

**BOARD OF PSYCHOLOGY EXAMINERS
MINUTES**

DATE: November 15, 2007

TIME: 9:00 a.m. C.S.T

LOCATION: 227 French Landing Drive
Heritage Place, Metro Center
Ground Floor, Poplar Conference Room
Nashville, TN 37243

MEMBERS PRESENT: Carl E. Gilleylen, Psy.D. Chair
Evelyn C. Kemp, Psy.D.
Patrick Lavin, Ph.D.
Janice Martin, Ph.D.
Mark W. Sigler, Ph.D., Sr. P.E.
David J. Caye, MS, Sr. P.E.
Brenda Hunter, Consumer Member

MEMBERS ABSENT: Robert C. Kores, Ph.D.
Susan R. Strickler, Ph.D.

STAFF PRESENT: Barbara Maxwell, Unit Director
Nichole Armstrong, Board Attorney
Diona Layden, New Board Attorney
Shiva K. Bozarth, Board Attorney
Karen Robinson, Board Administrator

Dr. Gilleylen, chair, called the meeting to order at 9:15 a. m. A sufficient number of Board members were present to constitute a quorum.

Conflict Of Interest

Ms. Armstrong discussed the Conflict of Interest Policy and reminded the Board members of their responsibilities under the policy. Ms. Armstrong reminded the Board to disclose any potential conflicts of interest, whether existing or potential, personal or financial to determine if the Board member should recuse him/herself from the proceedings.

Ms. Armstrong introduced Diona Layden who will be the Board's new advisory and litigating attorney. Ms. Armstrong said Ms. Layden will also assist the Board in promulgating new rules, rule amendments and conduct rulemaking hearings.

Minutes

Upon review, Dr. Martin made a motion, seconded by Dr. Hunter, to approve the August 29-30, 2007 minutes with requested corrections made. The motion carried.

Agreed Order for James Blakeney

Mr. Shiva Bozarth, OGC Litigating Attorney, presented an Agreed Order for James Blakeney, Sr. P.E.. to the Board. Mr. Bryan Essary, Counsel for Mr. Blakeney was present at the meeting.

Mr. Bozarth stated that Mr. Blakeney's license went into a failure to renew status April 30, 2005 where it has remained. Mr. Bozarth stated that Mr. Blakeney was charged with violation of TCA §63-11-101, TCA §63-11-215(b)(1)(14), and Rule 1180-1-.09(1) to which Mr. Blakeney agreed.

Mr. Blakeney further agreed to surrender his license for not less than five years; not work in any counseling or therapeutic profession or provide any form of therapy or counseling while his license is surrendered; pay the costs of the case within one hundred twenty (120) days of the entry of this order.

Mr. Sigler asked if Mr. Blakeney was made aware that he can not apply as a Psychological Examiner after five (5) years as the Board no longer licensed psychological examiners but that he would have to apply as an Assistant Psychological Examiner. Mr. Essary stated that Mr. Blakeney was aware of this. Dr. Martin made a motion, seconded by Dr. Lavin, to accept the agreed order as written.. The motion carried.

Consent Order for Dr. Ari L. Holtz

Mr. Bozarth presented a Consent Order for Dr. Holtz, Ph.D. to the Board. Mr. Bozarth stated that Dr. Holtz violated Practice Act, TCA § 63-11-215(b)(1)(4) and Rule 1180-1-.09 to which Dr. Holtz agreed. Dr. Holtz agreed to be placed on probation for not less than eighteen (18) months; obtain and complete the "Maintaining Proper Boundaries" course offered by the Vanderbilt Medical Center, or a similar program approved by the Board's consultant within twelve (12) months of the ratification of this Consent Order; complete eighteen (18) hours of Type "I" continuing education in the area of ethics within twelve (12) months of the ratification of this Consent Order which are in addition to the hours required to maintain for licensure; and, pay the costs of this case within thirty (30) days of the entry of the Order.

Dr. Sigler made a motion, seconded by Dr. Lavin, to accept the Consent Order as written. The motion carried.

Order of Compliance for Dr. Richard Taran

Ms. Armstrong presented an Order of Compliance for Dr. Taran, Ph.D. to the Board stating that Dr. Taran has complied with the provisions of the Agreed Order issued by the Board on June 9, 2004 and is absolved from any further responsibilities under the previously issued Agreed Order.

Upon discussion, Mr. Caye made a motion, seconded by Dr. Martin, to accept the Order of Compliance. The motion carried.

Order of Compliance for Dr. Fred Wright

Ms. Armstrong presented an Order of Compliance for Dr. Wright, Ph.D. stating that Dr. Wright has complied with the provisions of the Agreed Order issued by the Board on August 8, 2002 and is absolved from any further responsibilities under the previously issued Agreed Order.

Upon discussion, Dr. Martin made a motion, seconded by Dr. Sigler, to Accept the Order of Compliance. The motion carried. Dr. Lavin recused himself from voting.

Request to Speak Before the Board

Ms. Armstrong presented a letter to the Board from Dr. Rod Berger, Psy.D.; requesting to speak before the Board at the November 15, 2007 meeting to request that the Board grant him permission to appeal their decision of denial of his application for licensure and requests that his application fees be refunded.

Ms. Armstrong explained to the Board that she and Dr. Berger have spoken over the phone numerous times and has informed Dr. Berger that the Board denied his application for licensure as he does not meet the educational requirements for licensure pursuant to the Board's rules and regulations. Ms. Armstrong said she informed Dr. Berger there is no process in place to appeal the Board's decision and the rules state the application fee is non-refundable.

Ms. Armstrong said she will send Dr. Berger a letter stating his letter was presented to the Board and the Board denied his request. Upon discussion, Dr. Sigler made a motion, seconded by Dr. Martin, to deny Dr. Berger's request. The motion carried.

Office of General Counsel Report

Ms. Armstrong reviewed the Office of General Counsel Report and stated the rule amendments pertaining to the ethics and jurisprudence exam administration retake fee; petitions for stay and reconsideration; and, deletion of the obsolete psychological examiner licensure process language adopted by the Board at the July 19-20, 2006 Board meeting became effective on June 6, 2007.

Ms. Armstrong said there are currently five (5) open complaints pertaining to the Board of Examiners in Psychology. Ms. Armstrong asked the Board to let her know if there are any changes or amendments to the rules that need to be corrected.

Investigation Report

Ms. Stone presented the Investigative Report regarding psychologists to the Board stating there are nineteen (19) new complaints. Ms. Stone said three (3) complaints have been referred to the screening panel and eighteen (18) complaints were closed. Ms. Stone said of the eighteen (18) closed complaints; twelve (12) were closed with no action; one (1) was closed with a letter of concern; two (2) were closed with letter of warnings; three (3) were referred to the Office of General Counsel.

Ms. Stone gave the status of the complaints stating four (4) were for unprofessional conduct; one (1) for criminal charges; two (2) for unlicensed practices, one (1) medical records request; two (2) for care of services; and ten (10) categorized as other.

Ms. Stone presented the Investigative Report regarding psychological examiners to the Board stating there are five (5) new complaints. Ms. Stone said two (2) complaints have been closed with no action and one (1) complaint referred to the Office of General Counsel.

Ms. Stone gave the status of the complaints stating two (2) were for care of services and three (3) categorized as other.

Ms. Stone stated there are no complaints against certified psychological assistants.

Disciplinary Report

Ms. Stone presented the Disciplinary Report to the Board stating there are four (4) psychologists and eight (8) psychological examiners currently being monitored. Ms. Stone said if a monitored practitioner did not comply with the stipulations of the order a complaint would be filed and that person would come before the Board for non-compliance.

Financial Report

Ms. Maxwell reviewed the Financial Report stating the Board had a projected cumulative carryover of \$255, 761.19. Ms. Maxwell said the Board members should receive an updated financial report in January 2008.

Administrative Report

Ms. Maxwell reviewed the Administrative Report presenting the statistical information listed below of active, retired, failed to renew and deceased licensees for all professions regulated by the Board.

PSYCHOLOGIST	PSYCHOLOGICAL EXAMINERS & SENIOR PSYCHOLOGICAL EXAMINERS	CERTIFIED PSYCHOLOGICAL ASSISTANTS
Active Licensees – 1299	Active Licensees – 586	Active Licensees – 8
Retired Licensees – 591	Retired Licensees – 521	Retired Licensees – 0
Failed to Renew - 419	Failed to Renew - 924	Failed to Renew - 4
Deceased - 86	Deceased - 58	Deceased - 0

Ms. Maxwell said the Board’s internet website is an excellent location to place valuable Board information for applicants and licensees and to notify the Board administrative office with information you want placed at the website.

Ms. Maxwell said the peer assistance grant is still under review by the Office of General Counsel.

Ms. Maxwell stated that Dr. Mark Sigler and Mr. David Caye will be giving a report on the ASPPB meeting in Colorado.

Ratifications

Upon review, Dr. Martin made a motion, seconded by Mr. Caye, to approve the following newly licensed Psychologists and the Psychological Assistants.

Newly Licensed Psychologists:

Natalie G. Ballash
 Ryan E. Gillespie
 Ann E. Kelley
 Lisa L. Oglesby
 Melissa R. Porter
 Brian D. Spillman
 Nilufer E. Yalman

Mary C. Champion
 Amanda L. Harrell
 Julia A. McAninch
 Amanda J. Parsons
 Katherine V. Powers
 Clark A. Stevens

Mary Beth Covert
 Lashonda R. Hughes
 Michelle L. McAtee
 Erin L. Patel
 Brett S. Shapiro
 Lori A. Vehring

Newly Licensed Psychological Assistants

Martha J. Morelock
 Deborah D. Vaughn

The motion carried.

Ratify EPPP Examination Results-September 4 thru October 17, 2007

Dr. Martin made a motion, seconded by Dr. Kemp, to approve the following EPPP examination results:

<u>Psychologist</u>	<u>Score</u>
Elizabeth A. Fenimore	Pass
Ryan E. Gillespie	Pass
Michelle L. McAtee	Pass
Nalini W. Conner	Pass
Philip K. Axtell	Fail
Megan L. Wilkins	Pass

The motion carried.

Passing Score

Psychologist – 500

Ratify Oral / Ethics And Jurisprudence Examination Results of November 15, 2007

Dr. Martin made a motion, seconded by Dr. Kemp, to approve the following applicants that have successfully passed the oral/ethics and jurisprudence examination and completed the requirements for licensure as a Psychologist/HSP.

Julie McAninch	Psy.D./HSP	Marcos DiPinto	Ph.D./HSP
LaShonda Hughes	Psy.D./HSP	Christine King	Ph.D./HSP
Ann Kelley	Psy.D.	Elizabeth Fenimore	Ph.D./HSP
Brett Shapiro	Ph.D./HSP	Clark Stevens	Ph.D./HSP
Nalini Conner	Ph.D./HSP	Amanda Harrell	Ph.D./HSP
Michelle McAtee	Ph.D./HSP	Trudi Porter	Ph.D./HSP

The motion carried.

Dr. Martin made a motion, seconded by Dr. Lavin, to approve the following applicants that have successfully passed the ethics and jurisprudence examination and are in the process of completing the postdoctoral supervised experience.

Melissa Porter	Psy.D.	Ellen Denny	Ph.D.
Amanda Jo Parsons	Psy.D.	Marcos DiPinto	Ph.D.
Ryan Gillespie	Psy.D.		

The motion carried.

Ratify Initial Determinations/Recommendations By Board Members of November 14-16, 2007

The following applicants' submitted additional information required upon review at the August 29-30, 2007 Board meeting:

Amy L. Plunk, Psychological Examiner submitted proof of fulfilling the 200 hours continuing education requirements and was upgraded to a Senior Psychological Examiner.

Jennifer Keller, Psy.D./HSP submitted her licensure endorsement form and transcript and was issued a provisional license and scheduled for the EPPP examination.

Brett Shapiro, Ph.D./HSP submitted a non-discrepant criminal background check and was scheduled to sit for the ethics and jurisprudence examination.

Naoko Kinoshita, Ph.D./HSP submitted a non-discrepant criminal background check and two letters of recommendation endorsing her for licensure with HSP designation and was issued a temporary license and scheduled for the EPPP examination.

Amanda Harrell, Psy.D./HSP submitted a non-discrepant criminal background check and was scheduled for the ethics and jurisprudence examination.

Elizabeth Bowling, Ph.D./HSP submitted a non-discrepant criminal background check and was issued a provisional license and scheduled for the EPPP examination.

Angela D. Sallie, Psy.D./HSP submitted two letters of recommendation endorsing her for licensure with HSP designation and was issued a provisional license and scheduled for the EPPP examination.

David Caye, Sr. P.E. reviewed the following completed applications and made the following recommendations:

Kevin Krull, Ph.D./HSP

Schedule for the ethics and jurisprudence examination.

Lanny Bolling, Psy.D./HSP

Issue a provisional license and schedule for the EPPP examination and ethics and jurisprudence examination.

Charlene L. Donovan, Ph.D./HSP

Schedule for the ethics and jurisprudence examination.

Heather Hardison, Ph.D./HSP

Issue a provisional license and schedule for the EPPP examination and ethics and jurisprudence examination.

Kimberly Kempner, Ph.D./HSP

Issue a provisional license and schedule for the EPPP examination and ethics and jurisprudence examination.

Crystal Schrum, Ph.D./HSP

Issue a provisional license and schedule for the EPPP examination and ethics and Jurisprudence examination.

Trudi Porter, Ph.D./HSP

Issue a temporary license and schedule for the ethics and jurisprudence examination when applicant moves to Tennessee and obtains a Tennessee supervisor.

Shelley Silvers, Ph.D./HSP

Schedule for the EPPP examination and ethics and jurisprudence examination.

Review Application Files/Conduct Applicant Interviews

Psychologist/HSP

Keith Crabtree, Ph.D./HSP

Dr. Martin made a motion, seconded by Ms. Hunter, to approve Dr. Crabtree for a temporary license and schedule the ethics and jurisprudence examination pending receipt of a letter regarding his previous work in Kentucky. The motion carried.

Paul Foster, Ph.D./HSP

Mr. Caye made a motion, seconded by Dr. Martin, to delay the decision on Dr. Foster's application pending receipt of a non-discrepant criminal background check, a temporary psychologist license supervisor affidavit from Dr. Foster's supervising psychologist and a notarized copy of a signed serialized certificate of completion of an APA approved predoctoral internship in professional psychology. The motion carried.

Heather Gow, Psy.D./HSP

Dr. Martin made a motion, seconded by Ms. Hunter, to schedule Dr. Gow for the ethics and jurisprudence examination pending receipt of a letter endorsing her for HSP designation. The motion carried.

Jennifer Hanket-Held, Psy.D./HSP

Dr. Martin made a motion, seconded by Dr. Kemp, to schedule Dr. Hanket-Held for the EPPP examination and vote at the next meeting to close her application if she fails to pass the examination. The motion carried.

Laura Hernbeck, Ph.D./HSP

Dr. Kemp made a motion, seconded by Dr. Martin, to schedule Dr. Hernbeck for the EPPP examination if she did not pass her previous EPPP exam at the psychologist level; schedule her for the ethics and jurisprudence examination and issue her a provisional license. The motion carried.

Summers McMurray, Psy.D./HSP

Mr. Caye made a motion, seconded by Dr. Martin, to approve Dr. McMurray for licensure. The motion carried.

Elizabethann Moore, Ph.D./HSP

Dr. Lavin made a motion, seconded by Dr. Kemp, to contact George Fox University to verify the internship hours on the transcript are equivalent to Tennessee's nineteen hundred (1900) hours. If Dr. Moore doesn't meet Tennessee's internship requirement she doesn't qualify and her application is denied. The motion carried.

Ashley Ross, Ph.D./HSP

Dr. Sigler made a motion, seconded by Dr. Martin, to approve Dr. Ross for a provisional license. The motion carried.

Marie Crawford, Ph.D./HSP

Mr. Caye made a motion, seconded by Dr. Martin, to delay Dr. Crawford's application upon receipt of her internship with proof that her training and clinical fellowship is creditable and proof that one (1) of her supervisor has HSP designation. The motion carried.

Louisa Branscomb, Ph.D./HSP

Mr. Caye made a motion, seconded by Dr. Lavin, to schedule Dr. Branscomb for the ethics and jurisprudence exam. The motion carried.

Senior Psychological Examiners:

Jeanine Miller

Dr. Sigler made a motion, seconded by Mr. Caye, to approve Ms. Miller for an upgrade to Senior Psychological Examiner. The motion carried.

Amy Nicholson

Dr. Sigler made a motion, seconded by Dr. Martin, to approve Ms. Nicholson for an upgrade to Senior Psychological Examiner. The motion carried.

With no other Board business to conduct, Dr. Martin made a motion, seconded by Dr. Sigler, to adjourn the Board Meeting at 3:50 p.m. The motion carried.

Ratified by the Tennessee Board of Examiners in Psychology on January 24, 2008