

1 **BEFORE THE BOARD OF PSYCHOLOGIST EXAMINERS**
2 **FOR THE STATE OF ARIZONA**

3
4 In the Matter of)

No. 05-36)

5 **David E. Pool, Psy.D.**)

6 Holder of License No. 3302)
7 for the Practice of Psychology)
8 in the State of Arizona)

**CONSENT AGREEMENT,
FINDINGS OF FACT,
CONCLUSIONS OF LAW,
AND DECREE OF CENSURE**

9 On December 2, 2005, the Arizona Board of Psychologist Examiners ("Board") discussed Case No. 05-
10 36 involving David E. Pool, Psy.D. ("Licensee"), who was not present at the Board meeting. After discussion
11 of the case, the Board voted to offer Licensee the opportunity to enter into the following Consent Agreement.

12 **CONSENT AGREEMENT**

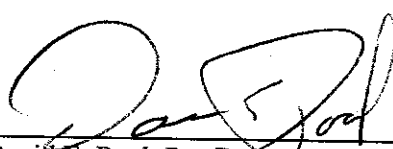
13 1. The Board and Licensee enter into this Consent Agreement in order to promptly and
14 judiciously resolve this matter, consistent with the public interest and the statutory requirements of the Board.


15 2. The Board will adopt the Findings of Fact, Conclusions of Law, and Decree of Censure.

16 3. Licensee has the right to consult with an attorney prior to entering into this Consent
17 Agreement. He has read and understands the Consent Agreement, Findings of Fact, Conclusions of Law, and
18 Decree of Censure, and makes this agreement freely and voluntarily. He irrevocably waives his right to an
19 informal interview, hearing, re-hearing, and/or judicial review.

20 4. The Consent Agreement and Decree of Censure will be effective when signed by the Board's
21 Executive Director. The Consent Agreement, Findings of Fact, Conclusions of Law, and Decree of Censure
22 is a public record.

23 ARIZONA BOARD OF
24 PSYCHOLOGIST EXAMINERS

25 
26 David E. Pool, Psy.D.

25 By 
26 Maxine McCarthy
27 Executive Director

27 Date

12/12/05

28 Date

December 6, 2005

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FINDINGS OF FACT

1. The Arizona Board of Psychologist Examiners is authorized to regulate the practice of psychology in Arizona pursuant to A.R.S. § 32-2061, et seq.

2. David E. Pool, Psy.D. ("License") is the holder of License No. 3302 for the practice of psychology in the State of Arizona.

3. According to the terms of the Board Order in Case Nos. 04-27 and 05-22 dated August 8, 2005, Licensee was placed on medical inactive status and was not allowed to hold himself out as permitted to practice psychology in Arizona.

4. On August 9, 2005, Licensee held himself out as a psychologist in Arizona by placing an advertisement for psychological services on e-Bay using an assumed name in violation of the Board Order in Case Nos. 04-27 and 05-22.

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CONCLUSIONS OF LAW

1. The Board of Psychologist Examiners of the State of Arizona possesses jurisdiction over the subject matter hereof and David E. Pool, Psy.D.

2. The conduct and circumstances described above constitute a violation of A.R.S. § 32-2061(A)(13)(aa) – Violating a formal board order, consent agreement, term of probation or stipulated agreement under this chapter.

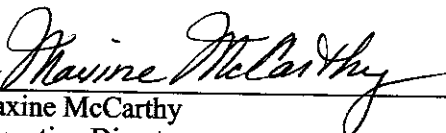
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ORDER

Based on the foregoing Consent Agreement, Findings of Fact, and Conclusions of Law, IT IS ORDERED that David E. Pool, Psy.D. is censured.

DATED this 20th day of December, 2005.

ARIZONA BOARD OF
PSYCHOLOGIST EXAMINERS

By 
Maxine McCarthy
Executive Director
1400 West Washington Street, Suite 235
Phoenix, Arizona 85007
(602) 542-8162

1 COPY of the foregoing mailed certified mail
2 No. 7000 1670 0009 3607 4747
3 this 20th day of December, 2005 to:

4 David E. Pool, Psy.D.
5 Address of record

6 COPY of the foregoing sent by interagency/regular mail
7 this 20th day of December, 2005 to:

8 Elizabeth Campbell, Assistant Attorney General
9 Office of the Attorney General, Civil/LES
10 1275 West Washington
11 Phoenix, Arizona 85007

12 By Maureen McCarthy

13 Findings of Fact/Pool 05-36
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