

SOUTH DAKOTA BOARD OF EXAMINERS OF PSYCHOLOGISTS

IN THE MATTER OF THE) ORDER OF REVOCATION
PROFESSIONAL LICENSE) OF LICENSE
OF BILL H. ARBES)

WHEREAS, Bill H. Arbes entered into a Stipulation for Suspension of his license to practice psychology in the State of South Dakota on October 7, 1994; and

WHEREAS, by the terms of the Stipulation for Suspension, Bill H. Arbes was required to "secure psychological services from Dr. John Gonsiorek, Minneapolis, Minnesota, or another counselor approved by the Board and Arbes." Furthermore, the Stipulation for Suspension required "[t]hat Arbes hereby authorizes Dr. Gonsiorek, or the counselor agreed upon by the parties, to divulge progress reports to the Board at all reasonable times and places during the term of this stipulation. The Board desires to receive a final report from the counselor upon the successful completion of treatment, or in the event treatment is unsuccessful, at the conclusion of treatment;" and

WHEREAS, the Stipulation for Suspension further set forth "[t]hat if at the end of two (2) years from the date of the Order of Suspension, Arbes has not complied with terms of the Stipulation, the Board may institute license revocation proceedings of Arbes' license for failure to comply with the Stipulation;" and

WHEREAS, after nine (9) years had passed since the Order of Suspension was entered, Bill H. Arbes had failed to comply with the terms of the Stipulation for Suspension; and

WHEREAS, after proper notice was served on Bill H. Arbes, a hearing was scheduled before the Board of Examiners of Psychologists on December 3, 2003, for the purpose of determining whether the Board should permanently revoke Bill H. Arbes' license to practice psychology in the State Of South Dakota; and

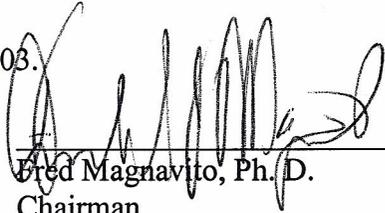
WHEREAS, on December 3, 2003, Bill H. Arbes agreed to waive a full hearing, opting for an informal meeting, whereby Jeffery J. Tronvold, Assistant Attorney General, presented the State's case in favor of license revocation, and Bill H. Arbes was given an opportunity to present any additional information to the Board. During his presentation, Bill H. Arbes admitted that he had not complied with the terms of the Stipulation for Suspension; and

WHEREAS, at the conclusion of the Board's informal meeting with Bill H. Arbes, on December 3, 2003, the Board went into executive session. At the conclusion of the executive session, the Board went back into open session and, with Arbes present, the Board voted to permanently revoke Bill H. Arbes' license to practice psychology in the State Of South Dakota, for failure to satisfy the terms of the Stipulation for Suspension, entered into on October, 7 1994; now it is therefore

ORDERED, that the license to practice psychology, in the name of Bill H. Arbes, which was suspended on October 14, 1994, is now permanently revoked; and it is further

ORDERED that this Order shall be executed by the Chairman of the South Dakota Board of Examiners of Psychologists, served upon the licensee, and filed with the permanent records of the Board of Examiners of Psychologists, without further notice to any party herein.

Dated this 18 day of December, 2003.

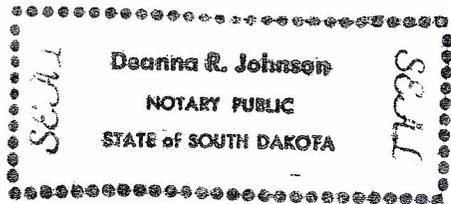


Fred Magnavito, Ph.D.
Chairman,
South Dakota Board of Examiners
of Psychologists

ATTEST:

Deanna Johnson 12/18/03
Notary Public

My commission expired 3/1/2006



SOUTH DAKOTA BOARD OF EXAMINERS OF PSYCHOLOGISTS

IN THE MATTER OF THE)
PROFESSIONAL LICENSE)
OF BILL H. ARBES)

CERTIFICATE OF SERVICE

I hereby certify that on January 2, 2004, I served a true and correct copy of the foregoing **Order of Revocation of License** by placing the same in the United States mail, postage prepaid, addressed as follows:

Mr. Bill H. Arbes
1990 Burns Ave, #217
St. Paul MN 55119



Thomas W. Stanton
DEMERSEMAN JENSEN CHRISTIANSON
STANTON & HUFFMAN, LLP
Attorneys for South Dakota Board of
Examiners of Psychologists
516 5th Street, P.O. Box 1820
Rapid City SD 57709-1820
(605) 342-2814

STATE OF SOUTH DAKOTA

BOARD OF EXAMINERS OF PSYCHOLOGISTS

IN THE MATTER OF THE)
PROFESSIONAL LICENSE OF) WAIVER OF HEARING
BILL H. ARBES,)

I, Bill H. Arbes, hereby state that I have requested, and the Board of Examiners of Psychology (Board) has agreed to, an informal meeting with the Board, in lieu of a full and formal hearing, for the purpose of addressing the revocation of my License to Practice Psychology (License) in the State of South Dakota. I know that I have a right to a formal hearing on the issue of revocation, that I could contest, at such formal hearing only the Board's allegation that I violated the terms of my prior agreement for suspension of my license.

By agreeing to an informal meeting with the Board, I hereby waive any right I might have under SDCL ch. 36-27A, SDCL ch. 1-26 or any other state or federal statute, state or federal constitution, or regulation, to a hearing prior to revocation of my License. I also waive the right to any further notice, formal or informal of the hearing; I waive the right to subpoena witnesses and documents; I waive the right to representation by an attorney; and the right to examine and cross-examine witnesses, as well as the right to have the proceedings recorded by a court reporter. I waive any right I might have to appeal the Board's final determination. I furthermore waive any and all defects that may have occurred in these proceedings, either before or after my license suspension, whether known to me at this time or may become known to me subsequent to the Board's action. Finally, I waive any and all procedural defects that have occurred or may in the future occur in this or any other proceeding relating to suspension or revocation of my License.

I hereby waive and abandon any claim arising out of any state or federal constitution, statute, or regulation, including without limitation 42 U.S.C. §1983, that I may have against the State of South Dakota, the Board, or any officer, agent, or employee of either of them, based upon any aspect of this License revocation.

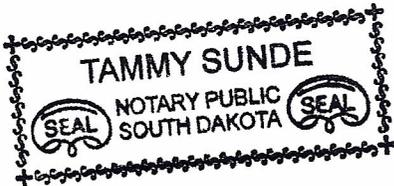
I hereby agree that any action taken by the Board concerning my License, including but not limited to a permanent revocation,

at any time after the informal meeting, will be legally binding,
as if a full and formal hearing had been held.

Bill H. Arbes

Bill H. Arbes

Subscribed to and sworn to before me, a Notary Public, on
this 3 day of December 2003.



Tammy Sunde
Notary Public--South Dakota

My commission expires:

1-30-05

(SEAL)