

**BEFORE THE MINNESOTA
BOARD OF PSYCHOLOGY**

In the Matter of
William Fournier, M.A., L.P.
License No. LP4294

**STIPULATION AND
CONSENT ORDER FOR
VOLUNTARY RELINQUISHMENT
OF LICENSE**

IT IS HEREBY STIPULATED AND AGREED by William Fournier, M.A., L.P. (Licensee), and the Minnesota Board of Psychology (Board) as follows:

1. During all times herein, Licensee has been and now is subject to the jurisdiction of the Board from which he holds a license to practice psychology in the State of Minnesota.

FACTS

2. For the purpose of this stipulation, the Board may consider the following facts as true:

a. On May 2, 1997, the Board granted Licensee a license to practice psychology in Minnesota. Licensee has stated in writing to the Board that he is competent to perform psychological assessments, including the administration and interpretation of psychological tests. Licensee has stated in writing to the Board that he has at least the following education and training related to the Rorschach Inkblot Test: Rorschach Tutorial, November 11 to 15, 1998; Advanced Rorschach Seminars, January 6 to March 24, 1999; and Extended Rorschach Scoring Systems, April 16 to 17, 1999.

b. In connection with psychological services Licensee provided to clients #1, #2, and #3, Licensee did not properly observe boundaries regarding certain recommendations related to the clients' care and did not properly limit and qualify reports regarding them.

c. Further in connection with psychological services provided to clients #1, #2, and #3, Licensee prepared reports that were not fully supported by the information available to him and that were based to some extent on information that was not disclosed in the reports.

d. In connection with psychological services Licensee provided to clients #1, #2, and #3, Licensee failed to correct inaccuracies in his billing, including inaccuracies that were brought to his attention.

e. In connection with psychological services provided to client #4, Licensee disclosed information obtained from the wife of client #4 without advising her of the limits of confidentiality.

f. By letter dated April 23, 2003, Licensee advised the Board he moved to California and no longer wishes to practice psychology in the State of Minnesota. Licensee offered to voluntarily terminate his license to resolve the practice issues set forth above. With regard to his psychological reports, Licensee stated: "I do see where the committee would have some concerns and would desire a full explanation. I, too, can see some problems with the reports that I would want to correct were I to be able to do them over."

REGULATIONS

3. The Board views Licensee's practices as described in paragraph 2 above to be in violation of statutes and rules enforced by the Board. Licensee agrees that the conduct cited above constitutes a violation of Minn. Stat. § 148.941, subd. 2(a)(1) (2002) (violation of statute or rule Board is empowered to enforce); Minn. Stat. § 148.941, subd. 2(a)(3) (2002) and Minn. R. 7200.5700 (unprofessional conduct); Minn. Stat. § 148.98 (2002) and Minn. R. 7200.4500 (2001) (code of conduct); Minn. R. 7200.4900, subp. 1a.(A) and (E) (2001) (failure to maintain accurate and complete records); Minn. R. 7200.5000, subps. 1b. and 3 (testing and reports); and Minn. R. 7200.5200, subps. 1, 2, and 3 (disclosure of cost of professional services, itemized

billing statements, misrepresentation by implication of services provided to clients). Licensee further agrees that these violations constitute a reasonable basis in law and fact to justify the disciplinary action provided for in the order.

REMEDY

4. In the interest of settling this matter and avoiding the necessity of further proceedings, Licensee and the Committee hereby agree that upon this stipulation and all of the files, records, and proceedings herein, and without further notice or hearing herein, Licensee consents that the Board may make and enter an Order as follows:

a. Licensee shall **VOLUNTARILY RELINQUISH** his license to practice psychology in Minnesota. Within **TEN (10)** days of the date the terms of this Stipulation and Consent Order are adopted and implemented by the Board, Licensee shall deliver to the Board all state licenses and certificates personally or by first-class mail to Pauline Walker-Singleton, Executive Director, Minnesota Board of Psychology, 2829 University Avenue SE, Suite 320, Minneapolis, Minnesota 55414.

b. Licensee shall not practice, attempt to practice, offer to practice, or advertise or hold himself out as authorized to practice psychology in Minnesota and shall not use the title psychologist or any designation which indicates licensure as a psychologist.

c. Upon Licensee's relinquishment of his license to practice psychology in Minnesota, the Board agrees to close its file in this matter.

d. Should Licensee reapply for licensure as a licensed psychologist in Minnesota, the complaints against Licensee shall be reopened and Licensee shall appear before a Board Complaint Resolution Committee to discuss the issues raised by these complaints, as well as any complaints received subsequent to the termination of Licensee's license. Licensee agrees that this Stipulation and Consent Order shall serve to toll the applicable statute of limitations.

Further, should Licensee reapply for licensure as a licensed psychologist in Minnesota, he must meet the requirements for licensure in effect at the time of that application. At the time of application, Licensee shall demonstrate by clear and convincing evidence that he is capable of practicing psychology in a fit, competent, and ethical manner and with reasonable skill and safety to clients. Licensee shall not be relicensed in Minnesota until further order of the Board, which may include conditions and/or restrictions on Licensee's license.

ADDITIONAL TERMS

5. In the event the Board at its discretion does not approve this settlement or a lesser remedy than indicated in this settlement, then, and in that event, this stipulation is withdrawn and shall be of no evidentiary value and shall not be relied upon nor introduced by either party to this stipulation, except that Licensee agrees that should the Board reject this stipulation and this case proceeds to hearing, Licensee will assert no claim that the Board was prejudiced by its review and discussion of this stipulation or of any records relating to this matter.

6. Any appropriate court may, upon application of the Board, enter its decree enforcing the order of the Board.

7. Licensee has been advised by Board representatives that he may choose to be represented by legal counsel in this matter. Licensee was represented by Thomas A. Pearson.

8. Licensee waives all formal hearings on this matter and all other procedures before the Board to which Licensee may be entitled under the Minnesota or United States constitutions, statutes, or rules and agrees that the order to be entered pursuant to the stipulation shall be the final order herein.

9. Licensee hereby knowingly and voluntarily waives any and all claims against the Board, the Minnesota Attorney General, and the State of Minnesota and their agents, employees and representatives which may otherwise be available to Licensee under the Americans With

Disabilities Act or the Minnesota Human Rights Act relative to the action taken or authorized against Licensee's license to practice psychology under this stipulation.

10. Licensee hereby acknowledges that he has read, understands, and agrees to this stipulation and has freely and voluntarily signed the stipulation without threat or promise by the Board or any of its members, employees, or agents. When signing the stipulation, Licensee acknowledges he is fully aware the stipulation is not binding unless and until it is approved by the Board. The Board may either approve the Stipulation and Consent Order as proposed, approve the Stipulation and Consent Order subject to specified change, or reject it. If the changes are acceptable to Licensee, the stipulation will then take effect and the order as modified will be issued. If the changes are unacceptable to Licensee or the Board rejects the stipulation, it will be of no effect except as specified herein.

11. This Stipulation and Consent Order constitutes a disciplinary action against Licensee.

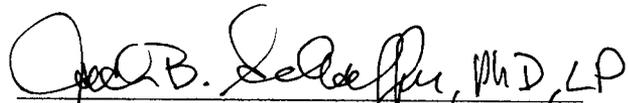
12. This Stipulation and Consent Order is a public document and will be sent to all appropriate data banks.

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

BOARD OF PSYCHOLOGY

COMPLAINT RESOLUTION
COMMITTEE


WIA, CP
WILLIAM FOURNIER, M.A., L.P.
Licensee


JACK B. SCHAFFER, Ph.D., L.P.

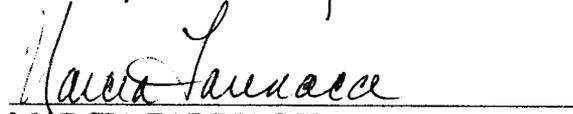
Dated: Dec 4, 2003

Dated: 1/30, 2003⁴



SCOTT TERHUNE, Ph.D., L.P.

Dated: 1-30-04, 2003


MARCIA FARINACCI

Dated: 02-06-04, 2003

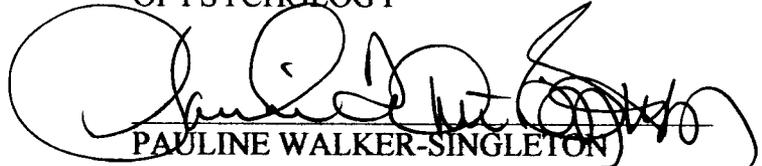
ORDER

Upon consideration of this stipulation and all the files, records, and proceedings herein,

IT IS HEREBY ORDERED that Licensee shall **VOLUNTARILY RELINQUISH** his license to practice psychology in Minnesota and that all other terms of this stipulation are adopted and implemented by the Board this 30th day of January, 2004

MINNESOTA BOARD

OF PSYCHOLOGY


PAULINE WALKER-SINGLETON
Executive Director

AG: #903728-vi