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FILED WITH THE BOARD OF
PSYCHOLOGICAL EXAMINERS
ON *March 5, 2012*
J. Michael Burke

By: Carmen A. Rodriguez
Deputy Attorney General
(973) 648-3696

STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF PSYCHOLOGICAL EXAMINERS

IN THE MATTER OF SUSPENSION OR
REVOCAION OF THE LICENSE OF

Administrative Action

ANDREW CANGELOSI, Ph.D.
License No. 35S100311800

MODIFIED
CONSENT ORDER

TO PRACTICE PSYCHOLOGY IN
THE STATE OF NEW JERSEY

This matter was opened to the New Jersey State Board of Psychological Examiners (hereinafter "the Board") upon receipt of information alleging that Dr. Cangelosi (the Respondent) engaged in unprofessional and unethical behavior by making inappropriate sexual comments to his former patient, Mrs. W., on May 1, 2008. Mrs. W and her husband began treatment with the respondent for marriage counseling in January of 2006. After a few sessions

with her husband, the respondent continued to treat Mrs. W. individually for depression through April of 2008. Mrs. W. had a pet care business and agreed to take care of the respondent's dog overnight while he and his wife attended a conference. Mrs. W. visited the respondent's home on May 1, 2008. During the visit, the respondent indicated to Mrs. W. that he wanted her to sleep in his bed. Moreover, the respondent asked how he could be on Mrs. W. list of people with whom she would be sexually intimate. The respondent denies making any inappropriate sexual advances towards Mrs. W.

The Board also conducted an investigative inquiry at which Mrs. W. testified that the respondent hired her to care for his dog while he and his wife attended a conference. In addition to feeding and walking the dog, Mrs. W. planned on spending the night at the respondent's home. Mrs. W. further testified that she arranged to meet the respondent at his home so she could familiarize herself with the home and the dog. During a brief tour of the home, the respondent showed Mrs. W. his upstairs bedroom. Mrs. W. testified that the respondent indicated that he wanted her to sleep in his bed. The respondent stated, "I want you in my bed." At this point, Mrs. W. felt uncomfortable in the presence of the respondent and wanted to leave. The respondent then indicated that he desired to be on Mrs. W. "list of people" with whom she would be sexually intimate. Mrs. W. attempted to

leave, but Respondent stood at the head of the stairs in an intimidating manner. She rushed past him down the stairs, gathered her belongings, and quickly left the respondent's house. While Mrs. W. was leaving, the respondent stood at the door and stated "I'm serious about that list." The following day, Mrs. W. left a voicemail message for respondent in which she canceled all further therapy appointments and told respondent to make other arrangements for the care of his dog.

The respondent appeared with his attorney, Pamela Mandel, Esquire, on July 20, 2009 at an investigative inquiry. The respondent acknowledged that it was a mistake to hire Mrs. W. to dog sit and visit his home, and stated he "should have known better." When Mrs. W. asked whether respondent's wife would approve of her caring for the dog, the respondent stated that she would not. The respondent further indicated that while he remembered making a comment about a "list," he had no recollection of making any sexually inappropriate comments during Mrs. W. visit to his house. Respondent reports discussing the dog sitting with his wife and he and his wife felt it inappropriate for her to dog sit as it would be a boundary violation. Dr. Cangelosi testified that the reason the subject came up of Mrs. W. sleeping in his bed was in the context of his explaining to her that this is where the dog likes to sleep at night. He also denied in his testimony that he intimidated Mrs.

W. during that visit to the house and that it appeared to him that she left in a relaxed manner.

Respondent acknowledged that during that course of the treatment, his office incorrectly billed Horizon insurance for approximately fifteen sessions under the name of Mrs. W.'s husband.

Having reviewed the entire record, it appears to the Board that respondent has committed boundary and dual relationship violations with his patient, Mrs. W. In that he engaged her to babysit for his dog and further allowed her to come to his home to prepare for the dog sitting in the home in violation of N.J.S.A. 45:1-21(h) and N.J.A.C. 13: 42-10.13(d) and(e).

The respondent being desirous of resolving this matter without resort to formal proceedings, waiving any right to a hearing; and the Board having determined that the following provisions are sufficiently protective of the public interest and welfare, and for good cause shown,

IT IS ON THIS *5th* DAY OF *March*, 2012

HEREBY ORDERED AND AGREED THAT:

1. Respondent shall cease and desist billing in any name other than that of the patient, and in this matter shall correct his billing error and bill the appropriate party. Respondent shall submit written documentation to the Board

supporting his correction of the billing error no later than 30 days after the signing of this order.

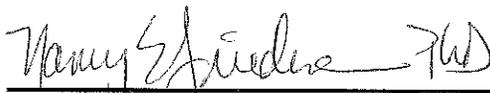
2. Respondent shall cease and desist engaging in dual relationships and violating boundaries with his patients.
3. Respondent's practice shall be supervised for a minimum of two years. The supervisor shall be approved by the Board prior to being engaged by the Respondent. Respondent shall submit the names of three potential supervisors for approval by the Board. Supervision shall begin no later than one month from the date of the filing of the consent order.

The approved supervisor shall report in writing to the Board on a monthly basis for the first six months regarding the respondent's progress. Thereafter, the supervisor's reports shall be submitted quarterly. The supervisor's report shall provide an informative evaluation of the respondent's patient treatment and professional practice. The supervisor shall pay particular attention to respondent's dealing with boundary issues including social and sexual relationships, dual relationships as well as respondent's overall practice including billing issues and treatment protocols. The cost of supervision is the responsibility of the respondent.- The supervisor shall agree, by signing a copy of the order, to immediately notify the Board of any actions by Respondent which fail to meet acceptable standards of professional

practice. Respondent shall not apply for a modification of the supervision for a minimum of one year. Should respondent seek to modify supervision or request a lifting of the supervision he is required to appear before the Board or a committee of the Board to discuss the modification of the condition for supervision.

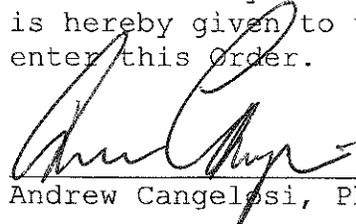
4. The Respondent shall pay a civil penalty of \$1000.00 for violation of N.J.A.C. 13:42- 10.4(d) and (e). This penalty is stayed on the condition that respondent complete all of the terms of the Consent Order. Should respondent fail to satisfy any of the condition in this order the penalty shall be immediately due and owing to the Board.

STATE BOARD OF PSYCHOLOGICAL EXAMINERS



Nancy E. Friedman, Ph.D.
Chair

I have read and understand the within Consent Order and agree to be bound by its terms. Consent is hereby given to the Board to enter this Order.

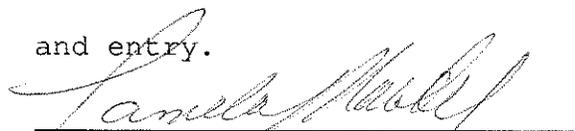


Andrew Cangelosi, Ph.D.

DATED: 2/20/12

This Order is agreed to as to form

and entry.



Pamela Mandel, Esquire
Attorney for Andrew Cangelosi, Ph.D.

DATED:

2/22/12

I have reviewed and understand the responsibilities of the supervisor under this order. I agree to supervise and report as indicated in the order.



(Name printed)
Supervisor of Andrew Cangelosi, Ph.D.

Dated: _____