

1 5. Paragraph 35 of the Board Order states:

2 Strict Enforcement

3 The Board shall strictly enforce the terms of this Order. Any violation of the
4 Order by Licensee shall be grounds for summary suspension, pending hearing
5 for revocation. Licensee bears responsibility for the timely delivery to the
6 Board's office of all reports, information, and documents required to be
7 submitted under this Order. Lack of timely receipt at the Board's office
8 constitutes a violation of this Order.

9 6. Licensee failed to submit to the Board in a timely manner a written statement regarding
10 his compliance with the Board Order. Licensee therefore violated the Board Order.

11 Case No. 05-10

12 7. Licensee conducted therapy sessions with complainant, C.K., from December, 1999 to
13 January, 2005.

14 8. Licensee practiced psychology in violation of the Board's Order after his license was
15 suspended for a period of 364 days on November 8, 2004.

16 9. Licensee failed to make records available to C.K. upon written request.

17 10. Licensee failed to respond in a timely manner to a Board Subpoena Duces Tecum dated
18 June 15, 2005 which requested all records in Licensee's possession concerning complainant, C.K.

19 CONCLUSIONS OF LAW

20 1. The Board of Psychologist Examiners of the State of Arizona possesses jurisdiction over
21 the subject matter hereof and Walter E. Fidler, Ph.D.

22 2. The conduct and circumstances described above constitute unprofessional conduct
23 pursuant to A.R.S. § 32-2061(A)(13)(h) - "Failing or refusing to maintain and retain adequate
24 business, financial or professional records pertaining to the psychological services provided to a
25 client."

STATE OF ARIZONA BOARD OF
PSYCHOLOGIST EXAMINERS

BY: Maxine McCarthy
Maxine McCarthy
Executive Director
1400 W. Washington, Rm. 235
Phoenix, AZ 85007
Phone: 602-542-8162

1
2
3
4
5
6
7
8 **ORIGINAL** filed in the office of the
Arizona Board of Psychologist Examiners

9 **COPY** of the foregoing mailed
by Certified Mail No.
10 7000 1670 0009 3607 6857
this 8th day of August, 2005, to:

11 Walter E. Fidler, Ph.D.
12 Address of Record

13 **COPY** of the foregoing mailed
via Interagency Mail this 8th day
14 of August, 2005, to:

15 Elizabeth Campbell
Assistant Attorney General
16 Civil/LES
1275 W. Washington
17 Phoenix, AZ 85007

18 By Shari Courtney

19 Fidler Complaint & Notice 04-11 & 05-10
20
21
22
23
24
25