

**IN THE MATTER OF
DENNIS REEVES, Ph.D.**

License No. 3017,

Respondent

*** BEFORE THE STATE BOARD
* OF EXAMINERS FOR
* PSYCHOLOGISTS
* 97-BP-116**

CONSENT ORDER

Based on information received and a subsequent investigation by the Maryland State Board of Examiners in Psychologists (the "Board") and subject to Health Occupations §18-315, Annotated Code of Maryland, the Board charges Dennis Reeves, Ph.D. (the "Respondent") with violation of certain provisions of Maryland Health Occupations Article, Code Ann. §18-101 et seq. (1994 Repl. Vol.) under the Maryland Psychology Act (the "Act").

Specifically, the Board charges the Respondent with violation of the following provisions of § 18-313 of the Act:

Subject to the hearing provisions of §18-315 of this subtitle, the Board, on the affirmative vote of a majority of its members then serving, may deny a license to any applicant, reprimand any licensee, place any licensee on probation, or suspend or revoke a license of any licensee if the applicant or licensee:

(7) Violates the code of ethics adopted by the Board under §18-311 of this subtitle[.]

The Code of Ethics which was adopted by the Board in 1992, pursuant to §18-311, and is found in COMAR 10.36.05 provides as follows:

.03 Ethical Responsibility. A. In general, a psychologist shall:

(1) Take credit only for work the psychologist has actually performed[.]

BACKGROUND

On July 14, 1999, a case resolution conference was held via telephone conference call. Participating were Daniel Malone, Ph.D., Board Chair; Joe Compton, Board Administrator; Paul

Ballard, Assistant Attorney General, Board Counsel; Lisa B. Hall, Administrative Prosecutor, Richard Bloch, Esquire, Respondent's Counsel; and the Respondent. The parties enter into this Consent Order to resolve the pending issues and to avoid further proceedings.

FINDINGS OF FACT

The Board bases its charges on the following facts that the Board has cause to believe are true:

1. At all times relevant to the charges herein, the Respondent was licensed to practice psychology in the State of Maryland, having been licensed in June 1994.
2. During the period between 1990 and the Fall of 1993, the Respondent performed research and authored a book, along with another person¹, which was subsequently first published in the Fall of 1993.
3. In or about August 1994, the Respondent was apprised that there were complaints that the book that he co-authored, The Clinical Assessment of Memory, contained sections of material that were not properly credited to the original author.
4. The Respondent had, in some instances, failed to give proper credit to some authors.
5. Works and authors which were either not properly credited throughout the book include the following: **Neuropsychological Assessment** Muriel Lezak, Oxford University Press, Inc. (1976); **Memory Disorder: research and clinical practice** T. Yanagihara & R.C. Peterson, Eds., Marcel Decker, Inc., New York (1991) affected authors: Takehiko Yanagihara

¹ The other co-author was Daniel Wedding, Ph.D.

and Ronald C. Petersen [chapter 1]; John P. Aggleton, Ronald C. Petersen, Herbert Weingartner [chapter 2]; Daniel L. Schachter, Alfred W. Kaszniak and John F. Kiholstrom [chapter 3]. However, Respondent had correctly cited these authors in other areas of his book.

6. The Respondent promptly took steps to resolve these errors.

7. In August 1995, a settlement agreement was agreed to between the Respondent's publisher and Lezak's publisher and the Respondent's publisher and Marcel Decker, Inc.

CONCLUSIONS OF LAW

Based upon the foregoing Findings of Fact the Board finds that the Respondent violated Md. Code Ann., Health Occupations §18-316(7), which is based on COMAR 10.36.05.03.

ORDER

Based on the foregoing Finding of Fact and Conclusions of Law, it is this 10th day of December 1999, by a majority of the Board, hereby

ORDERED that the Respondent is **REPRIMANDED**, and be it further

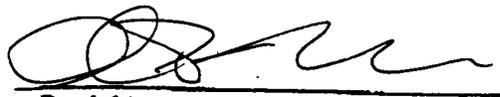
ORDERED that in the event the Board finds for any reason that the Respondent has substantially violated any provision of Title 18 of the Health Occupations Article, Annotated Code of Maryland, or the regulations thereunder, the Board, *after notification to the Respondent, and an opportunity to be heard*, may take immediate action or impose any lawful disciplinary sanction it deems appropriate, including but not limited to revocation or suspension of the Respondent's license to practice psychology; and be it further

ORDERED that the conditions of the Consent Order be, and the same hereby are, effective as of the date of this Order; and be it further

ORDERED that for purposes of public disclosure, as permitted by Md. Code Ann., State

Government §10-617(h), this document constitutes the Board's Findings of Fact, Conclusions of Law, and Order, resulting from formal disciplinary proceedings.

12/10/99
Date


Daniel Malone, Ph.D.
Board Chair

CONSENT OF DENNIS REEVES, Ph. D.

I, Dennis Reeves, Ph.D., by affixing my signature hereto, acknowledge that:

1. I am represented by an attorney.
2. I am aware that without my consent, my license to practice psychology in this State cannot be limited, except pursuant to the provisions of §18-313 of the Act and §10-201 et seq. of the Administrative Procedure Act, Maryland Code Annotated, State Government.
3. I am aware that I am entitled to a formal evidentiary hearing before the Board or an Administrative Law Judge.
4. By this Consent Order, I hereby consent and submit to the foregoing Findings of Fact, Conclusions of Law, and Order provided the Board adopts the foregoing Consent Order in its entirety. I acknowledge the validity of this Consent Order as if entered into after the conclusion of a formal evidentiary hearing in which I would have had the right to counsel, to confront witnesses, to give testimony, to call witnesses on my own behalf, and to all other substantive and procedural protections as provided by law. I acknowledge the legal authority and the jurisdiction of the Board to initiate these proceedings and to issue and enforce this Consent Order. I affirm that I am waiving my right to appeal.
5. I acknowledge that by failing to abide by the conditions set forth in this Order, I

may, after an opportunity to be heard, suffer disciplinary action, including revocation of my license to practice psychology in the State of Maryland.

6. I voluntarily sign this Consent Order after having had an opportunity to consult with an attorney, without reservation, and I fully understand the language, meaning, and terms of this Consent Order.

11-23-99 _____ Dennis L. Reeves
11-4-99 _____ Dennis L. Reeves
Date Dennis Reeves, Ph.D.

STATE OF _____
CITY/COUNTY OF _____

I HEREBY CERTIFY that on this 23rd day of November 1999, a Notary of the State of Agua and (City/County), GUAM, personally appeared Dennis L. Reeves, Ph.D., License No.3017, and made oath in due for of law that signing the foregoing Consent Order was his voluntary act and deed, and that the statements made herein are true and correct.

AS WITNESS my hand and notarial seal.

Leslie V. Moore

Notary Public

Leslie V. Moore
Lieutenant Commander
Medical Service Corps
United States Navy

Legal Officer on active duty with the
U.S. Navy and notary public and consul of
the United States by virtue of 16USC 1044(a)

My commission expires: _____

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