

**BEFORE THE  
STATE COMMITTEE OF PSYCHOLOGISTS  
STATE OF MISSOURI**

STATE COMMITTEE OF PSYCHOLOGISTS,	)	
	)	
Petitioner,	)	
	)	
v.	)	CASE No.: 06-0205 PS
	)	
ROBERT W. FIEBIGER,	)	
	)	
Respondent.	)	

**ORDER OF THE MISSOURI  
STATE COMMITTEE OF PSYCHOLOGISTS  
REVOKING THE LICENSE OF  
ROBERT W. FIEBIGER**

On or about August 23, 2007, the Administrative Hearing Commission entered its Decision (“AHC Decision”) in the case of *State Committee of Psychologists v. Robert W. Fiebiger*, Case No. 06-0205 PS. In that Decision, the Administrative Hearing Commission found cause for the State Committee of Psychologists (“Committee”) to discipline Robert W. Fiebiger (“Fiebiger”) under § 337.035.2(5), (6), (13) and (15), RSMo.<sup>1</sup> On or about January 8, 2008, the Committee entered its Findings of Fact, Conclusions of Law and Disciplinary Order suspending for three years Fiebiger’s license to practice as a psychologist to be followed by a five year period of probation. On or about January 23, 2009, a complaint was filed with the Committee against Fiebiger alleging that Fiebiger had violated the suspension provisions set out in the Committee’s Findings of Fact, Conclusions of Law and Disciplinary Order and accordingly seeking additional discipline against Fiebiger under § 324.042.

---

<sup>1</sup> Unless otherwise noted, all statutory references are to the Revised Statutes of Missouri as amended.

The Committee has received and reviewed the record of the proceedings before the Administrative Hearing Commission and the Decision of the Administrative Hearing Commission. The record of the Administrative Hearing Commission is incorporated herein by reference in its entirety. The Committee takes official notice of the Committee's Findings of Fact, Conclusions of Law and Disciplinary Order and the January 23, 2009 complaint filed before the Committee.

Pursuant to notice, § 621.110, §337.035 and § 324.042, the Committee held a hearing on March 26, 2010, at approximately 2:30 p.m., at the Embassy Suites, Two Convention Center Plaza, St. Charles, Missouri, for the purpose of determining whether any violation of prior disciplinary terms imposed by the Committee had occurred and if so, whether additional discipline was warranted. The Committee was represented by Assistant Attorney General Michael Cherba. Respondent received proper notice and opportunity to appear but did not appear in person or through legal counsel. After being present and considering all of the evidence presented during the hearing, the Committee issues the following Findings of Facts, Conclusions of Law and Order.

Based upon the foregoing the Committee hereby states:

**I.**

**FINDINGS OF FACT**

1. The Committee is an agency of the state of Missouri created and established pursuant to § 337.050, for the purpose of licensing all persons engaged in the practice psychology in this state and executing and enforcing the provisions of §§ 337.010 – 337.093.

2. Robert Fiebiger was licensed by the Committee as a psychologist, as defined in § 337.010, under license number 00720. On January 8, 2008, the Committee suspended his license for a three year period. Fiebiger's license lapsed on February 1, 2008 while under suspension.

3. The Committee hereby adopts and incorporates by reference the August 23, 2007 Findings of Fact as set forth in the Decision of the Administrative Hearing Commission in *State Committee of Psychologists v. Robert W. Fiebiger*, Case No. 06-0205 PS., in its entirety.

4. The Committee recognizes and takes official notice of its January 8, 2008 Findings of Fact, Conclusions of Law and Disciplinary Order entered against Fiebiger.

5. The Committee recognizes and takes official notice of the complaint filed with the Committee on or about January 23, 2009.

6. The Committee's Findings of Fact, Conclusions of Law and Disciplinary Order required, in paragraph five of the suspension provisions, that Fiebiger return all indicia of licensure to the Committee's Executive Director. Fiebiger failed to do so.

7. The Committee's Findings of Fact, Conclusions of Law and Disciplinary Order required, in paragraph six of the suspension provisions, that Fiebiger, on or before January 31, 2008, file a plan to terminate his practice during the three year suspension of his license. Fiebiger failed to do so.

8. The Committee's Findings of Fact, Conclusions of Law, and Disciplinary Order required, in paragraph four of the suspension provisions, that Fiebiger pay all fees and comply with all requirements to maintain his psychologist license.

9. On or about January 4, 2008, Fiebiger submitted to the Committee a license renewal form indicating that he wished to let his psychologist license lapse. Fiebiger took no additional action to renew or maintain his psychologist license.

10. The Committee set this matter for a violation hearing and served notice of the violation hearing upon Fiebiger in a proper and timely fashion.

## II.

### CONCLUSIONS OF LAW

11. This Board has jurisdiction over this proceeding pursuant to § 621.110, § 337.035 and § 324.042.

12. The Committee expressly adopts and incorporates by reference the August 23, 2007 Conclusions of Law as set forth in the Decision of the Administrative Hearing Commission in *State Committee of Psychologists v. Robert W. Fiebiger*, Case No. 06-0205 PS., in its entirety. The Committee hereby enters its Conclusions of Law consistent therewith.

13. The Committee recognizes and takes official notice of its January 8, 2008 Findings of Fact, Conclusions of Law and Disciplinary Order entered against Fiebiger.

14. The Committee recognizes and takes official notice of the complaint filed with the Committee on or about January 23, 2009.

15. As set forth in the above Findings of Fact, Fiebiger failed to comply with the Committee's January 8, 2008 Findings of Fact, Conclusions of Law and Disciplinary Order. Specifically, Fiebiger failed to comply with paragraphs four, five and six of the suspension provisions.

16. Section 324.042 provides:

Any board, commission, or committee within the division of professional registration may impose additional discipline when it finds after hearing that a licensee, registrant, or permittee has violated any disciplinary terms previously imposed or agreed to pursuant to settlement. The board, commission, or committee may impose as additional discipline any discipline it would be authorized to impose in an initial disciplinary hearing.

17. Accordingly, pursuant to § 324.042, the Committee may impose additional discipline against Fiebiger for his violations of the Committee's Findings of Fact, Conclusions of Law and Disciplinary Order.

18. The Committee has determined that this Order is necessary to ensure the protection of the public.

### III.

#### ORDER

Having fully considered all the evidence before the Committee, and giving full weight to the Decision of the Administrative Hearing Commission and the Committee's January 8, 2008 Findings of Fact, Conclusions of Law and Disciplinary Order, it is the **ORDER** of the Committee that Robert T. Fiebiger's license to practice psychology is hereby **REVOKED** as of the effective date of this Order.

The Committee will maintain this Order as an open, public record of the Committee as provided in Chapters 337, 610, and 324, RSMo (as amended).

SO ORDERED, EFFECTIVE THIS 15<sup>th</sup> DAY OF April, 2010.

STATE COMMITTEE OF PSYCHOLOGISTS



\_\_\_\_\_  
Pamela Groose, Executive Director

**STATE COMMITTEE OF PSYCHOLOGISTS**  
State of Missouri

STATE COMMITTEE OF	)	
PSYCHOLOGISTS,	)	
	)	
vs.	)	AHC Case No. 06-0205 PS
	)	
ROBERT FIEBIGER,	)	

**FINDINGS OF FACT, CONCLUSIONS  
OF LAW, AND DISCIPLINARY ORDER**

In a Decision dated August 23, 2007, the Administrative Hearing Commission found cause for the State Committee of Psychologists to discipline the psychologist license of Robert Fiebiger. The Committee has received the record of proceedings before the Commission, and must now determine what discipline, if any, is appropriate in the matter, pursuant to §§ 610.110 and 337.035.2 RSMo. The matter came on for hearing, pursuant to notice, at the Committee's regular meeting on December 7, 2007.

The Committee was represented by Assistant Attorney General Michael Cherba. Mr. Fiebiger appeared personally, without counsel. Division of Professional Registration Senior Legal Counsel David Barrett served as the Committee's legal advisor at the hearing, during deliberations, and in the preparation of this order.

Testimony was heard, evidence was received, and the argument of counsel was heard. Having considered the matter, the Committee orders the psychologist

license of Robert Fiebiger suspended for three years, to be followed by five years probation, on the terms and conditions set out below.

### **Findings of Fact**

1. The State Committee of Psychologists is an agency of the State of Missouri created and established pursuant to § 337.050 RSMo. for the purpose of executing and enforcing the provisions of §§ 337.010-.090 RSMo.

2. Robert Fiebiger is licensed by the Committee as a psychologist, license number 0720. The license is current and active.

3. The Administrative Hearing Commission's decision August 23, 2007, is incorporated herein by reference as though fully set out. Generally, the Commission found that Fiebiger is subject to discipline because in his treatment of a patient, (1) he wrote a letter to her of a sexual nature, (2) he reinforced the separateness of her multiple personalities, (3) he failed to maintain appropriate boundaries between therapist and patient, and (4) the primary focus of his therapy was abreactive work, which was inappropriate and could have harmed the patient.

### **Conclusions of Law**

4. The Committee has jurisdiction in this proceeding pursuant to §§ 610.110 and 337.035.3 RSMo. to determine the appropriate discipline, if any, to be imposed on Fiebiger's license

## Decisions and Orders

Having fully considered the matter, it is the order of the State Committee of Psychologist that the license of Ronald Fiebiger is and should be suspended for three years, to be followed by five years probation, upon the following terms and conditions.

### Suspension:

Fiebiger's license as a psychologist is suspended for three years effective the date that his order is issued.

1. During the suspension, Fiebiger shall neither practice nor hold himself out as practicing psychology or any other mental health discipline.

A. The practice of psychology is defined as the observation, description, evaluation, interpretation, treatment, and modification of human behavior by the application of psychological principles, methods, and procedures, for the purpose of preventing, treating, or eliminating symptomatic, maladaptive, or undesired behavior and of enhancing interpersonal relationships, work and life adjustment, personal effectiveness, behavioral health, and mental health.

B. The practice of psychology includes, but is not limited to, psychometric or psychological testing and the evaluation or assessment of personal characteristics, such as intelligence, personality, abilities, interests, aptitudes, and neuropsychological functioning; counseling, psychoanalysis,

psychotherapy, hypnosis, biofeedback, and behavior analysis and therapy; diagnosis and treatment of mental and emotional disorder or disability in both inpatient and outpatient settings, alcoholism and substance abuse, disorders of habit or conduct, as well as the psychological aspects of physical illness, accident, injury, or disability; psychoeducational evaluation, therapy, remediation, and consultation; and teaching and training of psychological competence.

C. Psychological services may be rendered to individuals, families, groups, and the public. The practice of psychology shall be construed within the meaning of this definition without regard to whether payment is received for services rendered.

D. The application of these principles and methods includes, but is not restricted to: diagnosis, prevention, treatment, and amelioration of adjustment problems and emotional and mental disturbances of individuals and groups; hypnosis; counseling; educational and vocational counseling; personnel selection and management; the evaluation and planning for effective work and learning situations; advertising and market research; and the resolution of interpersonal and social conflicts.

2. For purposes of this order, teaching, supervising, consulting, mentoring or otherwise interacting on a professional level with other psychologists (or practitioners of any other mental health discipline) shall also be considered the

practice of psychology, and Fiebiger shall not be so engaged during the suspension.

3. During the suspension Fiebiger may, and the Committee encourages him to, engage in the study of psychology. His studies may not include any clinical component that would permit him to practice psychology, unless he is granted special permission after having filed a petition with the Committee setting forth the educational objectives and manner in which participants will be protected.

4. During the suspension Fiebiger must pay all fees and comply with all other requirements, including the completion of necessary continuing education units, to maintain his license. Fiebiger shall keep the Committee apprized of his current address and abide all other rules and laws pertaining to the practice of psychology.

5. Fiebiger shall surrender all indicia of licensure, including wall hangings and pocket cards, to the Committee's executive director no later than the close of business on January 31, 2008.

6. Fiebiger shall file a practice termination plan advising the Committee how he has transferred the care of his clients to other mental health providers and how he will make his records available to patients and other interested persons during his suspension with the Committee's executive director no later than the close of business on January 31, 2008.

Probation:

Upon the third anniversary of this order, Fiebiger's license to practice psychology shall be restored and he shall again be permitted to engage in the practice of psychology, subject to the following terms and conditions:

1. Fiebiger must pay all fees and comply with all other requirements, including the completion of necessary continuing education units, to maintain his license in good standing. He shall keep the Committee apprized of his current address and abide all other rules and laws pertaining to the practice of psychology.

2. Fiebiger's practice of psychology shall be supervised in every respect by another licensed psychologist, who has been approved by the Committee.

A. Prior to again engaging in the practice of psychology, Fiebiger shall provide the Committee with a list of five licensed psychologists who are willing to supervise his practice. The Committee may choose to approve one of those psychologists or may require Fiebiger to submit another list of proposed supervisors. Approval of a supervisor is at the complete discretion of the Committee. The list may be submitted prior to the termination of the suspension so that Fiebiger's practice may begin immediately upon reinstatement of his license.

B. Fiebiger is encouraged to share a copy of this order with any person he suggests serve as his supervisor. Fiebiger shall consent to the Committee disclosing information that would otherwise be closed under § 620.010.14(7) RSMo. or other applicable law with the supervisor for the

purpose of facilitating the supervision and communication between the supervisor and the Committee.

C. If an approved supervisor ceases to be available to supervise Fiebiger's practice, his practice shall cease until a substitute supervisor is approved by the Committee in the same manner. The list may be submitted prior to the termination of the supervision so that Fiebiger's practice may continue uninterrupted.

D. Fiebiger shall communicate with his supervisor no less often than weekly, describing his psychological practice. Fiebiger shall meet personally with his supervisor at least once a month.

E. Fiebiger shall document in patient records that he has informed his clients that his practice is subject to supervision, and that the supervisor may review records or attend sessions as the supervisor deems necessary.

F. Fiebiger shall cause his supervisor to file semi-annual reports with the Committee. In those reports the supervisor must report on communications and meetings with Fiebiger, and report any observed violations of the rules or laws governing the practice of psychology.

G. The supervisor shall act on behalf of the Committee in its supervision of Fiebiger's practice. The supervisor shall have no responsibility to any particular patient of Fiebiger's.

3. Fiebiger shall not practice psychology until he has completed graduate level courses with passing grades in ethics and dissociative identity disorder.

Fiebiger is encouraged to seek the Committee's pre-approval of his courses, and to complete this course work during his suspension.

4. The probation period is intended to allow Fiebiger to demonstrate to the Committee that he can competently practice psychology. Failure to practice psychology for at least one continuous year in accordance with this order during the probation period shall be grounds to discipline (and possibly revoke) his license.

General Conditions:

1. All correspondence with the Committee, including reports required by this order, shall be sent to the Committee at P.O. Box 1335, Jefferson City, MO 65102-1335.

2. An allegation that Fiebiger has violated any terms of this order may be filed within a reasonable period of time after the end of the disciplinary periods set out in this order, and the Committee shall continue to have jurisdiction to determine the veracity of such allegations and to impose any appropriate discipline.

3. Fiebiger is cautioned that the Committee may impose additional discipline when it finds after hearing that he has violated any disciplinary terms imposed by this order. The Committee may impose as additional discipline any discipline it would have been authorized to impose in the initial disciplinary proceedings.

4. The Committee will maintain this order as an open and public record of the Committee as provided in Chapters 337, 610, and 620, RSMo.

Entered this 8<sup>th</sup> day of January, 2008.

**STATE COMMITTEE OF PSYCHOLOGISTS**



*Pamela Groose*

Pamela Groose  
Executive Director