

**Minutes  
Arkansas Psychology Board  
101 East Capitol, Suite 415  
Board Meeting  
November 19, 2010**

**CALL TO ORDER**

The meeting was called to order by the Chair of the Board, Dr. Edward Kleitsch at 10:10AM.

**ROLL CALL**

Board Members present: Dr. Edward Kleitsch, Ms. Gloria Gordon, Mr. Christopher Hoggard, Dr. James Fuendeling, Dr. Judd Harbin, Dr. Lisa McNeir and Dr. Gary Souheaver.

Board Members Excused: Ms. Elizabeth Glenn

Board Members Absent: Ms. Rosalyn Watts

Staff Members present: Mr. James Ammel, Ms. Amy Ford, Sheila Pauley and Meagan Kuta.

**APPROVAL OF AGENDA**

Dr. Kleitsch presented the agenda for approval. Dr. Souheaver made a motion to approve the agenda as amended with a Treasurer's Report and Personnel Committee Report included. Dr. Harbin seconded the motion. The motion passed unanimously.

**APPROVAL OF PAST MINUTES**

The October 2010 minutes were tabled for approval until the December 17, 2010 Board meeting.

**COMPLAINT COMMITTEE REPORT**

**C-10-04 [Rec'd 05/xx/10]**

**ADVISORY ITEM**

**COMPLAINANT:** A disability insurance carrier complained that a treating psychologist was not responding to requests for records on an insured despite numerous and repeated requests.

**RESPONDENT:** A psychologist who failed to respond to requests for records on his client that has a disability insurance policy through a professional association. That

psychologist was provided the complaint and has completely ignored APB's direction to respond to it after numerous attempts to contact him through voice-mail messages at home and work, letters, and e-mails (and even after encouragement by a supervisor to do so).

**STATUS RECOMMENDATION:** Since Complainant has refused to cooperate with APB in this matter, the Screening Committee recommended that this matter be called to a hearing. After considerable discussion, this matter was tabled at the 11/19/10 Board meeting to afford opportunity for further research along several lines (legal research regarding other jurisdictions' handling of such a situation and contact with APA legal and ethical entities) regarding the applicability of Standard 1.06 (Cooperating with Ethics Committees) to disciplinary proceedings conducted by state licensing boards as opposed to proceedings of ethical committees of national and state associations. -----

**C-10-10 [Rec'd 09/17/10]**

**ACTION ITEM**

**COMPLAINANT:** APB initiated this complaint against a psychological examiner who had previously filed a complaint (C-10-03) against a former psychologist supervisor about abandonment issues that the Board had concluded was unfounded. The Board-initiated complaint involved alleged violations of its regulation regarding timely notification of change in a supervision relationship, Standard 1.07 (Improper (frivolous) Complaints), Standard 1.04 (Informal Resolutions), and deception in submitted paperwork.

**RESPONDENT:** Psychological examiner who was perceived to have mutually terminated a supervision relationship with the psychologist supervisor (accordingly negating the examiner's complaint about being suddenly dropped and jeopardizing the welfare of ongoing clients of the examiner, who professed having had to cease provision of clinical services until another supervisor was procured) and did not tender notification of the change in that relationship until after the "10 business day" period prescribed by APB's regulation 6.3.B.(3). The submission cover letter appeared to be pre-dated so as to fall within that 10-day period.

**STATUS/RECOMMENDATION:** Respondent did provide a lengthy response that admitted a minor violation of the reporting period requirement but revealed that ethical guidance had been sought through the new supervisor (who consulted a Board member hypothetically) regarding filing of a complaint. Investigation also revealed that Respondent had attempted to provide incorrect paperwork about the new supervision relationship about 9 days prior to the actual submission of the correct paperwork. There was some vagueness as to when the former supervision relationship, in fact, ended. Accordingly, the Screening Committee recommended that this matter be closed without disciplinary sanction(s) due to proof difficulties, and the Board adopted that recommendation at its 11/19/10 meeting.

**C-10-11a&b [Rec'd 10/14/10 & 10/20/10]  
ADVISORY ITEM**

**COMPLAINANTS:** Initially a lawyer (C-10-11a) representing a mother in a domestic relations case filed a complaint regarding "mistreatment" of his client by a psychologist who had been court-ordered to be the family counselor for the parties. Allegedly, two initial appointments for the lawyer's client were broken by the potential Respondent without justification and the psychologist had been in contact with other parties' attorneys and allegedly was already biased against the lawyer's client. Eventually, without ever having met with any of the parties, the psychologist declined to provide the counseling services. The lawyer alleged substantial harm to his client (e.g., lost work time and travel expense to appear at aborted sessions) and implicated a number of Standards. Subsequently, the client (C-10-11b) filed her own complaint essentially alleging the same facts and violations.

**RESPONDENT:** Psychologist who had been identified in a court's order as the provider of ordered family counseling and who apparently had some initial contact with only some of the attorneys and had scheduled and canceled several initial visits with the forthcoming client Complainant but who ultimately declined to provide services and had not initiated any such services.

**STATUS:** Inasmuch as no professional psychologist-client relationship had, in fact, been initiated in this domestic relations legal case and apparently no communications had been made to the court by the potential Respondent, the Screening Committee perceived that there was nothing in these circumstances to which disciplinary proceedings could attach and the alleged facts, even if taken as true, did not warrant solicitation of a response from the potential Respondent since no violation was discernible from those recited alleged facts. The Committee therefore administratively closed this file.

**PERSONNEL COMMITTEE REPORT**

The Personnel Committee did not meet in the month of November.

**TREASURER'S REPORT**

The Treasurer's report was tabled until the Treasurer is available to present the report.

**NEW BUSINESS**

**Executive Director's Report**

Ms. Pauley reported to the Board that the temporary employee reported to duty from October 1, 2010 through November 9, 2010. During this time verifications were processed, application packets were mailed and the Board was able to remain open. The staff has been working with GL Suites revising on-line verifications, and anticipates submitting documentation to the Board in December 2010 or January 2011.

## **Administrative Specialist's Report**

Ms. Kuta informed the Board she is caught up on the August 2010 and October 2010 agenda letters. Ms. Kuta also told the Board that the number of phone calls has drastically decreased since the summer.

## **Board Business**

Ms. Mandalyn Easton submitted paperwork to begin accruing her 3000 hours toward Independent Status and to amend her Statement of Intent. Dr. Souheaver moved to approve the requests. Dr. Fuendeling seconded the motion. The motion passed unanimously.

Ms. Rochelle Fritz submitted paperwork to begin supervision with Dr. Holmes as her primary supervisor. Dr. Souheaver made a motion to approve the request. Dr. Harbin seconded the request. The motion passed unanimously.

Ms. Keisha Hankins submitted paperwork to begin supervision with Dr. Sobel as her primary supervisor as well as amend her Statement of Intent. Dr. Fuendeling made a motion to approve the request. Dr. Souheaver seconded the request. The motion passed unanimously.

Ms. Michelle Messer submitted paperwork to begin accruing 3000 hours towards her Independent Status. Dr. Souheaver made a motion to approve. Dr. Harbin seconded the motion. The motion passed unanimously.

Dr. Schroeder wrote a letter to the Board requesting approval of CEUs. The Board advised Dr. Schroeder to look at Section 9 of the Rules and Regulations and noted they do not pre-approve CEUs.

Ms. Rose Smith submitted paperwork to begin supervision with Dr. Everett as her primary supervisor. Dr. Souheaver made a motion to approve the request. Dr. Harbin seconded the request. The motion passed unanimously.

Ms. Jerrilyn Wasson-Swalve submitted paperwork to begin accruing 3000 hours towards Independent Status. Dr. Harbin moved to deny the request because Ms. Swalve's Statement of Intent does not match that of her Supervisor's, Dr. Bowman. Dr. Souheaver seconded the motion. The motion passed unanimously.

Mr. Thomas Waltz submitted paperwork to begin supervision with Dr. Schroeder as his primary supervisor and Dr. Everett as his secondary supervisor. Dr. Souheaver made a motion to approve the request. Dr. Fuendeling seconded the request. The motion passed unanimously.

Mr. Alex White submitted the paperwork upon completion of his 3000 hours. Dr. Harbin moved to approve the request. Mr. Hoggard seconded the motion. Dr. Souheaver voted to deny. The motion passed.

Ms. Wilson submitted paperwork to begin supervision with Dr. Sanders. Dr. Souheaver moved to approve the request. Mr. Hoggard seconded the motion. The motion passed unanimously.

**Adjourn**

Dr. Harbin moved to adjourn. Dr. Fuendeling seconded the motion. The motion passed unanimously. The Board adjourned at 12:15pm.