

**ERRATA SHEET SHOWING REVISIONS OF SEPTEMBER 4, 2015
TO THE JULY 2, 2015 REPORT BY SIDLEY AUSTIN
TO THE SPECIAL COMMITTEE OF THE BOARD OF DIRECTORS
OF THE AMERICAN PSYCHOLOGICAL ASSOCIATION**

Page/Footnote¹	Original Text	Revised Text
p. 12	“The APA official who led this behind-the-scenes coordination with the DoD officials was the Ethics Director, Stephen Behnke, and the key DoD official he partnered with was Morgan Banks, the chief of psychological operations for the U.S. Army Special Operations Command and the head of the Army SERE Training program at Ft. Bragg.”	“The APA official who led this behind-the-scenes coordination with the DoD officials was the Ethics Director, Stephen Behnke, and the key DoD official he partnered with was Morgan Banks, the Chief of the Psychological Applications Directorate for the U.S. Army Special Operations Command and a senior psychologist of the Army SERE Training program at Ft. Bragg.”
p. 35	Behnke told Behnke he would think about “how to package” the best response to this issue.	Behnke told Banks he would think about “how to package” the best response to this issue.
p. 58	“When adjudicating complaints, the Ethics Committee and the Ethics Office are guided by these Rules as well as the longstanding practices of the Ethics Office, some of which are not specifically outlined in the Rules.”	“When adjudicating complaints, the Ethics Committee and the Ethics Office are guided by these Rules, the Ethics Committee’s confidential and non-confidential policies, as well as the longstanding practices of the Ethics Office, some of which are not specifically outlined in the Rules.”
p. 87, fn. 152	“Behnke interview (May 1, 2015); El-Ghoroury interview (Apr. 14, 2015); Fisher interview (May 6, 2015); Felder interview (May 19, 2015); Jones interview (Apr. 14, 2015); Knapp interview (Apr. 10, 2015); Vasquez interview (Mar. 9, 2015).”	“Behnke interview (May 1, 2015); El-Ghoroury interview (Apr. 14, 2015); Fisher interview (May 6, 2015); Felder interview (May 19, 2015); Jones interview (Apr. 14, 2015); S. Knapp interview (Apr. 10, 2015); Vasquez interview (Mar. 9, 2015).”
p. 87, fn. 153	“Fisher interview (May 6, 2015); Jones interview (Apr. 14, 2015); Knapp interview (Apr. 10, 2015); Koocher interview (Feb. 24, 2015); Grill interview (May 18, 2015).”	“Fisher interview (May 6, 2015); Jones interview (Apr. 14, 2015); S. Knapp interview (Apr. 10, 2015); Koocher interview (Feb. 24, 2015); Grill interview (May 18, 2015).”
p. 87, fn. 154	“Fisher interview (May 6, 2015); Jones interview (Apr. 14, 2015); Knapp interview (Apr. 10, 2015); Koocher interview (Feb. 24, 2015).”	“Fisher interview (May 6, 2015); Jones interview (Apr. 14, 2015); S. Knapp interview (Apr. 10, 2015); Koocher interview (Feb. 24, 2015).”

¹ Page numbers refer to the numbers in the report’s footer.

p. 88, fn. 159	“Jones interview (Apr. 14, 2015).”	“[Footnote removed]”
p. 112	“Behnke did not recall the ECTF discussions around 1.02, but he did recall that psychologists in independent practice were feeling under attack”	“In an interview with Sidley on May 1, 2015, Behnke did not recall the ECTF discussions around 1.02, but he did recall that psychologists in independent practice were feeling under attack”
p. 119, fn. 366	“Behnke interview (May 5, 2015).”	“Behnke interview (May 1, 2015).”
p. 125	“The CITF, dubbed JTF-160, included members from the Army, Navy, Marine, and Air Force investigative services and divisions.”	“The CITF included members from the Army, Navy, Marine, and Air Force investigative services and divisions.”
p. 181, fn. 754	“Kelly’s father is a Naval Academy graduate who served a thirty-year career in the United States Navy, including as commanding officer of a submarine.”	“Kelly stated that the ‘Dad friend’ to whom she referred was David Ayres, as their children went to school together. Kelly interview (April 24, 2015).”
p. 189	“Philip Zimbardo, former president of the APA, was a member of the task force, as were Nina Thomas and Michael Wessells, both of whom would later be selected as members of the PENS Task Force.”	“Philip Zimbardo, former president of the APA, was listed as a member of the task force, as were Nina Thomas and Michael Wessells, both of whom would later be selected as members of the PENS Task Force.”
p. 198	“In addition to Behnke, several APA staff and former governance members attended, including”	“In addition to Behnke, several APA staff and former governance members were listed as attending, including”
p. 238, fn. 1028	“HC00008982; HC00008985. Document HC00008992 are likely the earlier set of notes since not all names of the final task force are listed on this set. . . .”	“HC00008982; HC00008985. Document HC00008982 is likely the earlier set of notes since not all names of the final task force are listed on this set. . . .”
p. 238, fn. 1029	“HC00008992.”	“HC00008982.”
p. 252, fn. 1112	“APA_0035712.”	“APA_0035172.”
p. 264, fn. 1181	“APA_0232118; APA_00017705”	“APA_0232118; HC00017705”
p. 296, fn. 1317	“Steve Kleinman, a military intelligence officer, also told Sidley that the ‘safe, legal, ethical, and effective’ framework was not useful, and that clinical psychologists in general were not the best kind of psychologists to have on BSCTs in the first place. Kleinman interview (May 22, 2015).”	“[Footnote removed]”
p. 310, fn. 1373	“APA_0040740.”	“APA_0040750.”

p. 313	“The Board approved of the report over email the same day with every board member who offered an opinion choosing Levant’s second option of adopting the report. [FN 1399] There was no documented conference call or meeting to discuss the emergency vote. It appears that the entire vote was conducted over email on July 1.”	“The majority of the Board approved of the report over email the same day with every board member who offered an opinion choosing Levant’s second option of adopting the report. [FN 1399] There was no documented conference call or meeting to discuss the emergency vote. It appears that nearly the entire vote was conducted over email on July 1, with Board member Paul Craig supporting the vote on July 3.”
p. 313, fn. 1399	“Thomas DeMaio and Paul Craig did not formally choose option one or option two over email, but they indicated their support of the Board moving ahead without Council. The only Board member”	“Thomas DeMaio and Paul Craig did not formally choose option one or option two over email, but they indicated their support of the Board moving ahead without Council. Craig did not offer his thoughts until July 3, but APA staff began to move forward based on the July 1 vote by the majority of Board members. The only Board member”
p. 343	“But only two people we interviewed believed with any certainty that Arrigo stated her father committed suicide at some point during the meetings—Koocher and Kelly, although their memories about when and how Arrigo made the statement differed significantly.”	“But only two people we interviewed believed with any certainty that Arrigo stated at some point during the meetings that her father had died—Koocher and Kelly, although their memories about when and how Arrigo made the statement differed significantly.”
p. 343, fn. 1595	“Kelly commented that Arrigo told people during a meeting break that her father had committed suicide and that she commented during the meeting that he was alive. Kelly interview (Apr. 24, 2015). No one else had this recollection, including Koocher.”	“Kelly commented that Arrigo told people during a meeting break that her father had died and that she said during the next day’s meeting that he was alive. Kelly interview (Apr. 24, 2015). No one else had this recollection, including Koocher.”
p. 375	“Sidley was unable to locate records of an Ethics Committee meeting or discussion in July 2006, and indeed, Lindsay Childress-Beatty (the Ethics Office Deputy Director) confirmed that no such meeting occurred, though she said it would not have been unusual for the Committee to	“Sidley was unable to locate records of an Ethics Committee meeting or discussion in July 2006, and indeed, Lindsay Childress-Beatty (the current Ethics Office Deputy Director) confirmed that she was unable to locate any evidence of a meeting in July 2006, though she said it would

	have a conference call meeting during which no minutes were taken.”	not have been unusual for the Committee to have a conference call meeting during which no minutes were taken.”
p. 431	<p>“Though APA staff outlined a procedure by which the petitioners could present their resolution for a membership vote, they worked to ensure, even at this early stage, that a favorable vote on the petition would not affect the work of military psychologists in practice. Staff members labored to clarify that the petition was not an attempt to amend the Ethics Code; instead, it was ‘simply an effort to have APA adopt an official policy statement on the location where psychologists work. In particular, it was noted that the proposed new policy does not mention the word ‘ethics’ and does not suggest that there are any consequences of not following the policy.’ [FN 2038] Thus, even before any APA governance bodies or the APA membership considered the petition on its merits, APA staff had already subverted the clear intent of the petitioners and rendered the resolution toothless.”</p>	<p>“Though APA staff outlined a procedure by which the petitioners could present their resolution for a membership vote, they determined that the petition was not an attempt to amend the Ethics Code; instead it was ‘simply an effort to have APA adopt an official policy statement on the location where psychologists work. In particular, it was noted that the proposed new policy does not mention the word ‘ethics’ and does not suggest that there are any consequences of not following the policy.’ [FN 2038] Thus, under this interpretation of the petition, its provisions would not be enforceable and its acceptance as policy would likely not have an effect on the work of military psychologists in practice.”</p>
p. 440	<p>“As a result, she began to host meetings with military psychologists to address their concerns with the petition resolution and to provide more information and greater clarity about the petition process and the effect of the resolution if passed.”</p>	<p>“As a result, she began to address concerns with the petition resolution in meetings with military psychologists, and to provide more information and greater clarity about the petition process and the effect of the resolution if passed.”</p>
p. 442	<p>“For that reason, I think at least half the people on the group must be considered ‘pro’ the resolution.” [FN 2102]</p> <p>Although APA staff worked assiduously to ensure that the new advisory group was not perceived as a</p>	<p>“For that reason, I think at least half the people on the group must be considered ‘pro’ the resolution.” [FN 2102] [FN 2103] [FN 2104] [FN 2105]”</p> <p>[Footnote markings retained; remove paragraph]</p>

	<p>second PENS Task Force, they nonetheless continued to use the same manipulative tactics that had opened them to criticism. As with the PENS Task Force, it seems likely that certain members of the group were handpicked by Behnke, and that he then manipulated the process to make it appear as though the individuals were picked in a neutral selection. For example, on October 14, Behnke began floating Elena Eisman’s name as a potential chair for the advisory group. [FN 2103] However, it was not until October 15, the next day, that Eisman emailed Behnke asking if it was too late to offer her services for the advisory group, explaining that she had intended to email Kazdin earlier to volunteer. [FN 2104] The timing of these communications strongly suggest that Behnke selected Eisman as his pick for chair of the group, and then suggested behind the scenes that she volunteer to make it appear as though she was selected from among a pool of applicants. One week later, Eisman was selected as chair of the advisory group. [FN 2105] Although Behnke and other APA staff were clearly on notice that their actions would be scrutinized for any hint that they were improperly influencing governance processes, it appears likely that Behnke nonetheless continued to pull strings behind the scenes in an attempt to manipulate the advisory group’s work.”</p>	
p. 442, fn. 2103	“APA_0073784.”	“[Footnote removed]”
p. 442, fn. 2104	“APA_0642995.”	“[Footnote removed]”
p. 442, fn. 2105	“APA_0127700.”	“[Footnote removed]”

p. 443	“Clearly, Behnke’s strategy of carefully selecting members of the advisory group who supported his agenda paid off, as they thwarted efforts to expand the scope of the petition resolution in a way that threatened the flexibility of the military.”	[Remove sentence]
p. 452	“When Judith Glassgold, Chair of the New Jersey Psychological Association Ethics Committee, sent a draft message to Behnke regarding her opposition to the revision in June 2006, Behnke took full advantage of the opportunity to influence the position of the state association while ensuring that his influence would not be visible to the public.”	“When Judith Glassgold, Chair of the New Jersey Psychological Association (“NJPA”) Ethics Committee, sent a draft message to Behnke in June 2006 urging the NJPA to oppose the revision, Behnke took full advantage of the opportunity to influence the position of the state association while ensuring that his influence would not be visible to the public.”
p. 463	“In addition, the former Ethics Office Director, Stanley Jones, is employed as a full time consultant.”	“In addition, the former Ethics Office Director, Stanley Jones, is employed as a consultant.”
p. 463	“Since 2000, the number of ethics complaints investigated by the Ethics Committee each year has declined drastically, from an average of 50 cases per year from 1995 – 2000 to two cases per year in the past two years.”	“Since 2000, the number of ethics complaints investigated by the Ethics Committee each year has declined drastically, from an average of 50 cases per year from 1995 – 2000 to two cases per year in 2012 and 2013.”
p. 463, fn. 2207	“The list is submitted to the Council of Representatives (“Council”), which then elects a public member to join the Committee after he or she has been nominated by the Committee and approved by the Board.”	“The list is submitted to the Council of Representatives (“Council”), which then elects a public member to join the Committee after he or she has been nominated by the Committee and approved by the Board. The two associate members of the Ethics Committee normally serve two-year terms and are elected by the Ethics Committee directly.”
p. 479	“On August 2, 2002, Childress-Beatty emailed a memo analyzing the charges against Gelles.”	“On August 2, 2002, Childress-Beatty (Deputy General Counsel) emailed a memo analyzing the charges against Gelles.”

p. 480, fn. 2312	“APA_0595034.”	“APA_0595034; Childress-Beatty Memorandum re: Gelles Case (Aug. 2, 2002).”
p. 495, fn. 2417	“HC00007390.”	“HC00007388.”
p. 532	For Deborah Carliner: “Ethics Office, Ethics Investigative Officer (2000 – 2004)”	For Deborah Carliner: “Ethics Office, Ethics Investigative Officer (1997 – 2004)”
p. 532	For Lindsay Childress-Beatty: “Deputy General Counsel (2001 – 07) Ethics Office, Deputy Director / Director of Adjudication (2007 – present)”	For Lindsay Childress-Beatty: “Deputy General Counsel (2001 – 07) Ethics Office, Deputy Director (2007 – 11) Ethics Office, Deputy Director / Director of Adjudication (2011 – present)”
p. 536	For Paul Kimmel: “Chair, Task Force on Psychological Effects of Efforts to Prevent Terrorism (2004 – 05)”	For Paul Kimmel: “Chair, Task Force on Psychological Effects of Efforts to Prevent Terrorism (2003 – 06)”