

1 b. The foster daughter could feel Respondent's "thingy on her back" while
2 they lied in a spooning position.

3 3. In 04/14, after being contacted by DCS regarding their foster daughter's claims,
4 Respondent's wife contacted the Kingman Police Department, indicating that their adopted
5 daughter disclosed to her that Respondent sexually abused her.

6 4. In 04/14, Kingman Police Department informed DCS of Respondent's adopted
7 daughter's claims, which they proceeded to investigate simultaneously with Respondent's foster
8 daughter's claims.

9 5. In 04/14, Respondent was arrested on one count of felony sexual abuse.

10 6. In 05/14, the Mohave County Attorney's Office dismissed the sexual abuse
11 charge without prejudice, reserving the right to refile the charges at a later date.

12 7. In 08/14, DCS:

13 a. Substantiated Respondent's adopted daughter's claims regarding sexual
14 allegations.

15 b. Unsubstantiated Respondent's foster daughter's claims regarding sexual
16 allegations.

17 8. During his 04/15 investigative interview with Board staff, Respondent indicated
18 that he had inappropriate contact with his adopted daughter to include:

19 a. Touching the adopted daughter's breasts and placing his hands between
20 her upper thighs while lying in a spooning position.

21 b. Sleeping in the same bed with the adopted daughter and occasionally
22 kissing her on the lips.

23 CONCLUSIONS OF LAW

24 1. The Board has jurisdiction over Respondent pursuant to A.R.S. § 32-3251 *et seq.*
25 and the rules promulgated by the Board relating to Respondent's professional practice as a

1 licensed behavioral health professional.

2 2 The conduct and circumstances described in the Findings of Fact constitute a
3 violation of A.R.S. § 32-3251(15)(l), any conduct, practice or condition that impairs the ability of
4 the licensee to safely and competantly practice the licensee's profession.

5 **SURRENDER ORDER**

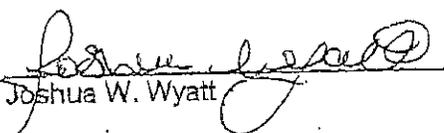
6 Based upon the foregoing Findings of Fact and Conclusion of Law, the parties agree to
7 the provision and penalties imposed as follows:

8 1. Respondent's license, LSAT-12048, shall be surrendered to the Board, effective
9 from the date of entry as signed below.

10 2. The surrender shall be considered a revocation of Respondent's license.

11 3. This Consent Agreement is conclusive evidence of the matters described herein
12 and may be considered by the Board in determining appropriate sanctions in the event a
13 subsequent violation occurs.

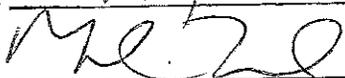
14 **PROFESSIONAL ACCEPTS, SIGNS AND DATES THIS CONSENT AGREEMENT**

15
16 
17 Joshua W. Wyatt

16 4/18/2015
Date

18 **BOARD ACCEPTS, SIGNS AND DATES THIS CONSENT AGREEMENT**

19 Dated this 8th day of May, 2015.

20 By: 
21 TOBI ZAVALA, Executive Director
22 Arizona Board of Behavioral Health Examiners

23 **ORIGINAL** of the foregoing filed
This 8th day of May, 2015 with:

24 Arizona Board of Behavioral Health Examiners
3443 N. Central Ave., Suite 1700
25 Phoenix, AZ 85012

1 COPY of the foregoing mailed via Interagency Mail
This 8th day of May, 2015, to:

2
3 Marc Harris
4 Assistant Attorney General
5 1275 West Washington
6 Phoenix, Arizona 85007

7 COPY of the foregoing mailed via
8 Certified mail no. 7014 1200 0000 4633 7345
9 This 8th day of May, 2015, to:

10 Joshua W. Wyatt
11 Address of Record
12 Respondent

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