

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE PSYCHOLOGY EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY :
PROCEEDINGS AGAINST :
 :
TODD HAMILTON, PSY.D., : FINAL DECISION AND ORDER
RESPONDENT. : ~~ORDER 0001500~~

[Division of Enforcement Case #10 PSY 017]

The parties to this action for the purposes of Wis. Stat. § 227.53 are:

Todd Hamilton, Psy.D.
301 Seminole Lane
Green Bay, WI 54313

Division of Enforcement
Department of Safety and Professional Services
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

Wisconsin Psychology Examining Board
Department of Safety and Professional Services
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Psychology Examining Board (Board). The Board has reviewed the attached Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Todd Hamilton, Psy.D., was born on May 27, 1963, and is licensed to practice as a psychologist in the State of Wisconsin (license #2287-57). This license was first granted on November 17, 2000.

2. Respondent's most recent address on file with the Psychology Examining Board is 301 Seminole Lane, Green Bay, Wisconsin.

3. At all times relevant to this action, Respondent was employed as a an independent licensed psychologist in Green Bay, Wisconsin.

4. From July 23, 2009 to March 1, 2010, Client A, a 37-year-old female, received treatment from Respondent. Respondent treated Client A on a bi-weekly basis from July 23, 2009 to January 21, 2010.

5. Between January and March 2010, Respondent and Client A exchanged personal correspondence via electronic mail. Some of the exchanged correspondence can reasonably be viewed as flirtatious in nature.

6. Some time between January and March 2010, Respondent visited Client A at her home.

CONCLUSION OF LAW

1. The Wisconsin Psychology Examining Board has jurisdiction to act in this matter, pursuant to Wis. Stat. § 455.09, and is authorized to enter into the attached Stipulation and Order, pursuant to Wis. Stat. § 227.44(5).

2. The conduct described above constitutes unprofessional conduct as defined by Wis. Admin. Code § Psy 5.01(14) as it is behavior which could reasonably be construed as seductive or romantic and thusly subjects the Respondent to discipline pursuant to Wis. Stat. § 455.09(g).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. Todd Hamilton, Psy.D., (license #2287-57) is **SUSPENDED** for a period of no less than one (1) year, from the date of this Order. During this period of suspension, Respondent is prohibited from providing psychotherapy services under his psychology license.

IT IS FURTHER ORDERED that:

2. Within one hundred and twenty (120) days from the date of this Order, Respondent shall obtain and successfully complete eight (8) hours of education on ethics pertaining to boundary issues.

a. Within 30 days after Respondent has completed the educational program, Respondent shall submit to the Department Monitor proof of his attendance and that he has successfully completed the educational program.

- b. Respondent cannot apply these hours of education to the biennial continuing education requirements.
- c. Proof of successful completion shall be submitted to the Department Monitor at the address below.
- d. Respondent is responsible for all costs of compliance with this Order.

3. Respondent may petition the Board for the termination of the suspension after one year and successful completion of the education requirements. Petitions for the termination of the suspension shall be submitted to the Department Monitor at the address below.

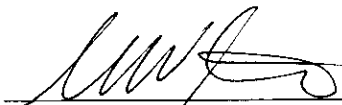
4. Respondent shall, within ninety (90) days from the date of this Order, pay costs of this proceeding in the amount of ONE THOUSAND DOLLARS (\$1,000.00). Payment shall be made payable to the Wisconsin Department of Safety and Professional Services, and mailed to:

Department Monitor
Division of Enforcement
Department of Safety and Professional Services
P.O. Box 8935
Madison, WI 53708-8935
Telephone (608) 267-3817
Fax (608) 266-2264

5. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license. The Board in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order. In the event Respondent fails to provide evidence of satisfactory completion of the education, or pay the costs as set forth above in a timely matter, the Respondent's license (#2287-57) may, in the discretion of the board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has paid costs and submitted evidence of satisfactory completion of the education.

6. This Order is effective on the date of its signing.

WISCONSIN PSYCHOLOGY EXAMINING BOARD

By:  J.D./Ph.D.
A member of the Board

4/25/12
Date