE APPLICATION FOR EPPP & LICENSURE FROM ANN EBERHARDT, PSY.D.

Dr. Medina summarized the application, noting various concerns. Dr. Ann Eberhardt was present and answered the questions from the Board.

Dr. Joy Eberhardt, the applicant's sister, requested that the Board move the agenda item to the next Board meeting before making a final decision on the matter. She also suggested that the Board move to executive session so that medical history could be discussed.

MOTION: Chairman Davey made a motion for the Board to move to executive session to obtain legal advice.

SECOND: Mr. Wynn.

VOTE: The following Board members voted in favor of the motion: Chairman Davey, Dr. Caterino, Dr. Davis-Wilson, Mr. Dynar, Dr. Medina, Dr. Stewart, and Mr. Wynn.

VOTE: 7-yay, 0-nay, 0-abstain, 0-recuse.

MOTION PASSED.

The Board met in Executive session from 12:16 p.m. – 12:38 p.m.

The Board members discussed the option of having the applicant complete a fit for duty evaluation before proceeding with a decision on the application.

MOTION: Dr. Stewart made a motion for the Board to issue an interim order requiring Dr. Eberhardt to undergo a fitness for duty evaluation within 60 days of the effective date of the order with a neuropsychologist. Upon the receipt of those results, the Board will consider the application for licensure.

SECOND: Mr. Wynn.

VOTE: The following Board members voted in favor of the motion: Chairman Davey, Dr. Caterino, Mr. Dynar, Dr. Medina, Dr. Stewart, and Mr. Wynn.

The following Board member abstained: Dr. Davis-Wilson.

VOTE: 6-yay, 0-nay, 1-abstain, 0-recuse.

MOTION PASSED.

19. NEW AGENDA ITEMS FOR FUTURE MEETINGS

Dr. Stewart suggested that the Board form a task force or committee to explore what legislation there is in

other jurisdictions for master’s level licensing and explore how this would fit in with this Board. He also suggested to re-examine telehealth training.

Mr. Dynar reminded everyone that, in an upcoming meeting, the Board should recognize Ms. Shreeve’s efforts during her service on the Board.

20. ADJOURNMENT

MOTION: Dr. Stewart.

SECOND: Mr. Dynar.

VOTE: The following Board members voted in favor of the motion: Chairman Davey, Dr. Caterino, Dr. Davis-Wilson, Mr. Dynar, Dr. Medina, Dr. Stewart, and Mr. Wynn.

VOTE: 7-yay, 0-nay, 0-abstain, 0-recuse.

MOTION PASSED.

The meeting adjourned at 1:54 p.m.

Respectfully submitted,



Aditya Dynar, Esq.
Secretary