





1           12.    On March 24, 2015, felony charges falling under A.R.S.§13-3407 were  
2 filed against Licensee, but Licensee was not served with the criminal indictment until  
3 mid-May. 2015.

4           13.    On May 27, 2015, Licensee notified the Board that he had recently  
5 learned that he was “being charged with a felony.”

6           14.    These events transpired while Licensee was employed as an agency  
7 director for a rural Arizona tribal community (“Tribe”) where he had oversight of the  
8 Tribe’s mental health and substance abuse treatment programs. On May, 29, 2015,  
9 Licensee resigned from his clinical director position.

10          15.    On January 26, 2016, after entering into a plea agreement, Licensee was  
11 found guilty of Possession of a Dangerous Drug (Methylphenidate), a designated class  
12 four (4) misdemeanor, in violation of A.R.S. §§ 13-3407(A)(I). The Court found  
13 Licensee to be eligible for probation and suspended the imposition of a sentence.  
14 Licensee was placed on unsupervised probation for one (1) year, and fined.

15          16.    During the April 29, 2016, Informal Interview regarding this matter,  
16 Licensee and his attorney, Brett Rigg, Esq., were present at the proceedings and made a  
17 presentation to the Board. Licensee stated that he had moved to Florida and was on  
18 unsupervised probation for his legal matter. He further stated that he was not practicing  
19 psychology, but wanted to eventually resume work with the Native American  
20 community in Arizona, or for a Federal tribal program in another state. After discussion  
21 and deliberation, Board members voted to offer Licensee a Consent Agreement or to  
22 issue an Order to include certain terms.

23          17.    In early November, 2016, the Board office received correspondence from  
24 Licensee that, on August 31, 2016, Licensee had entered into a contract with the Tribe  
25 to provide clinical and administrative services to Tribe's Mental Health and Diabetes  
26 Comorbid Treatment Program, and that that he had obtained the services of  
27 psychologist Eddie Lauritsen, Ph.D., to provide oversight over his work. This oversight

1 by a psychologist was consistent with the Board's recommendations during the  
2 Informal Interview.

3 18. In late November, 2016, the Board office received correspondence from  
4 Licensee that, in consultation with Licensee's health care practitioner, he was no longer  
5 taking medication for his medical condition. Licensee's correspondence included  
6 August 27, 2015, through November 7, 2016, reports from his health care practitioner.

7 19. In December, 2016, the Board office received correspondence from Dr.  
8 Lauretsen, stating that he had been meeting regularly with Licensee since September 9,  
9 2016, and provided a summary of his meetings with Licensee, which indicated that  
10 Licensee has been earnest, cooperative, and open to suggestions, is aware of his on-  
11 going need to maintain a balance between his professional obligations and personal  
12 responsibilities, and is making commendable progress in this endeavor.

13 20. In January, 2017, and again in April, 2017, the Board office received  
14 updates from Licensee stating that he continues to work for Tribe's Mental Health and  
15 Diabetes Comorbid Treatment Program.

16 **CONCLUSIONS OF LAW**

17 21. The conduct and circumstances described above constitutes  
18 unprofessional conduct pursuant to A.R.S. §32-2061(15)(i), commission of a felony,  
19 whether or not involving moral turpitude, or a misdemeanor involving moral turpitude.  
20 In either case, conviction by a court of competent jurisdiction or a plea of no contest is  
21 conclusive evidence of the commission.

22 **ORDER**

23 1. Pursuant to A.R.S. § 32-2081(S) the Board has determined that the  
24 Licensee's conduct in Complaint No. 15-31 warrants disciplinary action. Based on the  
25 foregoing Findings of Fact and Conclusions of Law, IT IS ORDERED THAT:  
26  
27

1           2.     **PROBATION:** Licensee's license as a psychologist is placed on  
2 probation for a minimum period of 12 months, beginning April 29, 2016, unless  
3 otherwise ordered by the Board.

4           3.     **NOTIFICATION OF EMPLOYMENT:** Licensee shall submit  
5 quarterly reports to the Board regarding the progress of his job search. When Licensee  
6 obtains employment, he must provide immediate notification to the Board as to the  
7 capacity of his employment.

8           4.     **SUPERVISOR:** While on probation and after Licensee obtains  
9 employment in a setting requiring a license to practice psychology, Licensee shall  
10 receive face-to-face supervision from a behavioral health professional/supervisor for the  
11 purpose of providing support in his return to practice, and to assist Licensee in  
12 maintaining a balance between his professional duties and personal health.

13           5.     Licensee shall meet with the behavioral health professional/supervisor at  
14 least twice per month. If Licensee is employed in a remote location, supervision may be  
15 provided face-to-face via electronic means. The behavioral health  
16 professional/supervisor shall submit quarterly reports to the Board.

17           6.     Before Licensee's release from probation, the behavioral health  
18 professional/supervisor is to complete and submit a final written report to the Board  
19 summarizing his or her interaction with Licensee, topics discussed, areas of progress,  
20 matters of remaining concern, and overall impressions.

21           7.     If, during the probation period, the Licensee's approved behavioral health  
22 professional/supervisor is unable or unwilling continue to provide supervision, Licensee  
23 shall submit the name and credentials of a proposed behavioral health  
24 professional/supervisor for Board approval.

25           8.     **IN-PERSON APPEARANCE BEFORE THE BOARD:** After 12  
26 months of probation, Licensee shall make an in-person appearance at a Board meeting  
27 to provide a status update, and discuss whether probation should be lifted or whether

1 further probation is warranted.

2 9. **TERMINATION OF PROBATION:** After a minimum of 12 months of  
3 probation, unless otherwise ordered by the Board, Licensee may petition the Board, in  
4 writing, and request termination from probation and supervision. If the Board  
5 determines that Licensee is in need of continued supervision, the Board may continue  
6 the probation, including supervision by a behavioral health professional/supervisor. If  
7 the Board determines that Licensee has not substantially complied with the  
8 requirements of this Consent Agreement, the Board may either (a) continue the  
9 probation, including supervision by a behavioral health professional/supervisor, or (b)  
10 institute proceedings for noncompliance with this Consent Agreement, which may  
11 result in the suspension, revocation, or other disciplinary or remedial action.

12 10. **CONTINUED APPLICATION OF TERMS:** If, between the effective  
13 date of this Consent Agreement and the termination of Licensee's probation by the  
14 Board, Licensee fails to renew his license while under this Consent Agreement and  
15 subsequently applies for a license, the remaining terms of this Consent Agreement,  
16 including probation and monitoring, shall be imposed if the application for licensure is  
17 granted.

18 11. **EFFECTIVE DATE:** Licensee understands that this Consent Agreement  
19 shall not become effective unless and until adopted by the Arizona Board of  
20 Psychologist Examiners and executed on behalf of the Board. Any modification to this  
21 original document is ineffective and void unless mutually approved by the parties in  
22 writing. The effective date of this Consent Agreement is the date that it is signed by the  
23 Board's Executive Director, or her designee, on behalf of the Board.

24 12. **CONSIDERATION IN FUTURE ACTIONS:** Licensee understands  
25 that this Consent Agreement, or any part thereof, may be considered in any future  
26 disciplinary action against him.

27

1           13.    **FINAL RESOLUTION:** This Consent Agreement constitutes a final  
2 resolution of this disciplinary matter but does not constitute a dismissal or resolution of  
3 other matters currently pending before the Board, if any, and does not constitute any  
4 waiver, expressed or implied, of the Board's statutory authority or jurisdiction  
5 regarding any other pending or future investigations, actions, or proceedings. Further,  
6 this Consent Agreement does not preclude any other agency, subdivision, or officer of  
7 this State from instituting other civil or criminal proceedings with respect to the conduct  
8 that is the subject of this Consent Agreement.

9           14.    **TIME:** Time is of the essence with regard to this Consent Agreement.

10          15.    **COSTS:** The Licensee shall be responsible for all costs incurred as a  
11 result of his compliance with this Consent Agreement.

12          16.    **NON-COMPLIANCE:** If Licensee fails to comply with the terms of this  
13 Consent Agreement, the Board may properly institute proceedings for noncompliance,  
14 which may result in suspension, revocation, or other disciplinary or remedial actions.  
15 Violation of this Consent Agreement is a violation of A.R.S. § 32-2061(15)(aa)  
16 ("violating a formal board order, consent agreement, term of probation or stipulated  
17 agreement").

18          17.    **PUBLIC RECORD:** This Consent Agreement is a public record that  
19 may be publicly disseminated as a formal action of the Board and reported to the  
20 National Practitioner Data Bank.

21  
22 DATED THIS 1<sup>st</sup> day of June, 2017.

23 ARIZONA BOARD OF  
24 PSYCHOLOGIST EXAMINERS

25   
26 \_\_\_\_\_  
27 William Arnett, Psy.D.  
Licensee

By: Cindy Olvey  
Cindy Olvey, Psy.D.  
Executive Director

1 ORIGINAL of the foregoing filed  
2 this 1st day of June 2017, with:

3 The Arizona State Board of Psychologist Examiners  
4 1400 West Washington, Suite 240  
5 Phoenix, Arizona 85007

6 <sup>hand-delivered</sup>  
COPY mailed by Certified Mail, No. \_\_\_\_\_  
7 this 2nd day of June 2017, to:

8 William Arnett, Psy.D.  
9 Address on Record

10 <sup>hand-delivered</sup>  
COPY mailed  
11 this 2nd day of June 2017, to:

12 Brett Rigg, Esq.  
13 377 E. White Mountain Blvd.  
14 Pinetop, AZ 85935

15 <sup>hand-delivered</sup>  
16 COPY of the foregoing mailed by interagency  
17 this 2nd day of June 2017, to:

18 Jeanne M. Galvin  
19 Office of the Arizona Attorney General  
20 SGD/LES  
21 1275 W. Washington  
22 Phoenix, AZ 85007

23  
24  
25  
26  
27  
By: 