

STATE OF ARIZONA  
BOARD OF PSYCHOLOGIST EXAMINERS  
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WEBSITE: [www.psychboard.az.gov](http://www.psychboard.az.gov)

DOUGLAS A. DUCEY  
Governor

HEIDI HERBST PAAKKONEN  
Executive Director

July 24, 2020

Marilyn Wiley, Ph.D.

**RE: NOTICE OF DENIAL OF APPLICATION**

Dear Dr. Wiley,

At a public meeting held on July 9, 2020, the Arizona Board of Psychologist Examiners ("Board"), considered your application for licensure as a psychologist in Arizona. You appeared telephonically and virtually, and with legal counsel.

By way of background, on April 19, 2017, the Board received your application for psychologist licensure ("Application") to sit for the Examination for Professional Practice in Psychology (EPPP) and on February 7, 2018 the Board received notification of a failing score on the EPPP. The Board received your first re-application on December 11, 2018, and on September 26, 2019 the Board received notification of a failing score on the EPPP and the application was closed. On September 30, 2019 the Board received your second re-application. On January 27, 2020, the Board received Complaint No. 20-36; Marilyn Wiley, Ph.D. You then took the EPPP on January 31, 2020 but did not pass. The application was not closed and was held open given the pending complaint.

From October of 2017 to January 2020 you practiced as a psychologist associate for Vibrant Health under a supervision arrangement with Sarette Zecharia, Ph.D. Dr. Zecharia left the practice on September 12, 2019 and you remained at the practice without supervision. Complaint No. 20-36; Marilyn Wiley, Ph.D. alleges you committed unprofessional conduct to include boundary violations, engaging in dual relationships, practicing without a license, and concerns relating to billing under Dr. Zecharia's NPI number for services provided by you.

The factual basis for the denial of your application includes:

1. Concerning the clients RJ and JW, the Board found that you engaged in multiple relationships given your previous personal relationships and interactions with them, including the acts of inviting them to your home for social gatherings and your membership in the same sorority with JW, while concurrently functioning in a therapeutic capacity. The Board further found that you breached confidentiality when you discussed information from RJ's sessions with other members of your sorority.
2. The Board found that you provided psychological services to RJ and to JW and not life coaching services. The records for RJ and JW reflect that a client chart was created for JW, a psychological diagnosis was identified, and JW was described as a "patient". Also, these services were billed under Dr. Zecharia's name and NPI number.
3. Following Dr. Zecharia's departure from Vibrant Health, you met with clients and explained to them you were no longer providing therapy services, that they could continue to see you for life coaching. However, you were

unable to produce the records demonstrating you were providing life coaching services. In fact, RJ and JW understood the services being provided by you all along were those that a psychologist provides.

Given the foregoing the Board voted to deny your application for licensure based upon your failure to demonstrate that you meet the requirements as set forth in A.R.S. §32-2071.01, which is requirements for licensure, specifically (A), which requires that an applicant for licensure shall demonstrate to the Board's satisfaction that the applicant (3) has a professional record that indicates the applicant has not committed any act or engaged in any conduct that constitutes ground for disciplinary action against a licensee as it relates to A.R.S. §32-2061.16 "Unprofessional conduct" (h) Failing or refusing to maintain and retain adequate business, financial or professional records pertaining to the psychological services provided to a client or patient; (g) Engaging or offering to engage as a psychologist in activities that are not congruent with the psychologist's professional education, training and experience; (o) Providing services that are unnecessary or unsafe or otherwise engaging in activities as a psychologist that are unprofessional by current standards of practice, and (dd) as it pertains to sections 3.05 (Multiple Relationships) and 6.01 (Documentation of Professional and Scientific Work and Maintenance of Records).


### NOTICE

#### **Notice of Appealable Agency Action. Right to Hearing on Denial of Application for Licensure.**

Pursuant to A.R.S. § 41-1092.03, you have the right to appeal the denial of application for licensure by requesting a hearing. To obtain a hearing, you must submit a written request for a hearing to the Board of Psychologist Examiners, 1740 West Adams St., Suite 3403, Phoenix, Arizona, 85007. Pursuant to A.R.S. §41-1093.03(B) the request for hearing must be received at the Board's office within thirty-five (35) calendar days of the date of this Order. The request must state your name, your address, the action being appealed (denial of licensure), and must contain a concise statement of the reasons for the appeal. The hearing will be held within sixty (60) calendar days after the Board receives your request for hearing (A.R.S. § 41-1092.05(A)) At the hearing, you will have the burden of proof to demonstrate that you are qualified for licensure regarding the matters set forth in this Order on Denial of Application for Licensure. The Office of the Attorney General will represent the State of Arizona at the hearing.

If you have any questions I can be reached at 602.542.3018.

Sincerely,



Heidi Herbst Paakkonen, MPA  
Executive Director

Sent to address of record to:

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by regular and certified mail #9489 0090 0027 6155 0811 98  
Sent by US Mail to:  
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