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**Complaint Screening Committee
REGULAR SESSION MINUTES**

Wednesday, April 11, 2012

Capitol Center
Basement Conference Room
15 South 15th Avenue
Phoenix, AZ 85007

1. CALL TO ORDER

The regular session of the Arizona Board of Psychologist Examiners Complaint Screening Committee was called to order by Chairman Wechsler, at 8:35 a.m. on April 11, 2012. One Executive Session was held.

2. ROLL CALL

Committee Members Present

Frederick S. Wechsler, Psy.D., ABPP - Chairman
John P. DiBacco, Ph.D.
Joseph C. Donaldson

Staff Present

Dr. Cindy Olvey, Executive Director
Megan Martin, Deputy Director
Heather Duracinski, Licensing Coordinator
Ryan Litner, Intern

Attorney General's Office

Jeanne Galvin, Assistant Attorney General

3. APPROVAL OF MINUTES - FEBRUARY 8, 2012 REGULAR SESSION

Minutes from the February 8, 2012 Complaint Screening Committee Meeting were considered for approval. Dr. DiBacco made a motion, seconded by Mr. Donaldson to approve the minutes. Motion carried.

4. CASE DISCUSSION/DECISION

a.) Nelson de Jesus, Ph.D., RFI 11-33

Dr. Wechsler - summarized the case, including salient points of investigation and pertinent records. The Licensee and the Licensee's legal counsel, Sophia Varma, were present, requested to speak, made a statement and answered Committee members' questions. After deliberation, Dr. Wechsler made a motion, seconded by Dr. DiBacco, to move this case to the full Board for further review and investigation for possible violations of A.R.S. §32-2061(13)(h) for possibly failing or refusing to maintain and retain adequate business, financial or professional records pertaining to the psychological services provided to a client; A.R.S. §32-2061(13)(o) for possibly providing services that are unnecessary or unsafe or otherwise engaging in activities as a psychologist that are unprofessional by current standards of practice; A.R.S. §32-2061(dd) for possibly violating an ethical standard adopted by the board relating to the American Psychological Association Ethical Principles of Psychologists and Code of Conduct including 3.05 Multiple Relationships. The motion carried 3-0 unanimously on a roll call vote.

b.) Margaret St. John, Ph.D., RFI 12-01

Mr. Donaldson summarized the case, including salient points of investigation and pertinent records. The Licensee and the Licensee's legal counsel, Faren Akins, were present, requested to speak, made a statement and answered Committee members' questions. The complainant was not present.

At 9:46 a.m. Dr. DiBacco made a motion, seconded by Mr. Donaldson, to go into Executive Session to receive confidential legal advice from the Board's attorney and to review/discuss confidential medical records. The motion carried 3-0. Open session reconvened at 10:12 a.m.

Following deliberation, Dr. DiBacco made a motion, seconded by Mr. Donaldson, to move this case to the full Board for further review and investigation for possible violations of A.R.S. §32-2061(13)(h) for possibly failing or refusing to maintain and retain adequate business, financial or professional records pertaining to the psychological services provided to a client; A.R.S. §32-2061(13)(o) for possibly providing services that are unnecessary or unsafe or otherwise engaging in activities as a psychologist that are unprofessional by current standards of practice; A.R.S. §32-2061(r) for possibly failing to obtain a client's informed and written consent to release personal or otherwise confidential information to another party unless the release is otherwise authorized by law; A.R.S. §32-2061(dd) for possibly violating an ethical standard adopted by the board relating to the American Psychological Association Ethical Principles of Psychologists and Code of Conduct including 3.05 Multiple Relationships.

c.) Lydia Garrett, Ph.D., RFI 12-05

Dr. DiBacco summarized the case, which was opened as a complaint initiated by the Board. The Licensee was not present. Following deliberation, Dr. Wechsler made a motion, seconded by Mr. Donaldson, to move this case to the full Board for further review and investigation for possible violations of A.R.S. §32-2061(13)(o) for possibly providing services that are unnecessary or unsafe or otherwise engaging in activities as a psychologist that are unprofessional by current standards of practice; A.R.S. §32-2061(bb) for failing to furnish information in a timely manner

to the board or its investigators or representatives if requested or subpoenaed by the board as prescribed by law.

5. ADJOURN

There being no further business to come before the Committee, a motion to adjourn was made by Mr. Donaldson, seconded by Dr. DiBacco, and unanimously carried 3-0. The meeting adjourned at 10:36 a.m.

Respectfully submitted,

John P. DiBacco, Ph.D.

Date