

**COMMONWEALTH OF KENTUCKY
BOARD OF EXAMINERS OF PSYCHOLOGY
AGENCY CASE NO. 12-22
ADMINISTRATIVE ACTION NO. 13-KBEP-00168**

**COMMONWEALTH OF KENTUCKY,
BOARD OF EXAMINERS OF PSYCHOLOGY**

COMPLAINANT

V.

**DEBORAH BLAIR, PSY.D.
(LICENSE PSYCHOLOGIST NO. 0713)**

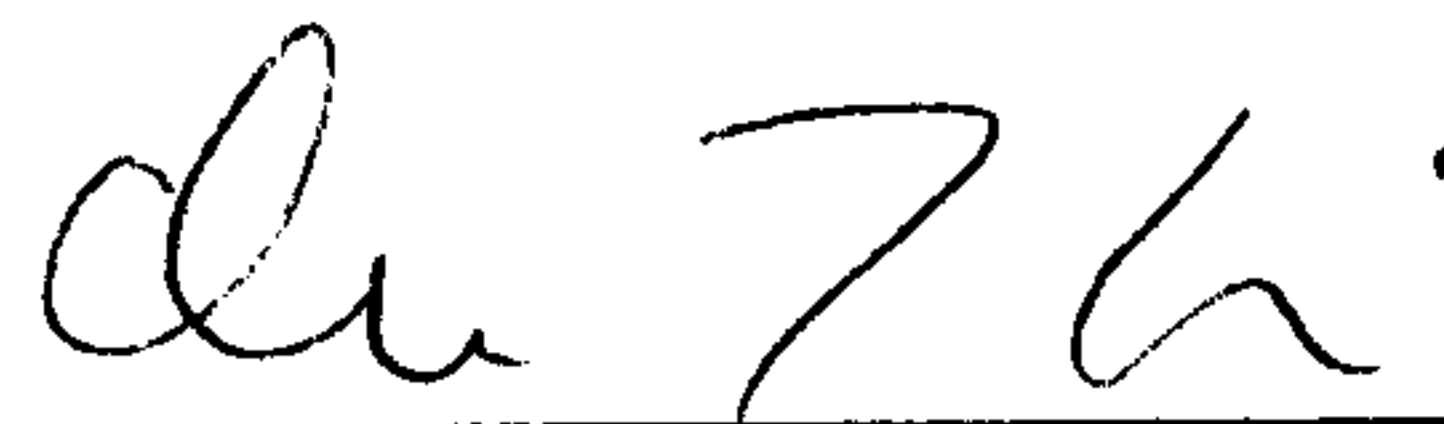
RESPONDENT

FINAL ORDER

This matter is before the Kentucky Board of Examiners of Psychology pursuant to KRS 13B.120. Having reviewed the Recommended Order entered by the Hearing Officer on May 8, 2013, to which no exceptions were filed thereto, the Board hereby incorporates by reference the terms of the Settlement Agreement and the decision of the Hearing Officer. Therefore, Agency Case No. 12-22, Administrative Action No. 13-KBEP-168 is hereby **DISMISSED AS SETTLED**. This is a final and appealable order.

Pursuant to KRS 13B.140(1), a party may institute an appeal of this Final Order by filing a petition in the appropriate court of venue within thirty (30) days after the Final Order is mailed or delivered by personal service.

Issued this 13th day of March 2014.



OWEN NICHOLS, Ph.D.

Chairperson

Kentucky Board of Examiners of Psychology

CERTIFICATE OF SERVICE

I hereby certify that the original was filed with the Board of Examiners of Psychology and a true and correct copy of the foregoing document was sent to the following this 11th day of March, 2014:

By U.S. mail, postage pre-paid, to:

Brian R. Good
Elder & Good, PLLC
159 St. Matthews Ave., Suite 1
Louisville, Kentucky 40207
Counsel for the Respondent

And by messenger mail to:

Hon. Susan Durant
Hearing Officer
Administrative Hearings Branch
1024 Capital Center Drive, Suite 200
Frankfort, Kentucky 40601-8204

Brian T. Judy
Assistant Attorney General
Civil & Environmental Law Division
Office of the Attorney General
Capitol Bldg. Ste. 118
700 Capitol Avenue
Frankfort, Kentucky 40601-3449



Robin Vick
Board Administrator
Kentucky Board of Examiners of Psychology

RECEIVED

DEC 05 2013

OCCUPATIONS
PROFESSIONS

COMMONWEALTH OF KENTUCKY
KENTUCKY BOARD OF EXAMINERS OF PSYCHOLOGY
AGENCY CASE No. 12-22
ADMINISTRATIVE ACTION NO. 13-KBEP-0168

COMMONWEALTH OF KENTUCKY,
BOARD OF EXAMINERS OF PSYCHOLOGY

COMPLAINANT

vs.

RECOMMENDED ORDER DISMISSING AS SETTLED

DEBORAH BLAIR,
(Licensed Psychologist No. 0713)


RESPONDENT

* * * * *

Brian T. Judy, Civil & Environmental Law Division, has filed a Motion to Dismiss as Settled. Attached to the Motion is an executed Settlement Agreement.

Having been sufficiently advised, IT IS HEREIN RECOMMENDED that a Final Order be issued incorporating the Settlement Agreement and dismissing this action as settled.

SO RECOMMENDED on December 4, 2013.



SUSAN S. DURANT
HEARING OFFICER
ADMINISTRATIVE HEARINGS BRANCH
OFFICE OF THE ATTORNEY GENERAL
1024 CAPITAL CENTER DR., STE. 200
FRANKFORT, KENTUCKY 40601-8204
(502) 696-5442
(502) 573-1009 - FAX

NOTICE OF EXCEPTION AND APPEAL RIGHTS

Pursuant to KRS 13B.110 (4) you have the right to file exceptions to this recommended decision:

- (4) A copy of the hearing officer's recommended order shall also be sent to each party in the hearing and each party shall have fifteen (15) days from the date the recommended order is mailed within which to file exceptions to the recommendations with the agency head.

In order to preserve a right to review by the circuit court, case law requires that a litigant must file exceptions with the board or agency if there is anything in the recommended order with which a party does not agree and desires to appeal.

You have a right to appeal the Final Order of the agency pursuant to KRS 13B.140 which reads in part:

- (1) All final orders of an agency shall be subject to judicial review in accordance with the provisions of this chapter. A party shall institute an appeal by filing a petition in the Circuit Court of venue, as provided in the agency's enabling statutes, within thirty (30) days after the final order of the agency is mailed or delivered by personal service. If venue for appeal is not stated in the enabling statutes, a party may appeal to Franklin Circuit Court or the Circuit Court of the county in which the appealing party resides or operates a place of business. Copies of the petition shall be served by the petitioner upon the agency and all parties of record. The petition shall include the names and addresses of all parties to the proceeding and the agency involved, and a statement of the grounds on which the review is requested. The petition shall be accompanied by a copy of the final order.

Pursuant to KRS 23A.010(4), "Such review [by the Circuit Court] shall not constitute an appeal but an original action." The Court of Appeals has suggested that an appeal to circuit court is commenced upon the filing of the appeal petition and the issuance of a summons within the 30-day time period for filing an appeal.

CERTIFICATE OF SERVICE

I hereby certify that the original of this RECOMMENDED ORDER was served this 5th day of December, 2013, by messenger mail, to:

ROBIN F VICK
BOARD ADMINISTRATOR
BD OF EXAMINERS OF PSYCHOLOGY
911 LEAWOOD DR
PO BOX 1360
FRANKFORT KY 40602

for filing; and a true copy was served by first-class mail, postage prepaid, to:

BRIAN R GOOD
ELDER & GOOD PLLC
159 ST MATTHEWS AV STE 1
LOUISVILLE KY 40207

and, by messenger mail, to:

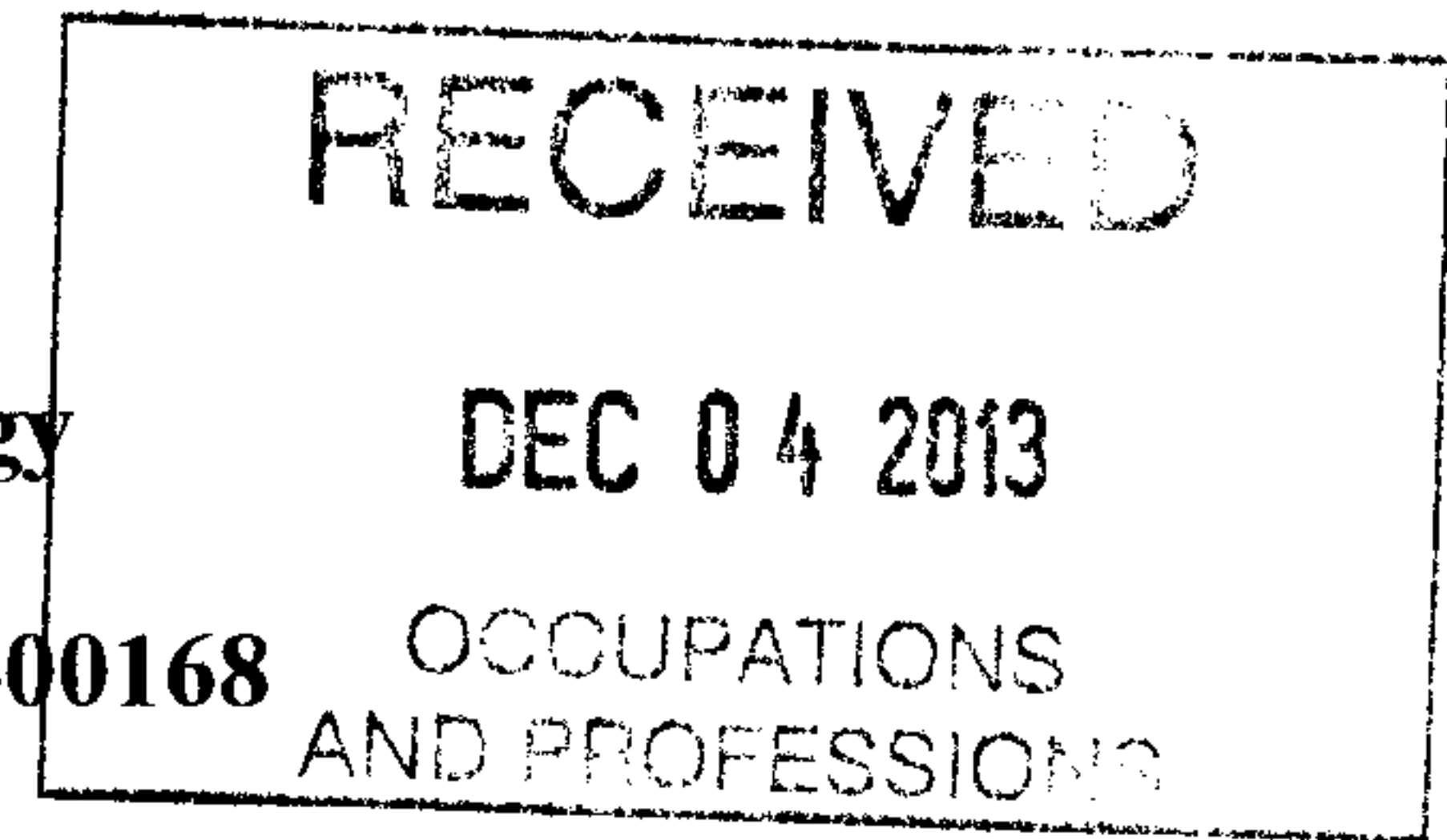
BRIAN T JUDY
CIVIL & ENVIRONMENTAL LAW DIVISION
OFFICE OF THE ATTORNEY GENERAL
CAPITOL BLDG STE 118
700 CAPITOL AVE
FRANKFORT KY 40601-3449



DOCKET COORDINATOR

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Commonwealth of Kentucky
Board of Examiners of Psychology
Agency Case No. 12-22
Administrative Action No. 13-KBEP-00168



Commonwealth of Kentucky,
Board of Examiners of Psychology

Complainant

v.

Deborah Blair, Psy.D.
(License Psychologist No. 0713)

Respondent

MOTION TO DISMISS AS SETTLED

The Kentucky Board of Examiners of Psychology ("Board") requests the Hearing Officer to enter a recommended order dismissing this matter as settled. As evidenced by the attached executed Settlement Agreement, the parties have reached a settlement and this matter is now moot.

WHEREFORE, the Board urges the Hearing Officer to dismiss this matter as settled.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "B. Judy", written over a horizontal line.

BRIAN T. JUDY
Assistant Attorney General
Office of the Attorney General
700 Capital Avenue, Suite 118
Frankfort, Kentucky 40601-3449
Telephone: (502) 696-5300
Fax: (502) 564-6801
Counsel for the Board

CERTIFICATE OF SERVICE

I hereby certify that the original was filed with the Board of Examiners of Psychology and a true and correct copy of the foregoing document was sent to the following this 3rd day of December 2013:

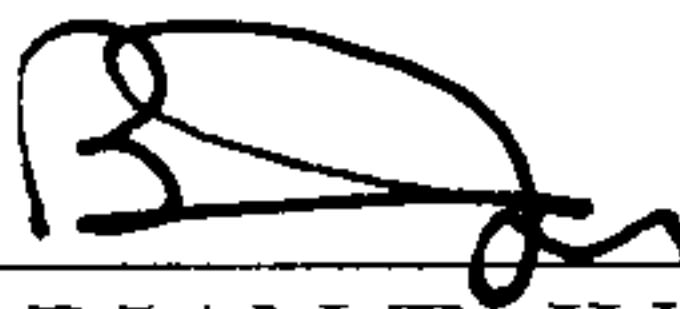
By U.S. mail, postage pre-paid:

Brian R. Good, Esq.
Elder & Good, PLLC
159 St. Matthews Ave., Suite 1
Louisville, Kentucky 40207
Counsel for the Respondent

And by messenger mail to:

Hon. Susan Durant
Hearing Officer
Administrative Hearings Branch

Robin Vick
Board Administrator
Board of Examiners of Psychology



BRIAN T. JUDY
Assistant Attorney General

**Commonwealth of Kentucky
Board of Examiners of Psychology
Agency Case No. 10-30
Administrative Action No. 12-KBEP-00058**

**Commonwealth of Kentucky,
Board of Examiners of Psychology**

Complainant

v. **ADDENDUM TO SETTLEMENT AGREEMENT**

**Deborah Blair, Psy.D.
(License Psychologist No. 0713)**

Respondent

Whereas, the Kentucky Board of Examiners of Psychology (“Board”) having disciplined the Respondent, Deborah Blair, Psy.D., by Order of the Board dated July 19, 2012, approving a Settlement Agreement (“Settlement Agreement”) between the parties;

Whereas, as part of the resolution in Agency Case No. 12-22, the Respondent having been under the supervision of Tracy Eells, Ph.D. as a condition of the Settlement Agreement;

Whereas, the Respondent has had the opportunity at all times to seek advice from competent counsel of choice, and no coercion has been exerted upon the Respondent, nor have any promises been made other than those reflected in this Addendum to the Settlement Agreement; and

Whereas, the Respondent freely and voluntarily enters into this Addendum to the Settlement Agreement and the Respondent has executed this Addendum to the Settlement Agreement only after a careful reading of it and a full understanding of all of its terms.

Terms of the Addendum

NOW, THEREFORE, in consideration of the mutual promises, covenants and agreements set forth below, the adequacy and sufficiency of which are hereby acknowledged, the parties hereby covenant and agree as follows:

The parties agree that Paragraph 4 under the “Effect Upon Credential Status: Reprimand, Probation, Supervision, Fine, and Costs” in the Settlement Agreement as ordered by the Board shall be extended for six months from the execution of this Addendum. All other terms and conditions of Paragraph 4 of the previous Settlement Agreement, not expressly modified as set forth above, shall remain in full force and effect.

The Respondent agrees to indemnify the Board for any costs, including reasonable attorney’s fees, if the Board finds, after notice and opportunity to be heard, that the Respondent has failed to comply with any provision of this Addendum to Settlement Agreement.

The Respondent expressly understands failure to comply with and complete all terms of this Addendum to the Settlement Agreement shall constitute failure to comply with an Order of the Board under KRS 319.082(h) for which the Board may impose additional penalties available under law after notice and opportunity to be heard.

A copy of the Order of the Board dated July 19, 2012, approving a Settlement Agreement and a true and correct copy of the Settlement Agreement is attached hereto and incorporated by reference.

Cooperation with the Board

The Respondent agrees to permit and cooperate with the Board, its members, agents, and employees to monitor the Respondent’s compliance with the terms and conditions of this Addendum to Settlement Agreement.

Complete Agreement

This Addendum to Settlement Agreement, the general terms of which having been pre-authorized by the Board, consists herein of three (3) pages and embodies the entire modification

of the ~~previous~~ Settlement Agreement between the Board and the Respondent. It may not be altered, amended or modified without the express written consent of both parties.

IN WITNESS WHEREOF, the undersigned have seen, approved and agreed:

Deborah L. Blair, Psy.D. 11/9/13
Deborah Blair, Psy.D. Date
Respondent

Brian R. Good
Brian R. Good Date
Counsel for the Respondent

Eva Markham, Ed.D. 11/27/13
Eva Markham, Ed.D. Date
Chairperson
Kentucky Board of Examiners of Psychology

Brian T. Judy 12-3-13
Brian T. Judy Date
Assistant Attorney General
Counsel for the Board