

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

4 **In the Matter of :**) **Case No. 20-39**
5 **Kenneth Goldberg, Ed.D.**) **ORDER FOR CONTINUING**
6 **Holder of License No. PSY-001045**) **EDUCATION**
7 **for the Practice of Psychology**) **(Non-Disciplinary)**
8 **in the State of Arizona**)

9 On August 15, 2020, the Arizona Board of Psychologist Examiners (“Board”) met in
10 open session to discuss the above-referenced case. Kenneth Goldberg, Ed.D. (“Respondent”) appeared virtually and was represented by legal counsel. After discussion, consideration, and
11 deliberation, the Board voted to issue Respondent this Non-Disciplinary Order for Continuing
12 Education (“Order”).
13

14 **JURISDICTION**

15 1. The Board is authorized to regulate the practice of psychology in Arizona
16 pursuant to Arizona Revised Statutes (hereafter “A.R.S.”) § 32-2061, *et seq.*

17 2. Respondent is the holder of license number PSY-001045 for the practice of
18 psychology in the State of Arizona.

19 3. The Board has personal and subject matter jurisdiction over Respondent
20 pursuant to A.R.S. § 32-2061, *et seq.*

21 **FINDINGS OF FACT**

22 1. Between 2015 - 2019, Respondent provided court-ordered family support
23 services in a family court case.

24 2. In 2017 and 2019, the Father requested that the Court enter an order compelling
25 Dr. Goldberg to release his file pertaining to services he provided in this case, to both parties.

26 3. On February 16, 2017 and December 20, 2019, after reviewing the motions, the
27 Court ordered Dr. Goldberg to release his records.

28 4. The Board determined that, although Respondent ultimately provided his

1 clinical records in response to the court orders, he did not submit the records in a timely
2 manner and did not communicate the status of releasing the records, or potential delay, to the
3 Father.

4 **ORDER**

5 Pursuant to A.R.S. §32-2081(J)(3), the Board considers that while the Respondent's
6 conduct in Complaint No. 20-39 does not warrant disciplinary action, the Board believes the
7 continuing education is necessary for Respondent's understanding of current developments,
8 skills, procedures or treatment. IT IS ORDERED THAT:

9 1. **CONTINUING EDUCATION:** In addition to the continuing education
10 required by A.A.C. R4-26-207 for license renewal, within six (6) months of the effective date
11 of this Order, Respondent shall complete six (6) clock hours of continuing education in the
12 content areas of forensic practices, case consultation, and record-keeping. These 6 clock hours
13 of continuing education shall be pre-approved by the Executive Director or designee and may
14 be completed through distance learning. Within two weeks of completion of the continuing
15 education, Respondent shall provide the Board with verification of completion of these hours.

16 2. **EFFECTIVE DATE:** The effective date of this Order is 35 days after the date
17 that an executed copy of the Order is mailed to the Respondent.

18 3. **NON-COMPLIANCE:** If Respondent fails to comply with the terms of this
19 Order, the Board shall properly institute proceedings for noncompliance with this Order, which
20 may result in disciplinary and/or remedial actions. Violation of this Order is a violation of
21 A.R.S. § 32-2061(16)(aa), which is "violating a formal board order, consent agreement, term of
22 probation or stipulated agreement."

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

25 5. **FINAL RESOLUTION:** This Order constitutes a final resolution of this Non-
26 Disciplinary matter but does not constitute a dismissal or resolution of other matters currently
27 pending before the Board, if any, and does not constitute any waiver, expressed or implied, of
28 the Board's statutory authority or jurisdiction regarding any other pending or future

1 investigations, actions or proceedings. Further, this Order does not preclude any other agency,
2 subdivision or officer of this State from instituting other civil or criminal proceedings with
3 respect to the conduct that is the subject of this Order.

4 6. **TIME:** Time is of the essence with regard to this Order.

5 7. **COSTS:** Respondent shall be responsible for all costs incurred as a result of his
6 compliance with this Order.

7 8. **PUBLIC RECORD:** This Order constitutes a public record that may be
8 publicly disseminated as a formal action of the Board.

9 9. **RIGHT TO PETITION FOR REHEARING OR REVIEW:** Respondent is
10 hereby notified that he has the right to petition for a rehearing or review. Pursuant to A.R.S. §
11 41-1092.09, the petition for rehearing or review must be filed with the Board's Executive
12 Director within 30 days after service of this Order. Pursuant to A.A.C. R4-26-308, the petition
13 must set forth legally sufficient reasons for granting a rehearing. Service of this Order is
14 effective five days after date of mailing. If a motion for rehearing is not filed, the Board's
15 Order becomes effective 35 days after it is mailed to the Respondent.
16

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

19 DATED this 18 day of August, 2020.

21 ARIZONA BOARD OF
22 PSYCHOLOGIST EXAMINERS

23 

24 By: _____
25 Heidi Herbst Paakkonen
26 Executive Director

27 ORIGINAL of the foregoing filed
28 this 18 day of August, 2020, with:

1 The Arizona State Board of Psychologist Examiners
2 1740 West Adams St., Suite 3403
3 Phoenix, Arizona 85007

4 COPY mailed by regular and certified mail # **9489009000276155201909**
5 this **18** day of August, 2020, to:

6 Kenneth Goldberg, Ed.D.
7 Address on Record
8 Respondent

9 COPY mailed by regular mail
10 this **18** day of August, 2020, to:

11 Flynn Carey, Esq.
12 MITCHELL | STEIN | CAREY | CHAPMAN, PC
13 One Renaissance Square
14 2 North Central Avenue, Suite 1450
15 Phoenix, AZ 85004
16 Attorney for Respondent

17 COPY of the foregoing emailed
18 this **18** day of August, 2020, to:

19 Jeanne M. Galvin, AAG
20 Arizona Attorney General's Office
21 SGD/LES
22 2005 North Central Ave.
23 Phoenix, Arizona 85004
24 Jeanne.galvin@azag.gov

25 By: 