



**Board Members**

Ramona N. Mellott, Ph.D.  
Chairperson  
Cheryl L. Karp, Ph.D.  
Vice-Chairperson  
Frederick S. Wechsler, Psy.D. ABPP  
Secretary  
Bob Bohanske, Ph.D.  
Janice K. Brundage, Ph.D.  
John P. DiBacco, Ph.D.  
Joseph C. Donaldson  
Megan Hunter-Williams  
Daniel Larson

**State of Arizona  
Board of Psychologist Examiners**

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**Staff**

Dr. Cindy Olvey  
Executive Director  
Meghan B. Hinckley  
Deputy Director  
Heather Duracinski  
Administrative Assistant

**TELEPHONE CONFERENCE CALL**

**July 1, 2010**

1400 W. Washington, Ste. 235  
Phoenix, Arizona 85007

**REGULAR SESSION MINUTES**

**1. CALL TO ORDER**

The regular session of the Arizona State Board of Psychologist Examiners was called to order by Chairperson Mellott at 7:46 a.m. on Thursday, July 1, 2010. One Executive Session was held at 8:17 a.m.

**2. ROLL CALL**

**Board Members Participating by Telephone**

Ramona N. Mellott, Ph.D. – Chairperson  
Cheryl L. Karp, Ph.D. – Vice-Chairperson  
Bob Bohanske, Ph.D.  
Janice K. Brundage, Ph.D.  
John P. DiBacco, Ph.D.  
Megan Hunter-Williams

**Staff Present**

Dr. Cindy Olvey, Executive Director  
Meghan Hinckley, Deputy Director  
Heather Duracinski, Administrative Assistant

**Attorney Generals Office**

Jeanne Galvin, Esq.

**Public Members Present**

Dan Davidson, Ph.D. – Behavior Analyst

**Board Members not in Attendance**

Frederick S. Wechsler, Psy.D., ABPP, Secretary  
Daniel Larson  
Joseph Donaldson

**3. CALL TO THE PUBLIC**

Dr. Mellott announced the Call to the Public wherein Ms. Hinckley indicated that there were no requests to speak at this time.

**4. DISCUSSION, CONSIDERATION, AND ACTION OF ITEMS ON CONSENT AGENDA**

Any item under consent may be removed for independent discussion and action by a Board member.

**a. APPROVAL OF MINUTES**

- Executive Session Minutes – February 5, 2010

**b. DISCUSSION/DECISION REGARDING APPLICATIONS**

➤ **REQUESTING APPROVAL OF EXAM**

Kevin Hurley, Psy.D.

➤ **REQUESTING APPROVAL OF EXAM & LICENSURE**

John R. Balles, Ph.D.

Theodore Etling, Psy.D.

Cory Gerould, Psy.D.

Amber LaMonte, Psy.D.

Robyn A. McKay, Ph.D.

Marisa Menchola, Ph.D.

Eddie Ornelas III, Ph.D.

Elizabeth Ramirez, Ph.D.

Jonnie K. White, Psy.D.

➤ **REQUESTING APPROVAL OF LICENSURE BY WAIVER**

Sarah E. Anderson, Ph.D.

Patricia Hamrick, Psy.D.

Nicholas Heinecke, Psy.D.

Melissa Hofstetter, Ph.D.

**c. DISCUSSION, CONSIDERATION OF CORRESPONDENCE RECEIVED FROM DR. RICARDO MENDIVIL REQUESTING AN EXTENSION OF TIME TO TAKE EPPP EXAM**

Dr. Bohanske made a motion, seconded by Dr. Brundage, to approve the items on the consent agenda, with the exception of the executive session minutes for February 5, 2010 due to a lack of a quorum for that item. The motion carried (6-0).

**5. APPROVAL OF MINUTES – February 5, 2010 Regular Session Minutes**

Dr. Olvey reported that there was no quorum to vote on this item. Dr. Mellott directed staff to move this item to a future agenda.

**6. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING CONTINUING EDUCATION CREDITS SUBMITTED BY HANY GIRGIS, PH.D. AND REQUEST TO CANCEL LICENSE – Ms. Hinckley, Ms. Galvin**

Ms. Hinckley summarized that Dr. Girgis previously submitted a request to cancel his Arizona Psychology License which was reviewed at the June 4, 2010 telephonic Board meeting. The Board voted to deny his request at that time due to deficiencies in his continuing education (CE) for the 2007-2009 License Renewal cycle. At that meeting, the Board directed staff to contact Dr. Girgis and ask him to submit supplemental information regarding his completed CE for the Board to determine whether or not the coursework fulfilled the requirements of A.A.C. R4-26-207.

Ms. Hinckley noted that she spoke with Dr. Girgis on June 29, 2010, at which time he confirmed his request to cancel his license should the Board determine his CE is in compliance. Dr. Girgis submitted certificates of completion for 56 hours of continuing education along with the training records. After consideration, the Board determined that Dr. Girgis met the continuing education requirements for the 2007-2009 License Renewal cycle. Dr. Karp made a motion, seconded by Dr. Bohanske, to approve Dr. Girgis' CE as fulfilling the requirements of A.A.C. R4-26-207 and to approve his request to cancel his license. The motion carried (6-0).

**7. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING WAIVER OF TIME FOR REACTIVATION OF LICENSE FOR GLORIA BERNAT, PH.D. – Dr. Olvey, Ms. Galvin**

Dr. Brundage recused herself from this item.

Dr. Bernat was present via telephone, requested to speak and made a brief statement.

Dr. Olvey summarized that the Board had received a 2009-2011 Application for License Renewal from Dr. Gloria Bernat. Dr. Bernat also requested that that Board waive the time requirement for late renewals as stated in A.R.S. § 32-2074(B) as she had failed to timely renew her license during the last renewal cycle due to personal illness. Dr. Olvey reviewed with the Board A.R.S. § 32-2074(B) which states that “a licensee may reinstate a license up to May 1 of the next year,” which, in this case, was May 1, 2010. Dr. Olvey reported that the Board office received Dr. Bernat’s request for reinstatement on May 5, 2010 with her letter dated May 3, 2010. In addition, Dr. Bernat noted in correspondence to the Board that she was deficient the required number of continuing education credits for the 2007-2009 License Renewal cycle.

Ms. Galvin noted that the Board has expressed concern with setting precedent and keeping consistent when regulating and interpreting statutes. Ms. Galvin cautioned the Board that a deviation from those statutes could lead to problems in the future. The statute clearly states that May 1 is the deadline.

At 8:17 a.m. Dr. Mellott made a motion, seconded by Dr. DiBacco to move into Executive Session for the purpose of obtaining legal advice from the Board’s attorney. The motion carried (5-0). Dr. Brundage and Dr. Bernat left the teleconference.

At 8:29 a.m., the Arizona Board of Psychologist Examiners returned to open session. Dr. Brundage and Dr. Bernat rejoined the teleconference at this time.

Dr. Bernat made a brief statement to the Board clarifying her past medical condition and elaborating that she wishes to counsel geriatric patients with similar conditions. After further deliberation, Dr. Mellott made a motion, seconded by Dr. DiBacco, to deny Dr. Bernat’s request for an extension of time, thereby denying her 2009-2011 License Renewal application. The motion failed (2-2-1) with Dr. Karp abstaining and Dr. Brundage recused.

Dr. Mellott made a second motion, seconded by Dr. DiBacco, to deny Dr. Bernat’s request for an extension of time thereby denying her 2009-2011 License Renewal application. The motion failed (2-2-1) with Dr. Karp abstaining and Dr. Brundage recused.

Dr. Bohanske made a motion requesting that Dr. Bernat provide the Board with medical information with the dates she underwent treatment and requested that Dr. Bernat sign the necessary medical waivers to release such information. Board staff clarified that Dr. Bernat had originally requested a Medical Inactive license in 2007 wherein she had to provide the Board proof of a medical condition. The Board approved her request and her license was placed on Medical Inactive status. Six months later, Dr. Bernat applied to have her license reinstated to Active status. In order to do so, Dr. Bernat had to provide proof to the Board that she was fit to return to practice. Dr. Bernat provided the documentation and the Board voted to return her license to Active status. In addition, Board staff also clarified that the licensees were sent postcard reminders in early February 2009 that license renewals were due April 30, 2009. Those who fail to timely renew, such as in the case of Dr. Bernat, were sent three notices of Failure to Renew prior to their licenses being expired out. Board staff also noted that the notifications all went to Dr. Bernat’s current address of record, which is the same address she indicates on her 2009-2011 License Renewal application.

Following clarification from Board staff, Dr. Bohanske withdrew his previous motion requesting medical information from Dr. Bernat.

After further discussion and deliberation, Dr. Bohanske made a motion, seconded by Dr. DiBacco, to deny Dr. Bernat's request to waive the time requirement for reactivating her license thereby denying her request to reactivate her license because she failed to do so in a timely manner. The motion carried (5-0) with Dr. Brundage recused.

**8. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING STATUS OF REGULATION OF BEHAVIOR ANALYSTS – Dr. Olvey**

Dr. Dan Davidson, a behavior analyst, was present via telephone but did not request to speak. Dr. Olvey indicated that the required \$36,000 for start up fees was received by the Board office on June 28, 2010. Dr. Olvey is currently working with the General Accounting Office and the Assistant Attorney General to ensure funds are expended according to statute. Dr. Olvey stated that session law associated with HB 2207 stated that the Board must notify Legislative Council in writing whether the funds were received. She indicated that, if the Board had no objection, she would send a letter under her signature notifying the Director of Legislative Council that the monies had been received. It was the consensus of the Board that Dr. Olvey should send the letter to Legislative Council. Dr. Olvey stated that Board staff will begin drafting a licensing application for review by the Board at the August 6, 2010 meeting. In order to meet the statutory requirement for issuing licenses to behavior analysts by January 1, 2011, the application process must begin in the near future. The agenda for the August 6, 2010 meeting will include review and approval of an application form, discussion of the application process, as well as setting fees. Dan Davidson offered to assist with the development of the application for behavior analysts. Dr. Mellott welcomed the Behavior Analysts to the Board.

**9. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING CORRESPONDENCE RECEIVED BY ROBERT COHEN, PH.D. – Ms. Hinckley**

Ms. Hinckley summarized stating that on August 29, 2009 the Board office received Dr. Cohen's initial Psychologist Application for Licensure by waiver. Dr. Cohen was originally licensed in 1969 and currently holds an active license in Virginia. Dr. Cohen's application was reviewed by the Application Review Committee (Committee) on November 5, 2009 wherein it was noted that Dr. Cohen was deficient three semester credits in the Scientific and Professional Ethics core content. In addition, the Committee noted that Dr. Cohen had not taken and passed the EPPP. Thus Dr. Cohen's application was changed to an Exam & Licensure candidate.

On June 21, 2010 the Board office received correspondence from Dr. Cohen stating that he had recently researched becoming licensed in Arizona through obtaining a credential. He stated that he is in the process of obtaining his Certificate of Professional Qualifications (CPQ) and requested the Board grant him a 60 day extension on his application until he obtains the credential. Additionally, he requested that the status of his application be switched from a Waiver application to a Credential application once the credential is obtained.

After deliberation, Dr. Bohanske made a motion, seconded by Dr. Brundage to approve Dr. Cohen's request to switch his application status from a waiver to credential and grant him a 30-day extension pursuant to A.A.C. R4-26-208(A).

**10. NEW ITEMS FOR FUTURE MEETING AGENDAS**

No new agenda items were identified.

## **11. ADJOURN**

There being no further business to come before the Board, a motion was made by Dr. Brundage, seconded by Dr. Bohanske, to adjourn the meeting at 9:01 a.m. The motion carried (6-0).

**Respectfully submitted,**

**Cheryl L. Karp, Ph.D.  
Vice-Chair**