

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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1983

STATE OF WISCONSIN
BEFORE THE PSYCHOLOGY EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

CHARLES GOLDSMITH, PH.D.,
RESPONDENT.

ORDER

On February 4, 1982 the Psychology Examining Board issued its Order in a related matter captioned "In the Matter of the License of Charles Goldsmith". By the terms of the 1982 Order, the board accepted a Stipulation executed by Dr. Goldsmith; by Robert Roth, Dr. Goldsmith's attorney; and by Pamela M. Stach, attorney for the Department of Regulation and Licensing. Pursuant to that Stipulation, Dr. Goldsmith agreed not to engage in the practice of psychology for a period of one year, and to additional limitations on his license for a period of four years. The Psychology Examining Board in turn agreed to drop a pending investigation into Dr. Goldsmith's practice.

On May 21, 1982, a formal complaint was filed against Dr. Goldsmith alleging that he had violated the terms of the February 4, 1982 Order by engaging in the practice of psychology on May 15, 1982. On January 27, 1983, the Psychology Examining Board received a second Stipulation from the named parties, a copy of which is attached hereto and made a part hereof. Under the terms of the new Stipulation, the parties agree to an extension for four months of the limitations and conditions imposed by the board's February 4, 1982 Order.

At a meeting taking place on January 31, 1983, the board considered the Stipulation. Attorney Pamela Stach appeared before the board on that date for the purpose of arguing on behalf of the Stipulation. The board, having heard and considered that argument, and having read and considered the Stipulation and other documents of record herein, makes the following:

ORDER

NOW, THEREFORE, IT IS ORDERED that the attached Stipulation pertaining to the disciplinary proceedings against Charles Goldsmith be, and hereby is, accepted by the Psychology Examining Board. Accordingly, all terms and conditions therein, and all limitations on the license of Charles Goldsmith to practice psychology imposed thereby, are hereby accepted and shall take effect on February 4, 1983.

Dated at Madison, Wisconsin this 18th day of February, 1983.

Timothy E. Tice, Pres.
State of Wisconsin
Psychology Examining Board

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PROCEEDINGS AGAINST

CHARLES GOLDSMITH, PH.D.,
RESPONDENT.

STIPULATION

It is hereby stipulated between Charles Goldsmith, Ph.D., personally and by his attorney, Robert Roth, and Pamela M. Stach, Attorney for the Department of Regulation & Licensing, Division of Enforcement, as follows:

1. That Charles Goldsmith is a psychologist duly licensed to engage in the practice of psychology in the State of Wisconsin, and that his license bears #263 and was granted on June 15, 1970.
2. That Dr. Goldsmith entered into a stipulation with the Department of Regulation & Licensing which resulted in a Psychology Examining Board Order dated February 4, 1982, placing certain limitations on Dr. Goldsmith's license to practice psychology.
3. That on May 21, 1982, a formal complaint was filed against and duly served upon Charles Goldsmith, Respondent herein.
4. That Respondent has read the complaint and understands the nature of the allegations against him.
5. That the Respondent and his counsel are aware of and understand each of the Respondent's rights, including the right to a hearing on the allegations against him at which the State has the burden of proving these allegations by clear, satisfactory and convincing evidence; the right to confront and cross-examine the witnesses against him; the right to call witnesses on his behalf and to compel their attendance by subpoena; the right to testify himself; the right to file objections to any proposed decisions and to present briefs or oral arguments to the officials who are to render the final decision; the right to petition for rehearing; and all other rights afforded the Respondent under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes and the Wisconsin Administrative Code.
6. That the Respondent freely, voluntarily and knowingly waives each and every one of the rights set forth in paragraph 5 above.
7. That Respondent admits that on May 15, 1982, he conducted an individual therapy session with Sue Johnson a/k/a Sue Schaut in his professional capacity as a psychologist and thereby engaged in the practice of psychology.

8. That paragraph 6(b) of the Psychology Examining Board Order dated February 4, 1982, prohibits the Respondent from engaging in the practice of psychology for a period of one year commencing on the effective date of that Order.

9. That Respondent admits that by engaging in the practice of psychology on May 15, 1982, he violated the terms of paragraph 6(b) of the Order dated February 4, 1982, and is subject to disciplinary action by the Psychology Examining Board.

10. That these admissions and any discipline to be imposed are based solely on a violation of paragraph 6(b) of the Psychology Examining Board Order dated February 4, 1982, and shall not be construed in any manner as reflecting upon the Respondent's competence in the practice of psychology.

11. That in consideration of the foregoing admissions and statements of fact, the parties hereto agree to recommend that the Psychology Examining Board issue an Order imposing the following disciplinary action:

- A. That Respondent's license to practice psychology be suspended for a period of four (4) months commencing February 4, 1983 and ending May 28, 1983.
- B. That on May 28, 1983, Respondent's license to practice psychology will be restored on a limited basis with the following terms and conditions:
 - 1. That Respondent shall engage and retain the services of a Board certified/National Register psychiatrist or psychologist of his choice who is acceptable to the Board for the purpose of obtaining counseling and treatment. Dr. Goldsmith shall provide the Psychology Examining Board with the name of this psychiatrist or psychologist for their approval no later than ten days following the effective date of any order adopting this Stipulation.
 - 2. The Psychology Examining Board shall signify their approval or disapproval of the chosen psychiatrist or psychologist in writing to the Respondent.
 - 3. That Respondent shall permit said psychiatrist or psychologist to submit written reports regarding Dr. Goldsmith's treatment, condition, and progress to the Psychology Examining Board on a semi-annual basis for the entire period of the limited license; the first report being due November 28, 1983. It shall be the responsibility of Respondent to insure that these reports are submitted on a timely basis.

4. That all expenses incurred under paragraphs 1 and 3 above shall be the responsibility of Respondent.
5. That upon resumption of his practice under the limited license Respondent agrees to permit Samuel Friedman, Ph.D., or another psychologist selected by the Board, to supervise his practice during the time the limited license is in effect. That such supervision shall include, but not be limited to, defining the nature and scope of Respondent's practice, review of treatment proposals, approval of clientele, review of records, and consultation with Dr. Friedman regarding the practice. Respondent shall submit to the Psychology Examining Board a written plan from Dr. Friedman detailing the supervision procedures prior to May 28, 1983.
6. That Respondent shall permit Dr. Friedman to submit written reports to the Psychology Examining Board regarding the supervision of his practice at six-month intervals during the pendency of the license limitations; the first report being due no later than November 28, 1983. It shall be the responsibility of Respondent to insure that these reports are submitted on a timely basis.
7. That Respondent shall pay the reasonable expenses incurred and the reasonable value of the services rendered by Dr. Friedman in reviewing his records and practices and in preparing written reports and evaluations.
8. That at any time after November 28, 1983, Respondent may petition the Board for removal of any or all of the license limitations. Respondent must provide the Board with evidence that said limitation may be safely removed including a written report from the supervising psychologist so indicating. The Board retains the discretion to grant or deny this request.
9. That Respondent shall comply with all terms and conditions regarding the renewal of licenses specified in Wis. Stats. sec. 455.06(1). Such renewal does not in any manner affect the remaining terms and conditions of this Stipulation.
10. On May 28, 1986, any limitation of license rights will terminate. Respondent shall then have full practice rights as a duly licensed psychologist in the State of Wisconsin subject only to the usual requirements of maintaining said license.
11. The Psychology Examining Board reserves the right to have Respondent appear at a Board meeting for a final review of this matter at any time during the months of April or May, 1986.
12. That this agreement in no way prejudices the Psychology Examining Board from any future action against the Respondent based on any future

acts Respondent may commit which would be violative of the Psychology Examining Board rules.

13. That proof, after hearing, of violation of any of the conditions, requirements, and restrictions specified in the Stipulation may result in disciplinary action against Respondent's license to practice psychology.

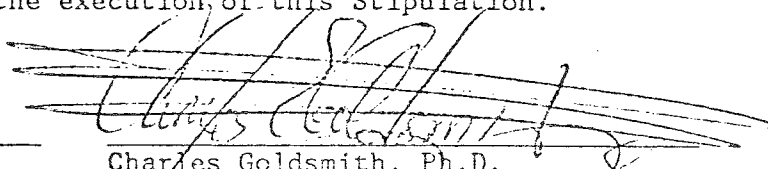
14. That all parties hereto agree to waive the proposed decision by the Hearing Examiner and agree to present this stipulation directly to the Psychology Examining Board. All parties agree that counsel for Complainant may appear before the Psychology Examining Board to argue on behalf of acceptance of this Stipulation.

15. This Stipulation, if adopted by the Psychology Examining Board shall become effective immediately upon the issuance of written Order by said Board.

16. It is expressly understood by the parties hereto that the terms agreed hereto and the admissions made in this Stipulation are intricately related to each other and are therefore made contingent upon the acceptance of this Stipulation in its entirety by the Psychology Examining Board. Failure to accept this Stipulation in its entirety gives the parties hereto the right to declare the terms of this Stipulation null and void and restores the parties to their respective positions as they existed at the time of the execution of this Stipulation.

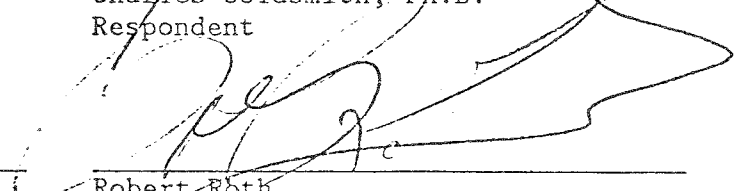
Dated:

26 Jan 83


Charles Goldsmith, Ph.D.
Respondent

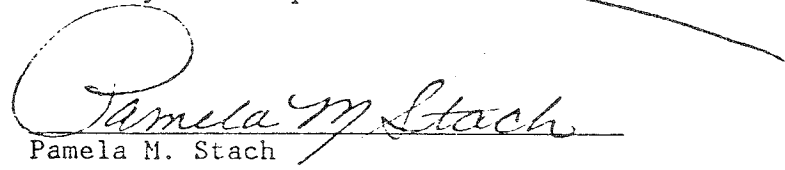
Dated:

26 Jan 83


Robert Roth
Attorney for Respondent

Dated:

January 27, 1983


Pamela M. Stach
Attorney for Complainant

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