



STATE OF OKLAHOMA
Board of Examiners of Psychologists

MINUTES OF THE MEETING OF THE BOARD
January 17, 2020

A Meeting of the Board of Examiners of Psychologists was held at 9:00 a.m., on Friday, January 17, 200, at the Colcord Center, 421 NW 13th Street, Suite 125, Oklahoma City, OK 73103.

In attendance were: Susan Howard, Ph.D., Chair of the Board; K. Ward, Ph.D., Vice-Chair of the Board; S. Roberson, Ph.D., Member of the Board; C. Grundy, Ph.D., Member of the Board; B. Frizzell, Member of the Board; K. Peters, Member of the Board; K. Choate, Ph.D., Member of the Board; M. Schuble, Assistant Attorney General; S. Balzer, Special Advisor to the Board, T. Rose, Executive Officer of the Board.

Announcement and Introduction:

Dr. Howard announced that a quorum was present to conduct business. Ms. Rose confirmed that the meeting was filed with the Secretary of State, and the agenda was posted in accordance with the Open Meeting Act.

Statement of the Mission of the Oklahoma State Board of Examiners of Psychologists:

Dr. Howard announced the mission of the Oklahoma State Board of Examiners of Psychologists is to protect the public by regulating the practice of psychology in Oklahoma to ensure that only properly qualified psychologists practice psychology in the state and that the psychology profession as a whole is conducted in the public's best interest.

Minutes:

Board members reviewed the minutes of the November 1, 2019 Board meeting. *Dr. Ward made a motion to approve the minutes of the November 1, 2019, meeting. Dr. Roberson seconded the motion, and the motion passed. Frizzell, Roberson, Ward, Grundy, Peters, and Choate voted for the motion. Howard abstained from the vote.*

Status of Current Request for Inquiries:

Ms. Rose informed Board members that the following Request for Inquiries (RFI) are currently under investigation:

RFI 19-9

RFI 19-10

Probable Cause Committee Summaries and Recommendations:

As a member of the Probable Cause Committee, Dr. Grundy recused and left the room.

RFI 19-8; On behalf of the Probable Cause Committee, Ms. Schuble provided a

recommendation to the Board. Ms. Schuble informed Board members that an investigation took place and a Probable Cause Committee Meeting was held. The Probable Cause Committee did not find that the Psychologist violated any rules, and recommends that RFI 19-8 be dismissed and the file closed. *Dr. Roberson made a motion to accept the recommendation. Dr. Ward seconded the motion, and the motion passed. Frizzell, Roberson, Ward, Peters, Choate, and Howard voted for the motion. As a member of the Probable Cause Committee, Dr. Grundy was not present for the vote.*

Dr. Grundy returned to the room.

Complaints, Orders, and Miscellaneous Disciplinary Matters:

As a member of the Probable Cause Committee, Dr. Ward is recused from this matter and left the room.

Complaint No. BC 18-5; Oklahoma State Board of Examiners of Psychologists vs. Gail Poyner, Ph.D. – Individual Proceeding

Dr. Howard announced that this meeting has been called on complaint of the Oklahoma State Board of Examiners of Psychologists to determine or show cause, why the license of Gail Poyner, Ph.D. should not be suspended or revoked, or the license put on probation or reprimanded, for violations of the Psychologists Licensing Act and Rules of the Board.

Dr. Howard stated she is the Chair of the State Board of Examiners of Psychologists and will serve as the presiding member of the Board at this hearing, and Sandra Balzer, Assistant Attorney General, will serve in an advisory capacity to the Board during this proceeding.

The Psychologists Licensing Act establishes that four members shall constitute a quorum. Confirmation of a quorum was identified; B. Frizzell, S. Roberson, Ph.D., C. Grundy, Ph.D., K. Peters, K. Choate, Ph.D., S. Howard, Ph.D.

Further, Dr. Howard provided official notice of the Administrative Procedures Act; Psychologists Licensing Act; Title 59 of the Oklahoma State Statutes, which created this Board and defined its powers, duties, and procedures; Rules and Regulations of the Board; General Statutes of this State and the United States.

The following individuals were identified:

- Respondent, Gail Poyner, Ph.D.
- Attorney for the Respondent, Mary Snyder, of Crowe & Dunlevy.
- Attorney for the Plaintiff, Marie Schuble, Assistant Attorney General.

Dr. Howard asked if there is anyone present who will later be serving as a witness in this case. Dr. Timothy Doty identified himself as a witness.

Witnesses were excluded from the hearing until they were called to testify.

Dr. Howard asked if there are any preliminary matters in this case that need to be considered.

Board members considered Respondent's Motion to Dismiss the Complaint and reviewed the following motions:

- COMPLAINT AND NOTICE OF HEARING
- RESPONDENT GAIL POYNER'S MOTION TO DISMISS
- PETITIONER'S RESPONSE TO RESPONDENT GAIL POYNER'S MOTION TO DISMISS

After review of the motions and hearing oral arguments, *Dr. Roberson made a motion to deny the request for dismissal and hear the case. Mr. Peters seconded the motion, and the motion passed. Grundy, Peters, Choate, Frizzell, Roberson, and Howard voted for the motion.*

Attorney for the Respondent made a motion to exclude the attorney representing the Complainant in a separate civil case from the Board's proceeding. Attorney for the Plaintiff had no objection. Complainant's civil case attorney objected. *Dr. Roberson made a motion to direct the attorney representing the Complainant in a separate civil case not to discuss matters of the hearing with the Complainant during the proceeding. Mr. Frizzell seconded the motion, and the motion passed. Grundy, Peters, Choate, Frizzell, Roberson, and Howard voted for the motion.*

Opening statements were presented by the Plaintiff and the Attorney for the Respondent.

The Plaintiff requested information from BC 17-5 to be considered. *Dr. Roberson made a motion to admit the information concerning BC 17-5, only if it is determined there has been a violation. Dr. Grundy seconded the motion, and the motion passed. Grundy, Peters, Choate, Frizzell, Roberson, and Howard voted for the motion.*

Board members were provided with evidence from the Plaintiff and the Attorney for the Respondent.

Witnesses for the Plaintiff were examined.

At 10:50 a.m., the Board recessed for a break.

At 11:00 a.m., the proceeding resumed.

At 12:06 p.m., the Board recessed for lunch.

At 12:50 p.m., the hearing resumed.

The examination of the witnesses for the plaintiff continued.

The Attorney for the Respondent asked the Board to dismiss the complaint a second time. *Dr. Roberson made a motion to proceed with the hearing. Mr. Peters seconded the motion, and the motion passed. Grundy, Peters, Choate, Frizzell, Roberson, and Howard voted for the motion.*

Witnesses for the defense were examined.

At 2:15 p.m., the Board recessed for a break.

At 2:25 p.m., the proceeding resumed.

At 3:20 p.m., the Board recessed for a break.

At 3:40 p.m., the proceeding resumed.

At 4:45, the Board recessed for a break.

At 5:00 p.m., the proceeding resumed.

At 5:05 p.m., the Board recessed from the proceeding to address other matters on the Meeting Agenda.

Dr. Ward returned to the room.

Notice of Rule Making Intent for proposed changes to Permanent Rules – OAC Title 575, Chapters 1 and 10:

Board member reviewed the proposed permanent rule changes to Chapter 10 presented by Ms. Rose. *Dr. Roberson made a motion for Ms. Rose to initiate the Rule Changes and file a Notice of Rule Making Intent. Dr. Grundy seconded the motion, and the motion passed. Grundy, Peters, Choate, Frizzell, Roberson, Ward, and Howard voted for the motion.*

Applications approved by the Application Review Committee (Oct, Nov, Dec 2019):

Dr. Roberson made a motion to ratify the applications approved by the review committee for October, November, and December 2019. Dr. Ward seconded the motion, and the motion passed. Grundy, Peters, Choate, Frizzell, Roberson, Ward, and Howard voted for the motion.

Executive Officer's P-Card Statements for Review and Approval (Oct, Nov, Dec 2019):

Dr. Ward made a motion to approve the Executive Officer P-Card Statements for October, November, and December 2019. Mr. Frizzell seconded the motion, and the motion passed. Grundy, Peters, Choate, Frizzell, Roberson, Ward, and Howard voted for the motion.

Administrative Issues:

Monthly Budget/Revenue/Expense Report; Board members reviewed the monthly budget, revenue, and expense reports provided by Ms. Rose.

2019 Annual Report to the Governor; Ms. Rose presented a copy of the OSBEP 2019 Annual Report to the Governor to the Board.

2020 License Renewal Report; Ms. Rose provided a report concerning 2020 License Renewals.

2020 Meetings; Board members discussed alternative meeting dates for 2020. *Dr. Ward made a motion to move the meeting scheduled for Friday, March 27, 2020, to Monday, March*

23, 2020, and move the meeting scheduled for Friday, May 22, 2020, to Friday, May 29, 2020. Dr. Choate seconded the motion, and the motion passed. Grundy, Peters, Choate, Frizzell, Roberson, Ward, and Howard voted for the motion.

2020 Meeting Dates:

Friday, January 17, 2020

Monday, March 23, 2020

Friday, May 29, 2020

Friday, July 17, 2020

Friday, September 11, 2020

Friday, November 6, 2020

ASPPB PSYPACT Commission Meeting Information; Ms. Rose provided information regarding the Psychology Interjurisdictional Compact Commission Meeting she attended November 21-22, 2019. The PSYPACT Commission is the governing body of PSYPACT responsible for creating and finalizing the Bylaws and Rules. The Commission is also responsible for granting psychologists the authority to practice telepsychology and temporary in-person, face-to-face practice of psychology across state boundaries.

Board members were provided information from ASSPB Board of Directors and the Chair of the ASPPB Mobility Committee regarding requirements for the E. Passport and IPC. The next PSYPACT Commission Meeting will be held via teleconference on January 28, 2020.

During the PSYPACT Commission meeting, the Commission adopted Proposed Rules. Public comments concerning the Proposed Rules may be submitted on the PSYPACT website (www.psypact.org) no later than February 18, 2020. A public hearing will be held conducted via teleconference on February 27, 2020.

ASPPB Annual Meeting Summary; Board members were provided a Summary from ASSPB.

ASPPB EPPP (Part 2 – Skills); Board members were provided updates from ASSPB regarding the EPPP – (Part 2 – Skills).

2020 ASPPB Meeting Travel; As the Chair of the Board of Administrators and Registrars Committee, the Executive Officer, Ms. Rose, will attend the ASPPB Meeting. Dr. Roberson made a motion to approve two members and the Attorney General Representative to attend the ASPPB Meeting with Ms. Rose, April 2020. Dr. Ward seconded the motion, and the motion passed. Grundy, Peters, Choate, Frizzell, Roberson, Ward, and Howard voted for the motion.

Administrative Updates; Ms. Rose provided the following updates:

- The next meeting is on Monday, March 23, 2020.
 - o A Rule Hearing will take place.
 - o Comments regarding the proposed Rule Changes will be reviewed.

Legislative Updates; Updates were provided by Ms. Rose and the Oklahoma Psychological Association.

Unlicensed Complaints:

UC 19-7; Michael Gomez, Ph.D. Board members reviewed information forwarded to the Board office concerning Dr. Michael Gomez. *Dr. Ward made a motion to send an educational letter to Dr. Gomez informing him of the steps to take should he choose to practice psychology in Oklahoma again. Dr. Choate seconded the motion, and the motion passed. Grundy, Peters, Choate, Frizzell, Ward, and Howard voted for the motion. Roberson abstained.*

UC 20-1; Suzanne Whittlesey. Board members reviewed information forwarded to the Board office concerning Suzanne Whittlesey. *Dr. Roberson made a motion to send a cease and desist letter to Ms. Whittlesey regarding her use of the protected term “psychologist.” Dr. Ward seconded the motion, and the motion passed. Grundy, Peters, Choate, Frizzell, Roberson, Ward, and Howard voted for the motion.*

Complaints, Orders, and Miscellaneous Disciplinary Matters:

As a member of the Probable Cause Committee, Dr. Ward is recused from this matter and left the room.

BC 18-9 Tamara Reeves, Ph.D.; At its meeting on January 28, 2019, the Board voted to accept the Consent Order concerning BC 18-9. As provided in the Consent Order, Dr. Reeves agreed to send a letter to CLEET correcting the record regarding this matter, complete a minimum of nine (9) hours of APA approved continuing psychological education related to MMPI testing and interpretation for law enforcement, complete a scholarly paper within one (1) year of the date the order becomes final, for Board review, and undergo supervision for a period of one (1) year. Last, Dr. Reeves will reimburse the Board for costs associated with the investigation and prosecution of this matter in the amount of eight hundred and ten dollars (\$810.00).

Board members reviewed the scholarly paper completed by Dr. Reeves, a tutorial report from her supervisor, confirmation of reimbursement to the Board for costs associated with this matter, verification of nine (9) hours of continuing education, and a copy of the letter sent to CLEET. *Dr. Roberson made a motion to accept that Dr. Reeves has completed the requirements in the Consent Order for BC 18-9. Dr. Grundy seconded the motion, and the motion passed. Grundy, Peters, Choate, Frizzell, Roberson, and Howard voted for the motion. As a member of the PCC, Dr. Ward was not present for the vote.*

At 5:45 p.m., the hearing reconvened.

Closing statements were presented by the Plaintiff and the Attorney for the Respondent.

Dr. Howard stated that the Board will deliberate in closed session, after which they will reconvene for the decision and their reasons therefor in Findings of Fact and Conclusions of Law. During deliberations, no further testimony will be heard, but the Board may call previous witnesses to clarify a point already in issue.

Dr. Roberson made a motion to enter into Executive Session, pursuant to 25 O.S. § 307(B)(8) for the Board to engage in deliberations or render a final or intermediate decision in an individual proceeding pursuant to Article II of the Administrative Procedures Act. Mr. Peters seconded

the motion, and the motion passed. Grundy, Peters, Choate, Frizzell, Roberson, and Howard voted for the motion. As a member of the PCC, Dr. Ward was not present for the vote.

Board members returned from Executive Session.

Dr. Roberson made a motion to return to Open Meeting. Dr. Choate seconded the motion, and the motion passed. Grundy, Peters, Choate, Frizzell, Roberson, and Howard voted for the motion. As a member of the PCC, Dr. Ward was not present for the vote.

After deliberation of the evidence, Dr. Howard moved that the Oklahoma State Board of Examiners for Psychologists finds that none of the violations were proven by clear and convincing evidence as presented during this hearing today, but do encourage Dr. Poyner to meet with a Board member to discuss areas of potential improvement in evaluation procedures and report writing. Mr. Peters seconded the motion, and the motion passed. Grundy, Peters, Choate, Frizzell, Roberson, and Howard voted for the motion. As a member of the PCC, Dr. Ward was not present for the vote.

Dr. Howard announced that there is no further business to discuss. Dr. Roberson made a motion to adjourn. Dr. Choate seconded the motion, and the motion passed. Grundy, Peters, Choate, Frizzell, Roberson, and Howard voted for the motion. Ward was not present for the vote.

The meeting adjourned at 7:20 p.m.

Respectfully Submitted,



Teanne Rose
Executive Officer

ATTACHMENT TO THE AGENDA

**Oklahoma State Board of Examiners of Psychologists
Application Review Committee Approvals
October, November, December 2019**

Psychological Technicians:

Psychologist:

Sonya Cornwell, Ph.D.
Karen Maston, Ph.D.
Merly Mathew, Ph.D.
Sumali Fernando, Psy.D.
Sarah Jones, Ph.D.

Psychological Technician:

Krystal Easter
Melanie Elliott
Cathy Kill
Lauren Caraway
Jannell Crow (change in location request)

Continuing Professional Education (CPE) Approvals:

Red Dirt Multicultural Therapy, Ethics, and Supervision Training; Sponsor: OKC University; 6 CPE hours; December 6, 2019.

Applications to sit for Licensure Examinations and/or Practice Under Supervision Agreements

Approvals:

Applicant:

Anna KJose, Ph.D.
Elizabeth Dennard, Ph.D.
Tyler Sparkman, Ph.D.
Daniel Gering, Ph.D.
Kirsten Robertson, Psy.D.
Ashleigh Coser, Ph.D.
Wayne Chappelle, Psy.D.

Melissa Hudmon, Psy.D.
Jennifer Hale, Ph.D.

Danielle Zanotti, Ph.D.
Evan White, Ph.D.
Ashley Woods, Ph.D.

Daniel Gering, Ph.D.

Approval for:

Approval of PPUS with Dr. Sternlof and to sit for exams
Approval of Postdoc/HSP for licensure upon completion of JP exam
Approval of PPUS with Dr. Westcott and to sit for exams
Approval of PPUS with Dr. Gotcher and to sit for the exams
Approval to sit for the exams
Approval of Postdoc and HSP for licensure
Approval of ABPP for licensure upon successful completion of JP exam
Approval of IPUS with Dr. Menting and to sit for exams
Approval of Postdoc and HSP for licensure upon successful completion of JP
Approval to sit for the exams
Approval of IPUS with Dr. Aupperle and to sit for exams
Approval of Postdoc and HSP for licensure upon successful completion of exams
Approval for Dr. Parker to be the primary supervisor and Dr. Gotcher secondary

Licensed Health Service Psychologists October, November, December 2019:

Ashleigh Dae Coser, Ph.D. License Number: 1344 Issue Date: 11/04/2019