



STATE OF ARIZONA
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Complaint Screening Committee REGULAR SESSION MINUTES

October 18, 2023

Held by Zoom

1. CALL TO ORDER

The regular session of the Arizona Board of Psychologist Examiners Complaint Screening Committee was called to order by Chairman Wynn at 8:30 a.m. on October 18, 2023. One executive session was held.

2. ROLL CALL

Committee Members Present

Todd Wynn, M.A. – Chair
Diana Medina, Ph.D.
Joseph Stewart, Ed.D.

Attorney General's Office

Elizabeth Campbell, Assistant Attorney General

Staff Present

Heidi Paakkonen, Executive Director
Jennifer Michaelson, Deputy Director

3. APPROVAL OF MINUTES

a. September 13, 2023 Regular Session and Executive Session Minutes

Dr. Medina made a motion, seconded by Dr. Stewart, to approve the minutes as drafted. The motion carried unanimously (3-0), by a voice vote.

4. CASE DISCUSSION/DECISION

a. Bhupin Butaney, Ph.D., Complaint No. 24-02

Dr. Medina summarized the case, including salient points of the investigation and pertinent records. The Complainant participated, made a statement, and answered questions from the Committee. Dr. Butaney participated, made a statement, and answered questions from the Committee. After deliberation, Dr. Medina made a motion, seconded by Dr. Stewart, to dismiss this case, as there are no violations of rule or statute. The motion carried unanimously (3-0), by a voice vote.

b. Jared Dinehart, Ph.D., Complaint No. 24-04

Dr. Stewart summarized the case, including salient points of the investigation and pertinent records. The Complainant participated, made a statement, and answered questions from the Committee. Dr. Dinehart and his attorney, Sara Stark, participated, made a statement and answered questions from the Committee.

At 9:43 a.m., Dr. Stewart made a motion, seconded by Dr. Medina, to go into Executive Session to receive confidential legal advice. Open session reconvened at 9:59 a.m.

Upon returning in open session, the Committee asked Dr. Dinehart additional questions.

The Committee expressed concern that it was not appropriate for Dr. Dinehart to refer the Complainant, his daughter-in-law, to receive counseling services with a therapist employed by the agency he owns. The Committee also expressed concern that after several months the medical records requested by the Complainant have yet to be supplied to her; the justification provided for this inaction is that the request form she submitted contained inconsequential errors. The Committee discussed that while Dr. Dinehart was not the provider of services in this case, his agency owns the electronic health record system, thus he is ultimately responsible for ensuring that records are released to a patient in accordance with applicable statutes. The Committee noted that a declaration submitted by Dr. Dinehart regarding the Complainant's family court proceedings comes close to divulging confidential information. Additionally he signed that declaration with his Ph.D. credential which may reflect an inappropriate representation of his role and involvement in the Complainant's treatment.

Dr. Stewart made a motion, seconded by Dr. Medina, to forward Complaint No. 24-04 to the Board for further review regarding possible violations of A.R.S. §32-2061(16)(cc), failing to make available to a client or patient or to the client's or patient's designated representative, on written request, a copy of the client's or patient's record, including raw test data, psychometric testing materials and other information as provided by law; and A.R.S. § 32-2061(16)(dd), violating an ethical standard adopted by the Board as it pertains to sections 3.05 (Multiple Relationships) and 3.06 (Conflicts of Interest) of the American Psychological Association's Ethical Principles of Psychologists and Code of Conduct.

The Committee took a break at 10:12 a.m. and resumed the meeting at 10:20 a.m.

c. John Mather, Ph.D., Complaint No. 23-46

Dr. Medina summarized the case, including salient points of the investigation and pertinent record, noting that this complaint, which was submitted anonymously, was scheduled for the Committee's review at its last meeting on September 13, 2023; however the case review was tabled as the Committee directed Board staff to issue a subpoena for Dr. Mather's appearance at today's meeting. Dr. Mather and his attorney, Andrew Breavington, participated, made a statement and answered questions from the Committee. After deliberation, Dr. Medina made a motion, seconded by Dr. Stewart, to dismiss this case, as there are no violations of rule or statute. The motion carried unanimously (3-0), by a voice vote.

5. ADJOURN

There being no further business to come before the Committee, Dr. Stewart made a motion, seconded by Dr. Medina, to adjourn the meeting. The motion carried (3-0) and the meeting was adjourned at 10:39 a.m.