

**VIRGINIA BOARD OF COUNSELING  
FORMAL HEARING  
MINUTES**

**CALL TO ORDER:** A panel of the Board of Counseling (“Board”) convened on Friday, February 13, 2015 at 10:15 a.m., at the Department of Health Professions, Perimeter Center, 9960 Mayland Drive, Richmond, Virginia, Board Room 2.

**MEMBERS PRESENT:** Kevin Doyle, Ed.D., LPC, LSATP, Chairperson  
Cinda Caiella, LMFT  
Charles Gressard, Ph.D., LPC, LMFT, LSATP  
Scott Johnson, Ph.D., LMFT  
Benjamin Keyes, Th.D., Ph.D., Ed.D., LPC  
Leah Mills, Citizen Member  
Jane Nevins, LPC, LSATP  
Joan Normandy-Dolberg, LPC  
Phyllis Pugh, LPC, CSAC  
Vivian Sanchez-Jones, Citizen Member  
Joseph Scislowicz, LPC, LMFT  
Terry Tinsley, Ph.D., LPC, LMFT, CSOTP  
Holly Tracy, LPC, LMFT

**BOARD COUNSEL:** James Rutkowski, Assistant Attorney General

**STAFF PRESENT:** Jennifer Lang, Deputy Executive Director  
Tracey Arrington-Edmonds, Administrative Assistant  
Donna Johnson, Administrative Assistant

**COURT REPORTER:** Andrea Pegram, Andrea Pegram Court Reporting Services, LLC

**RESPONDENT:** Thomas Arbaugh, Jr., Ph.D., LPC  
License # 0701-003388  
Case #: 151964

**RESPONDENT’S ATTORNEYS:** Nathan Kottkamp, Esquire  
S. Virginia Bondurant, Esquire

**PARTIES ON BEHALF OF THE COMMONWEALTH:** Corie Tillman Wolf, Assistant Attorney General  
Emily Tatum, Adjudication Specialist, Administrative Proceedings Division

**COMMONWEALTH’S EXHIBITS:** Exhibits 1 – 2 were admitted into the record.

**RESPONDENT’S EXHIBITS:** Exhibits A (1-17) and B were admitted into the record.

**DISCUSSION:** Dr. Arbaugh appeared before the Board in person in accordance with the Board's Notice of Formal Hearing dated January 13, 2015. Dr. Arbaugh was represented by Nathan Kottkamp, Esquire and S. Virginia Bondurant, Esquire.

The Board received evidence and sworn testimony from witnesses called by the parties, and from Dr. Arbaugh, regarding the allegations in the Notice.

**CLOSED SESSION:** Upon a motion by Mr. Scislowicz and duly seconded, the Board voted to convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia for the purpose of deliberation to reach a decision in the matter. Additionally, he moved that Mr. Rutkowski, Ms. Lang and Ms. Arrington-Edmonds attend the closed meeting, because their presence was deemed necessary and would aid the Board in its deliberation.

**RECONVENE:** Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Board reconvened in open session and announced its decision.

**DECISION:** Mr. Scislowicz moved that the Board adopt the Findings of Fact and Conclusions of Law as read by Mr. Rutkowski. The motion was duly seconded by Dr. Gressard, and passed by a unanimous vote.

Upon a motion by Dr. Johnson, and duly seconded by Dr. Keyes, the board voted unanimously to place Dr. Arbaugh on indefinite probation, with certain terms and conditions.

**ADJOURNMENT:** The Board adjourned at 7:04 p.m.

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Kevin Doyle, Ed.D., LPC, LSATP - Board Chairperson

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Date

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Jennifer Lang, Deputy Executive Director

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Date