

Arizona Supreme Court Board

Arizona State Courts Building
1501 West Washington Street, Phoenix, Arizona 85007
Conference Room 109

March 8, 2011
1:00 p.m. - 4:00 p.m.

Approved Regular Meeting Minutes

MEMBER ATTENDANCE:

Present:

Patricia Calabro

Telephonically Present:

G. Allen Sonntag

Terri Faust

Patricia Seguin

Cheryl Austin

J. Tyrell Taber

Absent:

Judge Peter B. Swann

Judge Edward W. Bassett

Kathleen Montalvo

OTHER ATTENDEES

AOC Staff:

Kimberly Siddall

Linda Grau

Debbie MacDougall

Alex Navarro

Jennifer Greene

Doris Leonard

Guests:

Robert Brown

Caryn Mazella

Melissa Gonsalves

CALL TO ORDER

Called to Order By:

Allen Sonntag, Chair

Time:

1:05 p.m.

1) REVIEW AND APPROVAL OF MINUTES:

1-A: Review and approval of Regular Minutes for the meeting of January 11, 2011.

Individual Addressing the Board: Allen Sonntag

Discussion: No discussion.

Motion: Board approve minutes for the January 11, 2011 meeting.

Motion Proposals: First Ty Taber
Second Cheryl Austin

Motion Results: Pass **BCCR-11-006**

2) PENDING COMPLAINTS:

2-A: Review, discussion and possible action regarding non-certificate holder complaint number NC10-C019.

Individual Addressing the Board: Nancy Swetnam

Discussion: Nancy Swetnam recommends the Board dismiss complaint number NC10-C019 with prejudice for lack of jurisdiction. Notice of Ms. Swetnam's recommendation to the Board was forwarded to the complainant along with notice of complainant's right to request Board review of the matter. No request for Board review has been received from complainant. Patty Calabro requested the Board enter into Executive Session to discuss background of this case and dismissal with legal counsel, Jennifer Greene.

Motion: Board enters into Executive Session to discuss background and dismissal of this case with legal counsel, Jennifer Greene.

Motion Proposals: First Patty Calabro
Second Ty Taber

Motion Results: Pass **BCCR-11-007**

Enter into Executive Session 1:10 p.m.

Return to Regular Session 1:20 p.m.

Discussion: No further discussion.

Motion: Move to accept Nancy Swetnam's recommendation to dismiss complaint number NC10-C019 with prejudice for lack of jurisdiction.

Motion Proposals: First Ty Taber
Second Terri Faust

Motion Results: Pass **BCCR-11-008**

Motion: Patty Calabro, as Vice Chair, is given authority, on behalf of the Board, to sign the necessary documents to complete this dismissal.

Motion Proposals: First Ty Taber
Second Cheryl Austin

Motion Results: Pass **BCCR-11-009**

3) ADMINISTRATIVE ISSUES:

3-A: Update to the Board's proposed amendments to Arizona Code of Judicial Administration - §7-206(J).

Individuals Addressing the Board: Debbie MacDougall

Discussion: At the December meeting of the Arizona Judicial Council, AJC reviewed and considered the Board's proposed amendments to the contracting provisions contained in ACJA § 7-206(J)(1). AJC recommended the Arizona Supreme Court adopt the proposed amendments. It was noted Chief Justice Berch has signed the Administrative Order to make these amendments effective immediately.

Motion: None

3-B: Update regarding pending legislation.

Individual Addressing the Board: Linda Grau in the absence of Nancy Swetnam

Discussion: Members of the Board made suggestions regarding taking action on a couple of items presently before the House Judiciary Committee; e.g., electronic recording; videotaping, and transcripts not being furnished automatically but must be requested. Legal counsel, Jennifer Greene, stated no action has been taken since January and there is still opportunity for discussion on these items of concern.

4) INITIAL CERTIFICATION APPLICATIONS:

4-A: *Review, discussion and possible action regarding pending initial certification application of the following applicants:*

Debra Burnham

Individuals Addressing the Board: Alex Navarro

Discussion: Staff recommends the Board grant certification for Debra Burnham.

Motion Proposals: First Ty Taber
Second Patty Calabro

Motion Results: Pass **BCCR-11-010**

Review, discussion and possible action regarding pending initial certification application of the following applicant:

Caryn M. Mazella

Discussion: Staff recommends the Board grant certification for Caryn M. Mazella.

Motion Proposals: First Cheryl Austin
Second Terri Faust

Motion Results: Pass **BCCR-11-011**

Review, discussion and possible action regarding pending initial certification application of the following applicant:

Daeleen R. Melendez

Discussion: Staff recommends the Board defer granting certification of Ms. Melendez pending receipt of additional documentation to the May 10, 2011 meeting.

Motion Proposals: First Terry Faust
Second Cheryl Austin

Motion Results: Pass **BCCR-11-012**

CALL TO THE PUBLIC

Individuals Addressing the Board: None

ADJOURNMENT

Motion: Adjourn the meeting.

Motion Proposals: Ty Taber

Motion Results: Pass **BCCR-11-013**

Time: 1:35 p.m.

del