**Board Members** 

Frederick S. Wechsler, Ph.D., Psy.D., ABPP Chair Rob Robichaud, M.A. CJ, SHRM-CP, PHR Vice-Chair Tamara Shreeve, MPA Secretary Paul Beljan, Psy.D. ABPdN, ABN Bob Bohanske, Ph.D Janice K. Brundage, Ph.D. Joseph C. Donaldson Lynn L. Flowers, Ph.D. Ramona Mellott, Ph.D.



## State of Arizona Board of Psychologist Examiners 1965-2015

50 Years of Service to Arizona

1400 West Washington, Suite 240 Phoenix, Arizona 85007

Phone: (602) 542-8162 Fax: (602) 542-8279 www.psychboard.az.gov

## **REGULAR SESSION MINUTES**

*July 10, 2015, 7:45 a.m.* 1400 W. Washington, Suite 240 Phoenix, AZ 85007

## **1. CALL TO ORDER**

The regular session of the Arizona State Board of Psychologist Examiners was called to order by Chairman Wechsler at 7:47 a.m. on July 10, 2015. No Executive Sessions were held.

## 2. ROLL CALL

#### **Board Members Present**

Rob Robichaud, M.A. CJ, SHRM-CP, PHR - Vice-Chair Tamara Shreeve, MPA – Secretary Paul Beljan, Psy.D., ABPdN, ABN Bob Bohanske, Ph.D. Janice K. Brundage, Ph.D. Lynn L. Flowers, Ph.D. Ramona N. Mellott, Ph.D. (7:47 a.m. – 8:00 a.m.)

#### **Staff Present**

Dr. Cindy Olvey, Executive Director Lynanne Chapman, Deputy Director Heather Duracinski, Licensing Coordinator

**Attorney General's Office** 

Jeanne Galvin, Esq.

#### **Board Members Absent**

Frederick S. Wechsler, Ph.D., Psy.D., ABPP – Chair Joseph C. Donaldson

#### **3. CALL TO THE PUBLIC**

There were no requests to speak.

#### 4. COUNSEL REPORT

There was no counsel report.

#### 5. CONSENT AGENDA - DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION

Dr. Brundage and Dr. Mellott abstained from the May 8, 2015, Regular Session Minutes. Dr. Flowers requested that agenda item g. be removed from the Consent Agenda for independent discussion. Mr. Robichaud made a motion, seconded by Dr. Beljan, to approve the items on the Consent Agenda with item g. removed for independent discussion. The motion carried 7-0.

#### Staff

Dr. Cindy Olvey Executive Director

Lynanne Chapman Deputy Director

Heather Duracinski Licensing Coordinator

Krishna Poe Administrative Assistant

#### (a) APPROVAL OF MINUTES

• May 8, 2015, Regular Session Minutes (Dr. Brundage and Dr. Mellott abstained)

#### (b) DISCUSSION/DECISION REGARDING PSYCHOLOGY APPLICATIONS

#### i. REQUESTING APPROVAL TO SIT FOR EPPP ONLY

- Afroza Ahmed, Psy.D.
- Mallory Brown, Ph.D.
- Summer Schneider, Psy.D.

## ii. REQUESTING APPROVAL TO SIT FOR EPPP AND LICENSURE

- Carl Dindo, Psy.D.
- Casey Iwai, Psy.D.
- Danielle Godfredsen, Psy.D.
- Emily Grullon, Ph.D.
- Evan Espinosa, Psy.D.
- Evelyn Farrell, Ph.D.
- Joshua Kellison, Ph.D.
- Kelle Watson-English, Psy.D.
- Matthew Grilli, Ph.D.

## iii. REQUESTING APPROVAL OF LICENSURE BY WAIVER

- Colin Pickles, Psy.D.
- Jurgen Raschmann, Ph.D.
- Rushina Bhatt, Ph.D.

## iv. REQUESTING APPROVAL OF LICENSURE BY CREDENTIAL

- Harry Hoberman, Ph.D.
- Marjan Davoudi, Psy.D.
- v. REQUESTING APPROVAL OF SUPERVISED PROFESSIONAL EXPERIENCE HOURS
  - Ashley Loeb, Ph.D.
  - Emily Bell, Ph.D.
- (c) DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING BOARD ACTION TAKEN AT MAY 8, 2015, BOARD MEETING PERTAINING TO RENEWAL APPLICATION FOR KRISTIN KIRLIN, PH.D. AND POSSIBLE RESCISSION OF SAME
- (d) DISCUSSION/DECISION REGARDING REQUEST FOR EXTENSION OF TIME TO SIT FOR THE EPPP FROM MARLEE HOFFMAN, PH.D.
- (e) DISCUSSION/DECISION REGARDING REQUEST FOR EXTENSION OF TIME TO SIT FOR THE EPPP FROM DAWN BYRD, PSY.D.
- (f) DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING RENEWAL APPLICATIONS FOR REVIEW BY THE BOARD AND RECOMMENDATION THAT NO ACTION BE TAKEN
  - Lynne Namka, Ed.D.
  - Benjamin Bushman, Ph.D.
  - Sydney Arkowitz, Ph.D.
  - Kala Annambhotla, Ph.D.

- Steven Domann, Psy.D.
- Donald Hall, Ph.D.
- Erika Neuberg, Ph.D.
- Andre Rousseau, Psy.D.
- Adolph Silberman, Ed.D.
- Karen Schwartz, Ph.D.
- Lisa Strohman, Ph.D.

## (g) DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING REAPPLICATION AND ACCOMMODATIONS REQUEST FOR LASHELLE ZELLNER, PSY.D.

# 6. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING REAPPLICATION AND ACCOMMODATIONS REQUEST FOR LASHELLE ZELLNER, PSY.D.

This item was removed from the Consent Agenda by Dr. Flowers for Independent discussion. Dr. Flowers indicated that he may wish to go into Executive Session to discuss Dr. Zellner's accommodations request. Dr. Mellott summarized Dr. Zellner's reapplication and accommodations request stating that on July 7, 2015, the Application Review Committee (Drs. Mellott and Beljan) reviewed Dr. Zellner's reapplication and request for accommodations and determined that the application meets statutory requirements. Dr. Beljan stated that Dr. Zellner was present at the meeting telephonically. Additionally, he stated that Dr. Zellner provided additional information regarding her request. After deliberation, Dr. Bohanske made a motion, seconded by Dr. Mellott, to approve Dr. Zellner's reapplication and accommodations request. The motion carried 4-3 with Dr. Brundage, Dr. Flowers and Ms. Shreeve voting no.

## Dr. Mellott left the call at 8:00 a.m.

## 7. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING CORRESPONDENCE RECEIVED FROM TOM SLUTES, ESQ. REPRESENTING ANTHONY LUICK, PH.D. REQUESTING POSTPONEMENT OF CONSIDERATION OF COURT REMAND FOR REASONS INCLUDING, BUT NOT LIMITED TO, RELOCATION OF THE MEETING TO ACCOMMODATE POSSIBLE WITNESSES, ADJUDICATION OF COMPLAINT FILED BY DR. LUICK PRIOR TO CONSIDERATION OF THE REMANDED ITEM AND CONSIDERATION OF THE STATE'S OBJECTION TO THE SAME

Dr. Olvey provided a summary to the Board stating that an evidentiary hearing for the appeal filed by Anthony Luick, Ph.D., was heard on May 21, 2014, in Pima County Superior Court. Dr. Luick filed his appeal on five grounds and Judge Aragon issued his decision and has remanded one issue back to the Board for consideration. The remanded issue was scheduled for the Board to consider on June 5, 2015, however, Mr. Slutes, counsel for Dr. Luick, requested a continuance, which was granted. Mr. Slutes made additional requests for consideration by the Board:

- A complaint filed by Dr. Luick filed against Dr. McPhee be adjudicated before the Board considers the remand issue.
- Dr. Luick be given the opportunity to present an expert witness.
- When the remanded issue is considered by the Board, hold the meeting in Tucson as Dr. Luick would like to have six witnesses provide testimony before the Board.

Dr. Olvey stated that an objection pertaining to Mr. Slute's requests was filed with the Board office by the Assistant Attorney General for the State, Jeanne Galvin. Additionally, Dr. Olvey stated that Chris Munns, from the Solicitor's General office is present and providing legal representation to the Board regarding in this matter.

Tom Slutes was present telephonically and addressed the Board. Mr. Slutes stated that Judge Aragon determined that Dr. Luick did not receive due process in that he was not given the opportunity to respond to behaviors and

allegations by the State's expert, David McPhee, Ph.D. Mr. Slutes stated that the behaviors and allegations were not noticed in the Complaint. Mr. Slutes stated that because Dr. Luick has filed a complaint against Dr. McPhee, the Board should adjudicate Dr. McPhee's complaint before hearing the remand. Additionally, Mr. Slutes requested that the meeting be held in Tucson to accommodate Dr. Luick's witnesses.

Ms. Galvin made a presentation to the Board stating that the objection filed outlines that there is no legal basis for Dr. Luick's requests. Ms. Galvin stated that the remand was ordered because Dr. Luick was not provided sufficient opportunity to defend certain issues that were raised in the Formal Hearing that were not noticed in the Complaint and Notice of Hearing. Ms. Galvin stated that Dr. McPhee's testimony was not in question. Ms. Galvin stated that the Board office is in Phoenix and conducts its business in Phoenix therefore it is not reasonable to relocate the meeting to Tucson. Additionally, Judge Aragon did not order that witnesses be allowed at the remand.

Mr. Munns provided additional information regarding the remand. The Board deliberated and determined that the complaint against Dr. McPhee and the remand are separate issues. After deliberation, Dr. Brundage made a motion, seconded by Dr. Beljan, to deny Dr. Luick's request to adjudicate the complaint against Dr. McPhee before considering the remand. The motion carried 6-0. After deliberation, Dr. Brundage made a motion, seconded by Dr. Flowers, to deny Dr. Luick's request to allow witnesses when the Board considers the remand. The motion carried 6-0. After deliberation, seconded by Ms. Shreeve, to deny Dr. Luick's request to hold a Board meeting in Tucson to hear the remand. The motion carried 6-0.

#### 8. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING CORRESPONDENCE RECEIVED BY ANTHONY LUICK, PH.D. REQUESTING REFERRAL OF RFI-15-26 AGAINST DAVID MCPHEE, PH.D. AND SUBSTITUTION OF COUNSEL

Ms. Chapman provided a summary to the Board stating that Dr Luick has requested that the complaint he filed against David McPhee, Ph.D., be referred to an agency other than the Board and that an Assistant Attorney General other than Jeanne Galvin be assigned to the complaint.

Dr. Luick was present, requested to speak and made a statement. Dr. Luick asked the Board whether the Board has reviewed the Complaint he filed against Dr. McPhee. Ms. Galvin stated that the Board has not seen the Complaint as the Complaint is not on the agenda for review. Additionally, Ms. Galvin explained and clarified the complaint process.

Board members deliberated and determined that the Board is the appropriate agency to review the complaint that Dr. Luick filed against Dr. McPhee as he is a psychologist licensed by the Board and not another agency. Additionally, the Board determined that Ms. Galvin is more familiar with the Board's statutes, rules and procedures than any other Assistant Attorney General. After deliberation, Ms. Shreeve made a motion, seconded by Dr. Flowers, to maintain jurisdiction over the complaint filed by Dr. Luick against Dr. McPhee. The motion carried 6-0. After deliberation, Ms. Shreeve made a motion, seconded by Dr. Beljan, to maintain Ms. Galvin as its Assistant Attorney General during the review of the complaint filed by Dr. Luick against Dr. McPhee. The motion carried 6-0.

#### 9. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING COMMEMORATING 50 YEARS (1965-2015) SINCE ENACTMENT OF ENABLING LEGISLATION ESTABLISHING PSYCHOLOGY AS A PROFESSION IN ARIZONA

Dr. Bohanske provided a summary to the Board stating that the Board is holding an in-person meeting in Flagstaff on August 14, 2015, to celebrate the 50<sup>th</sup> anniversary. Dr. Bohanske discussed additional activities including:

- The Association of State and Provincial Psychology Boards is holding its annual meeting in Arizona to help celebrate the profession's anniversary.
- The Board will make available commemorative certificates for a fee in the fall of 2015.
- The Board will host a booth at the Arizona Psychological Association's annual meeting.
- The Board will close the anniversary year at the December in-person Board meeting.

# 10. NEW AGENDA ITEMS FOR FUTURE MEETINGS

There were no new items identified.

## 11. ADJOURN

There being no further business to come before the Board, Dr. Brundage made a motion, seconded by Ms. Shreeve, to adjourn the meeting at 8:45 a.m. The motion carried 6-0.

Respectfully submitted,

Tamara Shreeve, MPA Board Secretary