STATE OF MINNESOTA

COUNTY OF HENNEPIN

BEFORE THE MINNESOTA

BOARD OF PSYCHOLOGY

In the Matter of
the Application of
Michael A. Appleman

SETTLEMENT STIPULATION

IT IS HEREBY STIPULATED AND AGREED by Michael A. Appleman (hereinafter "Applicant") and the Minnesota Board of Psychology (hereinafter "Board"), that, without trial or adjudication of any issue of fact or law herein:

A. A Notice of Conference with the Board of Psychology Review Panel was duly served upon Applicant on the 6th day of March, 1980, receipt of which is hereby acknowledged by the Applicant;

B. On March 13, 1980, Applicant appeared before the Review Panel, composed of Patricia Lilligren and Mimi Sands, Board members, and Harriette Hartung, Executive Secretary of the Board, to discuss allegations made in the Notice referred to in paragraph A., hereinabove. Terry P. O'Brien, Special Assistant Attorney General, and Beverly Conerton, legal assistant, represented the Board;

C. Applicant expressly waives the formal hearing and all other procedures before the Board to which Applicant may be entitled under the Minnesota or United States Constitutions, statutes, or rules of the Board. Although Applicant was several times reminded of his right to counsel, he voluntarily waived such right stating that he understood his right and his waiver;

D. This Stipulation and material submitted by Applicant to the Board prior to its meeting on May 2, 1980, shall constitute the entire record herein and shall be filed with the Board;

E. In the event the Board in its discretion does not approve this settlement, or a lesser remedy than indicated in this settlement, then and in that event, this Settlement Stipulation is withdrawn and shall be of no evidentiary value and shall not be relied upon nor introduced by either party hereto;

F. Applicant admits the facts hereinafter following and grants that the Board may, for the purpose of reviewing the record as indicated in paragraph D. herein, consider these facts without prejudice to him in any current or future proceedings of the Board with regard to these or other allegations:

1. With respect to issues presented in a felony case pending before the Ramsey County District Court, State v. Steven Wayne Heyer, File No. 32452, Applicant applied psychological principles in the description of human behavior, including a psychological assessment, on September 20, 1979, of Mark E., a potential witness in the proceeding (see Exhibit A, attached hereto and made a part hereof);

2. Applicant permitted himself to be presented with the title "Psychologist" in a written document entitled, "Psychological Evaluation," concerning Mark E. and submitted with respect to the case referred to in paragraph 1., hereinabove (see Exhibit A, attached hereto and made a part hereof);

3. With respect to issues presented in a felony case pending before the Ramsey County District Court, State v. Steven Wayne Heyer, File No. 32452, Applicant applied psychological principles in the description of human behavior, including psychological assessments on September 20, 1979, and on November 10, 1979, of Jeff E., a potential witness in the proceeding (see Exhibit B, attached hereto and made a part hereof);

4. Applicant permitted himself to be presented with the title "Psychologist" in a written document entitled, "Psychological Evaluation," concerning Jeff E. and submitted with respect to the case referred to in paragraph 3., hereinabove (see Exhibit B, attached hereto and made a part hereof);

5. Applicant indicated in written documents that he had received a graduate degree in "clinical psychology/education" at the University of Minnesota in attempting to secure employment for positions seeking psychologists.

G. Upon this Stipulation and record herein, as set forth in paragraph D. above, and without any further notice of proceedings herein, the Board may, in its discretion, issue an Order to Applicant which is attached hereto and made a part hereof;

H. IT IS FURTHER STIPULATED AND AGREED that any appropriate court may, upon application to the Board, enter its decree enforcing the Order of the Board referred to in paragraph G. hereof;

I. This Stipulation contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise, which varies this Stipulation.

MINNESOTA BOARD OF PSYCHOLOGY
REVIEW PANEL

Michael A. Appleman
MICHAEL A. APPLEMAN
Applicant

Dated: _____

Harriette Hartung
HARRIETTE HARTUNG
Executive Secretary

Dated: _____

STATE OF MINNESOTA
COUNTY OF HENNEPIN

BEFORE THE MINNESOTA
BOARD OF PSYCHOLOGY

In the Matter of
the Application of
Michael A. Appleman

ORDER

The Minnesota Board of Psychology (hereinafter "Board") having convened on May 2, 1980, to consider the above-referenced matter, and having reviewed the Stipulation (attached hereto and made a part hereof) agreed upon by Michael A. Appleman (hereinafter "Applicant") now issues the following Order in addition to any other outstanding orders issued to Applicant, and not as a substitute therefor:

1. IT IS HEREBY ORDERED that Applicant shall comply in each and every respect with the present and future requirements for licensure as set forth in Minnesota Statutes, and related Board rules and regulations. If Applicant violates any statute, rule or regulation as it relates to licensure, Applicant shall forever cease to apply to the Board for licensure and shall withdraw his application for licensure. The Board may exercise its right to proceed to a contested hearing on any violation pursuant to Minnesota Statutes and rules.

2. IT IS HEREBY ORDERED that Applicant shall search his records for the names of all clients, patients or other parties with whom he may have consulted and/or to whom he may have represented himself as a psychologist. Applicant shall inform each and every one of these people in writing that he is not now a psychologist and that he never has been a psychologist in the State of Minnesota. Applicant shall submit each and every one of these letters in unsealed envelopes to the Executive Secretary of the Board for mailing. Applicant shall pay for all mailing expenses.

3. IT IS HEREBY ORDERED that Applicant shall contact each and every place where he applied for employment as a psychologist and indicated, either indirectly or directly or through written or oral communication, that he had received a graduate degree in clinical psychology at the University of Minnesota. Applicant shall inform each of these places in writing that his graduate degrees are in educational administration and that he does not have a graduate degree in clinical psychology. Applicant shall submit each and every one of these letters in unsealed envelopes to the Executive Secretary of the Board for mailing. Applicant shall pay for all mailing expenses.

4. IT IS HEREBY ORDERED that Applicant shall submit a copy of his curriculum vita to the Board for approval. In the event Applicant intends to revise the curriculum vita approved by the Board, he shall submit the revisions to the Board for approval prior to submitting it to others.

Dated: May 19, 1980

MINNESOTA BOARD OF PSYCHOLOGY
REVIEW PANEL

HARRIETTE HARTUNG
Executive Secretary