

**BEFORE THE MINNESOTA
BOARD OF PSYCHOLOGY
COMPLAINT RESOLUTION COMMITTEE**

In the Matter of the License of
Leslie Faricy, Ph.D., L.P.
License Number: LP2343

**AGREEMENT FOR
CORRECTIVE ACTION**

FACTS

1. Respondent has consented to a non-disciplinary agreement for corrective action relating to services rendered as a Parenting Consultant between 2006 and 2010 on a high-conflict, post-dissolution proceeding relating to parenting time. Respondent billed a portion of her fees to an insurer for psychological services. Respondent contends that this was done because she employed a therapeutic approach to parenting consulting. The dollar amount billed was under \$360, and was not objected to by the insurer. There was no duplicate billing.

2. In a second high-conflict, post-dissolution case, Respondent rendered an opinion in a judicial proceeding "to evaluate . . . and assess how [a child was] dealing with some of the problems that have arisen between [the child and the child's parent] and to determine the extent to which the reported problems in [the child's] relationship with [the child's parent] have impacted [the child.]" She recommended a modification to parenting time. In preparing her affidavit, Respondent interviewed persons close to the minor child, but did not interview one parent. Respondent's affidavit did not note that one parent was not interviewed, but a judge found that it was apparent from the affidavit that Respondent had not interviewed that parent.

After multiple orders for contempt against this parent, the dissolution court was successful in causing the parent to be interviewed by Respondent.

3. The Committee views Licensee's conduct in those instances to be a violation of Minn. Stat. § 48.941, subd. 2(a)(1) (violation of Board statutes and rules); Minn. Stat. § 148.98 and Minn. R. 7200.4500 (code of ethics); Minn. R. 7200.5000, subp. 3 (substandard psychological report); Minn. R. 7200.5200, subp. 3 (misrepresentation of services). Without admitting any liability, Licensee agrees that the facts described in paragraphs 1 and 2 above occurred and consents to the non-disciplinary agreement for corrective action described in paragraph 4 below.

CORRECTIVE ACTION

4. Licensee agrees to address the conduct referenced in paragraphs 1 and 2 by taking the following corrective actions:

a. **Individualized Training Course.** Within thirty (30) days of the effective date of this agreement, Licensee shall arrange to enroll in an individualized professional training course. The Committee has provided Licensee with a list of three instructors, which have been approved, for the purposes of satisfying this requirement. The instructor shall be either a licensed psychologist or have a doctoral degree in psychology. Licensee shall complete the course within twelve (12) months of the effective date of this agreement. All fees for the course shall be paid by Licensee. Successful completion of the training course shall be determined by the Committee.

If the Committee and Licensee concur that there is sufficient reason for Licensee not to utilize any of the instructors the Committee has provided, Licensee shall submit to the Committee for approval, a proposed instructor and syllabus, that includes goals, objectives, assignments, projects, methods and frequency of evaluation, etc., for a similar individualized

training course. Licensee shall also submit the course instructor's curriculum vitae to the Committee for its approval of the instructor.

b. **Scope of Training Course.** The scope of the professional training course shall include, but is not limited to:

- 1) Recognition and avoidance of inappropriate dual professional roles and related ethical issues;
- 2) Psychological report writing, especially as it relates to submissions in family court proceedings (if the instructor deems him/herself competent to advise on this issue);
- 3) Appropriate billing practices; and
- 4) Any other professional and/or ethical issue that the course instructor may identify as relevant to the Committee's ultimate review of this matter.

c. **Report on Training Course from Licensee.** Within thirty (30) days of completing the professional training course referenced above, Licensee shall submit a report, subject to Minn. Stat. § 13.41, to the Committee which provides and addresses:

- 1) The dates Licensee began and completed the training course;
- 2) A brief statement of the topics covered in the training course;
- 3) A discussion of what Licensee has learned from the training course including Licensee's comprehension and knowledge of issues related to dual roles, and psychological report writing, as well as various ethical issues encountered in practice, and how this course will affect her practice in the future; and
- 4) Any other information Licensee believes would assist the Committee in its ultimate review of this matter. The instructor shall then report to the Committee as provided below.

d. **Report on Training Course From Instructor.** Within sixty (60) days of completing the professional training course referenced above, Licensee shall cause to be submitted to the Committee a report from the instructor of the course. This report shall address:

- 1) Confirmation that the instructor has reviewed a complete copy of this Agreement for Corrective Action;
- 2) The extent of Licensee's participation in the course;
- 3) A statement that the instructor has addressed each itemized issue within the scope of the training course, as set forth in paragraph 3.b. above; and
- 4) The instructor's assessment of Licensee's knowledge obtained from the course and opinion as to Licensee's recognition of the professional violations described herein and Licensee's ethical fitness to engage in the practice of psychology.

LICENSEE

**MINNESOTA BOARD OF PSYCHOLOGY
COMPLAINT RESOLUTION COMMITTEE**

Leslie Faricy, Ph.D., L.P.

LESLIE FARICY, PH.D., L.P.

Dated: 06.14.13

[Handwritten Signature]

Committee Chair

Dated: 7/3/13

Committee Member

Dated: _____