

BEFORE THE STATE
PSYCHOLOGY BOARD
CAUSE NUMBER: 2005 ISPB 0001

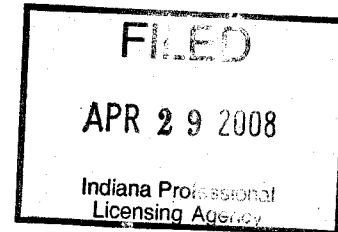
STATE OF INDIANA,)

Petitioner,)

v.)

SUSAN E. SPENCER,
License No.: 20040523A,)

Respondent.)



FINAL ORDER

This proceeding is pending before the State Board of Psychology ("Board"), on Susan Spencer's ("Respondent") request to have the probation on her psychologist license withdrawn.

A hearing was held on March 14, 2008, in the Indiana Professional Licensing Agency, Conference Room W064, Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana.

On April 25, 2008, Stephen Ross, Psy.D., and Barbara Cunningham, the Administrative Law Judges designated by the Board, issued an Administrative Law Judge Order, a copy of which is attached hereto as Exhibit A and made a part hereof.

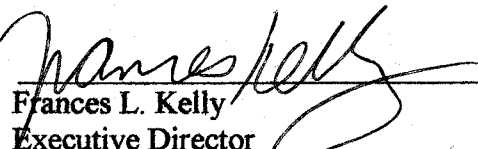
There having been no objection to said Administrative Law Judges' Order filed and no notice of intent to review any issue related to said Administrative Law Judges' Order issued by the Board, pursuant to IC 4-21.5-3-29(c), the Board hereby AFFIRMS said Administrative Law Judges' Order and adopts it as its final order in this proceeding.

Accordingly, it is hereby ordered, adjudged and decreed that the Respondent's petition for withdrawal of her probation is granted and therefore her probation is withdrawn.

ISSUED, this 29 day of April 2008.

STATE BOARD OF PSYCHOLOGY

By:


Frances L. Kelly
Executive Director

Indiana Professional Licensing Agency

Distribution attached.

Susan E. Spencer
1998 Eastwood Court
Anderson, IN 46017
CERTIFIED MAIL NO.: 7006 2760 0003 4665 1425
RETURN RECEIPT REQUESTED

Heather Kennedy
Deputy Attorney General
Office of Attorney General
IGCS, 5th Floor
402 West Washington Street
Indianapolis, Indiana 46204-2770

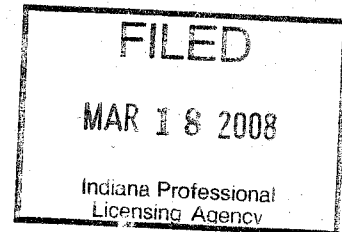
BEFORE THE STATE
PSYCHOLOGY BOARD
CAUSE NUMBER 2005 ISPB 0001

STATE OF INDIANA,)

Petitioner,)

v.)

SUSAN E. SPENCER)
License Number 20040523A)



**ADMINISTRATIVE LAW JUDGES'
RECOMMENDED FINDINGS OF FACT,
CONCLUSIONS OF LAW, AND ORDER**

Comes now Stephen Ross, Psy.D. and Barbara Cunningham, the Administrative Law Judges designated by the State Psychology Board, ("Board") in this cause. On March 14, 2008, the Administrative Law Judges held an administrative hearing on Susan E. Spencer's ("Respondent") request to withdraw probation. Having heard the evidence and having reviewed the file in this matter, the Administrative Law Judges issue, by a vote of 2-0-0, the following Recommended Findings of Fact, Conclusions of Law and Order.

Notice is hereby given that any objection to the Administrative Law Judges' Order must be filed with the Board, identifying the basis of the objection with reasonable particularity, no later than eighteen (18) days from the date of the issuance of this order, unless such date is a Saturday, Sunday, legal holiday under the state statute, or a day that the Indiana Professional Licensing Agency's offices are closed during regular business hours in which case the deadline would be the first day thereafter that is not a Saturday, a Sunday, a legal holiday under state statute or a day that the Indiana Professional Licensing Agency's offices are closed during regular business hours. This Administrative Law Judges' Order is not the final order of the Board in this proceeding. However, in the absence of any objection, the Board will either affirm the Administrative Law Judges' order as its final order or will serve notice of its intent to review any issue related to the Administrative Law Judges' Order.

FINDINGS OF FACT

1. This matter is before the Board on Respondent's petition for withdrawal of her probation. In its Findings of Fact, Conclusions of Law, and Order issued on September 28, 2006, the Board approved a settlement agreement placing the Respondent on indefinite probation for at least one year, subject to the terms and conditions set out in the settlement agreement and the Board's order approving the agreement.

Exhibit A

2. Respondent has complied with the terms and conditions of her probation and has established that the deficiency that required disciplinary action has been remedied. She participated in thirteen (13) monthly supervision sessions with Dr. Raymond S. Dean, Ph.D. She also completed a total of 97 hours of continuing education courses, including 27.5 hours of ethics.

CONCLUSIONS OF LAW

1. IC 25-1-9-9(b) states in pertinent part:
"The board may withdraw or modify the probation [imposed in a disciplinary proceeding] if it finds, after a hearing, that the deficiency that required disciplinary action has been remedied, or that changed circumstances warrant a modification of the order."
2. Because the Respondent has established that the deficiency that required disciplinary action has been remedied, she qualifies for withdrawal of her probation.

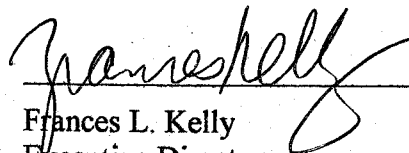
RECOMMENDED ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law, the Administrative Law Judges issue the following Recommended Order:

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Respondent's petition for withdrawal of her probation is granted and therefore her probation is withdrawn..

ISSUED this 18 day of March, 2008.

STATE PSYCHOLOGY BOARD



Frances L. Kelly
Executive Director
Indiana Professional Licensing Agency

Distribution attached

Copies To:

Susan E. Spencer

1998 Eastwood Court

Anderson, IN 46017

CERTIFIED MAIL NO.: 7006 2760 0003 4667 6633

RETURN RECEIPT REQUESTED

Heather Kennedy

Deputy Attorney General

Office of the Attorney General

302 West Washington Street, Fifth Floor

Indianapolis, Indiana 46204

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