

BEFORE THE BOARD OF PSYCHOLOGIST EXAMINERS
FOR THE STATE OF ARIZONA

In the Matter of) Daniel Kruger, Ph.D.) Holder of License No. 3667) for the Practice of Psychology) in the State of Arizona)	Case No. 06-29 CONSENT AGREEMENT, FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER FOR DECREE OF CENSURE AND CIVIL PENALTY
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On October 6, 2006, the Arizona Board of Psychologist Examiners ("Board") discussed Case No. 06-29 regarding Daniel Kruger, Ph.D. ("Licensee"). Dr. Kruger was not present at the proceedings. After reviewing the information presented, the Board voted to offer Licensee this Consent Agreement for Decree of Censure and Civil Penalty.

JURISDICTION

1. The Board is authorized to regulate the practice of psychology in Arizona pursuant to A.R.S. § 32-2061, et seq.
2. Licensee is the holder of license number 3667 for the practice of psychology in Arizona.
3. The Board has personal and subject matter jurisdiction over Licensee pursuant to A.R.S. § 32-2061, et seq.

RECITALS

4. 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.
5. The Board will adopt the Findings of Fact, Conclusions of Law and Order set forth below.
6. Licensee has the right to consult with an attorney prior to entering into this Consent Agreement. Licensee has read and understands the Consent Agreement, Findings of Fact, Conclusions

1 of Law, and Order, and makes this agreement freely and voluntarily. He irrevocably waives his right to
2 an informal interview, a hearing, rehearing, or judicial review.

3 7. This Consent Agreement will be effective when approved by the Board and signed by
4 the Board's Executive Director. This Consent Agreement is a public record.

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6 **STATE OF ARIZONA BOARD OF
7 PSYCHOLOGIST EXAMINERS**

8 Daniel E. Kruger, Ph.D.
9 Daniel Kruger, Ph.D.

BY: Maxine McCarthy
Maxine McCarthy
Executive Director

10 November 2, 2006
11 Date

October 30, 2006
Date

12
13 **FINDINGS OF FACT**

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15 8. On July 19, 2006, the Board received information from Licensee that he had recently
16 received in-patient treatment for alcoholism at Valley Hope in Chandler, Arizona.

17 9. On July 24, 2006, the Board opened an investigation regarding this matter (Case No.
18 06-29) and requested information from Chandler Valley Hope regarding the current status of Licensee's
19 recovery process.

20 10. On September 6, 2006, the Board received information from Valley Hope Association
21 which stated that Licensee had been arrested twice for DUI "many years ago."

22 11. In Licensee's application for Licensure (March 10, 2004) and in his re-application for
23 Licensure (July 16, 2004), Licensee answered "No" to the following questions:

24 (a) Have you been convicted of a felony or a misdemeanor other than a minor
25 traffic offense, or ever entered into a diversion program instead of prosecution,
26 including any convictions that have been expunged or deleted?

27 (b) Are you currently addicted to alcohol or any drug that in any way impairs or
28 limits your ability to practice?

12. In a supplemental response from Licensee dated September 12, 2006, he stated that
there were "two DUIs in the late 1980's in Colorado."

1 13. Licensee made false statements to the Board in his Application for Licensure of March
2 10, 2004, and in his Reapplication for Licensure of July 16, 2004, regarding his prior arrests for DUI.

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4 CONCLUSIONS OF LAW

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6 14. The conduct and circumstances described above constitute unprofessional conduct
7 pursuant to A.R.S. § 32-2061(A)(13)(j) - Making a fraudulent or untrue statement to the Board or its
8 investigators, staff or consultants.

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10 ORDER FOR DECREE OF CENSURE AND CIVIL PENALTY

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12 Based upon the foregoing Findings of Fact and Conclusions of Law, the parties agree as
13 follows:

- 14 1. Licensee is hereby issued a Decree of Censure.
15 2. Within thirty (30) days of the effective date of this Consent Agreement, Licensee shall
16 pay a civil penalty of Three Hundred Dollars (\$300.00) by certified check or money order made payable
17 to the Board.

18 Dated this 7th day of November, 2006

19
20
21 **STATE OF ARIZONA BOARD OF**
22 **PSYCHOLOGIST EXAMINERS**

23
24 By: *Maxine McCarthy*

25 Maxine McCarthy
26 Executive Director
27 1400 W. Washington, Ste. 235
28 Phoenix, AZ 85007

1 ORIGINAL of the foregoing filed this
2 8th day of November, 2006, with:

3 The Arizona State Board of Psychologist Examiners
4 1400 West Washington, Suite 235
5 Phoenix, Arizona 85007

6 COPY mailed by Certified Mail
7 No. 7000,1670 0009 3607 8455
8 this 8th day of November, 2006, to:

9 Daniel Kruger, Ph.D.
10 Address of Record

11 Copy of the foregoing mailed by interagency
12 this 8th day of November 2006, with:

13 Erin Cohen, Esq.
14 Office of the Attorney General
15 1275 West Washington, CIV/LES
16 Phoenix, Arizona 85007

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By: Kevin McCarthy