

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

3
4 **In the Matter of:**) **Case No. 21-03**
5 **Robert Mastikian, Psy.D.**) **ORDER FOR CONTINUING**
6 **Holder of License No. PSY-004473**) **EDUCATION**
7 **for the Practice of Psychology**) **(Non-Disciplinary)**
8 **in the State of Arizona**)

9 On December 10, 2020, the Arizona Board of Psychologist Examiners (“Board”) met in
10 open session to discuss the above-referenced case. Robert Mastikian, Psy.D. (“Respondent”)
11 appeared virtually with his legal counsel, Natalya Ter-Grigoryan. After discussion,
12 consideration, and deliberation, the Board voted to issue Respondent this Non-Disciplinary
13 Order for Continuing Education (“Order”).

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-004473 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. On May 6, 2019, Respondent authored a three-page “Consultation Summary”
23 after meeting with a parent (“Father”) who was involved in a contentious custody proceeding
24 with his ex-wife (“Mother”). Father was referred to Respondent by his attorney and had one
25 telephonic interview with Respondent on May 6, 2019.

26 2. The “Consultation Summary” was sent to Father’s attorney, which Father
27 submitted to the family court for a May 13, 2019 evidentiary hearing.

28 3. On September 1, 2020, the Board received Complaint No. 21-03 from Mother,

1 which alleged that Respondent's "Consultation Summary" contained inaccurate information
2 about Mother, recommended that Mother undergo further psychological testing, and referenced
3 a possible mental health diagnosis for Mother despite Respondent never having met with her.

4 4. The Board determined that the "Consultation Summary" was problematic
5 for several reasons to include that: the evaluation was not conducted in accordance with
6 the American Psychological Association's ethics code guidelines for assessments; the
7 document did not specifically explain the limitations of the evaluation; only one parent was
8 interviewed; no additional parties were interviewed nor additional documentation was
9 obtained to review; and there was not enough information gathered to suggest a possible
10 diagnosis for the parent who was not interviewed.

11 5. The Board noted that Respondent was proactive in revising the "Consultation
12 Summary", and that the revised version, dated October 30, 2019, addressed the limitations of
13 the document in greater detail. The Board also noted that Respondent represented that he is no
14 longer providing such consultations.

15 **ORDER**

16 Pursuant to A.R.S. §32-2081(J)(3), the Board considers that while the Respondent's
17 conduct in Complaint No. 21-03 does not warrant disciplinary action, it is nonetheless cause for
18 concern on the part of the Board and that continuation of such actions may result in disciplinary
19 action therefore, IT IS ORDERED THAT:

20 1. **CONTINUING EDUCATION:** In addition to the continuing education
21 requirements that are required by A.A.C. R4-26-207 for license renewal, within six (6) months
22 of the effective date of this Order, Respondent shall complete ten (10) clock hours of
23 continuing education in the content area of psychological evaluations. These 10 clock hours of
24 continuing education shall be pre-approved by the Executive Director or designee. Within two
25 weeks of completion of the additional continuing education, Respondent shall provide the
26 Board with verification of completion of these hours.

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

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

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

8 5. **FINAL RESOLUTION:** This Order constitutes a final resolution of this Non-
9 Disciplinary matter but does not constitute a dismissal or resolution of other matters currently
10 pending before the Board, if any, and does not constitute any waiver, expressed or implied, of
11 the Board’s statutory authority or jurisdiction regarding any other pending or future
12 investigations, actions or proceedings. Further, this Order does not preclude any other agency,
13 subdivision or officer of this State from instituting other civil or criminal proceedings with
14 respect to the conduct that is the subject of this Order.

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

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

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

20 9. **RIGHT TO PETITION FOR REHEARING OR REVIEW:** Respondent is
21 hereby notified that he has the right to petition for a rehearing or review. Pursuant to A.R.S. §
22 41-1092.09, the petition for rehearing or review must be filed with the Board’s Executive
23 Director within 30 days after service of this Order. Pursuant to A.A.C. R4-26-308, the petition
24 must set forth legally sufficient reasons for granting a rehearing. Service of this Order is
25 effective five days after date of mailing. If a motion for rehearing is not filed, the Board’s
26 Order becomes effective 35 days after it is mailed to the Respondent.
27

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

1 DATED this 15 day of December, 2020.

3 ARIZONA BOARD OF
4 PSYCHOLOGIST EXAMINERS

5 

6 By: _____
7 Heidi Herbst Paakkonen
8 Executive Director

9 **ORIGINAL** filed electronically
10 this 15 day of December, 2020, with:

11 The Arizona State Board of Psychologist Examiners
12 1740 West Adams St., Suite 3403
13 Phoenix, Arizona 85007

14 **COPY** mailed by regular and certified mail # **9489009000276155081464**
15 this 15 day of December, 2020, to:

16 Robert Mastikian, Psy.D.
17 Address on Record
18 Respondent

19 **COPY** mailed by regular mail
20 this 15 day of December, 2020, to:

21 Natalya Ter-Grigoryan, Esq.
22 3200 North Central Avenue
23 Suite 2000
24 Phoenix, AZ 85012

25 **COPY** of the foregoing via email (jeanne.galvin@azag.gov)
26 This 15 day of December, 2020 to:

27 Jeanne M. Galvin
28 Assistant Attorney General
29 2005 North Central Ave. SGD/LES
30 Phoenix, Arizona 85004
31 Jeanne.galvin@azag.gov
32 Attorney for the State of Arizona

33 By:  _____