

FILED

JUL - 7 1995

SUPERIOR COURT
BETTY J. GOULD

THURSTON COUNTY CLERK
SUPERIOR COURT OF WASHINGTON FOR THURSTON COUNTY

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3
4 STUART A. GREENBERG, Ph.D.,
individually,

5 Petitioner,

6 vs.

7 EXAMINING BOARD OF PSYCHOLOGY,

8 Respondent.

NO. 95-2-1512-1

AMENDED ORDER GRANTING
PETITIONER'S MOTION TO
SEAL DISCIPLINARY FILE

9
10 THIS MATTER having come on for hearing upon the motion of the
11 Petitioner, Stuart A. Greenberg, Ph.D., by and through his
12 attorneys of record, William J. Bender and the law firm of
13 Skellenger Bender Mathias & Bender, P.S., for an order sealing the
14 disciplinary file of the Examining Board of Psychology. The Court
15 considered the Motion, the Memorandum in Support, the Declaration
16 of Stuart A. Greenberg, and the argument of counsel. The Court
17 amends its prior order of June 5, 1995, and hereby finds and
18 concludes as follows:

19 1. The Board maintains the following files relating to
20 prior disciplinary action against Dr. Greenberg: (1) file no. 87-
21 05-0255PY; (2) file no. 87-05-0253PY; (3) file no. 87-05-0252P
22 (4) file no. 87-04-0211PY; (5) file no. 87-05-0254PY; (6) t
23 "Lawsuit File" relating to Dr. Greenberg, arising out of the
24 matters; (7) the "Compliance File" relating to Dr. Greenber
25 concerning these matters; (8) the file relating to Dr. Greenber

ORDER GRANTING PETITIONER'S MOTION
TO SEAL DISCIPLINARY FILE
CLIENT\06179\00201\206 - 1

COPY

Skellenger Bender Mathias & Bender
1301 - Fifth Avenue, Suite
Seattle, Washington 98101
(206) 621

1 Motion to Seal these files; (9) the "Common File" relating to Dr.
2 Greenberg and these matters; (10) the "Answer to Statement of
3 Charges File" relating to Dr. Greenberg and these matters; and (11)
4 the file containing the deposition of Dr. Greenberg, dated 8/31/90,
5 concerning these matters.

6 2. These files contain a "Statement of Charges." The
7 charges described in this statement were dismissed with prejudice
8 by the Board's Order of Dismissal of Statement of Charges, dated
9 April 23, 1993.

10 3. The Board's Order in these referenced cases rendered null
11 and void all previous orders relating to these matters.

12 4. The Board's above-referenced files contain
13 unsubstantiated allegations against Dr. Greenberg.

14 5. The material in these files would be highly offensive to
15 a reasonable person.

16 6. The material in these files is not of legitimate concern
17 to the public.

18 7. Disclosure of the contents of these files would invade
19 the privacy of Dr. Greenberg and of other people who are mentioned
20 in the files.

21 8. Disclosure of the contents of these files would result in
22 injury to Dr. Greenberg.

23 THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

24 1. Petitioner's motion is GRANTED and the Examining Board of
25

ORDER GRANTING PETITIONER'S MOTION
TO SEAL DISCIPLINARY FILE
CLIENT\06179\00201\206 - 2

Skellenger Bender Mathias & Bender, PS
1301 - Fifth Avenue, Suite 3401
Seattle, Washington 98101-2605
(206) 623-6501

1 Psychology's files in this matter are hereby permanently sealed to
2 the public.

3 2. The file for this action is hereby sealed to the public.

4 DONE IN OPEN COURT this 7 day of JUN, 1995.
5

6 DANIEL J. BERSCHAUER
7

JUDGE

8 Presented by:
9

10

CASE MANAGEMENT ASSESSMENT

DATE: 6/17/02

CASE NO: 2002-06-0002PY

Department of Health
Health Professions Quality Assurance Division
Health Professions Section 7
Psychology
MS 7869
(360)236-4912

ASSESSMENT RECOMMENDED:

- Close (See closure reasons below)
 Field Investigation (See request below)
 Legal Review

RESPONDENT ADDRESS:

COMPLAINANT(S) ADDRESS:

STUART A. GREENBERG 2815 EASTLAKE AVE E #220 SEATTLE WA 98102 206-320-0044	
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SUMMARY OF COMPLAINT: Alleges that the practice of hiring psychologists as experts in civil cases violates professional ethics in that conclusions reached are colored by the fee received for the evaluation.

PREVIOUS COMPLAINTS: YES 6 closed no action all connected to role as forensic psych. NO

BACKGROUND COMMENTS:

POSSIBLE VIOLATIONS :

RECOMMENDATIONS: Close

CLOSED PRIOR TO INVESTIGATION:

How should case be closed? (CNA1) No Jurisdiction
 (CNA2) Below Threshold
 (CNA3) Does Not Appear To Be A Violation Of Law

PROGRAM MANAGER: _____ **Date** _____
(Please initial)

CASE MANAGEMENT ASSESSMENT

BOARD ASSESSMENT:

REVIEWING BOARD MEMBER:

DATE:

DETERMINATION:

AAG PROSECUTOR:

PROGRAM MANAGER :

REQUEST FOR INVESTIGATIVE SUPPORT (MUST COMPLETE IF REQUESTING INVESTIGATION)

Please obtain the following information (notification, waiver, patient records, respondent explanation)

None

DATE RECEIVED:	
DATE ASSIGNED:	
PRIORITY:	1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/>
INVESTIGATOR ASSIGNED:	

ATTACHMENTS

LICENSURE INFORMATION	YES	NO
LICENSE HISTORY	YES	NO
WRITTEN COMPLAINT	YES	NO
ADDITIONAL DOCUMENTS	YES	NO

DATE RETURNED FROM INVESTIGATIONS: _____

ACTION RECOMMENDED:

- Close (See closure reasons below)
- Legal Review
- NOC
- SOC
- STID

CLOSED AFTER INVESTIGATION:

How should case be closed?

- (CNAA) No Jurisdiction
- (CNAB) Below Threshold
- (CNAC) Evidence Does Not Support Violation
- (CNAD) Insufficient Evidence
- (CNAE) No Violation Determined
- (CNAF) Not A Violation At The Time The Event Occurred
- (CNAG) Risk Minimal And Not Likely To Reoccur
- (CNAH) Complainant Withdrew
- (CNAI) Care Rendered Was Within The Standard Of Care
- (CNAJ) Conduct Was Within Standard Of Practice
- (CNAX) Complaint Unique Closure-Check File
- (CNOC) Notice Of Correction

CLOSURE DATE:

PROGRAM MANAGER (PLEASE INITIAL):

CASE MANAGEMENT ASSESSMENT



Health Profession Quality Assurance
Individual Case Summary Report
As of 6/21/2002 2:06:02 PM

Printed By Blingram 6/21/2002 2:06:06 PM

Profession: Psychology

License #: PY00000734

Name : Greenberg, Stuart A

Case #: 2002-06-0002

Description: Unprof - Questionable Conduct

Docket #: N/A

Date Opened: 6/10/2002

Date Closed: 6/20/2002

Total Days: 10

Current Step = Closed No Investigation

Closure Reason: Closed Prior to Invest - Not a Violation of Law

Step Name	Step Start	Step End	Step Due	Auth Days	Extend Days	Days Used	Days Remain	Next Step
Intake/Assess	06/10/2002	06/20/2002	07/01/2002	21	0	10	11	Closed No Investigation
Closed No Investigation	06/20/2002		06/20/2002	0	0	1	-1	

telnet (GothomCity)

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AAAAAAA SSS SSS IIIIIIIIIII

EXAMINING BOARD OF PSYCH ASSESSMENT SYSTEMS, INC. 06-11-02
bj10303 REAL SYSTEM V2.5.74 09:50:16 AM
INDIVIDUAL NAME (JR,SR,III) REFERENCE # PY00000734
LAST GREENBERG SOC SEC NUM
FIRST STUART
MIDDLE A

+--ADDITIONAL INFORMATION-----+

SEX M = MARRIED =

OTHER NAME
CORP. OFFICER =
TRUST ACCOUNT

BIRTH PLACE
DATE 10-23-1947

SCHOOL CODE
CE UNITS 0.00 REQD BY 10-23-2002

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RESIDENCE INFORMATION

PHONE: COUNTY: 17
() - LGL ST:

NOTES

ORDER OF DISMISSAL ISSUED SERVED 4/93-*ALL FILES SEALED*PER 7/795ORDER ON FILE

|CURRENT STATUS: A E EXPIRATION DATE: 10-23-2002 FIRST ISSUE DATE: 02-04-1981|
|RENEWAL STATUS: Z LAST ACTIVE DATE: - - LAST RENEWAL DATE: 08-31-2001|
|COMPLAINTS O/C: 0/ 6 AUTHORITY: |

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telnet (GothomCity)

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EXAMINING BOARD OF PSYCH ASSESSMENT SYSTEMS, INC. 06-11-02
bji0303 REAL SYSTEM V2.5.74 09:50:40 AM

CASE NUMBER	COMPLAINANT	COMPLAINT DATE	INVESTIGATOR	TYPE	STATUS
87040211		04-22-1987		25	CLOSED
87050252		05-28-1987		25	CLOSED
87050253		05-28-1987		25	CLOSED
87050254		05-28-1987		25	CLOSED
87050255		05-28-1987		25	CLOSED
93030008		03-12-1993		25	CLOSED

1GO BACK 2 MORE 3CNG ENTR 4NEW ENTR 5DEL ENTR 6 7 TOP 8PRT ENTR



Health Professions Quality Assurance

Health Practitioner Verifying

License Number	Profession Type	Status	
PY00000734	Psychology	A	
Last-Name	First-Name	Mi	Birth-Date
GREENBERG	STUART	A	10/23/1947
Expire	Last Renewal	First License	
10/23/2002	8/31/2001	2/4/1981	



STATE OF WASHINGTON
DEPARTMENT OF HEALTH
1300 SE Quince Street • Olympia, Washington 98504

June 21, 2002

Stuart Greenberg
2815 East Lake Ave E # 220
Seattle, Washington 98102

Case No: 2002-06-0002PY

Dear Mr. Greenberg:

The Examining Board of Psychology received a report about your practice as a psychologist.

Under the provision of RCW 18.130.050, of the Uniform Disciplinary Act, the Examining Board of Psychology is the agency within state government with legislated authority to investigate complaints.

After careful consideration of the information received, the Examining Board of Psychology determined there was no cause for disciplinary action against your psychology license because the allegation did not appear to be a violation of law.

The Examining Board of Psychology may reconsider a complaint that has been closed only if additional relevant information is received.

Under the provision of RCW 18.130.095, we are required to notify you that you may submit a written statement about the complaint for the file. Your statements, along with other information in the file, are subject to public disclosure. The record will be released only upon a written public disclosure request. Under the provision of RCW 43.70.075, the state whistleblower law, we are unable to release the name of the person who filed the complaint or provide any information that could specifically identify the individual.

If you have any questions concerning the Examining Board of Psychology's determination, please feel free to contact Kathy Devine at (360) 236-4910.

Sincerely,

A handwritten signature in cursive script that reads "Betty Ingram".

Betty Ingram
Examining Board of Psychology
Health Professions Section Seven





June 21, 2002

STATE OF WASHINGTON
DEPARTMENT OF HEALTH
1300 SE Quince Street • Olympia, Washington 98504

Case No: 2002-06-0002PY

Dear Mr

The Examining Board of Psychology has assessed your report against Stuart Greenberg.

Chapter 18.130 RCW, Regulation of Health Professions - Uniform Disciplinary Act, explains the complaint and disciplinary process and defines conduct, acts and conditions that constitute unprofessional conduct. The Examining Board of Psychology has the authority to take disciplinary action against a practitioner's license or certificate for unprofessional conduct. The Examining Board of Psychology does not have the authority under the statute (jurisdiction) to resolve issues outside the listed violations.

After careful consideration of the information you sent, the Examining Board of Psychology determined not to pursue disciplinary action against Dr. Greenberg's license or certificate to practice as a psychologists in the state of Washington. The closure of a complaint in no way indicates that the complaint filed was without merit.

The report was not pursued because it did not appear to be a violation of law.

The Examining Board of Psychology has limited investigative and financial resources for the pursuit of complaints against health care providers. The Examining Board of Psychology may reconsider a complaint that has been closed only if additional relevant information is received.

State law requires the department to notify Stuart A. Greenberg of your complaint. Your name and information that could specifically identify you were withheld under the whistleblower law, RCW 43.70.075.

If you should have any questions concerning the Examining Board of Psychology's determination, please feel free to contact Kathy Devine at (360) 236-4914.

Sincerely,

Betty Ingram
Examining Board of Psychology
Health Professions Section Seven





STATE OF WASHINGTON
DEPARTMENT OF HEALTH
1300 SE Quince Street • Olympia, Washington 98504

June 11, 2002

Dear Mr.

The Examining Board of Psychology has received your report concerning Stuart A. Greenberg, PY00000734.

Under the provision of RCW 18.130.150 of the Uniform Disciplinary Act, the Board is the agency within State government with legislated authority and responsibility to assure the delivery of safe treatment. The Board is empowered to investigate all allegations and complaints to determine whether such allegations are substantiated, and to take disciplinary or corrective action.

A file has been opened under the number 2002-06-0002PY. The Examining Board of Psychology is conducting an assessment of your report. You will be contacted upon completion of the assessment.

If you have any questions, please contact Kathy Devine of the Examining Board of Psychology, PO Box 47869, Olympia, WA, 98504-7869 or by telephone at (360) 236-4910.

Sincerely,

Betty Ingram
Examining Board of Psychology
Health Professions Section Seven