



CHRIS CHRISTIE  
Governor

KIM GUADAGNO  
Lt. Governor

## New Jersey Office of the Attorney General

Division of Consumer Affairs  
State Board of Psychological Examiners  
124 Halsey Street, 6<sup>th</sup> Floor, Newark, NJ 07102



JOHN J. HOFFMAN  
Acting Attorney General

ERIC T. KANEFSKY  
Director

November 15, 2013

Mary C. Fox, Ph.D.  
520 Brookside Avenue  
Allendale, NJ 07401

MAILED WITH THE BOARD OF  
PSYCHOLOGICAL EXAMINERS  
ON 12-5-2013  
*J. Michael Staller*

Mailing Address:  
P.O. Box 45017  
Newark, NJ 07101  
(973) 504-6470

Re: Offer of Settlement In Lieu of Filing a Formal Disciplinary Complaint

Dear Dr. Fox:

This letter is to advise you that the New Jersey State Board of Psychological Examiners (the "Board") has had an opportunity to review information concerning your application for reinstatement of the license to practice psychology in the state of New Jersey that was received on September 20, 2013. Specifically, the information reviewed included the reinstatement application that indicated that the last renewal was due June 30, 2013 or thirty (30) days from this date and an affidavit advising the Board that during the lapsed licensure period you continued to practice psychology on a full time basis at a private practice. The information supplied to the Board stated that you moved and had not informed the Board of the new mailing address. Thus the notice regarding your renewal was forwarded from 574 West Saddle River Road, Upper Saddle River, NJ to 529 Brookside Avenue, Allendale, New Jersey. The Board's records indicate that renewal notices were sent to your last known address at 574 West Saddle River Road, Upper Saddle River, NJ.

Upon review of all available information, the Board has reinstated your license as of October 1, 2013 and has preliminarily found that probable cause exists to support a finding that you violated N.J.S.A. 45:1-7.1(b) and (c) in that you failed to renew your license within thirty days of the June 30, 2013 renewal period resulting in a suspended license. You thereafter continued to practice with a suspended license from August 1, 2013 to August 27, 2013 until such time as your license to practice psychology was reinstated.

At this juncture, the Board has preliminarily concluded that the above violations are sufficient to warrant the initiation of formal disciplinary proceedings against you. Notwithstanding that decision, however, the Board has determined that it will first offer you an opportunity to settle this matter, and thereby avoid the initiation of disciplinary proceedings, should you consent to:

1. Cease and desist in the future from engaging in violation of N.J.S.A. 45:1-7.1(b) and (c) by practicing psychology without timely renewal of license.

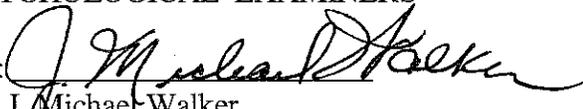
2. Pay a penalty in the amount of \$100.00 which represents a penalty for continuing to engage in the practice of psychology with a suspended license from August 1, 2013 - August 27, 2013. (Payment is to be made by certified check or money order and sent immediately upon your signing of the acknowledgment at the bottom of this letter. Pursuant to N.J.S.A. 45:1-25 "any person who engages in any conduct in violation of any provision or act or regulation administered by the board shall, in addition to any other sanctions provided herein, be liable to a civil penalty of not more than \$10,000 for the first violation and not more than \$20,000 for the second and each subsequent violation...")

If you are willing to settle this matter on the offered settlement terms, you may do so by signing the acknowledgment at the bottom of this letter, and returning it to the Board office. Upon your signature, this letter will be a matter of public record.

In the event you are unwilling to settle this matter on the offered terms, it will be referred to the Attorney General's office for the initiation of appropriate enforcement action. In such event, you will be afforded an opportunity to defend against the alleged violations. If an evidentiary hearing is deemed warranted the Board will either conduct that hearing at a date and time to be scheduled or refer the matter to the Office of Administrative Law. You are advised, however, that in the event formal charges are filed, the Board may assess civil penalties in an amount greater than that herein offered in settlement should any charges against you be sustained. Additionally, the Board may, if the facts are found to so warrant, enter an order, requiring you to reimburse certain monies and/or requiring you to pay costs incurred by the Board. Should you have any questions concerning this letter or the settlement offer herein, I suggest that you contact Deputy Attorney General Carmen A. Rodriguez who may be reached at (973) 648-3696.

If you elect to settle this matter presently, you should sign the acknowledgment at the bottom of this letter and return it to the Board within fifteen (15) days following your receipt of this letter. In the event that the Board receives no response from you within fifteen (15) days, the Board's settlement offer will be withdrawn, and the matter will be referred to the Attorney General's Office for the initiation of appropriate enforcement proceedings.

NEW JERSEY STATE BOARD OF  
PSYCHOLOGICAL EXAMINERS

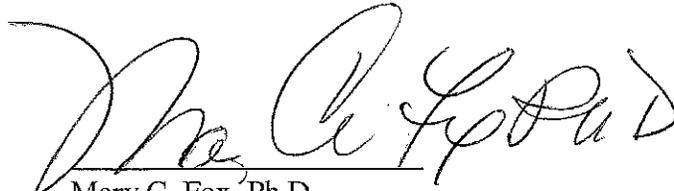
By:   
J. Michael Walker  
Executive Director

Mary C. Fox, Ph.D.

November 15, 2013

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ACKNOWLEDGMENT: I, Mary C. Fox, Ph.D. , hereby acknowledge that I have read and reviewed the settlement proposal set forth in the above letter. I acknowledge the conduct which has been charged. I am aware that, by signing this acknowledgment, I am waiving any rights I may have to defend myself against any charges of wrongdoing at an administrative hearing. I am also aware that the action taken against me by the Board herein is a matter of public record, and that this letter is a public document. I hereby agree to pay a penalty in the amount of \$100. (to be paid upon signing of this acknowledgment).



Mary C. Fox, Ph.D.

Dated: 12/1/2013

cc: Carmen A. Rodriguez, Deputy Attorney General