

February 12, 2007 - Complaint against Dr. Marian Camden filed with Chief Justice Juanita Rice of the 18<sup>th</sup> Judicial District

No Response despite repeated letters over the last 2 years

November 17, 2008 Letter sent to Colorado Commission on Judicial Discipline asking for intervention to get a response from Justice Rice

November 19, 2008 Response from Commission – no jurisdiction or authority

March 16, 2009 Justice Rice retired, complaint status unknown.



## COLORADO COMMISSION ON JUDICIAL DISCIPLINE

899 Logan Street, Suite 307

Denver, Colorado 80203

(303) 894-2110

November 19, 2008

Janice Whitaker  
10752 Middlebury Way  
Highlands Ranch, CO 80126

**CONFIDENTIAL**

Dear Ms. Whitaker:

This letter confirms receipt of your letter, dated November 17, 2008, detailing your complaint.

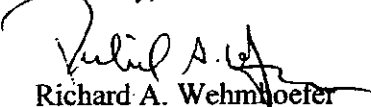
The Commission on Judicial Discipline reviews complaints about ethical conduct by state judges. However, because it is not a court, it does not have any authority to review legal or factual aspects of a person's case. It also does not have the authority to review the rulings, orders, or decisions that a judge may make when presiding over a person's case. All of those matters can be reviewed only through the appellate process.

I would recommend that you work with your attorney to obtain advice on how you might proceed at this point in time. I am sorry, but after reviewing your letter that you have presented and arguments that you have made, the issues that you have raised do not fall within the original jurisdiction or authority of this Commission. Your course of action at this point in time would be to work with your attorney to determine if you have any appellate avenues available to you concerning the issues that you have raised in your letter of complaint. I would invite you to share this letter with your attorney and, if she has questions, I would invite her call me in Denver at (303) 894-2110.

Complaints about magistrates and attorneys are addressed by the Colorado Attorney Regulation Counsel office, 1560 Broadway, Suite 1800, Denver, Colorado 80202 (phone: (303) 866-6400).

Please be reminded that this matter is strictly confidential pursuant to Article VI, Section 23(3)(g), Colorado Constitution, and sections 24-72-401 and 402, Colorado Revised Statutes. Thank you for your consideration.

Sincerely,

  
Richard A. Wehmhoefer  
Executive Director and General Counsel  
RAW/

Computer  
Copy

February 12, 2007

Presiding Domestic Judge Juanita Rice  
Arapahoe County District Court  
7325 South Potomac Street  
Centennial, CO 80112

Re: Independent Complaint Regarding Marian Camden in her Role as  
Child and Family Investigator

Dear Judge Rice:

I am requesting that you conduct an independent investigation of Dr. Marian Camden and her actions as the Child and Family Investigator ("CFI") in a domestic case in the 18<sup>th</sup> Judicial District, Douglas County District Court. My client, Janice Whitaker, is the petitioner in that domestic case, 02 DR 199. Ms. Whitaker attempted to present this issue to the Douglas County District Court, based on the advice from the District Court Administrator. However, the Court rejected the complaint as an *ex parte* submission from a party represented by counsel. In actuality, the complaint was not presented as part of the domestic case, but the Court did not realize that it was meant to be a separate review. (Ms. Whitaker expressed her dissatisfaction with Dr. Camden in various ways during the proceedings, but it was not until additional information was received *after* the magistrate ruled on interim parenting time that Ms. Whitaker became aware of the depth of Dr. Camden's inappropriate actions.)

Ms. Whitaker earlier submitted a complaint to the Colorado Board of Psychologist Examiners. The complaint was declined on jurisdictional grounds, as they determined that the Board had no authority to investigate the complaint because the CFI was acting in a forensic matter. Therefore, we are submitting it to you as the presiding domestic judge for your review and action.

I am submitting to you the complaint and notebook compiled by Ms. Whitaker regarding the actions of Dr. Camden. It outlines the conduct of Dr.

Camden in her role as the CFI and also as the reporting party to Douglas County Human Services ("DCHS") regarding possible abuse by Ms. Whitaker. As the presiding domestic judge of the 18<sup>th</sup> Judicial District, you have the authority to investigate a CFI's actions, and thereby hopefully ensuring that Dr. Camden adheres to the standards required of a psychologist in her role as a CFI in the future. The emotional abuse suffered by the parties' son as a result of Dr. Camden's actions has been enormous. Dr. Camden should not be considered an approved CFI, so that no other family is harmed by her unprofessional behavior and unethical conduct.

For you information, a hearing is set in the underlying domestic case for March 20 and 22, 2007, regarding the recommendations of Ed Budd, Ph.D. on parental responsibilities and parenting time, pursuant to C.R.S. § 14-10-127. Dr. Camden recently requested authorization for her withdrawal as CFI in the case, as her duties have basically been concluded. However, the respondent - Mr. Edwards - has objected, as he very much wants Dr. Camden to continue on the case. This is not surprising, given the clear bias Dr. Camden has shown toward Mr. Edwards in the proceeding.

I consider this a request for an independent review unrelated to the current proceedings, so there is no "opposing counsel" to whom I should send a copy of this letter and these materials. Therefore, I have not sent copies to the opposing attorney in the domestic case where Dr. Camden remains as the CFI.

Sincerely,

TRUHLAR AND TRUHLAR, L.L.P.

Debora D. Jones

Enclosures

Janice Whitaker  
10752 Middlebury Way  
Highlands Ranch, CO 80126  
Ph: 720-260-8447  
[REDACTED]

January 19, 2007

Honorable Judge Angela Arkin  
4000 Justice Way, Suite 2009  
Castle Rock, CO 80109

Re: Child Family Investigator (CFI) Dr. Marian Camden

Your Honor:

I hope you can help me. Terri at the District Administrator's Office gave me your name as the contact for disciplinary action against a CFI who was appointed by Magistrate Beth Elliot-Dumler, since the Magistrate isn't presiding over cases in Douglas County anymore.

Dr. Marian Camden was appointed as the Child Family Investigator ("CFI") in my post-decree dissolution case 02-DR-199, where I was the petitioner, and my ex-husband was the co-petitioner.<sup>1</sup> My attorney, Deborah Jones of Truhlar and Truhlar, and I tried to bring the improprieties of Dr. Camden's actions to the Magistrate's attention several times.

A copy of our motions with the specific incidents, notations, and exhibits is included in the front section of this binder:

- November 23, 2005
- December 22, 2005
- May 31, 2006
- June 29, 2006, and
- Ms. Jones written summation dated June 2, 2006.

**Dr. Camden violated Colorado Statutes, Chief Justice Directives, Magistrate's orders, and the American Psychological Association's Ethical Principles and Code of Conduct by:**

- Lodging an inaccurate complaint with Douglas County Human Services ("DCHS") in which she reported a number of false allegations
  - In 1996, Congress amended the Child Abuse Prevention and Treatment Act to eliminate blanket immunity for persons who knowingly make false reports.

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<sup>1</sup>The dissolution proceeding will hereafter be referred to as "the district court proceeding."

- Committing perjury under oath in the State Appeal case heard by Administrative Law Judge Donald E. Walsh in the Office of Administrative Courts on January 10, 2007,
- Mischaracterizing or misrepresenting information on a number of occasions,
- Making untrue statements regarding various persons with whom she spoke,
- Refusing to correct reports or statements when presented with accurate contradictory information,
- Displaying a lack of objectivity in carrying out her responsibilities as the CFI,
- Disregarding the rules governing CFIs and her own contract with the involved parties, and
- Acting unprofessionally in a number of other areas.

Magistrate Elliot-Dumler ordered on July 20, 2006, that the CFI's appointment did not terminate until conclusion of the post-decree matter. I felt that Dr. Camden had not only provided a disservice to my son and I, but would also endanger the public at large if she was to continue practicing as a CFI. I contacted the Office of the Child Representative (OCR) and was informed on November 13, 2006, to file a compliant with Magistrate Elliot-Dumler or the licensing authority for Dr. Camden. See their letter in the front section of this binder.

I believed my previous motions with Magistrate Elliot-Dumler had already brought the concerns to her attention so I contacted the Department of Regulatory Authorities per OCR's instructions. On December 15, 2006, I was informed that pursuant to C.R.S. § 12-14-215(7), the Board does not have the jurisdiction or authority to look into the matter. See their letter in the front section of this binder.

Meanwhile, I did some of my own investigation with the experts that Dr. Camden reported to DCHS who supported an investigation into Munchausen's by Proxy. **Imagine my surprise when my first contact with Dr. [REDACTED] was contrary to what Dr. Camden reported to DCHS and was not supported by the notation of his conversation with Dr. Camden in his file either.** He was kind enough to supply me with a letter September 17, 2006, confirming "I did not tell Dr. Camden that I believed Ms. Whitaker was causing Wesley's pain or that he was suffering from Munchausen's by Proxy. I would not have said this because I had no information to indicate that as a likely or probable diagnosis. **Therefore, I would never have told Dr. Camden that I believed an evaluation of Ms. Whitaker for Munchausen's by Proxy would be warranted, based on that single contact with Wesley and his parents.**" See Tab 15 in the second section of this binder.

In addition, when Ms. Jones asked Dr. Camden to verify her conversation with Susan Nichols regarding Dr. Adinoff's concurrence for an evaluation for Munchausen's by Proxy on the witness stand, under oath, in the State Appeal Hearing with Judge Walsh on January 10, 2007, Dr. Camden confirmed Susan Nichols' notes were correct "however thinks an evaluation would be beneficial based on his history with Mother of Child and child", **committing perjury.**

My next contact with Dr. [REDACTED] produced the same discrepancy between her file notes and Dr. Camden's report to DCHS. Dr. [REDACTED] also supplied me with a letter dated September 12, 2006 which states in Paragraph #2 "the suggestion that a teacher and apparently "some other people" involved with him had made the suggestion that he should be evaluated for Munchausen's, I agreed to the evaluation." See Tab 18 in the second section of this binder.

I contacted Wesley's [REDACTED] grade teacher next to confirm whether she had made the suggestion for an evaluation of Munchausen's by Proxy. In her letter of September 18, 2006, she stated she did not suggest that to Dr. Camden specific to Wes - "My subsequent conversation with Dr. Camden wasn't really about Wes, but about this curious disorder. I would have never have mentioned Munchausen's by Proxy if Dr. Camden hadn't sort of "baited" me. I know very little of this disorder, and **I did not believe that Wes was a victim of Munchausen's by Proxy.**" See Tab 26 in the second section of this binder.

My research continued with Dr. [REDACTED], another one of the experts Dr. Camden used to report her allegations to Susan Nichols at DCHS "if everyone else is saying this child should be evaluated, she would agree." However, Dr. [REDACTED] confirmed in a letter dated September 7, 2006 that "I informed Dr. Camden that I had observed no behaviors or attitudes that were out of the ordinary of a parent struggling with Wes' degree of anxiety. She proceeded to rephrase her question repeatedly to which I repeated my original opinion. **She then shifted her queries to any possible changes in my opinion if other professionals had expressed concerns. This led to the answer that, if other professionals had serious concerns, it would be reasonable for it to be explored. But, I had seen nothing that gave me concern.**" See Tab 4 in the second section of this binder.

I had now contacted 4 out of the 5 experts that Dr. Camden quoted as supporting an investigation into Munchausen's by Proxy to DCHS. There weren't any notes in Dr. Camden's file or a reference on Dr. Camden's billing statements that record a conversation with the fifth expert, Dr. [REDACTED], so it is doubtful that it actually occurred. **This led me to the conclusion that Dr. Camden manufactured the experts' support for an investigation of Munchausen's by Proxy, based on stating the teachers**

and others supported it, when in fact none of them supported it on their own.

So now I'm back to square one, trying to get someone to recognize **Dr. Camden's violations of:**

- **C.R.S § 19-3-208(3)(a)** – Advising the perpetrator of child abuse of the allegations against them,
- **C.R.S § 14-10-116.5** – Requiring the CFI to make independent and informed recommendations to the court
- **C.R.S § 14-10-129** – Including Section (2)(c) in her report when it wasn't applicable
- **Chief Justice Directive 04-08:**
  - Standard 1 – The CFI shall act professionally
  - Standard 2 – The CFI shall maintain objectivity
  - Standard 3 – The CFI shall serve as the Court's investigative arm
  - Standard 8 – The CFI shall provide competent opinions
  - Standard 9 – The CFI shall have child appropriate communication
  - Standard 15 – The CFI shall have written policies for the parties
  - Standard 18 – The CFI shall have no *ex parte* communications
- **American Psychological Association's Ethical Principles of Psychologists and Code of Conduct 2002:**
  - General Principle C: Integrity
  - Ethical Standard 3.04: Avoiding Harm
  - Ethical Standard 3.06: Conflict of Interest
  - Ethical Standard 5.01: Avoidance of False or Deceptive Statements

Dr. Camden filed a request to be permitted to withdraw from the district court proceedings on January 16<sup>th</sup>, 2007. In paragraph 2, she continues to make misstatements and omissions of fact:

- The allegations of Child Abuse were based on false statements and Dr. Camden's manufactured evidence which was presented to Judge Donald E. Walsh in the State Appeal Hearing mentioned previously. I am awaiting the outcome of his opinion, due in less than 60 days.
- I have not slandered Dr. Camden in the community. I have merely been trying to raise the issues of her misconduct through the appropriate avenues as presented to me.
- The complaint with the Licensing Board was not 'summarily dismissed': 'Summarily dismissed' means "done without delay, without serious consideration" per Webster's dictionary; whereas the Board ruled they did not have jurisdiction or the authority to act on my complaint.
- Dr. Camden maintains I have been trying to discredit her without any factual basis. All of my concerns are outlined and supported in the second section of this binder with the appropriate factual



documentation. I attest that all statements made by me in relation to this complaint are true to the best of my knowledge and belief.

I hope that you will take the time to review and act upon this complaint **to help others avoid the harm and suffering that my family has had to bear based on Dr. Camden's actions.** I would appreciate you notifying Magistrate Kara Martin of your conclusions also as she will be hearing the final orders case on March 20 and 22<sup>nd</sup>, 2007.

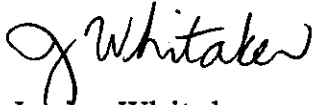
Complaint Filed Against:

Dr. Marian Camden  
Child Family Investigator  
7500 E. Arapahoe Rd., Suite 375  
Centennial, CO 80112  
Ph: 720-493-4827  
[Camdenpsyd@aol.com](mailto:Camdenpsyd@aol.com)

Represented in proceedings by:

Debora Jones, Esq.  
Truhlar and Truhlar  
7340 E. Caley Ave., Suite 310  
Centennial, CO 80111  
Ph: 303-794-2404  
[djfamilylaw@att.net](mailto:djfamilylaw@att.net)

Gratefully,



Janice Whitaker  
10752 Middlebury Way  
Highlands Ranch, CO 80126  
Ph: 720-260-8447  
[jwhitaker@raytheon.com](mailto:jwhitaker@raytheon.com)

# STATE OF COLORADO

## STATE BOARD OF PSYCHOLOGIST EXAMINERS

Gayle D. Fidler, Program Director  
1560 Broadway, Suite 1350  
Denver, Colorado 80202-5146  
Phone (303) 894-7766  
Fax (303) 894-7764  
TTY: Dial 711 for Relay Colorado  
[www.dora.state.co.us/mental-health](http://www.dora.state.co.us/mental-health)

Department of Regulatory Agencies  
D. Rico Munn, Executive Director

Division of Registrations  
Rosemary McCool, Director

Allied Health Section  
Shelley Hitt, Section Director



Bill Ritter, Jr.  
Governor

April 19, 2007

Janice Whitaker  
10752 Middlebury Way  
Highlands Ranch, CO 80126

RE: Inquiry Filed Against Marian L. Camden, PsyD  
Case Consideration

Dear Ms. Whitaker:

At its meeting on April 6, 2007, the Colorado Board of Psychologist Examiners (Board) performed an "initial screening" of your inquiry against Marian L. Camden, PsyD.

The Board realizes these issues are very important and carefully considered your inquiry. The review of this information resulted in a finding that pursuant to CRS 12-43-215(7), the Board does not have jurisdiction to intervene in this matter because the services complained about involved a domestic or child abuse evaluation undertaken for purposes of legal proceedings in the courts of this state. Accordingly, the Board found that further review and mailing of the Board's 20-day notice letter is not warranted.

The Board appreciates the time you took to file your inquiry and bring this matter to its attention. Please call if you have any questions or concerns.

Sincerely,

Gayle D. Fidler  
Program Director

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# STATE OF COLORADO

**STATE BOARD OF PSYCHOLOGIST EXAMINERS**

Richard P. Morales, Program Director

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Department of Regulatory Agencies  
D. Rico Munn, Executive Director

Division of Registrations  
Rosemary McCool, Director



Bill Ritter, Jr.  
Governor

October 8, 2008

Janice Whitaker  
10752 Middlebury Way  
Highlands Ranch, CO 80126

RE: Inquiry Concerning Dr. Marian Camden  
Case#: 2009-000449


Dear Ms. Whitaker:

On October 3, 2008, the Colorado Board of Psychologist Examiners (Board) reviewed the available material concerning the inquiry you filed against Marian Camden. This is the first step in deciding whether to institute a formal proceeding for discipline.

After thorough review of the information available, and pursuant to CRS 12-43-215(7), the Board found that it does not have jurisdiction to intervene in this matter because the services complained about involved a custodial evaluation undertaken in a domestic relations case in the courts of this state or domestic or child abuse evaluation undertaken for purposes of legal proceedings in the courts of this state. Accordingly, the Board determined that further review is not warranted, and will take no further action. The Board has dismissed the matter.

On behalf of the Board, thank you for bringing this matter to the Board's attention.

Sincerely,

  
Carlotta D. Knox  
Program Director

CDK/pj

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**Department of Regulatory Agencies  
Mental Health Section  
1560 Broadway, Suite 1370  
Denver, CO 80202  
Ph: 303-894-7766**

**April 11, 2008**

**Person filing Complaint:**

Janice Whitaker  
10752 Middlebury Way  
Highlands Ranch, CO 80126  
[REDACTED]

Ph: 720-260-8447

**Complaint Filed Against:**

Dr. Marian Camden  
7500 E. Arapahoe Rd., Suite 375  
Centennial, CO 80112

Ph: 720-493-4827

**Complaint also under investigation with:**

Lindsay Childress-Beatty, J.D., Ph.D.  
Deputy Director, Ethics Office  
American Psychological Association  
750 First Street, NE

Washington, D.C. 20002-4242

Ph: 202-336-5500

**Proceeding with Civil Lawsuit also.**

Dr. Camden is a mandated Child Abuse reporter under Colorado Regulatory Statute C.R.S. § 19-3-304 in her position as a licensed psychologist with the Department of Regulatory Agency, State of Colorado.

The Child Abuse Prevention and Treatment Act was amended in 1996 **eliminating blanket immunity for persons who knowingly make false reports**, based on information that 2,000,000 children were involved that year in non-valid reports, as opposed to 1,000,000 children who were genuinely abused. **Therefore, I am submitting a complaint against Dr. Marian Camden, a licensed psychologist in the State of Colorado, for manufacturing evidence and falsifying facts** as outlined by Administrative Law Judge Donald E. Walsh, State of Colorado, Office of Administrative Courts, in his March 30, 1007 initial decision, **concluding that the previous finding of moderate emotional abuse be overturned.** A copy of his Initial Decision is enclosed. See Exhibit 1 from my file.

**#4 - "In attempting to get additional expert opinion, Dr. Camden misstated the views of other professionals who had contact with WE.....She indicated that they all recommended that JW be evaluated for Munchausen's by Proxy. Subsequent contact with the professionals revealed that their opinions were compromised as told by Dr. Camden."**

**#9 - "Dr. Camden inaccurately informed Ms. Nichols that the Appellant was toxic and had a Borderline Personality Disorder. There is no credible evidence suggesting this is true. It was a conclusory statement by Ms. Camden used to convince DCHS as a child abuser."**

**#11 - "Dr. [REDACTED], WE's therapist, provided November 2005 clinical notes to Dr. Camden which indicated that WE related that neither parent told him to keep secrets, and that Appellant had not badmouthed LE or told WE what would constitute reasons to run away from LE's (Lyn Edwards', WE's father) home. Dr. [REDACTED] also provided later, separate notes which showed WE's irrational conclusions, but these notes were not sent to the Kempe Center nor were they included in the DCHS file."**

**#12 - "In Dr. Camden's report to DCHS on November 11, 2005, she falsely stated that WE had "abdominal pain, had appendix removed and was scheduled for another surgery." To the contrary, Dr. Camden had received an email from JW dated September 27, 2005, which stated that all surgeries had been cancelled; this facsimile was sent six weeks prior to Dr. Camden's report to DCHS. LE reported this same information to Dr. Camden via a facsimile sent September 27, 2005 at 7:05am."**

**#14 - "Dr. Camden falsely stated in her November 11, 2005 report to DCHS that the parties' child was on "lots of meds" when she had knowledge that the child was on only one anti-anxiety medication."**

**#16 - "False information {from Dr. Camden} regarding the notes left by JW at WE's school was included, but JW's responsive explanation was never relayed to the Kempe Center."**

**#19 - "When Dr. Camden contacted two members of the Kempe Centre staff to inquire about their analysis and basis for conclusions; they listed inaccurate bases for their determinations. They thought that MW had a good relationship with LE, when in fact, LE had informed Dr. Camden that he basically had no relationship with MW."**

**#27 - The ALJ finds that the analysis done by the Kempe Center was flawed in that they only received information that was selectively designed to get the result that Dr. Camden and/or DCHS was looking for.**

**#28** -The evidence provided to the Kempe Center was not credible, thus, the outcome of the analysis is not credible (i.e. "GIGO" or garbage in = garbage out)."

**#30** - The ALJ concludes that there is only innuendo, surmise and anecdotal stories in evidence in support of the State Department's assertion. This simply does not rise to the level of proof by a preponderance of the evidence."

Following a review by the State of Colorado, Department of Human Services, Office of Appeals, a Final Decision was given on July 19, 2007, which modified the Initial Decision in minor ways, **but upheld the finding of Judge Donald E. Walsh**. A copy of the Final Agency Decision is enclosed for your review. See Exhibit 2 from my file.

I am also submitting my complaint that as a licensed psychologist in the State of Colorado, **Dr. Camden violated the American Psychological Association's Ethical Principles of Psychologists -**

**Principle A: Beneficence and Nonmaleficence** which states "Psychologists strive to benefit those with whom they work and take care to do them no harm."

**Principle C: Integrity** which states "Psychologists seek to promote accuracy, honesty, and truthfulness in the science, teaching and practice of psychology. In these activities psychologists do not steal, cheat, or engage in fraud, subterfuge, or intentional misrepresentation of fact."

**American Psychological Association's Code of Conduct 2002 Ethical Standards:**

**3.04 Avoiding Harm** which states "Psychologists take reasonable steps to avoid harming their clients/patients....and others with whom they work, and to minimize harm where it is foreseeable and unavoidable."

**3.06 Conflict of Interest** which states "Psychologists refrain from taking on a professional role when personal, scientific, professional, legal, financial, or other interests or relationships could reasonable be expected to (1) impair their objectivity, competence, or effectiveness in performing their functions as psychologists or (2) expose the person or organization with whom the professional relationship exists to harm or exploitation."

**5.01 Avoidance of False or Deceptive Statements** which states "Public statements include but are not limited to ...printed matter....comments for use in media such as print or electronic transmission, statements in legal proceedings. Psychologists do not knowingly make public statements that are false, deceptive, or fraudulent concerning their research, practice, or other work activities or those of persons or organization with which they are affiliated."

***Dr. Camden's action is beyond suspect; it more closely resembles intentional misconduct.***

***Her actions confirm a slanderous, biased, unwarranted attack on my character, personality, and credibility as a mother.***

***Her actions have harmed my son, his sister, me, and my entire family.***

***Dr. Camden used the power awarded to her as a licensed psychologist to directly manipulate another State agency and The Kempe Center to support her pre-drawn conclusions.***

***Dr. Camden's conduct warrants discipline.***

**She needs to be held accountable for the:**

- **False, manufactured evidence to support her unfounded allegations of child abuse,**
- **Abuse of her professional license issued by the State of Colorado,**
- **Unprofessional conduct,**
- **Unethical behavior,**
- **Immoral acts,**
- **Gross negligence,**
- **Egregious nature of her conduct, e.g. that she was malicious,**
- **Violation of Colorado Regulatory Statutes, and**
- **Violation of Ethical Standards and Principles required by the American Psychological Association of all licensed psychologists.**

Other states have recognized and acted upon such misconduct, whether or not it is connected with a domestic or child abuse evaluation undertaken for purposes of legal proceedings in other courts of the State. These actions have required licensed psychologists to:

- Surrender their license,
- Admit the violations and/or wrong-doing,
- Agree to discontinue rendering services to families, parents and/or children as an expert or evaluator for matters in Domestic Relations Court regarding parenting, custody, or visitation,
- Require supervision of their practice, and/or
- Other punitive measures.

See Exhibit 20 from my file.

Please proceed immediately with this complaint against Dr. Marian Camden with the State Board of Psychologist Examiners and against her license issued by your Agency, **to hold her accountable for her egregious actions of manufacturing evidence and lies to support false child abuse allegations, unprofessional behavior, immoral acts, unethical conduct, and gross negligence.**

Sincerely,



Janice Whitaker

1. **Chronological statement of my complaint, including dates, is attached unbound and unstapled.**
2. **Names, addresses and telephone numbers of witnesses, including other professionals:**

Wesley Edwards, child, age 11 3/4  
8405 S. Pebble Creek Way, #104  
Littleton, CO 80126  
Ph: 303-570-5481

Lyn Edwards, father  
8405 S. Pebble Creek Way, #104  
Littleton, CO 80126  
Ph: 303-570-5481

Dr. [REDACTED]  
Child's Psychiatrist during time period  
[REDACTED]  
[REDACTED]  
[REDACTED]

Dr. [REDACTED]  
Child's Allergist  
[REDACTED]  
[REDACTED]  
[REDACTED]

Dr. [REDACTED]  
Child's Pediatrician  
[REDACTED]  
[REDACTED]  
[REDACTED]

Dr. [REDACTED]  
Child's Therapist during period  
[REDACTED]  
[REDACTED]  
[REDACTED]

Grade Teacher  
[REDACTED]  
[REDACTED] Elementary  
[REDACTED]  
[REDACTED]

Directors, [REDACTED] Day Camp  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]



**Copies of supporting evidence and documentation are attached unbound and unstapled.**

**3. I learned of the Agency's existence through Truhlar and Truhlar, L.L.P.**

**I attest that all statements made by me in relation to this complaint are true to the best of my knowledge and belief.**

Janice Whitaker  
Print Name

*J Whitaker*  
Signature

April 11, 2008  
Date

**1. Chronological statement of my complaint, including dates:**

- 9/20/05 - Dr. [REDACTED] (Wes' psychiatrist) changed Wes from Lexapro to Klonopin because the Lexapro didn't seem to be working.
  - **I notified Dr. Camden via fax that Wesley was on just one medication.**
  - **Dr. Camden later reported to Douglas County Human Services (DCHS) 11/11/05 that Wes was on "lots of meds."**
- 9/27/05 - I notified Dr. Camden of "Recurrent Abdominal Pain (RAP)" diagnosis at Children's Hospital and that no further surgeries were scheduled. Mr. Edwards also sent notification.
  - **Dr. Camden reported to DCHS 11/11/05 that additional surgeries were scheduled.** See Exhibit 4 pg 1 from DCHS files.
- 10/27/05 - Dr. Camden had given me three psychological tests and discussed the test results with me on this date. **Dr. Camden's notes and concerns did not mention anything about my being toxic, having Borderline Personality Disorder, or anything more serious than just "areas of concern."** See Exhibit 4 pg 3 from DCHS file.
  - I was open to Dr. Camden's concerns - willing to discuss with my therapist. I gave her a release for [REDACTED] Mental Health.
  - I pursued Dr. Camden's suggestion of retaking the psychological tests to confirm her results with Dr. [REDACTED] in November 2005. They included 4 more testing instruments in addition to Dr. Camden's tests:
    1. Rorschach Ink Blot
    2. Thematic Apperception Test (TAT)
    3. Sentence Completion test (SCT)
    4. Projective Drawings
    5. Beck Depression Inventory
    6. Minnesota Multiphasic Personality Inventory-2 (MMPI-2)
    7. Million Clinical Multiaxial Inventory-III (MCMI-III)
    8. Plus a social history questionnaire
  - ❖ Dr. [REDACTED] January 6, 2006 report stated
    - "there was no overt psychopathology exhibited in any of the instruments", and
    - "there were no indications of any serious psychopathology that would inhibit Janice's ability to continue to be successful in both a work and family environment."
  - **This is contrary to Dr. Camden's slanderous statements to Susan Nichols of DCHS on 11/16/05 that I am a "Toxic person with a Borderline Personality Disorder."** See Exhibit 4 pg 3 from DCHS file.
    - ❖ This was blatantly untrue.
    - ❖ There was absolutely no basis for her statement, as she, nor anyone else, has ever diagnosed me with Borderline Personality Disorder.

***As a licensed psychologist, Dr. Camden was well aware of the negative impact this statement would have on the people involved in the DCHS investigation.***

***Dr. Camden's slanderous statements of me as a toxic person with an unsubstantiated Borderline Personality Disorder set the stage for the Kempe Center's and DCHS' perceptions, and***

***Resulted in their subsequent mistaken negative conclusions of founded emotional abuse against me.***

- 11/11/05 – Dr. Camden reported false allegations of child abuse to DCHS. See Exhibit 4 pg 1 from DCHS files. **The impetus for Dr. Camden's initial report to DCHS is suspect when one examines Dr. Camden's notes of her November 11, 2005, interview with Wes and Mr. Edwards, as well as the inconsistencies already exposed, plus the fact that she was alone with Wesley at the time.** Dr. Camden described Wes as "very anxious, curling up on the couch in a ball," a position that does not suggest truthfulness, but more of a position for protection that all children instinctively do when feeling threatened. See Exhibit 5 from her own files.
  - Marian Camden feels Wesley is being emotionally abused. Appears that Mom is coaching him to present he doesn't want to go [visit his Father].
    - ❖ Wesley ran away from his Father's condo on April 2, 2005 after he asked to come home with me from a baseball game that both of his parents attended. I told him he could not as it was his Father's weekend and left him in the care of his Father at the baseball field.
    - ❖ I did not file Child Abuse charges against Mr. Edwards even though running away qualifies as evidence that a child is Dependent and Neglected. See C.R.S. § 19-3-102(1) (f) "The child has run away from home or is otherwise beyond the control of his or her parent, guardian or legal custodian."
    - ❖ I refused to file a motion to suspend visitation with Wesley's father prepared by my Attorney; nor did I support any other legal action.
    - ❖ Wes refused to go with his Father for regularly scheduled visitation either from School After-Care, Summer Day Camp, or neutral drop-off/pick-up locations until reunited with the help of a new therapist arranged by me, in mid-August 2005.
    - ❖ Dr. Camden did not speak with any of the professionals who witnessed the interactions between Wesley and his Father during this time.
      - Dr. Camden had signed releases from both parents to do so.
    - ❖ Dr. Camden did not verify that I wasn't anywhere near the facilities, didn't interfere between Wesley and his Father, and did not coach Wesley to refuse to go with his Father.

- ❖ She did not confirm Mr. Edwards called me to come get Wesley when Wes refused to go with him.
- ❖ The note in Dr. Camden's file regarding a conversation on November 8, 2005, with ██████████ {sic} stating that I told her "to watch especially for physical violence" is directly contradicted by Ms. ██████████ letter signed August 31, 2006. See Exhibit 6 pg 1 from Dr. Camden's file.
- ❖ More contradiction is stated by Ms. ██████████ "Janice is a great person and a great mother, and this is what I told Dr. Camden. I also told Dr. Camden that Ms. Whitaker had a good relationship with Wes.....she never made disparaging comments about Mr. Edwards." Ms. ██████████ does not mention any statements about physical violence or being told to watch out for any. See Exhibit 6 pgs 2 & 3 from my file.
- ❖ ██████████, previous ██████████ Day Camp Director, also contradicts Dr. Camden's report with her letter dated September 1, 2006 "Ms. Whitaker did not say anything suggesting that Mr. Edwards would be violent in his encounter with Wesley...I do not recall whether Dr. Camden called me.....If she did, I would not have told her that Ms. Whitaker suggested that Mr. Edwards might be violent, as Ms. Whitaker did not say that in her discussion with me." See Exhibit 6 pgs 4 & 5 from my file.
- ❖ Mr. Edwards told Dr. Camden on November 4, 2005, that "I think Melony put the idea in his head to run away." See Exhibit 7 pg 5 from Dr. Camden's own file.
  - Dr. Camden ignored this statement, attributing Wesley's thoughts of running away to me instead, to DCHS.
- Has abdominal pain. Had appendix removed and was scheduled for another surgery.
  - ❖ To the contrary, Dr. Camden had received an email from me six weeks prior dated September 27, 2005, which stated that all surgeries had been cancelled now that the correct diagnosis had been made at Children's Hospital the previous weekend. See Exhibit 8 pg 1 from Dr. Camden's own file.
  - ❖ Mr. Edwards reported this same information to Dr. Camden via fax on September 27, 2005. See Exhibit 8 pg 2 from Dr. Camden's own file.
  - ❖ Both parents signed consent forms for Dr. Camden to contact the Children's Hospital team of doctors, but she never did confirm their diagnosis. See Exhibit 8 pgs 3 & 4 from Dr. Camden's own file.
- Wesley reports that Mom and his sister have loud altercations. Mom hits and pushes.
  - ❖ No concerns about such altercations were ever raised as concerns by Dr. Camden.
  - ❖ Dr. Camden observed first hand the interaction between Melony (Wesley's sister) and I on November 1, 2005; with her notes stating

- “Melony and Janice appear to be comfortable & communicative together.” See Exhibit 9 pg 1 from Dr. Camden’s own file.
- ❖ Subsequent interviews by Brandi Rennemeyer of DCHS with both Wesley and Melony separately found this allegation to be false.
- Former therapist [REDACTED] fired by Mom.
    - ❖ Wesley saw Dr. [REDACTED] from May 1, 2003, until February 12, 2004, arranged and covered by my medical insurance to help him deal with his phobia of the wind and anxiety related to the divorce.
    - ❖ On June 17, 2005, I e-mailed Mr. Edwards that I had concerns with Dr. [REDACTED] and included a copy of a formal disciplinary letter from the State of Colorado, Department of Regulatory Agencies, Board Case # [REDACTED], for failing to meet the generally accepted standards of practice regarding parenting time recommendations and violating specific sections of Colorado State Code. See Exhibit 10 pgs 1 & 2 from Dr. Camden’s file.
      - Mr. Edwards never responded to the email or objected in any form.
      - Both parents signed a release allowing Dr. Camden to speak with Dr. [REDACTED]. See Exhibit 10 pg 3 from Dr. Camden’s file.
    - ❖ ***There isn’t any record in Dr. Camden’s files of any conversations with Dr. [REDACTED].***
    - ❖ ***The billing statements do not show a charge for exchanging information with Dr. [REDACTED]; therefore Dr. Camden’s report of stating to DCHS “Former therapist [REDACTED] fired by Mom” was false.***
  - Child on lots of meds.
    - ❖ The correct information was included in the Child History Questionnaire completed by Mr. Edwards on September 14, 2005, noting Lexapro as the only regular medication and others for seasonal allergies only. See Exhibit 11 pg 1 from Dr. Camden’s file.
    - ❖ I sent a fax to Dr. Camden on September 20, 2005, noting Dr. [REDACTED] had changed Wes’ anti-anxiety medication to Ativan. See last paragraph of Exhibit 11 pg 6 from Dr. Camden’s own file.
    - ❖ The change in medication was also covered with Mr. Edwards on September 21, 2005, pg 5, 3<sup>rd</sup> paragraph “Yesterday’s appt – she changed to Klonopin from Lexapro.” See Exhibit 11 pg 11 from Dr. Camden’s own file.
    - ❖ I completed a Child History Questionnaire confirming that Wesley had been changed to Ativan on September 26, 2005. See Exhibit 11 pg 13 from Dr. Camden’s own file.
    - ❖ The change in the *only* anti-anxiety medication Wes was taking was also referenced in my email to Dr. Camden on September 27, 2005. See Exhibit 11 pg 18 from Dr. Camden’s own file.
    - ❖ Dr. [REDACTED] Progress Notes of October 3, 2005 indicate Wesley is only on Clonopin [Klonopin – sic]. See Exhibit 12 from my file.

- ❖ Wes' current anti-anxiety medicine was mentioned again in Dr. Camden's own notes dated October 5, 2005 first sentence "Wes on Ativan now - feeling better." See Exhibit 13 pg 1 from Dr. Camden's own file.
- ❖ Dr. Camden also spoke with Dr. [REDACTED], Wesley's Pediatrician, on November 15, 2005. The conversation relayed by Dr. Camden to DCHS did not mention any concerns about "meds." See Exhibit 4 pg 2 from DCHS' file.
- ❖ Dr. Camden spoke with Dr. [REDACTED], Wesley's current psychiatrist, for the first time on November 16, 2005. The conversation relayed by Dr. Camden to DCHS also did not mention any concerns about "meds." See Exhibit 4 pg 3 from DCHS' file.
- ❖ **Dr. Camden intentionally misrepresented the medicinal facts known to her or available to her NINE different times to DCHS.**

***Dr. Camden continued to submit false and misleading statements and information to DCHS. When she couldn't find any, she manufactured the evidence and lies to get the additional expert opinion DCHS needed/warranted to open a child abuse case.***

- 11/15/05 - According to DCHS notes, Dr. Camden spoke with Susan Nichols, DCHS manager, who "explained to Dr. Camden that I had reviewed the referral with my Admin. Said that we needed additional expert opinion regarding whether an evaluation for Munchausen's by Proxy would be needed/warranted."
  - The DCHS notes @ 3:20pm state, "**Dr. Camden spoke with Wesley's allergist - who said that he is not making allegations of Munch [Munchausen's by Proxy], however thinks an evaluation would be beneficial because of his history with MOC {Mother of Child} and child.**" See Exhibit 4 pg 2 from DCHS file.
    - ❖ This must be from Dr. Camden's only conversation with Dr. [REDACTED] per her file notes on September 20, 2005 stating "Doctor wondered about the possibility of Munchausen's by Proxy, but DID NOT make this allegation, simply speculated on that possibility. See Exhibit 14 pg 1 from Dr. Camden's own file.
    - ❖ **However, this is contradicted by Dr. [REDACTED] patient notes dated 9/20/05, regarding his conversation with Dr. Camden. His handwriting reads: "Phone call Dr. Camden: reports MOC felt FOC [Father of Child] behavior was inappropriate at AP [Abdominal Pain] eval 11/12/04. No notes to support that. I have no recollection of such behavior. Dr. [REDACTED] signature".** See Exhibit 14 pg 2 from my file.
    - ❖ Dr. [REDACTED] patient notes also contain a letter dated November 12, 2004, detailing his AP exam and findings. **His letter also doesn't make any mention of inappropriate behavior by MOC or**

**suspicion of Munchausen's either.** See Exhibit 14 pgs 3 & 4 from Dr. Camden's own file.

- ❖ Moreover, Dr. ██████ confirmed his conversation and patient notation in a letter dated September 17, 2006, stating that he **“did not tell Dr. Camden that I believed Ms. Whitaker was causing Wesley's pain or that he was suffering from Munchausen's by Proxy. I would not have said this because I had no information to indicate that as a likely or probably diagnosis.”** See Exhibit 14 pg 5 from my file.

**Therefore Dr. Camden's notes of her conversation with Dr. ██████ are dubious at best, and more accurately described as fraudulent.**

- The DCHS notes state @ 6:00 p.m. that “Dr. Camden spoke with PCP [Primary Care Physician] Dr. ██████. She sees no signs of Munch, however this child is much sadder than a typical child of divorce, much more depressed and fears that he is one who would suicide in a few years. Re: a Munch by Proxy eval – she said that she feels it would be a good idea.” See Exhibit 4 pg 2 from DCHS file.
  - ❖ There are several discrepancies between Dr. Camden's write-up of her conversation with Dr. ██████. See Exhibit 15 pg 1 from Dr. Camden's own file vs. the actual Pediatric Progress Notes from Dr. ██████ file Exhibit 12 and Exhibit 15 pg 2 from my files.

<b>Dr. Camden's typed 11/15/05 file notes</b> Exhibit 15 pg 1:	<b>Dr. ██████ 10/3, 10/7, 11/15, and 12/28/05 file notes</b> Exhibit 12 and Exhibit 15 pg 2:
“Did not know about the Children's Hospital episode.”	10/3/05 “Follow-up from TCH [The Children's Hospital] – hospitalized.
“This little boy is much sadder and more depressed than most children post divorce”	“Sad, depressed child, he feels sleepy and stressed, going back to school ¾ to full-time at ██████. Needs weekly therapy. Advised Mother to call Dr. ██████. Don't think his Clonapin [anti-anxiety medication - Klonopin (sic)] is doing a lot.”
“Nothing I seemed to do helped. This won't get better. Best to get the evaluation at Kempe. With that history, I think you have to do it. I could see this kid suiciding in a couple of years if the depression doesn't get any better.”	“Call from Marian Camden PhD – Psych Counselor. Munchausen's by Proxy. Actively manipulated child to running away from dad's home. Social Services called – 2xs Mom/Melony (Wesley's sister) altercations. ██████ grade teacher/█████ grade?? Munchausen's – probably should call SS – Kempe Ctr.”

Note: Immediately upon leaving Dr. [REDACTED] office on 10/3/05, I contacted Wesley's psychiatrist because she had warned us that sleepiness could be a side-effect of Klonopin. I was able to reach her back-up, Dr. [REDACTED], who switched Wesley to Ativan that same day. See Exhibit 15 pg 3 from Dr. Camden's own file (Dr. [REDACTED] notes). "Call Monday from M [Mother] - on Klonopin daily. Blurred vision, very tired. Changed to Ativan 2 mg daily."

***The inconsistencies above between Dr. Camden's notes of her conversation with Dr. [REDACTED] were manufactured to support Susan Nichols' request for more expert opinion to open a child abuse investigation.***

When I asked Dr. [REDACTED] to confirm her notes in a letter dated September 12, 2006 letter, See Exhibit 15, pg 4, **she only agreed with Dr. Camden that an evaluation for Munchausen's by Proxy could be warranted because Dr. Camden indicated that Wes' teacher and others had suggested that Wes suffered from Munchausen's by Proxy.**

**However, this underlying premise was false. [REDACTED] - Wes' [REDACTED] grade teacher and the only teacher contact verified by Dr. Camden's notes - states that she never made such a suggestion.<sup>1</sup>**

[REDACTED] confirmed this in her letter dated September 18, 2006 "I would never have mentioned Munchausen's by Proxy because Dr. Camden hadn't sort of "sort of baited" me. I know very little of the disorder, and I did not believe that Wes was a victim of Munchausen's by Proxy. I was surprised that the subject was included in Dr. Camden's notes .....While I did tell Dr. Camden that I had spoken to Wes' prior teacher regarding his illnesses and absences, I did not tell her that we had concerns that Wes was a victim of Munchausen's by Proxy." See Exhibit 16 pg 1 from my files.

This is contrary to Dr. Camden's notes of her interview with Ms. [REDACTED] on November 9, 2005. "Teacher raised question of Munchausen's. I asked why? She talked with [REDACTED] grade teacher - we thought of the possibility of Munchhausen's." See Exhibit 16 pg 6 from Dr. Camden's own files.

***Dr. Camden's mischaracterization of Ms. [REDACTED] statement is, at best, a flagrant twisting or misinterpretation of a witness's report.***

<sup>1</sup> There is no verification that Dr. Camden contacted Wesley's 2<sup>nd</sup> teacher, Ms. Larsen, although Dr. Bublitz' file notes indicate that Dr. Camden stated that. See Exhibit 21 - Dr. Camden's billing statements.



***At worst, it could be seen as a reprehensible move to garner support for an evaluation which Dr. Camden desired but which would only proceed if she could manufacture evidence to support it, feeling that the impetus for the evaluation would not be re-examined if it resulted in the conclusion which she had already reached.***

- 11/16/05 @ 11:00am - Dr. Camden contacted DCHS, reporting she had spoken with Wesley's former therapist. See Exhibit 4 pg 2 from DCHS files.
  - There isn't any record in Dr. Camden's files of any conversations with Dr. [REDACTED].
  - The billing statements do not show a charge for ever contacting Dr. [REDACTED]; **therefore Dr. Camden's report of stating to DCHS that she had spoken with Wesley's former therapist was false.**
  - Dr. Camden instead contacted Dr. [REDACTED], Wesley's psychiatrist, who she knew prescribed his medication only.
  - DCHS relied on Dr. Camden's account of her conversation with Dr. [REDACTED] alleging that an evaluation would be appropriate. [REDACTED] - psychiatrist doesn't like the idea, narrow limited view - only treating his wind phobia, haven't seen anything out of the ordinary, if everyone else is saying this child should be evaluated, she would agree." See Exhibit 4 pg 3 from DCHS files.
  - The letter from Dr. [REDACTED] dated September 7, 2206 [sic] is most telling however. **Dr. [REDACTED] states that in their November 16, 2005, conversation, Dr. Camden repeatedly rephrased her questions regarding possible Munchausen's by Proxy.**
    - ❖ The logical inference is that Dr. Camden felt she could persuade Dr. [REDACTED] that an evaluation was warranted.
    - ❖ **Finally Dr. Camden suggested that other professionals had expressed concern about possible Munchausen's by Proxy.**
    - ❖ Only then did Dr. [REDACTED] state that an evaluation would be reasonable **if other professionals had serious concerns.** See Exhibit 17 from my file.
    - ❖ **However, Dr. Camden did not name those other professionals.**

**In fact, there was no professional that actually stated that he or she suggested such a concern.**

**Not any of the many doctors treating Wesley medically, mentally, or psychiatrically, not even the specialized professional staff at Children's Hospital.**

**Nor had any of Wesley's teachers, principals, or other associated school professionals.**

***Only Dr. Camden did; one out of many, many experts that would have recognized the same concern, but did not and in fact, refuted her notes, reports, and allegations.***

**However,  
Susan Nichols agreed they would assign for evaluation of Munchausen's only.**

- Dr. Camden agreed to be part of a Kempe Center evaluation and present information that she was privy to.
- 11/21/05 – DCHS' Colorado Safety Assessment/Plan states, "As for the safety concerns regarding the allegations, **the Special Advocate [Dr. Camden] has petitioned the court to allow Wesley to remain at his father's house**, therefore illminating [sic] the current safety concerns. The investigation will continue without a safety plan at this time."
  - **Dr. Camden never filed such a petition to the Court.**
  - See Exhibit 18 from DCHS file.

***Again, another lie and misrepresentation of the facts to DCHS.***

- 12/28/05 - Call from Brandi Rennemeyer documented in Dr. Bublitz' notes. "Emotional abuse going on – can't really prove it." See Exhibit 15 pg 2 from my file.
- 2/7/06 – I received notification from Brandi Rennemeyer that the Kempe Center **did not find the allegation of Munchausen's by Proxy valid; however, they found me guilty of Emotional Abuse.**
- 3/23/06 – I filed an appeal with the Office of Attorney General on DCHS findings.
- 1/9/07 and 1/10/07 – Appeals hearing with Judge Donald E. Walsh, State of Colorado, Office of Administrative Courts.
  - Testimony by Dr. Camden
  - Testimony by DCHS
  - Testimony by Terry James Banks – Kempe Center.
- 3/30/07 – Initial Decision rendered by Judge Walsh that the previous finding of moderate Emotional Abuse be overturned. See Exhibit 1 from my file.

- 7/19/07 -- Final Agency Decision rendered by State of Colorado, Department of Human Services, Office of Appeals, affirming the Administrative Law Judge's Initial Decision. See Exhibit 2 from my file.

Lastly, Dr. Camden informed my attorney and me that the allegations were for emotional abuse only -- without any specific facts, concerns or instances explained -- *nor did Dr. Camden include her allegation of Munchausen's by Proxy which was what DCHS agreed to open an investigation for.*

- Dr. Camden sent a fax to my attorney stating, **"I asked again about the problem of protecting the integrity of the evaluation vs. the parties' right to know more about the concerns. I was again advised not to say more than "emotional abuse" at this time because of fears of damaging the evaluation, thereby putting Wesley at risk."** See Exhibit 19 pg 1.
- **At Dr. Camden's insistence, I did not receive the specific allegations reported to DCHS until February 8, 2006, after the DCHS assessment was completed and closed.**
- *There isn't anything in the DCHS file which suggests that anyone directed Dr. Camden not to tell me of the allegations against me.*
- **Susan Nichols of DCHS** testified on February 14, 2006 in Douglas County District Court **that she never advised Dr. Camden to withhold information and violate C.R.S. § 19-3-208(3)(a).**
- Dr. Camden continued to maintain her position that DCHS had requested her to suppress the facts in her testimony in the Department of Human Services Office of Appeals.
- **Terry James-Banks of the Kempe Center** testified on February 14, 2006 in Douglas County District Court, and again in Department of Human Services Office of Appeals on January 9, 2007 **that she never advised Dr. Camden or anyone else to violate C.R.S. § 19-3-208(3) (a), institute a gag order, or withhold information.**

I received a submission regarding Dr. Marian Camden from Janice Whitaker,  
10752 Middlebury Way, Highlands Ranch, CO 80126 at

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Date and time stamp

RECEIVED

APR 11 2008

DIVISION OF REGISTRATIONS  
4

Kiri Hade

Name

Kiri Hade

Signature

Department of Regulatory Agencies

Mental Health Section

1560 Broadway, Suite 1350

Denver, CO 80202



AMERICAN  
PSYCHOLOGICAL  
ASSOCIATION

**CONFIDENTIAL**  
**VIA FEDERAL EXPRESS**

September 24, 2008

Janice Whitaker  
10752 Middlebury Way  
Highlands Ranch, CO 80126

Dear Ms. Whitaker:

You have submitted evidence indicating that you have filed a complaint with the Colorado State Board of Psychologist Examiners ("Colorado Board") and that they are moving the complaint forward in the complaint process. Accordingly, we have decided to stay the investigation of the complaint filed with our office until the Colorado Board has completed its review. Please keep us informed as to the resolution of that matter.

Thank you for your patience and cooperation.

Sincerely,

A handwritten signature in cursive script that reads "Lindsay Childress Beatty".

Lindsay Childress Beatty, J.D., Ph.D.  
Deputy Director, Ethics Office

750 First Street, NE  
Washington, DC 20002-4242  
(202) 336-5500  
(202) 336-6122 TDD

Web: [www.apa.org](http://www.apa.org)

Janice Whitaker  
10752 Middlebury Way  
Highlands Ranch, CO 80126  
Ph: 720-260-8447

January 22, 2007

American Psychological Association (APA)  
Office of Ethics  
750 First Street, NE  
Washington, DC 20002-4242  
Phone: 202-336-5930

Dear APA - Office of Ethics:

Please find enclosed the materials required to support an ethics complaint against Dr. Marian Camden of Centennial, CO.

- Ethics Complaint Form -
- Additional information required for Section 7:  
(a) Violations of the **APA's Ethical Principles of Psychologists and Code of Conduct 2002** during the time period of September 12, 2005 through January 16, 2007:

- 1. General Principle A – Beneficence and Nonmaleficence**
- 2. General Principle C – Integrity**
- 3. Ethical Standard 3.04 – Avoiding Harm**
- 4. Ethical Standard 3.06 – Conflict of Interest**
- 5. Ethical Standard 5.01 – Avoidance of False or Deceptive Statements**

by

- **Mischaracterizing or misrepresenting information on a number of occasions,**
- **Lodging an inaccurate complaint with Douglas County Human Services in which she reported a number of false allegations,**
- **Making untrue statements regarding various persons with whom she spoke,**
- **Refusing to correct reports or statements when presented with accurate contradictory information,**
- **Causing harm to a child, and**
- **Acting unprofessionally in a number of areas.**

(b) (i) and (ii) – Detailed description with dates of the alleged misconduct.  
This is enclosed with the applicable factual evidence referenced as Exhibits 1 -100. The references to Colorado Regulatory Statutes (C.R.S)

and Chief Justice Directive (CJD) 04-08 are included as some of them also reflect the violations of the APA's Ethical Principles of Psychologists and Code of Conduct 2002:

(b) (iii) – Relevant information about what happened after the behavior occurred.

Dr. Marian Camden was appointed as the Child Family Investigator ("CFI") in my post-divorce decree dissolution case to investigate the parties and their relationships with our child.<sup>1</sup> Pursuant to Colorado Regulatory Statute (C.R.S.) § 14-10-116.5, the court appoints an attorney, **a mental health professional**, or any other individual **with appropriate training and qualifications** as a CFI. By virtue of their background and training, **licensed clinical psychologists** are often appointed as CFIs in domestic relations cases.

While acting as the CFI, Dr. Camden took background history from us, **administered psychological testing, and conducted interactional interviews and evaluations.** In Dr. Camden's report that she produced of her evaluation to the Court, she repeatedly referred to her psychological testing of the parties, her observations of the parties' mental health, and possible treatment modalities. See Exhibit 1. As such, Dr. Camden **utilized her training and qualifications as a licensed clinical psychologist** in her role as the CFI.

My attorney, Deborah Jones of Truhlar and Truhlar, and I tried to bring the improprieties of Dr. Camden's actions to the Court's attention several times. A copy of our motions with the ethical and specific statutory violations, incidents, notations, and exhibits are included as Attachments A – E:

- November 23, 2005
- December 22, 2005
- May 31, 2006
- June 29, 2006, and
- Ms. Jones written summation dated June 2, 2006.

Although a court may have had questions or concerns regarding Dr. Camden's actions in this matter, the Magistrate did not have the time, resources, or experience to investigate the reported acts in a thorough manner. Nor does an individual court have any authority to monitor or ensure a psychologist's future adherence to the standards required of a psychologist by state licensure or membership in good standing with the APA. Dr. Camden was appointed to serve as a CFI **precisely because she is a licensed clinical psychologist.** Dr. Camden

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<sup>1</sup>The dissolution proceeding will hereafter be referred to as "the district court proceeding."

is available to other parties as a CFI because she is viewed as a trusted, competent professional. However, Dr. Camden may cause them harm as well as a result of her unethical behavior, abusing the Court's trust and responsibility they place in her as a CFI. She remains as the CFI on my case as of this date.

Meanwhile, I did some of my own investigation with the experts that Dr. Camden reported to Douglas County Human Services (DCHS), who supported a child abuse investigation into Munchausen's by Proxy. **Imagine my surprise when my first contact with Dr. [REDACTED], my son Wesley's allergist, was contrary to what Dr. Camden reported to DCHS and was not supported by the notation of his conversation with Dr. Camden in his file either.** He was kind enough to supply me with a letter September 17, 2006, confirming "I did not tell Dr. Camden that I believed Ms. Whitaker was causing Wesley's pain or that he was suffering from Munchausen's by Proxy. I would not have said this because I had no information to indicate that as a likely or probable diagnosis. **Therefore, I would never have told Dr. Camden that I believed an evaluation of Ms. Whitaker for Munchausen's by Proxy would be warranted, based on that single contact with Wesley and his parents.**" See Exhibit 15.

In addition, when Ms. Jones asked Dr. Camden to verify her conversation with Susan Nichols of DCHS regarding Dr. [REDACTED] concurrence for an evaluation for Munchausen's by Proxy on the witness stand, under oath, in the State Appeal Hearing with Judge Walsh on January 10, 2007, Dr. Camden confirmed Susan Nichols' notes were correct "however thinks an evaluation would be beneficial based on his history with Mother of Child and child", **committing perjury.**

My next contact with Dr. [REDACTED], Wesley's pediatrician, produced the same discrepancy between her file notes and Dr. Camden's report to DCHS. Dr. [REDACTED] also supplied me with a letter dated September 12, 2006 which states in Paragraph #2 "the suggestion that a teacher and apparently "some other people" involved with him had made the suggestion that he should be evaluated for Munchausen's, I agreed to the evaluation." See Exhibit 18.

I contacted Wesley's [REDACTED] grade teacher, Ms. [REDACTED], next to confirm whether she had made the suggestion for an evaluation of Munchausen's by Proxy. In her letter of September 18, 2006, Ms. [REDACTED] stated she did not suggest that to Dr. Camden specific to Wes - "My subsequent conversation with Dr. Camden wasn't really about Wes, but about this curious disorder. I would have never have mentioned Munchausen's by Proxy if Dr. Camden hadn't sort of "baited" me. I know very little of this



disorder, and **I did not believe that Wes was a victim of Munchausen's by Proxy.**" See Exhibit 26.

My research continued with Dr. [REDACTED], Wesley's psychiatrist, as another one of the experts Dr. Camden used to report her allegations to Susan Nichols at DCHS "if everyone else is saying this child should be evaluated, she would agree." However, Dr. [REDACTED] confirmed in a letter dated September 7, 2006 that "I informed Dr. Camden that I had observed no behaviors or attitudes that were out of the ordinary of a parent struggling with Wes' degree of anxiety. She proceeded to rephrase her question repeatedly to which I repeated my original opinion. **She then shifted her queries to any possible changes in my opinion if other professionals had expressed concerns. This led to the answer that, if other professionals had serious concerns, it would be reasonable for it to be explored. But, I had seen nothing that gave me concern.**" See Exhibit 4.

I had now contacted 4 out of the 5 experts that Dr. Camden quoted as supporting an investigation into Munchausen's by Proxy to DCHS. There weren't any notes in Dr. Camden's file or a reference on Dr. Camden's billing statements that record a conversation with the fifth expert, Dr. [REDACTED], so it is doubtful that it actually occurred. **This led me to the conclusion that Dr. Camden manufactured the experts' support for an investigation of Munchausen's by Proxy, based on stating the teachers and others supported it, when in fact none of them supported it on their own.** *In 1996, Congress amended the Child Abuse Prevention and Treatment Act to eliminate blanket immunity for persons who knowingly make false reports.*

(b) (iv) – Status of other complaints I have filed –

Magistrate Elliot-Dumler ordered on July 20, 2006, that the CFI's appointment did not terminate until conclusion of the post-decree matter. I felt that Dr. Camden had not only provided a disservice to my son and I, but would also endanger the public at large if she was to continue practicing as a CFI. I contacted the Office of the Child Representative (OCR) <http://www.coloradochildrep.org/> whose Mission is to ensure that children, Colorado's most vulnerable and under-represented population in the courts, receive the best legal services available. I was informed on November 13, 2006, to file a complaint with Magistrate Elliot-Dumler or the licensing authority for Dr. Camden. See Attachment F.

I believed my previous motions with the court had already brought the concerns to their attention so I contacted the Colorado Department of Regulatory Authorities <http://www.dora.state.co.us/mental-health/complaints.htm> per OCR's instructions. On December 15, 2006, I was informed that

pursuant to C.R.S. § 12-14-215(7), the Board did not have the jurisdiction or authority to look into the matter. See Attachment G.

Dr. Camden is not a member of the Colorado Psychological Association <http://www.coloradopsych.org/index.php>, so I'm contacting the American Psychological Association as she is a member of your organization <http://locator.apahelpcenter.org/terms.cfm>. The APA has a broad range of expertise from which to draw in examining a psychologist's actions. The Association can also protect the public from harm by a psychologist's continued or future acts because of its mechanisms for discipline and monitoring of psychologists as outlined in the Rules and Procedures of the Ethics Committee, Part 1 Objectives and Authority of the Committee, Section 2 Authority:

*2.2: Investigate allegations of unethical conduct of members*

*2.3: Resolve allegations of unethical conduct and/or recommend such action as is necessary to achieve the objectives of the Association.*

*2.6: Take such other actions as are consistent with the Bylaws of the Association, the Association Rules, the Association's Ethics Code, and these Rules and Procedures, and as are necessary and appropriate to achieving the objectives of the Committee.*

If the APA does not take jurisdiction, then there will be no forum in which Dr. Camden's actions may be reviewed. It would be a disservice to my son, and to the public at large, if jurisdiction were declined because she was court-appointed as this would violate the fundamental objectives of the Ethics Committee *"to maintain ethical conduct by psychologists at the highest professional level, to educate psychologists concerning ethical standards, to endeavor to protect the public against harmful conduct by psychologists, and to aid the Association in achieving its objectives as reflected in its Bylaws.* **Due to the fact that Dr. Camden extensively utilized her training, her degree, her experience, and the tools of a licensed clinical psychologist as a CFI, the APA is the last organization available to conduct a review of her unethical conduct.**

Dr. Camden filed a request to be permitted to withdraw from the district court proceedings on January 16<sup>th</sup>, 2007. See Attachment H. In paragraph 2, she continues to make misstatements and omissions of fact:

- The allegations of Child Abuse were based on false statements and Dr. Camden's manufactured evidence which was presented to Judge Donald E. Walsh in the State Appeal Hearing mentioned previously. I am awaiting the outcome of his opinion, due in less than 60 days.

- I have not slandered Dr. Camden in the community. I have merely been trying to raise the issues of her misconduct through the appropriate avenues as presented to me.
- The complaint with the Licensing Board was not 'summarily dismissed'. 'Summarily dismissed' means "done without delay, without serious consideration" per Webster's dictionary; whereas the Board ruled they did not have jurisdiction or the authority to act on my complaint.
- Dr. Camden maintains I have been trying to discredit her without any factual basis. All of my concerns are outlined and supported in this complaint with the appropriate factual documentation.

I look forward to your action on this complaint **to help others avoid the harm and suffering that my family has had to bear** based on Dr. Camden's exploitation of her training, degree, experience, tools, and respected position of authority as a licensed clinical psychologist, to act as a CFI. I attest that all statements made by me in relation to this complaint are true to the best of my knowledge and belief.

Warm Regards,

Janice Whitaker