

**NEW JERSEY STATE BOARD OF PSYCHOLOGICAL EXAMINERS
MONDAY, FEBRUARY 2, 2009
PUBLIC SESSION MINUTES**

The general meeting of the New Jersey State Board of Psychological Examiners was held at the Board office, 124 Halsey Street, Newark, New Jersey. The meeting was called to order at 10:00 A.M.

PRESENT:

Nancy E. Friedman, Ph.D., Chair
Loretto A. Brickfield, Ph.D., Vice Chair
Alan M. Groveman, Ph.D., Secretary
Patricia A. Farrell, Ph.D.
Kenneth G. Roy, Ed.D.

ABSENT:

T. Stephen Patterson, Ph.D., Government Member

ALSO ATTENDING:

J. Michael Walker, Executive Director
Carmen A. Rodriguez, Deputy Attorney General, Counsel to Board
Wanda Ginn, Administrative Staff

REVIEW OF MINUTES:

Upon motion made by Dr. Roy and seconded by Dr. Groveman, the Board approved the public session minutes of January 5, 2009, with corrections. Voting in favor of the motion: all.

CLOSED SESSION AND RETURN TO OPEN SESSION

Upon unanimous vote of all members present, the Board went into closed session for discussion of the oral examinations. The Board returned to open session.

CREDENTIAL COMMITTEE REPORT:

TEMPORARY PERMIT–NOT TO EXCEED THREE YEARS

The following candidates were unanimously approved for a three-year temporary permit for the supervised practice of psychology:

Peter Berzins, Ph.D. Aron Steward, Ph.D.
Jill O'Hare, Psy.D. Amanda Guld, Ph.D.
Adam L. Fried, Ph.D. Annie Yocum, Psy.D.

TEMPORARY PERMIT–NOT TO EXCEED ONE YEAR

The following candidates were unanimously approved for a one-year temporary permit for the unsupervised practice of psychology:

Jessica Glich-Pesantez, Psy.D.
David Rubenstein, Psy.D.

LICENSED BY EXAMINATION

Upon motion made by Dr. Roy and seconded by Dr. Groveman, the following candidates qualified for licensure. Voting in favor of the motion: all.

Heidi Keller, Ph.D. Bari Lynn Marshall-Heslin, Psy.D.
Jennifer L. Jackson, Ph.D. Naomi Jones, Ph.D.
Vanessa Martiny, Psy.D. Rebecca Olszyk-Kiseli, Psy.D.
Michael Likier, Ph.D. Michael T. Shrem, Psy.D.
Amanda Johnson, Psy.D. Rachel Brandt-Greenfield, Ph.D.
Danielle Wiesen, Psy.D. Bernadette Madara, Psy.D.
Carole M. Beyer, Ed.D. Steven Johnston, Psy.D.
Michele E. Cannata, Psy.D. Daniel Cukor, Ph.D.

DEFERRAL OF EXAMINATION

Upon motion made by Dr. Roy and seconded by Groveman, the Board voted to defer final consideration of the oral examination of the following candidates pending review of their oral examination material by a third Board member: Voting in favor of the motion: all.

Peter Braverman, Psy.D.
Mara Zotta, Psy.D.
Dina C. Jonasz, Ph.D.

Upon motion made by Dr. Roy and seconded by Dr. Groveman, the Board voted to defer final consideration of the oral examination of the following candidate pending submission of a paper outlining the information a psychologist can share with a third-party provider (insurance company) under the Act Concerning the Disclosure of Patient Information by Psychologists (a.k.a. New Jersey Peer Review Law) and a paper outlining the rules concerning sexual involvement with patients. Voting in favor of the motion: all.

Jacqueline Calle, Psy.D.

FAILURE OF EXAMINATION

Upon motion made by Dr. Roy and seconded by Dr. Groveman, the Board determined that the following candidate did not qualify for licensure. Voting in favor of the motion: all.

Jeffrey Adams, Psy.D.

CORRESPONDENCE

Dinorah D'Auria, Psy.D., TP #063-657

Dr. D'Auria wrote requesting an extension of the 90-day limit to submit her work sample for the oral examination and extension of her three-year supervised temporary permit which expires on May 2, 2009. Dr. D'Auria stated that she has encountered personal problems and significant changes at her work place that have made it impossible for her to accelerate completion of her work sample for submission. Upon motion made by Dr. Brickfield and seconded by Dr. Roy, the Board voted to extend Dr. D'Auria's temporary permit until she receives the results of her oral examination contingent upon her submitting the work sample to the Board office on or before May 2, 2009. Voting in favor of the motion: all.

Jin H. Lee, Psy.D., TP #043-443

Dr. Lee wrote requesting an extension of the 90-day limit to submit his work sample for the oral examination. Dr. Lee stated that he took and passed the E.P.P.P. written examination in July 2008. His wife gave birth to their son at the end of July 2008 and given the demands of caring for a newborn, he has not

been able to complete his work sample for submission. Upon motion made by Dr. Farrell and seconded by Dr. Groveman, the Board voted to grant Dr. Lee an additional 90 days to submit his work sample for the oral examination. Dr. Lee's work sample is now due in the Board office on or before May 2, 2009. Dr. Lee was advised that another request for additional time will require an appearance before a committee of the Board. Voting in favor of the motion: all.

Keri Giordano, Psy.D.

Dr. Giordano wrote requesting that the Board reconsider approving James Lennon, Ph.D. to serve as her permit supervisor for accruing post-doctoral hours. Dr. Giordano stated that Dr. Lennon has been licensed in the state of New York since 1987 as a psychologist which would make him "clearly eligible" to provide her with supervision. An office review of Dr. Lennon's record shows that he was initially licensed in the State of New Jersey on October 23, 2008; therefore, he would not be eligible to serve as an approved supervisor until October 23, 2010. Upon motion made by Dr. Groveman and seconded by Dr. Farrell, the Board voted to deny Dr. Giordano's request pursuant to N.J.A.C. 13:42-4.2 which states:

Supervision of experience for licensure purposes including experience in exempt settings, shall be rendered by:

1. A psychologist licensed in New Jersey for at least two years; or 2. For supervised experience obtain in another state, a psychologist licensed in that state for at least two years and who is eligible for licensure in New Jersey. Voting in favor of the motion: all.

Legislative Report

The Board received a report from the Division of Consumer Affairs, Office of the Director, Legislative Affairs concerning legislative action for the fourth quarter, October 1, 2008 to December 31, 2008. The Board accepted the report as informational.

Pamela Mandel, Esq.

Ms. Mandel wrote inquiring whether a group of therapists, including one psychologist and two social workers, can form an association to render supervision to prospective licensees of both licensing Boards. Ms. Mandel wants to know if there is any limitation on this proposed area of practice. Upon motion made by Dr. Farrell and seconded by Dr. Groveman, the Board voted to refer Ms. Mandell to N.J.A.C. 13:42-7.2 with regard to forming an "association." Additionally, the Board requested that Ms. Mandel forward a redacted copy of the proposal and intent of practice for further review. Ms. Mandel was also informed that a psychologist may supervise another psychologist for licensure but must get approval prior to doing so. Voting in favor of the motion: all.

Lisa Marie Angello, Ph.D., TP #053-649

Dr. Angello wrote requesting an extension of her three-year supervised temporary permit that expired on December 16, 2008. Dr. Angello stated that the extension would allow her to continue accruing supervision hours needed to be admitted to the oral examination. Upon motion made by Dr. Groveman and seconded by Dr. Roy, the Board voted to extend Dr. Angello's temporary permit for an additional year expiring on December 16, 2009. Voting in favor of the motion: all.

REVIEW OF EXEMPTION NOTICE FORMS (RENEWALS)

Bacharach Institute for Rehabilitation

The Board reviewed a continuation of exemption status request from Richard Katherins, Ph.D. After review of the information provided in the continuation request, and upon motion made by Dr. Roy and seconded by Dr. Groveman, the Board determined that Bacharach Institute for Rehabilitation continues to qualify as an

exempt facility, pursuant to the provisions of N.J.S.A. 45:14B-6 (a)3, Dr. Katherins will be reminded that, in order to continue exempt status, the agency is required to confirm annually that it continues to meet the qualifications for exempt status. Voting in favor of the motion: all.

Hoboken University Medical Center–CMHC

The Board reviewed a continuation of exemption status request from Michael Swerdlow, Ph.D. After review of the information provided in the continuation request, and upon motion made by Dr. Roy and seconded by Dr. Groveman, the Board determined that Hoboken University Medical Center continues to qualify as an exempt facility, pursuant to the provisions of N.J.S.A. 45:14B-6 (a)3, Dr. Swerdlow will be reminded that, in order to continue exempt status, the agency is required to confirm annually that it continues to meet the qualifications for exempt status. Voting in favor of the motion: all.

Children’s Hospital of New Jersey at Newark Beth Israel Medical Center

The Board reviewed a continuation of exemption status request from Barbara Caspi, Ph.D. After review of the information provided in the continuation request, and upon motion made by Dr. Roy and seconded by Dr. Groveman, the Board determined that Children’s Hospital of New Jersey at Newark Beth Israel Medical Center continues to qualify as an exempt facility, pursuant to the provisions of N.J.S.A. 45:14B-6 (a)3, Dr. Caspi will be reminded that, in order to continue exempt status, the agency is required to confirm annually that it continues to meet the qualifications for exempt status. Voting in favor of the motion: all.

Youth Consultation Service, Inc.

The Board reviewed a continuation of exemption status request from Gerard Costa, Ph.D. After review of the information provided in the continuation request, and upon motion made by Dr. Roy and seconded by Dr. Groveman, the Board determined that Youth Consultation Service, Inc. continues to qualify as an exempt facility, pursuant to the provisions of N.J.S.A. 45:14B-6 (a)3, Dr. Costa will be reminded that, in order to continue exempt status, the agency is required to confirm annually that it continues to meet the qualifications for exempt status. Voting in favor of the motion: all.

Youth Development Clinic of Newark

The Board reviewed a continuation of exemption status request from Patricia Connors, President. After review of the information provided in the continuation request, and upon motion made by Dr. Roy and seconded by Dr. Groveman, the Board determined that Youth Development Clinic of Newark continues to qualify as an exempt facility, pursuant to the provisions of N.J.S.A. 45:14B-6 (a)3, Ms. Connors will be reminded that, in order to continue exempt status, the agency is required to confirm annually that it continues to meet the qualifications for exempt status. Voting in favor of the motion: all.

St. Joseph’s Regional Medical Center

The Board reviewed a continuation of exemption status request from Deborah L. Hartel. After review of the information provided in the continuation request, and upon motion made by Dr. Roy and seconded by Dr. Groveman, the Board determined that Youth Development Clinic of Newark continues to qualify as an exempt facility, pursuant to the provisions of N.J.S.A. 45:14B-6 (a)3, Ms. Connors will be reminded that, in order to continue exempt status, the agency is required to confirm annually that it continues to meet the qualifications for exempt status. Voting in favor of the motion: all.

Children’s Specialized Hospital

The Board reviewed a continuation of exemption status request from Jill Harris, Ph.D.

After review of the information provided in the continuation request, and upon motion made by Dr. Roy and seconded by Dr. Groveman, the Board determined that Children’s Specialized Hospital continues to

qualify as an exempt facility, pursuant to the provisions of N.J.S.A. 45:14B-6 (a)3, Dr. Harris will be reminded that, in order to continue exempt status, the agency is required to confirm annually that it continues to meet the qualifications for exempt status. Voting in favor of the motion: all.

Children's Hospital at Newark Beth Israel Medical Center (Metro Regional Diagnostic & Treatment Center)

The Board reviewed a continuation of exemption status request from Peg Foster.

After review of the information provided in the continuation request, and upon motion made by Dr. Roy and seconded by Dr. Groveman, the Board determined that Children's Hospital at Newark Beth Israel Medical Center (Metro Regional Diagnostic & Treatment Center)continues to qualify as an exempt facility, pursuant to the provisions of N.J.S.A. 45:14B-6 (a)3, Ms. Foster will be reminded that, in order to continue exempt status, the agency is required to confirm annually that it continues to meet the qualifications for exempt status. Voting in favor of the motion: all.

Community Treatment Solutions

The Board reviewed a continuation of exemption status request from Mario Tommasi, Ph.D #3928. After review of the information provided in the continuation request, and upon motion made by Dr. Roy and seconded by Dr. Groveman, the Board determined that because the form submitted by Community Treatment Solutions indicated that it does not employ any licensed psychologists for the purpose of supervising unlicensed providers of psychological services , it does not qualify as an exempt facility. The Board further voted to inform Dr. Tommasi that pursuant to the provision of N.J.S.A. 45:14B-6 (a)3, in order to qualify as an exempt facility, employees providing psychological services must be under direction supervision of a licensed practicing psychologist, constantly accessible, either on-site or through electronic communication, and available to render assistance when required and the licensee shall retain full professional responsibility for client care and treatment. Voting in favor of the motion: all.

OPEN DISCIPLINARY MATTERS

I/M/O Kenneth Langlieb, Ph.D., #3073

An Administrative Action Complaint was Filed with the Board of Psychological Examiners against Dr. Langlieb alleging two counts of professional misconduct. The first count of professional misconduct alleges gross and repeated acts of negligence in violation of N.J.S.A. 13:42-1-21(c); N.J.S.A. 13:42-1-21(d) and N.J.S.A. 13:42-1-21(e); for failure to prepare and maintain client records, in violations of N.J.A.C. 13:42-8-1, for failure to practice only within his area of competence in violation of N.J.A.C. 13:42-10.4; abandonment and neglect of his client, in violation of N.J.A.C. 13:42-10.8, and N.J.S.A. 45:1-21(h). The second count alleges professional misconduct in violation of N.J.S.A. 45:1-21(e), lack of good moral character in violation of N.J.S.A. 45:14B-14 and sexual misconduct, in violation of N.J.A.C. 13:42-10.9 and N.J.S.A. 45:1-21(h). The Board received and filed Dr. Langlieb's Answer to the Complaint contesting the allegations on December 29, 2008. Upon motion made by Dr. Groveman and seconded by Dr. Roy, the Board voted to transfer this matter to the Office of Administrative Law (OAL). Voting in favor of the motion: all.

I/M/O Alvin Krass, Ph.D., #275

DAG Kim Ringler presented oral argument on the Motion for Summary Decision filed on behalf of the Attorney General in the matter of Alvin Krass, Ph.D. Mr. Mark Cohen, Esquire, appeared on behalf of the respondent, Dr. Krass. Ms. Ringler argued that no material issues of fact existed in this matter which sought the suspension or revocation of the licence to practice psychology by Dr. Krass for his engaging in professional misconduct with a client by entering into several loans based on the evidence and the papers submitted in this matter. The complaint also alleged several violations of the Board's regulations concerning prohibitions of continuing a treatment relationship in which the psychologists has a financial

interest, prohibition on dual relationship with a current client, the requirement that a psychologist terminate a conflict or dual relationship; and the prohibition on entering into financial arrangements with a client.

After hearing arguments from DAG Ringler and Mr. Cohen, a motion was made by Dr. Roy, seconded by Dr. Groveman to go into executive session for legal advice and to deliberate on the Motion for Summary Decision. Voting in favor of the motion: all.

Upon motion to return to open session, the Board entertained a motion made by Dr. Roy, seconded by Dr. Groveman to grant the motion for summary decision in favor of the State as the evidence presented in this matter demonstrated that no genuine issues of material facts were disputed and to find that Dr. Krass' conduct as set forth in Counts I and II of the Complaint filed by the Attorney General constituted professional misconduct in violation of N.J.S.A. 45:1-21(e) and (h) and violation of several of the Board's regulations including N.J.A.C. 13:42-10.13c continuing any treating relationship with a client in which he has a financial relationship); N.J.A.C. 13:42-10.13(d) which prohibits entering into a dual relationship with a client including any business relationship with a current client and prohibits bartering for any services provided by any current client; N.J.A.C. 13:42-10.13(e) which requires a licensee to take action and terminate a conflict or dual relationship) and N.J.A.C. 13:42-10.13(f) which prohibits entering into financial arrangements with clients which are likely to impair professional judgment including loans to or from a client. Voting in favor of the motion: all.

The Board proceeded to a mitigation hearing. After hearing testimony by Dr. Krass, regarding his payment of all outstanding monies due to the client in this matter by November 7, 2007 as evidenced by the Settlement Agreement submitted for board review, his practice history and the composition of his current psychological practice, the Board entertained a motion to go into Executive Session to deliberate on the penalty phase of the matter.

After returning to open session, upon motion made by Dr. Roy, seconded by Dr. Groveman, the Board voted to revoke Dr. Krass' license to practice psychology effective on March 16, 2009. Dr. Krass is to cease practicing and close his current office by this date and is to refer all of his clients to other licensed psychologists or licensed mental health practitioners or terminate treatment, where appropriate. Dr. Krass shall submit by March 16, 2009 to the Board a list of clients to be identified by initials indicating where they have been referred. By March 16, 2009, Dr. Krass must surrender his license to the Executive Director of the Board. Dr. Krass shall not apply for reinstatement of the license to practice psychology for five years from the date of the final order. Upon application for reinstatement, he shall appear before the Board or a committee of the Board and establish his fitness to practice psychology. He shall provide a psychological evaluation from a board approved psychologist who recommends that he is fit and competent to practice and shall also satisfactorily complete an ethics course pre-approved by the Board. The Board also reserves the right to place restrictions and or limitation upon Respondent's license to practice psychology upon reinstatement. A civil penalty of \$10,000 was imposed along with costs. Costs were to be determined at a later date. Voting in favor of the motion: Drs. Roy, Friedman, Farrell and Groveman. (Dr. Brickfield left because of a family emergency).

Respectfully submitted,

Alan M. Groveman, Ph.D.
Secretary

APPROVED BY:

Date: Nancy E. Friedman, Ph.D.
Chair

