

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

In the Matter of )	No. 04-10
Andrew F. Mosko, Ph.D. )	CONSENT AGREEMENT,
Holder of License No. 437 )	FINDINGS OF FACT,
for the Practice of Psychology )	CONCLUSIONS OF LAW,
in the State of Arizona )	AND ORDER

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On June 4, 2004, the Arizona Board of Psychologist Examiners ("Board") discussed Case No. 04-10 involving Andrew F. Mosko, Ph.D. ("Licensee") who was not present at the Board proceedings.

**CONSENT AGREEMENT**

1. The Board and Licensee enter into this Consent Agreement in order to promptly and judiciously resolve this matter, consistent with the public interest and the statutory requirements of the Board.
2. Pursuant to A.R.S. §§ 32-2081(F)(5), and 41-1092.07(F)(5), the Board will adopt the Findings of Fact, Conclusions of Law, and Order set forth below.
3. Licensee has the right to consult with an attorney prior to entering into this Consent Agreement. He has read and understands the Consent Agreement, Findings of Fact, Conclusions of Law, and Order, and makes this agreement freely and voluntarily. He irrevocably waives his right to a hearing, rehearing, or judicial review.
4. The Consent Agreement and Order will be effective when signed by the Board's Executive Director. The Consent Agreement, Findings of Fact, Conclusions of Law, and Order are a public record.

ARIZONA BOARD OF  
PSYCHOLOGIST EXAMINERS

Andrew F. Mosko, Ph.D.  
Andrew F. Mosko, Ph.D.

6-19-04  
Date

By Maxine McCarthy  
Maxine McCarthy  
Executive Director

June 16, 2004  
Date

1 **FINDINGS OF FACT**

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

4 2. Andrew F. Mosko, Ph.D. ("Licensee") is the holder of License No. 437 for the practice of  
5 psychology in the State of Arizona.

6 3. On October 28, 2002, Licensee conducted a psychological evaluation of complainant pursuant  
7 to a referral from the Administration for Children Youth and Families ("ACYF") in Tucson, Arizona.

8 4. On November 5, 2002, Licensee completed his psychological evaluation report and provided it  
9 to ACYF.

10 5. On March 23, 2004, complainant filed a complaint against Licensee with the Board of  
11 Psychologist Examiners alleging unprofessional conduct by Licensee in regard to his psychological evaluation  
12 report.

13 6. In Licensee's response to the Board dated April 4, 2004, he admitted that he had destroyed  
14 certain records pertaining to complainant's evaluation.

15 7. In an interview on April 13, 2004 with the Board's investigator, Licensee admitted that he had  
16 allowed complainant to complete the MMPI-2 at home and return it to Licensee's office the following day.

17 **CONCLUSIONS OF LAW**

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19 1. The Board of Psychologist Examiners of the State of Arizona possesses jurisdiction over  
20 the subject matter hereof and Andrew F. Mosko, Ph.D.

21 2. The conduct and circumstances described above constitute a violation of A.R.S. § 32-  
22 2061(A)(13)(h) – Failing or refusing to maintain and retain adequate business, financial or professional  
23 records pertaining to the psychological services provided to a client, and A.R.S. § 32-2061(A)(13)(o) –  
24 Providing services that are unnecessary or unsafe or otherwise engaging in activities as a psychologist that  
25 are unprofessional by current standards of practice.  
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**ORDER**

Based on the foregoing Consent Agreement, Findings of Fact, and Conclusions of Law, IT IS ORDERED that Andrew F. Mosko, Ph.D. shall be placed on probation until the Board receives satisfactory evidence that he has completed six hours of continuing education regarding maintaining records and conducting psychological assessments such as a course on the administration of the MMPI-2 or a risk management seminar which includes personality test administration and interpretation including ethical and evidentiary considerations. These continuing education hours shall be in addition to the 60 hours of continuing education required for all licensees. If Dr. Mosko declines to enter into this Consent Agreement, he shall be invited to an Informal Interview with the Board.

DATED this 23 day of June, 2004.

ARIZONA BOARD OF  
PSYCHOLOGIST EXAMINERS

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

COPY of the foregoing mailed by certified mail  
7001 1140 0000 7477 9859  
this 23<sup>rd</sup> day of June, 2004 to:

Andrew F. Mosko, Ph.D.  
Address of record

COPY of the foregoing sent by interagency/regular mail  
this 23<sup>rd</sup> day of June, 2004 to:

Nancy J. Beck, Assistant Attorney General  
Office of the Attorney General, Civil/LES  
1275 West Washington  
Phoenix, Arizona 85007

Shari Courtney