

State of Kansas
Behavioral Sciences Regulatory Board



KATHLEEN SEBELIUS
Governor

PHYLLIS GILMORE
Executive Director

712 S. Kansas Ave.
Topeka, Kansas 66603-3817
(785) 296-3240
FAX (785) 296-3112
www.ksbsrb.org

April 9, 2007

Kevin D. Warren, Psy.D.

Re: Consent Agreement and Order 01-LP-0028

Dear Dr. Warren,

This is to inform you that you have successfully completed the requirements of the Consent Agreement and Order under which you were licensed.

Your record has been updated and now shows that you are unconditionally licensed.

I appreciate your complete cooperation throughout this process. Office staff has commented about how pleasant you were to work with. I wish you the best in the future.

Sincerely,

A handwritten signature in cursive script that reads "Phyllis Gilmore".

Phyllis Gilmore
Executive Director

BEFORE THE BEHAVIORAL SCIENCES REGULATORY BOARD

712 S. Kansas Ave., Topeka, KS 66603-3817
785-296-3240

02 APR 19 PM 12:15

IN THE MATTER OF
THE LICENSE OF
KEVIN D. WARREN
LP #1068

CASE NO. 01-LP-28

CONSENT AGREEMENT
AND FINAL ORDER

Now on this 10th day of June, 2002, the Behavioral Sciences Regulatory Board (the "board"), represented by litigation counsel, Michelle Davis, Assistant Attorney General, and the "licensee", Kevin Warren, represented by his attorney, Blake Hudson, hereby enter into the following agreement for the purpose of resolving this matter.

NATURE OF THE CASE

1. At all times relevant, licensee has been, and is currently, a licensed psychologist, number #1068, pursuant to the licensure of psychologists act, K.S.A. 74-5301 *et seq.*
2. The board has jurisdiction over this matter. K.S.A. 74-5324 sets forth the grounds for which the board may revoke, suspend, limit or deny a psychologist's license.
3. The board received and investigated a complaint regarding licensee. The board notified licensee of the complaint and licensee was given the opportunity to respond. Licensee cooperated with the investigation and admitted to the veracity of the complaint.
4. As a result of the investigation, a board member reviewed the case material and found clear and convincing evidence of unprofessional conduct, K.S.A. 74-5324.

5. Licensee has the right to a hearing on this matter and to seek review of the findings from that hearing in accordance with the Kansas administrative procedure act and the Kansas act for judicial review and civil enforcement of agency actions. Licensee is waiving those rights and entering into this agreement instead of proceeding to a hearing.

6. It is hereby established that licensee's conduct was unprofessional pursuant to K.S.A. 74-5324(d), defined by K.A.R. 102-1-10(b)(10) as making sexual advances or engaging in sexual activities with a client, when on or around 12/5/00, while in session with an adult female client, licensee confessed his personal attraction for her and made sexual advances toward her, including hugging her, touching her hair, and holding her hands.

DISPOSITION

7. Licensee's license shall be subject to the following conditions:

A. **Supervision**

From the effective date of this order, licensee's practice of psychology shall be supervised for a total of 36 months of active practice by a board-approved supervisor who is a licensed psychologist in Kansas and who is not in a subordinate, familial or other dual relationship with licensee. The supervisor shall monitor licensee's professional activities in a one-hour supervisory session per 21 hours of patient contact. The focus of supervision shall be boundary issues, professional judgment, and counter transference.

The supervisor shall submit a written report regarding the status and results of the supervision directly to the board every three months during the supervision period. If at any time the supervisor believes that licensee is not in compliance with this agreement and order, is unable to practice with skill and safety to clients, is practicing negligently, or has

committed a violation of rules and regulations governing licensee's professional conduct, then the supervisor shall notify the board in writing of such fact.

Licensee shall submit in writing to the board a resume and a commitment letter from a proposed supervisor stating that he or she has read this agreement and order and understands and agrees to perform the obligations set forth herein. The board shall review the supervisor for approval based on his or her qualifications. If a proposed supervisor is rejected, licensee shall repeat this process until one is approved.

Licensee shall ensure that complete and timely reports are submitted to the board. If the board so directs, or licensee becomes aware that the practice supervisor has ceased to adequately perform the functions specified in this agreement and order, then licensee shall immediately recommence the process to appoint a new supervisor as set forth herein.

B. Counseling

Licensee shall participate in psychotherapy with a therapist approved by the board until the therapist is satisfied that the maximum therapeutic gains have been achieved. The therapist shall send a written progress report directly to the board every three months. The treatment goals to be addressed are contained in the Menninger evaluation dated 6/15/01. Licensee shall execute all necessary releases of information.

C. Notification

Licensee shall notify the board, in writing, of all locations where he is engaged in the practice of psychology, setting forth the name of any employer (if applicable), address, and telephone number; of any change in location within ten days; and, of any circumstance causing licensee to be unable to comply with any condition of this agreement and order.

D. **Law**

Licensee shall comply with rules and regulations governing a licensed psychologist.

E. **Costs**

Licensee shall be responsible for the costs incurred in complying with this order.

F. **Enforcement**

If the board has reasonable grounds to believe that licensee is not complying with the above-stated conditions, then the board may initiate further disciplinary action, including a summary order suspending licensee's license. Licensee would be entitled to notice and a hearing only on the issue of licensee's compliance and appropriate sanctions. The pendency of such an action would not alter licensee's obligation to comply with this agreement and order.

G. **Termination**

If and when licensee satisfies conditions A and B outlined above for supervision and psychotherapy, then this agreement and order shall terminate and licensee's status would return to unconditionally licensed or eligible therefore.

MISCELLANEOUS

8. The word license as used in this document means a current license and any future licenses issued to or applied for by licensee.

9. Licensee enters into this agreement voluntarily, after the opportunity to consult with counsel and with full understanding of its consequences.


10. This document is only effective if and when it is accepted by the board as its order.

If the board does not accept it, then licensee waives any right he may have to object to the composition of any subsequent hearing panel due to the members having knowledge of matters within this document.

11. This is a disciplinary action against a license. The board shall notify any professional board where licensee is also licensed, registered, or certified, of this agreement and order. This document is subject to disclosure upon request as an "open record."

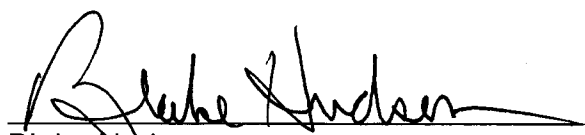
12. This is the entire agreement between licensee and the board and may be modified or amended only by written agreement of the parties except as otherwise provided herein.

By their signatures, the parties hereby acknowledge this agreement and consent to its provisions which are hereby made the final order of the Behavioral Sciences Regulatory Board effective upon the date distributed per the Certificate of Service below.



Kevin D. Warren, LP
Licensee
1500 E. 10th Ave., ER (address)
Winfield, KS 67156

3-27-02
Date



Blake Hudson
Attorney for licensee
102 S. Main, PO Box 866
Fort Scott, Kansas 66701
620-223-2900

3-30-02
Date

Michelle Davis

Michelle Davis
Assistant Attorney General
120 S.W. 10th Street, Second Floor
Topeka, Kansas 66612-1597.
785-368-8436

4-17-02

Date

FOR THE BOARD

Anna Silva-Keith

Anna Silva-Keith, Chairperson
Behavioral Sciences Regulatory Board

6/10/02

Date

CERTIFICATE OF SERVICE

On the 11th day of June, 2002, I mailed, first-class postage prepaid, a true and correct copy of the above Consent Agreement and Final Order to Kevin Warren, to Blake Hudson, and to Michelle Davis at their addresses listed above.

Roger Scurlock

Roger Scurlock, Special Investigator
Behavioral Sciences Regulatory Board