

BEFORE THE  
BOARD OF BEHAVIORAL SCIENCES  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

Case No. MF-2011-1215

**HAROLD LLOYD TYSON**  
4781 E. Gettysburg  
Fresno, CA 93726

Marriage and Family Therapist License No.  
MFC 35916

Respondent.

DECISION AND ORDER

The attached Stipulated Surrender of License and Order is hereby adopted by the Board of Behavioral Sciences, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on April 15, 2015.

It is so ORDERED April 15, 2015.



FOR THE BOARD OF BEHAVIORAL SCIENCES  
DEPARTMENT OF CONSUMER AFFAIRS

1 KAMALA D. HARRIS  
Attorney General of California  
2 JANICE K. LACHMAN  
Supervising Deputy Attorney General  
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7 *Attorneys for Complainant*

8 **BEFORE THE**  
9 **BOARD OF BEHAVIORAL SCIENCES**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:  
12 **HAROLD LLOYD TYSON**  
13 **4781 E. Gettysburg**  
**Fresno, CA 93726**  
14 **Marriage and Family Therapist License No.**  
15 **MFC 35916**  
16 Respondent.

Case No. MF 2011 1215  
**STIPULATED SURRENDER OF  
LICENSE AND ORDER**

17 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-  
18 entitled proceedings that the following matters are true:

19 **PARTIES**

20 1. Kim Madsen (Complainant) is the Executive Officer of the Board of Behavioral  
21 Sciences. On or about June 25, 1999, the Board of Behavioral Sciences (Board) issued Marriage  
22 and Family Therapist License No. MFC 35916 to Harold Lloyd Tyson (Respondent). The  
23 Marriage and Family Therapist License was in full force and effect at all times relevant to the  
24 charges brought herein, and will expire on May 31, 2015, unless renewed.

25 On April 30, 2013, Complainant filed Accusation No. MF-2011-1215 solely in her official  
26 capacity, against Respondent for dishonest acts, incompetence, and gross negligence.  
27 Complainant was represented in this matter by Kamala D. Harris, Attorney General of the State of  
28 California, by Karen R. Denvir, Deputy Attorney General.





1 may not be altered, amended, modified, supplemented, or otherwise changed except by a writing  
2 executed by an authorized representative of each of the parties.

3 13. In consideration of the foregoing admissions and stipulations, the parties agree that  
4 the Board may, without further notice or formal proceeding, issue and enter the following Order:

5 **ORDER**

6 IT IS HEREBY ORDERED that Marriage and Family Therapist License No. MFC 35916,  
7 issued to Respondent Harold Lloyd Tyson, is surrendered and accepted by the Board of  
8 Behavioral Sciences.

9 1. The surrender of Respondent's Marriage and Family Therapist License and the  
10 acceptance of the surrendered license by the Board shall constitute the imposition of discipline  
11 against Respondent. This stipulation constitutes a record of the discipline and shall become a part  
12 of Respondent's license history with the Board of Behavioral Sciences.

13 2. Respondent shall lose all rights and privileges as a Marriage and Family Therapist in  
14 California as of the effective date of the Board's Decision and Order.

15 3. Respondent shall cause to be delivered to the Board his current license and his wall  
16 certificate on or before the effective date of the Decision and Order.

17 4. Respondent shall not apply for registration or licensure for three (3) years from the  
18 effective date of the Board's Decision and Order.

19 5. Respondent understands that should he ever reapply for licensure as a Marriage and  
20 Family Therapist, Licensed Clinical Social Worker or any other registration or license issued by  
21 the Board or by any other health care licensing agency in the State of California, all of the charges  
22 and allegations contained in Accusation No. MF-2011-1215 shall be deemed to be true, correct  
23 and admitted by Respondent for purposes of any Statement of Issues or any other proceeding  
24 seeking to deny such application or reapplication.

25 6. Respondent further understands and agrees that the Board's adoption of his license  
26 surrender precludes him from petitioning the Board for reinstatement of the surrendered license.

27 ///

28 ///



**Exhibit A**

**Stipulated Settlement and Disciplinary Order No. MF-2011-1215**

BEFORE THE  
BOARD OF BEHAVIORAL SCIENCES  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

HAROLD LLOYD TYSON  
4781 E. Gettysburg  
Fresno, CA 93726

Marriage and Family Therapist License No.  
MFC 35916

Respondent.

Case No. MF-2011-1215

OAH No. 2013060980

DECISION AND ORDER

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Board of Behavioral Sciences, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on June 9, 2014.

It is so ORDERED May 9, 2014



FOR THE BOARD OF BEHAVIORAL SCIENCES  
DEPARTMENT OF CONSUMER AFFAIRS

1 KAMALA D. HARRIS  
Attorney General of California  
2 JANICE K. LACHMAN  
Supervising Deputy Attorney General  
3 KAREN R. DENVIR  
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7 *Attorneys for Complainant*

8 BEFORE THE  
BOARD OF BEHAVIORAL SCIENCES  
9 DEPARTMENT OF CONSUMER AFFAIRS  
10 STATE OF CALIFORNIA

11 In the Matter of the Accusation Against:

Case No. MF-2011-1215

12 HAROLD LLOYD TYSON  
4781 E. Gettysburg  
13 Fresno, CA 93726

OAH No. 2013060980

14 Marriage and Family Therapist License No.  
MFC 35916

STIPULATED SETTLEMENT AND  
DISCIPLINARY ORDER

15 Respondent.

16  
17  
18 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-  
19 entitled proceedings that the following matters are true:

20 PARTIES

21 1. Kim Madsen ("Complainant") is the Executive Officer of the Board of Behavioral  
22 Sciences. She brought this action solely in her official capacity and is represented in this matter  
23 by Kamala D. Harris, Attorney General of the State of California, by Karen R. Denvir, Deputy  
24 Attorney General.

25 2. Respondent Harold Lloyd Tyson ("Respondent") is representing himself in this  
26 proceeding and has chosen not to exercise his right to be represented by counsel.

27 3. On or about June 25, 1999, the Board of Behavioral Sciences issued Marriage and  
28 Family Therapist License No. MFC 35916 to Harold Lloyd Tyson (Respondent). The Marriage

1 and Family Therapist License was in full force and effect at all times relevant to the charges  
2 brought in Accusation No. MF-2011-1215 and will expire on May 31, 2015, unless renewed.

3 JURISDICTION

4 4. Accusation No. MF-2011-1215 was filed before the Board of Behavioral Sciences  
5 (Board), Department of Consumer Affairs, and is currently pending against Respondent. The  
6 Accusation and all other statutorily required documents were properly served on Respondent on  
7 May 8, 2013. Respondent timely filed his Notice of Defense contesting the Accusation.

8 5. A copy of Accusation No. MF-2011-1215 is attached as exhibit A and incorporated  
9 herein by reference.

10 ADVISEMENT AND WAIVERS

11 6. Respondent has carefully read, and understands the charges and allegations in  
12 Accusation No. MF-2011-1215. Respondent has also carefully read, and understands the effects  
13 of this Stipulated Settlement and Disciplinary Order.

14 7. Respondent is fully aware of his legal rights in this matter, including the right to a  
15 hearing on the charges and allegations in the Accusation; the right to be represented by counsel at  
16 his own expense; the right to confront and cross-examine the witnesses against him; the right to  
17 present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel  
18 the attendance of witnesses and the production of documents; the right to reconsideration and  
19 court review of an adverse decision; and all other rights accorded by the California  
20 Administrative Procedure Act and other applicable laws.

21 8. Respondent voluntarily, knowingly, and intelligently waives and gives up each and  
22 every right set forth above.

23 CULPABILITY

24 9. Respondent admits the truth of each and every charge and allegation in Accusation  
25 No. MF-2011-1215.

26 10. Respondent agrees that his Marriage and Family Therapist License is subject to  
27 discipline and he agrees to be bound by the Board's probationary terms as set forth in the  
28 Disciplinary Order below.

CONTINGENCY

1  
2       11. This stipulation shall be subject to approval by the Board of Behavioral Sciences.  
3 Respondent understands and agrees that counsel for Complainant and the staff of the Board of  
4 Behavioral Sciences may communicate directly with the Board regarding this stipulation and  
5 settlement, without notice to or participation by Respondent. By signing the stipulation,  
6 Respondent understands and agrees that he may not withdraw his agreement or seek to rescind the  
7 stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this  
8 stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary Order shall be of  
9 no force or effect, except for this paragraph, it shall be inadmissible in any legal action between  
10 the parties, and the Board shall not be disqualified from further action by having considered this  
11 matter.

12       12. The parties understand and agree that Portable Document Format (PDF) and facsimile  
13 copies of this Stipulated Settlement and Disciplinary Order, including Portable Document Format  
14 (PDF) and facsimile signatures thereto, shall have the same force and effect as the originals.

15       13. This Stipulated Settlement and Disciplinary Order is intended by the parties to be an  
16 integrated writing representing the complete, final, and exclusive embodiment of their agreement.  
17 It supersedes any and all prior or contemporaneous agreements, understandings, discussions,  
18 negotiations, and commitments (written or oral). This Stipulated Settlement and Disciplinary  
19 Order may not be altered, amended, modified, supplemented, or otherwise changed except by a  
20 writing executed by an authorized representative of each of the parties.

21       14. In consideration of the foregoing admissions and stipulations, the parties agree that  
22 the Board may, without further notice or formal proceeding, issue and enter the following  
23 Disciplinary Order:

DISCIPLINARY ORDER

24  
25       IT IS HEREBY ORDERED that Marriage and Family Therapist License No. MFC 35916  
26 issued to Respondent Harold Lloyd Tyson (Respondent) is revoked. However, the revocation is  
27 stayed and Respondent is placed on probation for five (5) years on the following terms and  
28

1 conditions. Probation shall continue on the same terms and conditions if Respondent is granted  
2 another registration or license from the Board.

3       1.    **Education.** Respondent shall take and successfully complete the equivalency of two  
4 semester units in the area of dual relationships. All course work shall be taken at the graduate  
5 level at an accredited or approved educational institution that offers a qualifying degree for  
6 licensure as a marriage and family therapist, clinical social worker or educational psychologist, or  
7 through a course approved by the Board. Classroom attendance must be specifically required.  
8 Course content shall be pertinent to the violation and all course work must be completed within  
9 one year from the effective date of this Decision.

10       Within 90 days of the effective date of the decision respondent shall submit a plan for prior  
11 Board approval for meeting these educational requirements. All costs of the course work shall be  
12 paid by the respondent. Units obtained for an approved course shall not be used for continuing  
13 education units required for renewal of licensure.

14       2.    **Monitor Billing System.** Within fifteen (15) days from the effective date of the  
15 decision, respondent shall submit to the Board or its designee for prior approval the name of one  
16 or more independent billing systems which monitor and document the dates and times of client  
17 visits. Respondent shall obtain the services of the independent billing system monitoring  
18 program within fifteen (15) days after notification of the approval of such program. Clients are to  
19 sign documentation stating the dates and time of services rendered by respondent and no bills are  
20 to be issued unless there is a corresponding document signed by the client in support thereof. The  
21 billing system service shall submit quarterly written reports concerning respondent's cooperation  
22 with this system. The cost of the service shall be borne by respondent.

23       3.    **Law and Ethics Course.** Respondent shall take and successfully complete the  
24 equivalency of two semester units in law and ethics. Course work shall be taken at the graduate  
25 level at an accredited or approved educational institution that offers a qualifying degree for  
26 licensure as a marriage and family therapist, clinical social worker or educational psychologist as  
27 defined in Sections 4980.40, 4996.18, 4992.32 or 4999.33 of the Business and Professions Codes  
28 and Section 1854 of Title 16 of the California Code of Regulations or through a course approved

1 by the Board. Classroom attendance must be specifically required. Within 90 days of the effective  
2 date of this Decision, respondent shall submit a plan for prior Board approval for meeting this  
3 educational requirement. Said course must be taken and completed within one year from the  
4 effective date of this Decision. The costs associated with the law and ethics course shall be paid  
5 by the respondent. Units obtained for an approved course in law and ethics shall not be used for  
6 continuing education units required for renewal of licensure.

7       4.    **Obey All Laws.** Respondent shall obey all federal, state and local laws, all statutes  
8 and regulations governing the licensee; and remain in full compliance with any court ordered  
9 criminal probation, payments and other orders. A full and detailed account of any and all  
10 violations of law shall be reported by the respondent to the Board or its designee in writing within  
11 seventy-two (72) hours of occurrence. To permit monitoring of compliance with this term,  
12 respondent shall submit fingerprints through the Department of Justice and Federal Bureau of  
13 Investigation within 30 days of the effective date of the decision, unless previously submitted as  
14 part of the licensure application process. Respondent shall pay the cost associated with the  
15 fingerprint process.

16       5.    **File Quarterly Reports.** Respondent shall submit quarterly reports, to the Board or  
17 its designee, as scheduled on the "Quarterly Report Form"(rev. 01/12/01). Respondent shall state  
18 under penalty of perjury whether he has been in compliance with all the conditions of probation.  
19 Notwithstanding any provision for tolling of requirements of probation, during the cessation of  
20 practice Respondent shall continue to submit quarterly reports under penalty of perjury.

21       6.    **Comply with Probation Program.** Respondent shall comply with the probation  
22 program established by the Board and cooperate with representatives of the Board in its  
23 monitoring and investigation of the Respondent's compliance with the program.

24       7.    **Interviews with The Board.** Respondent shall appear in person for interviews with  
25 the Board or its designee upon request at various intervals and with reasonable notice.

26       8.    **Failure to Practice.** In the event respondent stops practicing in California,  
27 respondent shall notify the Board or its designee in writing within 30 calendar days prior to the  
28 dates of non-practice and return to practice. Non-practice is defined as any period of time

1 exceeding thirty calendar days in which respondent is not engaging in any activities defined in  
2 Sections 4980.02, 4989.14, 4996.9, or 4999.20 of the Business and Professions Code. Any period  
3 of non-practice, as defined in this condition, will not apply to the reduction of the probationary  
4 term and will relieve respondent of the responsibility to comply with the probationary terms and  
5 conditions with the exception of this condition and the following terms and conditions of  
6 probation: Obey All Laws; File Quarterly Reports, Comply with Probation Program, Maintain  
7 Valid License/Registration; and Cost Recovery. Respondent's license/registration shall be  
8 automatically cancelled if respondent's periods of non-practice total two years.

9       **9. Change of Place of Employment or Place of Residence.** Respondent shall notify  
10 the Board or its designee in writing within 30 days of any change of place of employment or  
11 place of residence. The written notice shall include the address, the telephone number and the  
12 date of the change.

13       **10. Supervision of Unlicensed Persons.** While on probation, Respondent shall not act  
14 as a supervisor for any hours of supervised practice required for any license issued by the Board.  
15 Respondent shall terminate any such supervisory relationship in existence on the effective date  
16 of this Decision.

17       **11. Notification to Clients.** Respondent shall notify all clients when any term or  
18 condition of probation will affect their therapy or the confidentiality of their records, including  
19 but not limited to supervised practice, suspension, or client population restriction. Such  
20 notification shall be signed by each client prior to continuing or commencing treatment.  
21 Respondent shall submit, upon request by the Board or its designee, satisfactory evidence of  
22 compliance with this term of probation.

23       **12. Notification to Employer.** Respondent shall provide each of his current or future  
24 employers, when performing services that fall within the scope of his practice, a copy of this  
25 Decision and the Statement of Issues or Accusation before commencing employment.  
26 Notification to the respondent's current employer shall occur no later than the effective date of the  
27 Decision or immediately commencing employment. Respondent shall submit, upon request by  
28 the Board or its designee, satisfactory evidence of compliance with this term of probation.

1           13. **Violation of Probation.** If Respondent violates the conditions of his probation, the  
2 Board, after giving Respondent notice and the opportunity to be heard, may set aside the stay  
3 order and impose the discipline revocation of Respondent's license provided in the decision.

4           If during the period of probation, an accusation, petition to revoke probation, or statement  
5 of issues has been filed against Respondent's license or application for licensure, or the Attorney  
6 General's office has been requested to prepare such an accusation, petition to revoke probation, or  
7 statement of issues, the probation period set forth in this decision shall be automatically extended  
8 and shall not expire until the accusation, petition to revoke probation, or statement of issues has  
9 been acted upon by the board. Upon successful completion of probation, Respondent's license [or  
10 registration] shall be fully restored.

11           14. **Maintain Valid License.** Respondent shall, at all times while on probation, maintain  
12 a current and active license with the Board, including any period during which suspension or  
13 probation is tolled. Should Respondent's license, by operation of law or otherwise, expire, upon  
14 renewal Respondent's license shall be subject to any and all terms of this probation not previously  
15 satisfied.

16           15. **License Surrender.** Following the effective date of this decision, if Respondent  
17 ceases practicing due to retirement or health reasons, or is otherwise unable to satisfy the terms  
18 and conditions of probation, Respondent may voluntarily surrender his license to the Board. The  
19 Board reserves the right to evaluate the respondent's request and to exercise its discretion whether  
20 to grant the request or to take any other action deemed appropriate and reasonable under the  
21 circumstances. Upon formal acceptance of the surrender, respondent shall within 30 calendar  
22 days deliver respondent's license and certificate and if applicable wall certificate to the Board or  
23 its designee and respondent shall no longer engage in any practice for which a license is required.  
24 Upon formal acceptance of the tendered license, respondent will no longer be subject to the terms  
25 and conditions of probation.

26           Voluntary surrender of respondent's license shall be considered to be a disciplinary action  
27 and shall become a part of respondent's license history with the Board. Respondent may not  
28 petition the Board for reinstatement of the surrendered license. Should respondent at any time

1 after voluntary surrender ever reapply to the Board for licensure respondent must meet all current  
2 requirements for licensure including, but not limited to, filing a current application, meeting all  
3 current educational and experience requirements, and taking and passing any and all examinations  
4 required of new applicants.

5       **16. Instruction of Coursework Qualifying for Continuing Education.** Respondent  
6 shall not be an instructor of any coursework for continuing education credit required by any  
7 license issued by the Board.

8       **17. Notification to Referral Services.** Respondent shall immediately send a copy of this  
9 decision to all referral services registered with the Board in which Respondent is a participant.  
10 While on probation, Respondent shall send a copy of this decision to all referral services  
11 registered with the Board that Respondent seeks to join.

12       **18. Reimbursement of Probation Program.** Respondent shall reimburse the Board for  
13 the hourly costs it incurs in monitoring the probation to ensure compliance for the duration of the  
14 probation period. Reimbursement costs shall be \$1,200.00 year.

15       **19. Cost Recovery.** Respondent shall pay the Board \$1,640.00 as and for the reasonable  
16 costs of the investigation and prosecution of Case No. MF-2011-1215. Respondent shall make  
17 such payments in a payment schedule approved by the Board. Respondent shall make the check  
18 or money order payable to the Board of Behavioral Sciences and shall indicate on the check or  
19 money order that it is the cost recovery payment for Case No. MF-2011-1215. Any order for  
20 payment of cost recovery shall remain in effect whether or not probation is tolled. Probation shall  
21 not terminate until full payment has been made. Should any part of cost recovery not be paid in  
22 accordance with the outlined payment schedule, Respondent shall be considered to be in violation  
23 of probation. A period of non-practice by Respondent shall not relieve Respondent of his  
24 obligation to reimburse the board for its costs.

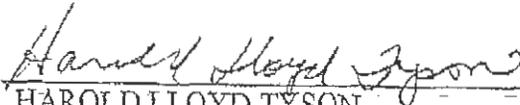
25       Cost recovery must be completed six months prior to the termination of probation. A  
26 payment plan authorized by the Board may be extended at the discretion of the Enforcement  
27 Manager based on good cause shown by the probationer.  
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ACCEPTANCE

I have carefully read the Stipulated Settlement and Disciplinary Order. I understand the stipulation and the effect it will have on my Marriage and Family Therapist License. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Behavioral Sciences.

DATED: 2-18-2014



HAROLD LLOYD TYSON  
Respondent

ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Board of Behavioral Sciences.

Dated: 3-20-2014

Respectfully submitted,

KAMALA D. HARRIS  
Attorney General of California  
JANICE K. LACHMAN  
Supervising Deputy Attorney General



KAREN R. DENVER  
Deputy Attorney General  
*Attorneys for Complainant*

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Exhibit A

Accusation No. MF-2011-1215

1 KAMALA D. HARRIS  
Attorney General of California  
2 JANICE K. LACHMAN  
Supervising Deputy Attorney General  
3 KAREN R. DENVER  
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7 *Attorneys for Complainant*

8 BEFORE THE  
BOARD OF BEHAVIORAL SCIENCES  
9 DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

10  
11 In the Matter of the Accusation Against:

Case No. MF-2011-1215

12 HAROLD LLOYD TYSON  
4781 E. Gettysburg  
13 Fresno, CA 93726

ACCUSATION

14 Marriage and Family Therapist License No.  
MFC 35916

15 Respondent.  
16

17  
18 Complainant alleges:

19 PARTIES

20 1. Kim Madsen (Complainant) brings this Accusation solely in her official capacity as  
21 the Executive Officer of the Board of Behavioral Sciences, Department of Consumer Affairs.

22 2. On or about June 25, 1999, the Board of Behavioral Sciences issued Marriage and  
23 Family Therapist License Number MFC 35916 to Harold Lloyd Tyson (Respondent). The  
24 Marriage and Family Therapist License was in full force and effect at all times relevant to the  
25 charges brought herein and will expire on May 31, 2013, unless renewed.

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1 FACTUAL SUMMARY

2 7. Respondent began treating Patient A.T., his former daughter-in-law, in June of 2009  
3 and continued through November of 2010. Patient A.T. had been a victim of an assault, and  
4 therefore was eligible for and approved by the California Victims Compensation Program  
5 (CVCP) to receive therapy services. From June 1, 2009 through July 27, 2010, Respondent  
6 submitted 61 reimbursement claims to the CVCP for alleged therapy sessions, and Respondent  
7 was paid for 40 sessions. Per Respondent's own admissions, he only treated Patient A.T. on 19  
8 occasions. In addition, per Respondent's own admission, he allowed Patient A.T. to live with  
9 him at his residence from May of 2010 through November of 2010. Per Respondent's admission,  
10 during the time Patient A.T. resided with him, he continued to counsel her and charged CVCP for  
11 the sessions but later felt it was unethical and repaid the money charged.

12 FIRST CAUSE FOR DISCIPLINE

13 (Dishonest, Corrupt or Fraudulent Act)

14 8. Respondent is subject to disciplinary action under section 4982, subdivision (j), on  
15 the grounds of unprofessional conduct, in that, from August of 2009 through February of 2010,  
16 Respondent committed dishonest, corrupt or fraudulent acts by submitting fraudulent  
17 reimbursement claims to the CVCP for treatment that he did not provide, as set forth more fully  
18 in paragraph 7, above.

19 SECOND CAUSE FOR DISCIPLINE

20 (Incompetence)

21 9. Respondent is subject to disciplinary action under section 4982, subdivision (d), on  
22 the grounds of unprofessional conduct, in that from June of 2009 through November of 2010,  
23 while treating Patient A.T., he committed acts constituting incompetence, as follows and set forth  
24 more fully in paragraph 7, above:

25 a. Respondent failed to recognize his responsibility to define the relationship with  
26 Patient A.T., his former daughter-in-law, at the outset of their therapeutic relationship.

27 b. Respondent failed to maintain the boundaries and focus of his therapeutic relationship  
28 with Patient A.T.

