



FIDUCIARY BOARD

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

September 11, 2014
10:30 a.m.

Approved Regular Meeting Minutes

MEMBER ATTENDANCE:

Present:

Deborah Primock
Gary Krcmarik
Catherine Robbins

Telephonically Present:

Leonard Montanaro
Emily Kile
Judge Jay Polk
Diana Corry

Absent:

Sherry Reed
Mark Rubin

OTHER ATTENDEES:

AOC Staff:

Mark Wilson
Michelle Martinez
Debbie MacDougall
Wendy Reiter
Arnita Oliver

Guests:

CALL TO ORDER

Called to Order By: Deborah Primock, Chair

Time: 10:33 a.m.

1) REVIEW AND APPROVAL OF MINUTES:

1-A: *Review, discussion, and possible action regarding the regular session minutes of the meeting held on July 10, 2014.*

Individual Addressing the Board: Deborah Primock

Discussion: None

Motion: Move to approve the regular session minutes for the meeting of July 10, 2014.

Motion Proposals: First Catherine Robbins
Second Gary Krcmarik

Motion Results: Pass

2) INITIAL LICENSURE AND ELIGIBILITY:

2-A: *Review, discussion and possible action regarding the following applications for initial licensure:*

1. *Justin Walsh*
2. *Elizabeth Rollings*
3. *Arizona Care Advocates, PC (Debra McPherson)*
4. *Arizona Elder Care, LLC (Ronald Goldman)*
5. *Christopher Stubler*
6. *Vanessa Ratliff*

Individual Addressing the Board: Wendy Reiter

Discussion: It is recommended to the Board defer the following applicant until next Board meeting:

1. Justin Walsh

Motion: Move to accept staff's recommendation and defer until the next meeting for applicant Justin Walsh:

Motion Proposals: First Gary Krcmarik
Second Diana Corry

Motion Results: Pass

Individual Addressing the Board: Wendy Reiter

Discussion: It is recommended the Board grant initial fiduciary licensure to the following applicants:

2. Elizabeth Rollings
3. Arizona Care Advocates, PC
4. Arizona Elder Care, LLC

Motion: Move to accept staff's recommendation.

Motion Proposals: First Judge Jay Polk
Second Leonard Montanaro

Motion Results: Pass

Individual Addressing the Board: Wendy Reiter

Discussion: It is recommended the Board grant initial licensure to the following applicant, Christopher Stubler and address the applicant's failure to disclose in his certification letter including the following language:

The Board has concluded its review of your application and determined you have satisfied the eligibility requirements for licensure. Although the Board is granting you licensure, the Board members have concerns regarding your failure to disclose your 1999 misdemeanor conviction. Lack of diligence is not a quality embraced by the Fiduciary Board or your colleagues in the profession and may jeopardize your success. The Board and the Division place the highest priority on honesty and candor. Your failure to disclose information on future applications may result in denial of your renewal of licensure or disciplinary action.

Motion: Move to accept staff's recommendation.

Motion Proposals: First Catherine Robbins
Second Gary Krcmarik

Motion Results: Pass

Individual Addressing the Board: Wendy Reiter

Discussion: It is recommended that the Board grant initial licensure to the following applicant:

6. Vanessa Ratliff

Motion: Move to accept staff's recommendation.

Motion Proposals: First Gary Krcmarik
Second Catherine Robbins

Motion Results: Pass

2-B: Review, discussion and possible action regarding the following request for withdrawal of initial application:

1. Keri Rios

Individual Addressing the Board: Wendy Reiter

Discussion: It is recommended the Board grant Ms. Rios's request to withdraw her application for fiduciary licensure.

Motion: Move to accept staff's recommendation allowing Ms. Rios to withdraw her application for fiduciary licensure.

Motion Proposals: First Judge Jay Polk
Second Leonard Montanaro
Recused Catherine Robbins

Motion Results: Pass

3) ADMINISTRATIVE ISSUES:

3-A: Update regarding complaints processed by diversion pursuant to Administrative Order 2012-83

Individual Addressing the Board: Debbie MacDougall

Discussion: There have been no complaints processed by diversion at this time.

3-B: Review, discussion, and possible action regarding the establishment of the 2015 Board meeting schedule.

Individual Addressing the Board: Debbie MacDougall

Discussion: The Fiduciary Board is asked to consider and approve the 2015 meeting calendar.

Therefore, it is recommended the 2015 meeting calendar be set as follows:

January 8, 2015
March 12, 2015
May 21, 2015
July 9, 2015
September 10, 2015
November 5, 2015

Motion: Move to accept staff's recommendation.

Motion Proposals: First Diana Corry
Second Leonard Montanaro

Motion Results: Pass

3-C: Update regarding frequently asked questions project.

Individual Addressing the Board: Mark Wilson

Discussion: Brief discussion is held regarding frequently asked questions regarding fiduciaries' obligations.

CALL TO THE PUBLIC

Individuals Addressing the Board: None

ADJOURNMENT

Motion: Move to adjourn.

Motion Proposals: First Emily Kile
Second Catherine Robbins

Motion Results: Pass

Time: 11:08 a.m.