

WV Board of Examiners of Psychologists
Meeting Minutes – March 11, 2016
Meeting Location: 1286 Suncrest Towne Centre Morgantown WV

Present: Jeffrey Hammond, Ph.D., President; Kerri Linton, MA, Secretary; Susannah Poe, Ed.D.; Sandra Stroebel, Ph.D.; Shirley Vinciguerra, Lay Member; Jeffrey Harlow, Ph.D., Executive Director; Mark Weiler, Assistant Attorney General (by phone); and Kathleen Lynch, Administrative Assistant.

Absent: Kelly Daniel, MA & Kathy Lynch, Administrative Assistant

Public Present: Frances Kelly; J Scott Mizes, Ph.D.; Bob Marks, Esquire (via telephone); Justin Jack, Esquire (via telephone) & Timothy Saar, Ph.D.

Call to Order – Dr. Hammond called the meeting to order at 9:07 a.m.

AGENDA ITEMS

Ethics Review

It was moved seconded and passed to move into Executive Session.

It was moved seconded and passed to exit Executive Session.

Meeting with J. Scott Mizes, Ph.D. – Dr. Mizes appeared before the Board to address whether there is evidence indicating that Dr. Mizes' continuation in the practice of psychology at this time would constitute an immediate danger to the public. Dr. Mizes was represented telephonically at the meeting by two attorneys. First, Bob Marks, Esquire, addressed criminal charges that were pending against Dr. Mizes in Pennsylvania, as well as Dr. Mizes' subsequent plea deal. Dr. Mizes also spoke concerning these criminal charges.

Second, Dr. Mizes addressed concerns from his former employer about his ability to provide safe, effective mental health treatment at this time. In addition, Dr. Mizes' addressed other matters including his potential inappropriate behavior on Facebook. His attorney, Justin Jack, was present via telephone.

Thereafter, the Board considered whether to summarily suspend Dr. Mizes' license pursuant to W. Va. Code § 30-1-8(e)(1), which gives the Board the authority to suspend the license of a psychologist without a hearing if the person's continuation in practice constitutes an immediate danger to the public. After such consideration, Motion: Dr. Stroebel moved to suspend the psychology license of Dr. Mizes' because the evidence presented shows that his continuation in practice constitutes an immediate danger to the public. Second: Ms. Vinciguerra Vote: Unanimous

An order to suspend his license will be forthcoming with an offer of the opportunity for a hearing before a hearing examiner. The Board's legal counsel and Dr. Mizes' legal counsel were asked to confer and immediately set a hearing date if a hearing is desired by Dr. Mizes at this time.

2015-2 A, B, & C – David Clayman, Ph.D.; Stephen Fink, Psy.D. and Beverly Branson, MA

Motion: Ms. Linton moved that these three cases be closed with a finding of no probable cause. Second: Ms. Vinciguerra Vote: 4 for, Dr. Stroebel abstained and was not present during this vote and discussion. Dr. Harlow was not present during this discussion and vote.

2015-5 - Timothy Saar, Ph.D. – Motion: Dr. Poe moved that this case be closed with a finding of no probable cause. Second: Ms. Vinciguerra Vote: Unanimous

2015-6 – James “Toby” Behrman, Ph.D. – Motion: Dr. Poe moved that this case be closed with a finding of no probable cause. Second: Ms. Vinciguerra Vote: Unanimous

2016-1 – Brandon Dean, MA – Motion: Dr. Poe moved that a finding of probable cause is indicated in this case. **Second:** Dr. Stroebel **Vote:** Unanimous

New Business

Minutes Approved for January 29, 2016 – Motion: Ms. Linton moved to accept the minutes as written. **Second:** Dr. Poe **Vote:** Unanimous

Minutes Amended for August 20, 2015 – Motion: Ms. Linton moved to amend these minutes by changing the word “Agenda” to “Minutes”. **Second:** Dr. Poe **Vote:** Unanimous

Legislative Updates Regarding Boards – An update was given.

Supervisor Training Discussion – Dr. Hammond, Ms. Linton and Dr. Harlow will be presenting a power point and panel discussion.

School Psychology Licensure Discussion – Tabled

Interim Review Discussion – Tabled

Continuing Education Guidelines Review & Update - Tabled

Pcard Purchase Review and Approval – January – **Motion:** Dr. Poe moved that the pcard purchases be approved. **Second:** Dr. Stroebel **Vote:** Unanimous

Preliminary Pcard Report - Tabled

New Office Lease to be Approved – Motion: Dr. Poe moved to accept the new rent amount for the lease on 1205 Quarrier Street, where the Board office is located. **Second:** Ms. Vinciguerra **Vote:** Unanimous

Financial Review – This was conducted.

New Meeting Dates

April 8th - Meeting and WVPA Board Supervision Training - Charleston

June 10th –Meeting and WVAPP Board Supervision Training – Flatwoods

October 24th – Meeting and WVSPA Board Supervision Training - Canaan Valley

Oral Examinations

It was moved, seconded, and passed to move into Executive Session for oral examinations.

It was moved, seconded, and passed to move out of Executive Session.

Motion: Ms. Linton moved that Monica Ballard-Booth, MA; Suzan Clemens, Ph.D. and Amy Herschell, Ph.D. be approved for licensure as psychologists and that Michael Powell, Ed.S be licensed as a school psychologist independent practitioner. **Second:** Ms. Vinciguerra **Vote:** Unanimous

Monica Ballard-Booth, MA	Passed	#1135
Suzan Clemens, Ph.D.	Passed	#1136
Michael Powell, Ed.S.	Passed	#22066
Amy Herschell, Ph.D.	Passed	#1137

Adjourn – It was moved seconded and passed to adjourn at 3:15 pm.