



KENNY C. GUINN
Governor

STATE OF NEVADA
BOARD OF PSYCHOLOGICAL EXAMINERS

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Chris Heavey, Ph.D.
President, Las Vegas

Lynn Boutillier, Ph.D.
Secretary/Treasurer, Reno

July 19, 2006

Lorne J. Malkiewich, Director
State of Nevada
Legislative Counsel Bureau
Legislative Building
401 S. Carson Street
Carson City, NV 89701-4747

Dear Mr. Malkiewich:

The purpose of this letter is to comply with NRS 622.100, which requires occupational licensing Boards to submit quarterly reports of disciplinary action, throughout the preceding quarter (April 1, 2006 through June 30, 2006). During the second quarter of calendar year 2006, the Board's records reflect the receipt of one (1) new complaint. The Board of Psychological Examiners dismissed four (4) complaints during this quarter. One (1) additional complaint was dismissed with an educative letter. They formally voted to accept one (1) settlement agreement for probation and to revoke one (1) license. One (1) case has been continued to the next meeting to clarify some issues.

Attached is a copy of the settlement agreement for probation accepted by the Board at their last meeting. The revocation paperwork will be forwarded to your office as soon as it is completed. If you have any questions please do not hesitate to contact our office.

Sincerely,
for the Board of Psychological Examiners


Lavetta MacKie
Executive Director

BEFORE THE NEVADA STATE BOARD OF PSYCHOLOGICAL EXAMINERS

In the Matter of

DEAN HINITZ, Ph.D.

Respondent.

AGREEMENT FOR PROBATION

This Agreement is entered into between Dean Hinitz, Ph.D. and the Nevada State Board of Psychological Examiners (Board).

It is hereby stipulated and agreed by and between the parties to the above-entitled matter that the following statements are true and accurate.

1. Respondent is aware of, understands, and has been advised of the effect of this Agreement, which Respondent has carefully read and fully acknowledges. No coercion has been exerted on the Respondent. Respondent understands his right to an attorney and acknowledges that he has, at all times herein, been afforded the benefit of obtaining advice from competent counsel of his choice.

2. Respondent acknowledges the nature of the allegations made against his practice and investigated by the Board. It has been alleged that the Respondent entered into an inappropriate dual relationship with a client (non-sexual) and then subsequently was untruthful to the Board with regard to that relationship. If proven, those allegations are violations of the provisions of NRS/NAC 641 and are grounds for disciplinary action. Respondent does not admit engaging in the aforementioned conduct but acknowledges that the allegations may be proven in a hearing before the Board.

3. Respondent is aware of his rights, including the right to a hearing on any charges or allegations, the right to an attorney at his expense, the right to examine witnesses who would testify against him, the right to present evidence on his behalf, including the right to testify himself, the right to reconsideration, appeal, or any other form of judicial review of this matter, and any other rights afforded him pursuant to NRS 233B and/or NRS 622A and/or NRS/NAC 641. Respondent agrees to waive all of the foregoing rights upon acceptance of this Agreement by the Board.

1 4. Respondent understands that the Board is free to accept or reject this
2 Agreement, and if rejected, a disciplinary hearing may be commenced.

3 5. Should the Agreement be rejected by the Board, it is agreed that presentation to
4 and consideration by the Board of the proposed Agreement shall not disqualify the Board or
5 any of its members from further participation, consideration adjudication or resolution of the
6 Respondent's case, and that no Board member shall be challenged or disqualified from any
7 further proceedings for bias. If this Agreement is approved by the Board, it shall be deemed
8 admissible in any subsequent proceeding.

9 6. If, after notice and hearing, Respondent is found to have violated any of the
10 following terms and conditions of probation, the Board may choose to revoke the
11 Respondent's probation and carry out the underlying disciplinary order of the revocation of
12 Respondent's license set forth herein. The Board shall retain jurisdiction in this matter until
13 such matter is final.

14 7. This Agreement shall become effective only when duly executed by both parties.

15 8. This Agreement shall not be construed as reducing or excluding any criminal or
16 civil penalties, sanctions or other remedies that may be applicable under federal, state, or
17 local laws.

18 9. Based on the foregoing stipulations and recitals, it is hereby agreed that the
19 Board may issue the following decision and order.

20 **DECISION AND ORDER**
21 **(TERMS AND CONDITIONS OF PROBATION)**

22 It is hereby ordered that Respondent's license to practice as a psychologist in the State
23 of Nevada issued under the name Dean Hinitz be revoked, provided however, that the
24 execution of the Order is stayed and the Respondent's license is placed on probation for a
25 minimum period of two years subject to the following terms and conditions:

26 1. Respondent shall pay the sum of \$15,000.00 to the Board for investigative costs
27 related to his case. That amount is due and payable in monthly installments of \$1,000.00 per
28 month, beginning July 1, 2006.

2. Within 30 days from the effective date of this Agreement, Respondent shall, at his expense, obtain a complete psychological evaluation from a Board approved psychologist. Respondent shall follow any and all treatment recommendations, if required, of the psychologist during the period of his probation. If applicable, the Respondent shall cause the psychologist to submit quarterly reports to the Board regarding the Respondent's treatment and progress.

3. Within 30 days from the effective date of this agreement, Respondent shall, at his expense, engage a Board-approved psychologist to monitor his practice. Monitoring shall ensure adherence to standards of practice, ethical considerations and therapy protocol. The Respondent shall cause the psychologist to submit quarterly reports to the Board.

4. Respondent shall pay a quarterly fee of \$100.00 to the Board for the monitoring of probation compliance.


5. The Respondent is to refrain from initiating contact and take reasonable steps to avoid the former patient. It is recognized that the social milieu may place Respondent and the former patient in the same location; however, Respondent is not to engage in more than polite or incidental contact at any social event. Respondent is not to promote an individual relationship, engage in physically intimate or sexual contact, business involvements, or re-engage in a professional relationship.

6. The Respondent may apply to the Board to have the terms and conditions of his probation lifted and the underlying revocation of his license rescinded no sooner than eighteen months after the effective date of this Agreement. The provisions of this Agreement shall remain in full force and effect until such time the members of the Board decide if the terms and conditions of probation have been met to their satisfaction and whether to lift the restrictions and the underlying revocation.

7. This document embodies the entire Agreement reached between the Respondent and the Board. This Agreement may not be altered, amended or modified without the express consent of both parties.


DATED: May 23, 2006

By:


DEAN HINITZ, Ph.D.

DATED: May 23, 2006


By:


MARGO PISCHEVICH, Esq.
499 W. Plumb Lane, Ste. 201
Reno, NV 89509
(775) 329-0958 (775) 329-2666 (f)
ATTORNEYS FOR DEAN HINITZ, PH.D

DATED: 5/25/06, 2006

STATE OF NEVADA
BOARD OF PSYCHOLOGICAL EXAMINERS

By:


KEITH MARCHER
Nevada Bar No. 3480
Sr. Deputy Attorney General
Office of the Attorney General
100 N. Carson Street
Carson City, NV 89701-4717
(775) 684-1201 (775) 684-1108 (f)
ATTORNEYS FOR THE NEVADA
STATE BOARD OF PSYCHOLOGICAL
EXAMINERS

ORDER

The matter having been presented to the Board on the 9th day of JUNE, 2006,
and a majority of the Board members eligible to vote having voted to approve this Agreement
for Probation,

IT IS SO ORDERED that this Agreement for Probation is accepted.

DATED: 6/9/06

STATE OF NEVADA BOARD OF
PSYCHOLOGICAL EXAMINERS

By:


PRESIDENT

For Paula Sautieri, Ph.D.



KENNY C. GUINN
Governor

STATE OF NEVADA
BOARD OF PSYCHOLOGICAL EXAMINERS

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Chris Heavey, Ph.D.
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Lynn Boutilier, Ph.D.
Secretary/Treasurer, Reno

Barbara Parry, Ph.D.
Board Member, Las Vegas

Elizabeth Neighbors, Ph.D., ABPP
Board Member, Reno

Edward M. Bernstein, Esq.
Public Board Member, Las Vegas

October 18, 2006

Lorne J. Malkiewich, Director
State of Nevada
Legislative Counsel Bureau
Legislative Building
401 S. Carson Street
Carson City, NV 89701-4747

Dear Mr. Malkiewich:

Enclosed please find the Findings of Fact, Conclusions of Law and Order Revoking the License of Lawrence Lyons, Ph.D., which became effective on July 20, 2006.

I have attached a copy of the second quarter report which noticed this revocation. I apologize for not getting this to you sooner.

If you have any questions please do not hesitate to contact our office.

Sincerely,
for the Board of Psychological Examiners


Laverta MacKie
Executive Director

1 **BEFORE THE NEVADA STATE BOARD OF PSYCHOLOGICAL EXAMINERS**

2
3 | **IN THE MATTER OF,**

**FINDINGS OF FACT, CONCLUSIONS OF
LAW, AND ORDER REVOKING LICENSE**

4 | **LAWRENCE LYONS, PH.D**

5 Respondent.

6 _____ /
7 This matter came on for hearing before the Nevada State Board of Psychological
8 | Examiners ("Board"), at its meeting on June 9, 2006, at 6490 McCarran Blvd., Suite 52, Reno
9 | Nevada Senior Deputy Attorney General Gina Session prosecuted this matter on behalf of
10 | the Board The Respondent Lawrence Lyons ("Dr. Lyons"), did not appear either in person or
11 | through representation. After review of the evidence presented, the Board enters the
12 | following Findings of Fact, Conclusions of Law, and Order.

13 **FINDINGS OF FACT**

- 14 1. Pursuant to NRS 233B.127(3), Dr. Lyons was notified on or about January 20, 2006,
15 by certified mail prior to the filing of the Complaint and Notice of Hearing (Complaint) of
16 the intended disciplinary action and the facts supporting the intended disciplinary
17 action, and Dr. Lyons was given the opportunity to respond to the allegations prior to
18 the filing of the Complaint.
19 2 The Complaint and the Amended Notice of Hearing were duly served by certified mail
20 on the last known addresses for Dr. Lyons and his counsel on March 2, 2006 and April
21 19, 2006, pursuant to NRS 641.276, NRS 241.033 and NRS 241.034 These
22 documents were received by Dr. Lyons' counsel and postal receipts demonstrate that
23 they were delivered to the last known addresses for Dr. Lyons
24 3 Dr. Lyons is a licensed psychologist in Nevada.
25 4 The Board finds by substantial evidence that on or about July 12, 2005, Dr. Lyons was
26 convicted of felony charges of Medi-Cal fraud and grand theft in the State of California,
27 in case number CD181747, in the Superior Court of California, County of San Diego,
28 and sentenced to two years in the state prison of California

5. The Board further finds, therefore, that Dr. Lyons is guilty of the violation alleged in the Complaint, in that he violated NRS 641.230(13), which prohibits conviction for abuse or fraud in connection with any state or federal program which provides medical assistance.

CONCLUSIONS OF LAW

1 If the Board, after a hearing, finds that a licensee has committed any of the violations of chapter 641 of NRS or NAC alleged in the complaint, it may impose any of the discipline listed in NRS 641.240.

ORDER

Based on the foregoing, the Board issues the following Order of discipline against Dr. Lyons.

1. Dr. Lyons' license is hereby revoked pursuant to NRS 641.240(1)(d).
2. Dr. Lyons shall pay the costs of the Board pursuant to NRS 622.400, including any attorneys fees incurred from the Attorney General's Office as well as any investigative costs and the costs of court reporting fees. The Attorney General's Office shall submit the list of costs and fees incurred to Dr. Lyons and his counsel
3. Dr. Lyons shall pay the costs of the Board prior to any reapplication for licensure.

IT IS SO ORDERED this 20th day of July, 2006.

STATE OF NEVADA
BOARD OF PSYCHOLOGICAL
EXAMINERS

By: 

PRESIDENT

CERTIFICATE OF SERVICE

I certify that I am an employee of the Board of Psychological Examiners, and that on the day of ^{25th August} ~~July~~, 2006, served a copy of the FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER as follows Via US MAIL certified return receipt requested to:

Lawrence Lyons, Ph.D.
10944 Napa Ridge Dr.
Las Vegas, NV 89144-4015

CERTIFIED MAIL RECEIPT NO. 7006 0100 0004 5622 1914

Ward Stafford Clay, Esq.
Twenty Third Floor
110 West C. St.
San Diego, CA 92101-3910

CERTIFIED MAIL RECEIPT NO. 7006 0100 0004 5622 1921


An employee of the Board of Psychological
Examiners



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