



STATE OF ARIZONA
BOARD OF BEHAVIORAL HEALTH EXAMINERS
3443 NORTH CENTRAL AVENUE, SUITE 1700
PHOENIX, AZ 85012
PHONE: 602.542.1882 FAX: 602.364.0890
Board Website: www.azbbhe.us
Email Address: information@azbbhe.us

DOUGLAS A. DUCEY
Governor

TOBI ZAVALA
Executive Director

February 27, 2017

Mr. Roy Rockenbach


Dear Mr. Rockenbach:

On February 3, 2017, the Arizona Board of Behavioral Health Examiners ("Board") reviewed your application for licensure as an associate counselor and determined that you failed to meet the eligibility requirements set forth in A.R.S. § 32-3275(A)(6) as it relates to A.R.S. § 32-3275(B) and A.R.S. § 32-3275(A)(7).

In denying your application, the Board found that in October 2009 you entered into a Consent Agreement with the Board. The Consent Agreement resolved a complaint involving multiple employment issues including several involuntary terminations, and failing to report those terminations to the Board or future employers.

Pursuant to the express terms of the Consent Agreement, you agreed to complete six hours of pre-approved continuing education addressing behavioral health ethics and professional boundaries. You also agreed to attend therapy for a minimum of 24 months with a masters or higher level behavioral health professional licensed at the independent level. You were restricted to practicing only in an agency licensed by the Department of Health Services, and were to receive clinical supervision for 24 months once employed. You had until October 2011 to complete the requirements. Rather than comply with the terms of the Consent Agreement, you allowed your license to expire.

In June 2016 you submitted a new application for licensure. In addition to having your professional license restricted, as evidenced by the Consent Agreement, upon re-application for licensure, you failed to present any information indicating that the conduct that was addressed in the Consent Agreement, including compliance with the terms of probation, had been corrected, monitored and resolved. Specifically, you failed to present any evidence establishing that you completed six hours of continuing education addressing behavioral health ethics and professional boundaries, or attended therapy, or received clinical supervision as stipulated. The Board concluded that one cannot avoid the consequences of their unprofessional conduct by simply not renewing their license only to reapply for licensure in the future.

Per A.R.S. § 41.1092.03.B, you may request a Formal Hearing by notifying the agency in writing within thirty-five (35) days from the date of this letter. If you do request a Formal Hearing, you also have the right, pursuant to A.R.S. § 41-1092.06, to request a settlement conference. If you do not request a Formal Hearing by the close of business on April 3, 2017 your file will be closed without further recourse to appeal and the licensure denial will be reported to the federal data banks that record this information. If you desire licensure at a later date, you must submit a new application and fee.

PLEASE BE FURTHER ADVISED that, pursuant to the Board's new licensure statute, as of July 1, 2004, only persons holding licenses to practice professional counseling may do so unless they are exempt from licensure pursuant to A.R.S. § 32-3271.

If you have any questions, I can be reached at (602) 542-1617.

Sincerely,

A handwritten signature in black ink, appearing to read "Tobi Zavala". The signature is fluid and cursive, with a long horizontal stroke at the end.

Tobi Zavala
Executive Director