

MINNESOTA BOARD OF PSYCHOLOGY

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PERSONAL

June 18, 2012

Paul Reitman, Ph.D., LP

Dear Dr. Reitman:

This letter is notification that the Minnesota Board of Psychology Complaint Resolution Committee has completed its review of your compliance with the Agreement for Corrective Action, dated April 15, 2011, and has determined that you have successfully completed the corrective action agreed upon. Therefore, the complaint referenced in the Agreement is dismissed.

Because the Agreement for Corrective Action is a public document, a copy of this letter will be included in your public licensure file to reflect your compliance with and completion of the Agreement.

Sincerely,

A handwritten signature in cursive script that reads "Patricia LaBrocca".

Patricia LaBrocca
Regulations Analyst

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

In the Matter of the License
of Paul Reitman, Ph.D., L.P.
License Number: LP0377

**AGREEMENT FOR
CORRECTIVE ACTION**

This agreement is entered into by and between Paul Reitman, Ph.D., L.P. (“Licensee”), and the Complaint Resolution Committee of the Minnesota Board of Psychology (“Committee”) pursuant to the authority of Minn. Stat. § 214.103, subd. 6(a). Licensee and the Committee hereby agree as follows:

FACTS

1. This agreement is based upon the following facts:
 - a. Licensee was licensed as a Licensed Psychologist on November 6, 1981. At all times material hereto, Licensee was employed as a licensed psychologist.
 - b. Licensee engaged in multiple professional relationships within a post-dissolution custody dispute. Licensee provided psychological services while simultaneously serving as the parties’ Parenting Time Expeditor (“PTE”). The resulting dual relationship impaired Licensee’s objectivity, created the potential of harm to the clients, and therefore constituted a departure from minimum standards of acceptable and prevailing practice.
 - c. Licensee provided psychological services to a minor child while simultaneously serving as the PTE for the family unit. The resulting dual relationship impaired Licensee’s objectivity, created the potential of harm to the clients, and therefore constituted a departure from minimum standards of acceptable and prevailing practice.
 - d. Despite the ongoing existence of a conflict of interest between Licensee’s dual professional roles as psychologist and PTE which impaired Licensee’s objectivity, Licensee

failed to refer his clients to other professionals and failed to terminate his services, constituting a departure from minimum standards of acceptable and prevailing practice.

e. While providing professional services as a psychologist and PTE, Licensee prepared psychological reports that failed to include mandatory information as follows:

1) Licensee submitted an affidavit in family court offering recommendations with regard to custody. Licensee failed to provide a description of the records he reviewed which had formed the basis for his opinions and recommendations within the affidavit.

2) Licensee submitted a Psychological Review and Recommendation in family court which presented findings and recommendations. Licensee's report failed to provide a description of all assessments on which his findings were based. Licensee's report failed to note any reservations or qualifications concerning the validity or reliability of the conclusions formulated. Licensee's report also failed to contain a notation concerning any discrepancy, disagreement, or conflicting information which may have had a bearing on his conclusions.

f. Licensee failed to maintain adequate records while providing psychological and PTE services. On multiple occasions, Licensee failed to write notes for individual therapy sessions. Licensee also failed to consistently document changes in parenting time arrangements.

g. Licensee failed to protect the privacy of clients as follows:

1) Billing records indicate that Licensee conducted a telephone consultation with a client's principal and minister, and on another occasion, with a client's sister. While Licensee had obtained oral permission from the client, Licensee had failed to obtain the informed written consent of the client.

2. On December 3, 2010, Licensee met with the Committee to discuss the facts set forth in paragraph 1. Licensee acknowledged improper dual relationships, substandard documentation, and failure to protect client privacy. Licensee demonstrated significant insight into his departures from minimum standards of practice and conceded that he had not exercised good judgment. Licensee stated that his substandard practice was due in part to stressors within his personal life. Based on the discussion, the Committee views Licensee's practices to be a violation of Minn. Stat. §§ 148.98, 148.941, subd. 2(a)(1) and 2(a)(3), and Minn. R. 7200.4500, 7200.4700, subp. 1, 7200.4810, subps. 1, 2(A), and 3, 7200.4900, subp. 1a, 7200.5000, subp. 3, and 7200.5700. Licensee agrees that the conduct cited above occurred and constitutes a reasonable basis in law and fact to justify the corrective action described in paragraph 3 below.

CORRECTIVE ACTION

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

a. ***Professional Consultation.*** Licensee shall obtain professional consultation from a Minnesota licensed psychologist who has been engaged in the practice of forensic psychology at least as long as Licensee and who engages in the same or similar areas of practice. Licensee shall submit the *curriculum vitae* of the proposed professional consultant for pre-approval by the Committee within 30 days of the date this Agreement for Corrective Action becomes effective. The Committee strongly recommends that Licensee select a consultant with which Licensee has had no previous personal or professional relationship. The Committee reserves the right to reject the consultant proposed by Licensee. If the Committee rejects the consultant proposed by Licensee, the Committee may require that Licensee submit additional names, or the Committee may provide Licensee with the name of a consultant. Licensee shall meet with the consultant for a minimum of two (2) separate consultation sessions. Licensee shall

complete a minimum of six (6) total hours of consultation over the duration of the sessions. Licensee shall complete additional consultation if recommended by or at the discretion of the consultant. The consultant shall submit a report to the Board at the time Licensee petitions to have this Agreement for Corrective Action terminated. The report shall provide and/or address:

- 1) A statement that the consultant has reviewed this Agreement for Corrective Action;
- 2) The dates on which consultations were held with Licensee;
- 3) Licensee's active participation in each consultation;
- 4) The issues discussed in each consultation;
- 5) The consultant's opinion as to Licensee's capacity to understand his professional and ethical roles as a forensic psychologist;
- 6) The consultant's assessment of Licensee's ability to maintain accurate and complete client records, including client goals, diagnoses, objectives, progress records, and an assessment of Licensee's use of appropriate SOAP charting in the practice of psychology;
- 7) The consultant's opinion as to whether the consultant believes Licensee has demonstrated a satisfactory understanding of the ethical issues giving rise to this Agreement for Corrective Action and whether additional consultations or education is required; and
- 8) Any other information the consultant believes would assist the Board in its ultimate review in this matter.

b. ***Licensee's Report.*** At the conclusion of the consultations, Licensee shall submit a report to the Board. The report shall provide and/or address:

1) A brief statement of the topics discussed at each consultation session;

2) What Licensee has learned from the consultations, including his own statement as to his comprehension and knowledge of ethical issues giving rise to this Agreement for Corrective Action; and

3) Any other information Licensee believes would assist the Board in its ultimate review of this matter.

c. ***Client Records Review By Committee.*** Licensee shall submit a client file to the Committee for review every three months for a period of one year (quarterly submissions). The client file shall be representative of Licensee's practice with respect to custody and parenting-time issues. The client file shall be complete upon submission to the Committee. The file shall include all case notes, diagnostic reports, and any other mandatory documentation. Licensee is responsible for redacting identifying information or obtaining the appropriate written client consent prior to record disclosure to the Committee.

d. ***Individualized Boundaries and Ethics Course.*** Licensee shall complete an individualized boundaries and ethics course, the structure of which will be provided to Licensee by the Committee. The purpose of the course will be to enhance Licensee's awareness and perspective regarding his relationships with clients. The course must be completed within six months from the date the fully executed Agreement for Corrective Action is served upon Licensee, unless this deadline is otherwise extended at the discretion of the Committee.

4. ***Costs.*** Licensee shall be responsible for all costs incurred as a result of compliance with this agreement.

5. ***Fine for Violation of Agreement.*** If any due date required by the Agreement for Corrective Action is not met, the Committee may fine Licensee \$100.00 per violation. Licensee

shall pay the fine and correct the violation within five days after service on Licensee of a demand for payment and correction. If Licensee fails to do so, the Committee may impose additional fines not to exceed \$500.00 per violation. The total of all fines may not exceed \$5,000.00. Licensee waives the right to seek review of the imposition of these fines under the Administrative Procedure Act, by *writ of certiorari* under Minn. Stat. § 480A.06, by application to the Board, or otherwise. Neither the imposition of fines nor correction of the violation will deprive the Board of the right to impose additional discipline based on the violation.

6. ***Applicability to Renewal Requirements.*** No condition imposed as a remedy by this Agreement for Corrective Action shall be used as a continuing education activity for the purpose of renewal of Licensee's license to practice psychology, unless it is specifically stated in this Agreement for Corrective Action that the condition may be used for this purpose.

7. ***Releases.*** Licensee shall execute all releases necessary to allow the Committee to exchange information with the professional consultant(s) referred to herein.

OTHER INFORMATION

8. Licensee understands that this agreement does not constitute disciplinary action.

9. Upon Licensee's satisfactory completion of the corrective action referenced in paragraph 3, the Committee agrees to dismiss the complaints(s) referenced in paragraph 1. Licensee agrees that the Committee shall be the sole judge of satisfactory completion. Licensee understands and further agrees that if, after dismissal, the Committee receives additional complaints similar to the facts in paragraph 1, the Committee may reopen the dismissed complaint(s).

10. If Licensee fails to complete the corrective action satisfactorily, or if the Committee receives additional complaints similar to the facts described in paragraph 1, the Committee may, at its discretion, reopen the investigation and proceed according to the Board's

practice act and Minn. Stat. chs. 214 and 14. In any subsequent proceeding, the Committee may use as proof of the facts of paragraph 1 Licensee's agreements herein. Licensee agrees that failure to complete corrective action satisfactorily constitutes failure to cooperate under Minn. Stat. § 148.941, subd. 4, and may subject Licensee to disciplinary action by the Board.

11. Licensee is represented by Edward F. Kautzer, Esq. The Committee is represented by Benjamin R. Garbe, Assistant Attorney General.

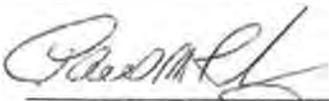
12. This agreement shall become effective upon execution by the Committee and shall remain in effect until the Committee dismisses the complaint, unless the Committee receives additional information that renders corrective action inappropriate. Upon receipt of such information, the Committee may, at its discretion, proceed according to the Board's practice act and Minn. Stat. chs. 214 and 14.

13. Licensee understands and acknowledges that this agreement and any letter of dismissal are classified as public data.

14. Licensee hereby acknowledges having read and understood this agreement and having voluntarily entered into it. This agreement contains the entire agreement between the Committee and Licensee, there being no other agreement of any kind, verbal or otherwise, which varies the terms of this agreement.

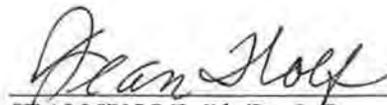
LICENSEE

MINNESOTA BOARD OF PSYCHOLOGY
COMPLAINT RESOLUTION COMMITTEE



PAUL REITMAN, Ph.D., L.P.

Dated: 4/6/11



JEAN WOLF, Ph.D., L.P.

Committee Chair

Dated: 4/15/11



CHRIS BONNELL, J.D.

Committee Member

Dated:

4/15/2011

AG: #2742337-v1