

STATE OF FLORIDA
DEPARTMENT OF HEALTH

DEPARTMENT OF HEALTH,
BOARD OF PSYCHOLOGY,

Exhibit A

Petitioner,

vs.

CASE NO. 2002-03814

TIMOTHY JON IVERSON, PhD,

Respondent.

ADMINISTRATIVE COMPLAINT

The Petitioner, Department of Health, ("Petitioner"), files this Administrative Complaint before the Board of Psychology against Timothy Iverson, PhD, ("Respondent") and alleges:

1. Effective July 1, 1997, Petitioner is the state agency charged with regulating the practice of psychology pursuant to Section 20.43, Florida Statutes; Chapter 456, Florida Statutes, and Chapter 490, Florida Statutes.

2. Respondent is and has been at all times material hereto a licensed psychologist in the state of Florida, having been issued license number PY 3917. Respondent's last known address is 1477 Northwest 91st Avenue, Apartment 1213, Coral Springs, Florida 33071-6644.

3. Respondent was randomly audited for continuing psychological education credit by the Board of Psychology for the period March 1, 1998 through February 28, 2000.

4. Respondent failed to demonstrate compliance with the required forty (40) continuing psychological education credits before the February 28, 2000 deadline of the biennial renewal period.

5. Respondent failed to complete or prove completion of forty (40) of the required forty (40) hours of continuing psychological education credits before the February 28, 2000 deadline of the biennial renewal period and Respondent did not complete the 1 hour domestic violence education course required by section 456.031(1)(a), Florida Statutes.

6. Respondent was served a Uniform Disciplinary Citation, ("Citation"), on June 20, 2001, for failure to provide documentation of the required continuing education credits and assessing a \$3,000 fine.

7. Respondent did not dispute the Citation within thirty (30) days from the date of service and the Citation became a Final Order of the Board of Psychology.

8. Respondent had thirty (30) days from the date the Citation became a Final Order to pay the fine specified in the Citation.

9. Respondent failed to pay the fine specified in the Final Order within the thirty (30) days allowed.

10. Therefore Respondent has violated section 490.009(1)(h) Florida Statutes (2001), through a violation of Rule 6B19-13.003(3), Florida Administrative Code, for failing to comply with the continuing psychological education requirements for biennial licensure renewal March 1, 1998 through February 28, 2000; section 490.009(1)(t) Florida Statutes (2001), for failing to comply with a lawful order of the department previously entered in a disciplinary hearing; and section 490.009(1)(h), Florida Statutes, through a violation of section 456.031(1)(a), Florida Statutes (2001), for failure to complete the required domestic violence education course.

WHEREFORE, the Petitioner respectfully requests the Board of Psychology enter an order imposing one or more of the following penalties: permanent revocation or suspension of

the Respondent's license, restriction of the Respondent's practice, imposition of an administrative fine, issuance of a reprimand, placement of the Respondent on probation, the assessment of costs related to the investigation and prosecution of this case as provided for in Section 456.072(4), Florida Statutes, and/or any other relief that the Board deems appropriate.

SIGNED this 1st day of October, 2002.

John O. Agwunobi, MD, MBA
Secretary, Department of Health



By: Nancy M. Snurkowski, Deputy General Counsel
Department of Health, Bureau of Health Care
Prosecutorial Services Unit

COUNSEL FOR PETITIONER:

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DATE: 09/23/02

PCP: Richard Hoffman, Juliet Lewis

FILED

DEPARTMENT OF HEALTH
DEPUTY CLERK

CLERK

DATE

Elisa Hays
10/8/02

STATE OF FLORIDA
BOARD OF PSYCHOLOGY

DEPARTMENT OF HEALTH,
BOARD OF PSYCHOLOGY,

Petitioner,

vs.

TIMOTHY JON IVERSON,

Respondent.

Final Order No. DOH-03-0452 FoI/MOA
FILED DATE - 5/19/03
Department of Health
By: Vicki R. Kason
Deputy Agency Clerk

CASE NO.: 2002-03814
LICENSE NO.: PY 0003917

FINAL ORDER

THIS MATTER came before the Board of Psychology (hereinafter "the Board") on the request of the Respondent, Timothy Jon Iverson (hereinafter "the Respondent") for a hearing not involving disputed issues of material fact, pursuant to Section 120.57(2), Florida Statutes, at a duly-noticed public meeting of the Board on March 21, 2003, in Orlando, Florida. The Department of Health (hereinafter "the Department") filed an Administrative Complaint against the Respondent on October 2, 2002. The Department was represented at the hearing by Ruby Seymour-Barr, Esquire. Respondent was not present at the hearing, and he was not represented by counsel. The Board was represented by Paul J. Martin, Senior Assistant Attorney General.

Upon consideration of the complete record, and arguments set forth by both parties, the Board makes the following findings:

FINDINGS OF FACT

1. In its Administrative Complaint of October 2, 2002, the Department, through the Department of Health, alleged that the Respondent was randomly audited for continuing psychological education credit by the Board.
2. The Respondent failed to comply with the required forty (40) continuing psychological education credits before the February 28, 2000, deadline of the biennial renewal period.
3. The Board adopts the allegations contained in the Department's Administrative Complaint as its findings of fact, because these allegations are based upon competent, substantial evidence and are undisputed by the Respondent.
4. There is competent, substantial evidence to support the above stated facts.

CONCLUSIONS OF LAW

5. The Board has jurisdiction of this matter pursuant to the provisions of Section 120.57(2), and Chapter 490, Florida Statutes.

6. The allegations contained in the Department's October 2, 2002, Administrative Complaint constitute violations of Section 490.009(1)(h), Florida Statutes, by violating Rule 64B19-13.003(3), Florida Administrative Code, by failing to comply with the continuing psychological education requirement for biennial licensure renewal.

7. The Board adopts the alleged violations of Section 490.009(1)(h), Florida Statutes, contained in the Department's October 2, 2002, Administrative Complaint as its conclusions of law.

PENALTY

Based on the foregoing facts and conclusions of law, the following penalties shall be imposed:

8. The Respondent's license to practice psychology, License No. 0003917, is hereby **SUSPENDED**, until it is reinstated by the Board upon an appearance at a future meeting and after complying with all the terms of the Uniform Disciplinary Citation served on him on June 20, 2001.

9. Prior to seeking reinstatement of his license, the Respondent shall pay the administrative fine imposed in the Citation of Three Thousand Dollars (\$3000.00), and shall reimburse the Department's investigative and prosecution costs of Five Hundred Eleven Dollars and Eighty-Four Cents (\$511.84). These amounts shall be paid to the Department of Health, Board of Psychology, P.O. Box 6340, Tallahassee, Florida 32314, within thirty (30) days of rendition of this Final Order. Further, the Respondent must attend and complete all necessary CEU's to come into statutory compliance. This shall be in addition to the continuing education required for renewal of licensure.

This Order shall become effective upon filing with the Clerk of the Department of Health.

DONE AND ORDERED this 7 day of May, 2003.

BOARD OF PSYCHOLOGY


Kaye Howerton, Executive Director
for Katurah Jenkins-Hall, Ph.D., Chair