

1 6. In his testimony to the Board, Respondent indicated that he did not agree to
2 provide a psychosexual evaluation, but instead agreed to provide a psychological evaluation
3 with sexual emphasis.

4 7. On January 15, 2014, Respondent conducted an evaluation.

5 8. On January 24, 2014, Complainant called Respondent's office and was told that
6 the report was ready for her to pick up. Complainant picked up the evaluation report ("Report")
7 from Respondent's office, which was entitled "Psychosexual Evaluation" and stamped with
8 Respondent's signature. Complainant was not offered and Respondent did not conduct a
9 feedback session to review the evaluation results with Complainant.

10 9. In reviewing the Report, Complainant immediately noticed an error with regard
11 to Son's race, and requested that Respondent correct the error.

12 10. Respondent indicated to the Board that the Report that was released to
13 Complainant was a draft report.

14 11. Complainant indicated that after she notified Respondent's office of the error in
15 the Report, she did not receive any subsequent communications from Respondent or his office
16 regarding correction of the Report. While Respondent indicated to the Board that he and his
17 office staff left phone messages for Complainant, he maintains that she did not return the calls.
18 Respondent's record for Son contained no documentation of attempts to contact Complainant.

19 12. Complainant did not receive a corrected report from Respondent until after
20 Respondent received notice of the January 31, 2014, Board complaint filed by Complainant.

21 13. Complainant indicated that Agency reviewed Respondent's "Psychosexual
22 Evaluation" of Son, told her the Report was insufficient to be considered as a psychosexual
23 evaluation report, and that it could not be utilized for the purposes needed. Complainant stated
24 that Respondent's Report was harmful to Son in that it delayed Son's appropriate placement
25 and treatment.

26 14. Respondent acknowledges that, at the time of the evaluation, he was not
27 qualified to conduct a psychosexual evaluation.

28 ...

1 patient/client and/or the parents/guardians.

2 c. The Supervisor/Practice Monitor's signature on all evaluation reports
3 completed by Respondent, prior to release of the reports to the patient/client
4 and/or the parents/guardians, signifying the Supervisor/Practice Monitor's
5 agreement with Respondent's evaluation process and resulting evaluation
6 report, including the conclusions and recommendations provided in the
7 report.

8 d. The Supervisor/Practice Monitor's review of Respondent's record keeping
9 practices.

10 26. During the probationary period, Respondent shall meet with the
11 Supervisor/Practice Monitor face to face at least two times monthly for at least two hours per
12 session. During the meetings, the Supervisor/Practice Monitor shall provide feedback to
13 Respondent regarding Respondent's practice, to include Respondent's testing, evaluative
14 processes, report writing, and record keeping. After six months of supervision/monitoring,
15 Respondent may petition to appear before the Board with his Supervisor/Practice Monitor to
16 request that the term, duration, length and/or scope of the supervision/monitoring be modified.

17 27. Within ten (10) days of the effective date of this Order, Respondent shall enter
18 into an agreement with one of the following psychologists to serve as his Supervisor/Practice
19 Monitor and provide the Board written notification of the agreement:

20 a. Deborah Lewis, Ph.D.
21 Arizona Behavioral Health Specialists
22 7330 N. 16th Street, A-120
23 Phoenix, AZ 85020
24 602-997-6635

25 b. John Moran, Ph.D.
26 J.A. Moran, Ph.D., PLLC
27 1730 E. Northern Avenue, Suite 112
28 Phoenix, AZ 85020
602-795-4449

c. Lawrence Sideman, Ph.D.
Argosy University/Phoenix
2233 West Dunlap Avenue
Phoenix, AZ 85021
602-216-3104

1 28. If, during the probation period, the Supervisor/Practice Monitor is unable or
2 unwilling to continue to provide supervision for Respondent, within ten (10) days of the
3 Supervisor/Practice Monitor's termination of the supervisor/supervisee relationship,
4 Respondent shall contact the Board in writing and request three to four names of other potential
5 Supervisor/Practice Monitors approved by the Board. Respondent shall notify the Board of his
6 new Supervisor/Practice Monitor within 15 days after the names of additional potential
7 Supervisors/Practice Monitors are provided.

8 29. **REPORTS:** The Supervisor/Practice Monitor shall provide written quarterly
9 reports, due on the 10th of the month, to the Board regarding Respondent's understanding and
10 progress associated with conducting evaluations, including protocols and feedback sessions,
11 report writing, and record keeping. Respondent is responsible for ensuring that the
12 Supervisor/Practice Monitor submits his/her reports to the Board in a timely manner.

13 30. **TERMINATION OF PROBATION:** At the end of 12 months, unless
14 otherwise ordered by the Board, Licensee shall petition the Board, in writing, and request
15 termination from probation and supervision. If the Board determines that Licensee has not
16 complied with all the requirements of this Order, the Board may either (a) continue the
17 probation, including supervision, or (b) institute proceedings for noncompliance with this
18 Order, which may result in the suspension, revocation or other disciplinary and/or remedial
19 action.

20 31. **EFFECTIVE DATE:** The effective date of this Order is 35 days after the date
21 that an executed copy of the Order, is mailed to the Respondent.

22 32. **CONSIDERATION IN FUTURE ACTIONS:** Respondent understands that
23 this Order, or any part thereof, may be considered in any future disciplinary action against him.

24 33. **FINAL RESOLUTION:** This Order constitutes a final resolution of this
25 disciplinary matter but does not constitute a dismissal or resolution of other matters currently
26 pending before the Board, if any, and does not constitute any waiver, expressed or implied, of
27 the Board's statutory authority or jurisdiction regarding any other pending or future
28 investigations, actions or proceedings. Further, this Order does not preclude any other agency,

1 subdivision or officer of this State from instituting other civil or criminal proceedings with
2 respect to the conduct that is the subject of this Order.

3 34. **TIME:** Time is of the essence with regard to this Order.

4 35. **COSTS:** Respondent shall be responsible for all costs incurred as a result of his
5 compliance with this Order, including all costs associated with the Supervisor/Practice
6 Monitor.

7 36. **NON-COMPLIANCE:** If Respondent fails to comply with the terms of this
8 Order, the Board shall properly institute proceedings for noncompliance with this Order, which
9 may result in suspension, revocation, or other disciplinary and/or remedial actions. Violation
10 of this Order is a violation of A.R.S. § 32-2061(15)(aa), which is “violating a formal board
11 order, consent agreement, term of probation or stipulated agreement”.

12 37. **NON-RENEWAL OR LATE RENEWAL:** If Respondent fails to renew his
13 license while under the terms of this Order and subsequently applies for late renewal of license
14 or a new license, the remaining terms of the order shall be imposed if the late renewal or
15 reapplication for license is granted.

16 38. **TOLLING:** If Respondent for any reason stops practicing psychology in
17 Arizona for more than 30 consecutive days or leaves Arizona to reside or practice psychology
18 outside of Arizona, the periods of temporary or permanent residency or practice outside of
19 Arizona or the non-practice within Arizona do not reduce the duration of the terms under this
20 Order. Respondent shall notify the Board in writing within five days of the dates of departure
21 or the dates on non-practice in Arizona.

22 39. **PUBLIC RECORD:** This Order constitutes a public record that may be
23 publicly disseminated as a formal action of the Board and shall be reported to the National
24 Practitioner’s Data Bank.

25 40. **RIGHT TO PETITION FOR REHEARING OR REVIEW:** Respondent is
26 hereby notified that he has the right to petition for a rehearing or review. Pursuant to A.R.S.
27
28

1 § 41-1092.09, the petition for rehearing or review must be filed with the Board's Executive
2 Director within 30 days after service of this Order. Pursuant to A.A.C. R4-25-308, the petition
3 must set forth legally sufficient reasons for granting a rehearing. Service of this Order is
4 effective five days after date of mailing. If a motion for rehearing is not filed, the Board's
5 Order becomes effective 35 days after it is mailed to the Respondent.

6 Respondent is further notified that the filing of a motion for rehearing is
7 required to preserve any rights of appeal to the Superior Court.
8

9 DATED this 17th day of November, 2014.

11 ARIZONA BOARD OF
12 PSYCHOLOGIST EXAMINERS

13
14 By: Cindy Olvey
15 Cindy Olvey, Psy.D.
16 Executive Director

17 ORIGINAL of the foregoing filed
18 this 17th day of November, 2014, with:

19 The Arizona State Board of Psychologist Examiners
20 1400 West Washington, Suite 240
21 Phoenix, Arizona 85007

22 COPY mailed by Certified Mail, No. 7009 2250 0001 7372 7770
23 this 17th day of November, 2014, to:

24 Steven G. Fox, Ph.D.
25 Address on Record

26 COPY mailed
27 this 17th day of November, 2014, to:

28 Terence Cushing
Quinteros, Prieto, Wood & Boyer, P.A.
2390 East Camelback Rd. Ste. 440
Phoenix, AZ 85016

1 COPY of the foregoing mailed by interagency
2 this 17th day of November, 2014, to:

3 Jeanne M. Galvin, AAG
4 Office of the Attorney General

5 CIV/LES
6 1275 West Washington
7 Phoenix, Arizona 85007

8 By: 

1 **BEFORE THE BOARD OF PSYCHOLOGIST EXAMINERS**
2 **FOR THE STATE OF ARIZONA**
3

4 In the Matter of:) Case No. RFI 14-06
5)
6 Steven G. Fox, Ph.D.) ORDER DENYING REQUEST FOR
Respondent) REHEARING
7)
8 Holder of License No. 1454 for the practice of)
Psychology in the State of Arizona)

9 On January 9, 2015, the Arizona Board of Psychologist Examiners met in open session to
10 consider Dr. Steven G. Fox's ("Respondent") request for rehearing or review of the Board's Order of
11 November 17, 2014. The Respondent was represented by counsel, Terence Cushing. After full
12 consideration of the record in this matter and the arguments of Mr. Cushing and testimony of Dr. Fox,
13 the Board voted to DENY Respondent's request for rehearing as Respondent has failed to set forth
14 grounds upon which a rehearing should be granted.

15 **ORDER**


16 Respondent's Motion for Rehearing is DENIED. The Board's Order dated November 17, 2014,
remains in effect.

17 **NOTICE**

18 Respondent is notified that this Order is the final administrative decision of the Board and that
19 Respondent has exhausted his administrative remedies. Respondent is advised that an appeal to superior
20 court may be taken from this decision pursuant to A.R.S. §§ 12-901, *et. seq.* within thirty-five (35) days
from the date this Order is mailed

21 Dated this 23rd day of January, 2015

22 Arizona Board of Psychologist Examiners

23 
24 _____
25 Cindy Olvey, Psy.D., Executive Director

26 **ORIGINAL** of the foregoing filed this
27 23rd day of January, 2015, with:

28 The Arizona Board of Psychologist Examiners
1400 W. Washington, Ste. 240
Phoenix, AZ 85007

1 **COPY** of the foregoing mailed
2 by U.S. Mail, and certified mail this
23rd day of January, 2015, to:

3 Steven G. Fox, Ph.D. Certified Mail # 7009 2250 0001 7372 7794
4 Address of Record

5 Terence Cushing, Esq. Certified Mail # 7009 2250 0001 7373 0503
6 Quintairos, Prieto, Wood & Boyer, P.A.
7 2390 East Camelback Rd., Suite 440
Phoenix, AZ 85016

8
9 Copies of the foregoing sent by interagency mail
23rd day of January, 2015, to:

10 Jeanne Galvin, Esq.
11 Assistant Attorney General
12 1275 West Washington
Phoenix, Arizona 85007

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