



Board of Legal Document Preparers
Arizona State Courts Building
1501 West Washington Street, Phoenix, Arizona 85007
Conference Room 109

Date: April 26, 2010
Time: 10:00 a.m. – 2:00 p.m.

Approved Regular Meeting Minutes

MEMBER ATTENDANCE:

Present:

Les Krambeal
Paul Friedman
Andrew Saper
Judge Robert Oberbillig
Bonnie Matheson
Deborah Colon-Mateo
Devon Kunde

Telephonically Present:

Stephanie Gates Wolf
Debra A. Young
Debra Griffin

Absent:

Cynthia Felton

OTHER ATTENDEES:

AOC Staff:

Kandace French
Linda Grau
Tony Posante
Alex Navarro
Kimberly Siddall
Karla Clanton
Nina Preston
Blanca Moreno
Afton Foutz

Guests:

Jane Flentie
Nicole Harris
Mitchell Varbel
Vanessa Henderson
Courtney Lawson
Derek Chabrowa
Sandra Aguiler
Kris Bailey

CALL TO ORDER

Called to Order By:

Les Krambeal, Chair

Time:

10:00 a.m.

1) REVIEW AND APPROVAL OF MEETING MINUTES

1-A: *Review, discussion and possible action regarding approval of the regular session minutes of the meeting of February 22, 2010.*

Individuals Addressing the Board: Les Krambeal

Discussion: No discussion.

Motion: Approve regular session minutes of the February 22, 2010 meeting.

Motion Proposals: First Paul Friedman
Second Andrew Saper

Motion Results: Pass **LDP10-048**

1-B: *Review, discussion and possible action regarding approval of the executive session minutes of the meeting of February 22, 2010.*

Individuals Addressing the Board: Les Krambeal

Discussion: No discussion.

Motion: Approve executive session minutes of the meeting of February 22, 2010.

Motion Proposals: First Paul Friedman
Second Andrew Saper

Motion Results: Pass **LDP10-049**

2) REVIEW OF PENDING COMPLAINTS

2-A: *Review, discussion and possible action regarding certificate holder complaint number NC09-L089 involving Jill Zimmerman.*

Individuals Addressing the Board: Linda Grau

Discussion: It was recommended that the Board send Zimmerman a cease and desist letter reiterating Zimmerman is not authorized to offer or provide legal document preparation services without holding active certification and refer this matter to the State Bar of Arizona for review.

Motion: Move to send Zimmerman a cease and desist letter as stated above.

Motion Proposals: First Paul Friedman
Second Andrew Saper
Motion Results: Pass **LDP10-050**

2-B: *Review, discussion and possible action regarding complaint number 09-L080 dismissed by the Division Director Swetnam pursuant to Arizona Code of Judicial Administration § 7-201(D)(4)(a) and (H)(2)(a).*

Individuals Addressing the Board: Linda Grau

Discussion: On March 3, 2010, Division Director Nancy Swetnam dismissed complaint number 09-L080 without prejudice. On March 4, 2010, notice of the dismissal was forwarded to the complainant with notice the complainant could request Board review of the dismissal. No request for review has been received. It was recommended the Board affirm the dismissal of complaint number 09-L080.

Motion: Move to affirm the dismissal of complaint number 09-L080.

Motion Proposals: First Paul Friedman
Second Andrew Saper
Motion Results: Pass **LDP 10-051**

2-C: *Review, discussion and possible action regarding the Final Order issued in complaint number 08-L018 involving certificate holders Richard Slatin, Divorce, Custody and Child Support Services, Inc. and the certificate holder's request for approval of a repayment plan for assessed costs and imposed civil penalties.*

Individuals Addressing the Board: Linda Grau

Discussion: The March 4, 2010 Final Order in complaint number 08-L018 assessed costs in the amount of \$2,700.52 and imposed a \$100.00 civil penalty. It was recommended the Board amend the March 4, 2010 Final Order in complaint number 08-L018 to require Mr. Slatin and the business entity comply with the following repayment schedule:

May 4, 2010 - \$466.76
June 4, 2010 - \$466.76
July 6, 2010 - \$466.75
August 4, 2010 - \$466.75
September 7, 2010 - \$466.75
October 4, 2010 - \$466.75

It was further recommended the Board authorize the Chair to sign an Order detailing this repayment and include language in the Order

that specifically provides if Mr. Slatin and the business entity fail to comply with the repayment plan they may be subject to further discipline or denial of renewal of certification.

Motion: Move to accept staff recommendation as stated above.

Motion Proposals: First Andrew Saper
Second Paul Friedman

Motion Results: Pass **LDP 10-052**

2-D: Review, discussion, and possible action regarding the following certificate holder complaints:

Complaint Number 03-L013 – Alicia Gonzalez
Complaint Number 04-L074 – Carlos Galindo
Complaint Number 05-L042 – Carlos Galindo
Complaint Number 06-L117 – Carlos Galindo
Complaint Number 09-L077 – Jenifer Bone and Paradox
Document Preparation Services
Complaint Number 09-L081 – Derek Haigh

Complaint Number 03-L013 – Alicia Gonzalez

Individuals Addressing the Board: Linda Grau

Discussion: On March 23, 2010, Probable Cause Evaluator Mike Baumstark entered a finding probable cause does not exist in complaint number 03-L013. Therefore, it was recommended the Board accept the finding of the Probable Cause Evaluator and dismiss complaint number 03-L013.

Motion: Move to accept the finding of the Probable Cause Evaluator and dismiss complaint number 03-L013.

Motion Proposals: First Andrew Saper
Second Paul Friedman

Motion Results: Pass **LDP 10-053**

Complaint Number 04-L074 – Carlos Galindo

Individuals Addressing the Board: Linda Grau

Discussion: On March 23, 2010, Probable Cause Evaluator Baumstark entered a finding probable cause does not exist in complaint number 04-L074. Therefore, it was recommended the Board accept the finding of the Probable Cause Evaluator and dismiss complaint number 04-

L074.

Motion: Move to accept the finding of the Probable Cause Evaluator and dismiss complaint number 04-L074.

Motion Proposals: First Andrew Saper
Second Paul Friedman

Motion Results: Pass **LDP 10-054**

Complaint Number 05-L042 – Carlos Galindo

Individuals Addressing the Board: Linda Grau

Discussion: On March 23, 2010, Probable Cause Evaluator Baumstark entered a finding probable cause does not exist in complaint number 05-L042. Therefore, it was recommended the Board accept the finding of the Probable Cause Evaluator and dismiss complaint number 05-L042.

Motion: Move to accept the finding of the Probable Cause Evaluator and dismiss complaint number 05-L042.

Motion Proposals: First Andrew Saper
Second Paul Friedman

Motion Results: Pass **LDP 10-055**

Complaint Number 06-L117 – Carlos Galindo

Individuals Addressing the Board: Linda Grau

Discussion: On March 23, 2010, Probable Cause Evaluator Baumstark entered a finding probable cause does not exist in complaint number 06-L117. Therefore, it was recommended the Board accept the finding of the Probable Cause Evaluator and dismiss complaint number 06-L117.

Motion: Move to accept the finding of the Probable Cause Evaluator and dismiss complaint number 06-L117.

Motion Proposals: First Andrew Saper
Second Paul Freidman

Motion Results: Pass **LDP 10-056**

Complaint Number 09-L077 – Jenifer Bone and Paradox Document Preparation Services, LLC

Individuals Addressing the Board: Linda Grau

Discussion:

On March 23, 2010, Probable Cause Evaluator Baumstark entered a finding probable cause does not exist as to Allegation 1 but does exist as to Allegation 2, 3 and 4 of complaint number 09-L077. It was recommended the Board accept the finding of the Probable Cause Evaluator and dismiss Allegation 1 of complaint number 09-L077. Regarding Allegations 2, 3 and 4, it was recommended the Board enter a finding grounds for formal disciplinary action exists pursuant to ACJA § 7-201(H)(6)(a) and (H)(6)(a)(3) for acts of misconduct involving ACJA § 7-201(F)(1) and ACJA § 7-208(F)(2), (F)(3), (J)(1)(a) and (J)(5)(b).

Should the Board ultimately enter a finding these violations have occurred, the Board impose the following sanctions pursuant to ACJA § 7-201 (H)(24)(a)(6):

- a) Issue a Letter of Concern to Bone and Paradox, pursuant to ACJA § 7-201(H)(24)(a)(6)(a);
- b) Mandate Bone participate in no less than three additional hours of continuing education in the curriculum areas of ethics, professional responsibility, and the unauthorized practice of law, in addition to the annual ten (10) hour continuing education requirement, pursuant to ACJA § 7-201(H)(24)(a)(6)(f); and,
- c) Impose a civil penalty in the amount of \$50.00 per found violation, pursuant to ACJA § 7-201(H)(24)(a)(6)(k).

It is further recommended the Board request Division staff contact Bone and Paradox in advance of filing the Notice of Formal Statement of Charges to determine if Bone and Paradox are willing to enter a Consent Agreement to the proposed sanctions to resolve the matter pursuant to ACJA § 7-201(H)(24)(a)(6)(c). If Bone and Paradox agree, it was recommended the Board request Division staff prepare and deliver a draft Consent Agreement to Bone and Paradox with a date certain deadline to provide the Division with the signed Consent Agreement or report they decline the opportunity to resolve the matter by Consent Agreement. If Bone and Paradox agree and submit the signed Consent Agreement, the document will be returned to the Board for review and consideration at the next regularly scheduled Board meeting. If Bone and Paradox decline the alternative resolution of the matter or fail to submit the signed Consent Agreement by the established deadline, Division staff shall proceed with the preparation, filing, and service of the Notice of Formal Statement of Charges.

Motion:

Move to adopt the entire recommendation as stated above.

Motion Proposals:

First Paul Friedman

Motion Results: Second Hon. Robert H. Oberbillig
Pass **LDP 10-057**

Complaint Number 09-L081 – Derek Haigh

Individuals Addressing the Board: Lind Grau

Discussion: On March 31, 2010, Probable Cause Evaluator Baumstark entered a finding probable cause exists in complaint number 09-L081. Therefore, it was recommended the Board accept the finding of the Probable Cause Evaluator and enter a finding grounds for informal disciplinary action exists pursuant to ACJA § 7-201(H)(6)(a) and (H)(7) for an act of misconduct involving ACJA § 7-201(F)(1) and ACJA § 7-208(F)(2) and (J)(4)(b) and issue a Letter of Concern.

Motion: Move to accept the finding of the Probable Cause Evaluator and enter a finding grounds for informal disciplinary action exists and issue a Letter of Concern.

Motion Proposals: First Andrew Saper
Second Paul Friedman

Motion Results: Pass **LDP 10-058**

2-E: *Review discussion and possible action regarding Norma Rodriguez and complaint numbers 04-L041, 04-L042, 04-L043 and 04-L044.*

Individuals Addressing the Board: Linda Grau

Discussion: Ms. Rodriguez held active individual certification during the 2003 certificate period. During the period of Ms. Rodriguez' active certification, the Division received four complaints forwarded to the Division by the State Bar of Arizona based on Ms. Rodriguez' then active certification status. All four complaints included allegations Ms. Rodriguez engaged in the unauthorized practice of law by attempting to secure accident injury settlements for numerous consumers. Ms. Rodriguez did not apply for 2004 renewal and her certification expired on June 30, 2004.

Division Investigator Tony Posante determined Ms. Rodriguez was the subject of a State Bar unauthorized practice of law civil prosecution in Superior Court in Maricopa County case number CV2005-015332. The State Bar's Complaint filed on September 29, 2005, alleged seven counts of misconduct and requested the Court issue an injunction prohibiting Ms. Rodriguez from engaging in the unauthorized practice of law. A review of court and Division records reflects the four open Division complaints were addressed in Counts 1, 2 and 5 of the State Bar's action.

On December 5, 2005, the Honorable Glenn Davis entered the attached *Order and Judgment re: consent to Cease and Desist Agreement* permanently enjoining Ms. Rodriguez from engaging in activities which constitute the unauthorized practice of law.

Therefore, it was recommended the Board vacate the October 13, 2006 order directing the filing of Notice of Formal Statement of Charges in complaint numbers 04-L041, 04-L042, 04-L043 and 04-L044. For record purposes, it is recommended the Board leave the finding of grounds for formal discipline intact, formally acknowledge the State Bar's prosecution and the Court's permanent injunction order, and close the complaints without further action. In the event Ms. Rodriguez seeks certification in the future, the Board and Court actions will be available for Board consideration in reviewing any submitted application.

Motion: Move to accept staff recommendations as listed above.

Motion Proposals: First Andrew Saper
Second Paul Friedman

Motion Results: Pass **LDP 10-059**

2-F: *Review, discussion and possible action regarding non-certificate holder complaint numbers:*

NC03-L169 – Richard Berry and Why Pay A Lawyer?

NC03-L170 – Richard Berry

NC04-L145 – Richard Berry

NC04-L188 – Why Pay A Lawyer? Glendale dba DIY Legal Forms and Services

NC05-L143 – Cicero Cast'On

NC05-L183 – Cicero Cast'On and Cast'On Corporation

NC06-L080 – Cicero Cast'On

NC06-L116 – Cicero Cast'On

NC07-L005 – Cicero Cast'On and Cast'On Corporation

NC08-L005 – Cicero Cast'On

NC05-L153 – Barbara Morejon

Individuals Addressing the Board: Linda Grau

NC03-L169 – Richard Berry and Why Pay A Lawyer?

NC03-L170 – Richard Berry

NC04-L145 – Richard Berry

Discussion: Richard Berry is a disbarred Arizona attorney. The State Bar of

Arizona holds jurisdiction in complaint matters involving disbarred attorneys. These complaints have previously been forward to the State Bar. During 2003, Why Pay A Lawyer? and Mr. Berry's wife, Jean, applied for and was denied legal document preparer certification. In 2006, the Arizona Supreme Court found Mr. Berry in contempt of the Court's Order of Disbarment and the Court permanently enjoined Mr. Berry from engaging in the unauthorized practice of law or those activities that constitute the practice of law unless properly licensed or certified. In 2007, the State Bar filed a Superior Court Petition for Cease and Desist [Maricopa CV2007-017339] against Why Pay A Lawyer? It was recommended the Board close these complaints without further action.

Motion: Move to close these complaints without further action.

Motion Proposals: First Andrew Saper
Second Paul Friedman

Motion Results: Pass **LDP 10-060**

NC04-L188 – Why Pay A Lawyer? Glendale dba DIY Legal Forms and Services

Discussion: During 2003, WPAL employee Rose Quintero applied for business entity certification for Why Pay A Lawyer? Glendale. The business entity application was denied on July 23, 2003. In June of 2004, just two weeks after this complaint was received, Ms. Quintero's application for renewal of individual certification was denied. In January of 2005, the Board revoked Ms. Quintero's certification upon entering findings of violation related her involvement with Why Pay A Lawyer? It was recommended the Board close this complaint without further action.

Motion: Move to close this complaint without further action.

Motion Proposals: First Andrew Saper
Second Paul Friedman

Motion Results: Pass **LDP 10-061**

NC05-L143 – Cicero Cast'On
NC05-L183 – Cicero Cast'On and Cast'On Corporation
NC06-L080 – Cicero Cast'On
NC06-L116 – Cicero Cast'On
NC07-L005 – Cicero Cast'On and Cast'On Corporation
NC08-L005 – Cicero Cast'On

Discussion: On June 3, 2003, November 27, 2003 and October 8, 2004, Cicero Cast'On applied for and was ultimately denied individual legal document preparer certification on July 28, 2003, December 15,

2003 and October 24, 2004 respectively. Cast'On Corporation was granted certification on August 18, 2003, with Mr. Cast'On's wife, Jacquetta, serving as the designated principal. The Corporation's certification expired on June 30, 2005, when Jacquetta did not seek renewal.

During August of 2005, the Board filed a Superior Court Petition for Cease and Desist Order against Mr. Cast'On and Cast'On Corporation [Maricopa – CV2005-013252]. The Court entered a Cease and Desist Order on September 27, 2005. The subsequent and above referenced complaints have been investigated and numerous attempts have been made to secure statements from the consumers regarding the services they received and the contracts they entered into with Mr. Cast'On and Cast'On Corporation. To date, no statements have been secured. It was recommended the Board close these complaints and if at some point in the future additional complaints or evidence supporting the pursuit of contempt proceedings comes forward, Division staff will return to the Board with an alternative recommendation.

Motion: Move to close these complaints. If future additional complaints or evidence supporting the pursuit of contempt proceedings comes forward, Division staff will return to the Board with an alternative recommendation.

<i>Motion Proposals:</i>	First	Paul Friedman
	Second	Hon. Robert H. Oberbillig
<i>Motion Results:</i>	Pass	LDP 10-062

NC05-L153 – Barbara Morejon

Discussion: This complaint was received on July 18, 2005. Ms. Morejon applied for certification on October 13, 2005. Ms. Morejon was granted certification on April 24, 2006. Ms. Morejon's application for renewal was denied on September 18, 2006. Ms. Morejon entered into a Memorandum of Understanding (informal agreement) with the State Bar of Arizona on July 25, 2007, agreeing not to engage in activities which constitute the unauthorized practice of law. It was recommended the Board close this complaint without further action.

Motion: Move to close this complaint without further action.

<i>Motion Proposals:</i>	First	Andrew Saper
	Second	Paul Friedman
<i>Motion Results:</i>	Pass	LDP 10-063

3) ADMINISTRATIVE ISSUES

3-A: Review, discussion, and possible action regarding status of proposed legislation.

Individuals Addressing the Board: Kandace French

Discussion: HB2334 previously titled “costs; superior court; document preparation” has been re-titled to “document preparation costs; award.” The Board received and reviewed the Amended bill.

The bill passed the Senate Judiciary Committee un-amended on April 5, 2010 and will be forwarded to the governor for signature.

As of this morning this bill has not been signed, there is no indication that HB2334 will not be signed.

Motion: No action taken.

4) REVIEW OF CERTIFICATION APPLICATIONS

4-A: Review, discussion and possible action regarding the following pending applicants for 2010-2012 certification.

Individuals Addressing the Board: Kimberly Siddall

Discussion: The following applicants have demonstrated they met the minimum eligibility requirements for standard certification, their applications are complete and no information has been presented during the background investigations which are contrary to standard certification being granted. Therefore, it was recommended standard certification be granted to the following individuals/business entities:

1. Construction Notices Services Inc. (Richard Fink)
2. Tannya R. Gaxiola
3. Teresa M. Martin
4. Elaine M. Kaufman
5. Valerie L. Burcks
6. Brandy J. Craton

Motion: Move to grant standard certification to applicant 1 thru 6 as listed above.

Motion Proposals: First Andrew Saper
Second Paul Friedman
Motion Results: Pass **LDP 10-064**

Discussion: The following applicants remain incomplete pending receipt of additional information. It was tentatively recommended these applicants be deferred to the June meeting. In the event the anticipated information/documentation is received prior to the April meeting, an alternative verbal recommendation will be presented at the meeting:

11. Rebecca M. Cruz
12. Edmund Y. Nomura
13. Staci L. Heinz
14. Janet E. Summers
16. Daphne J.A. Metzgu
17. Alban Demeti
18. Shawn J. Cullison
19. Michael T. Haley
20. Corporate Lien Services, LLC (Michael T. Haley)

It was recommended to defer the above listed applicants to the June meeting.

Motion: Move to defer the above listed applicants to the June meeting.

Motion Proposals: First Andrew Saper
Second Paul Friedman
Motion Results: Pass **LDP 10-066**

7. Jennifer Pickles
9. Jean E. Farrell
15. David J. Sears
21. Pre-Liens Arizona, LLC (Jennifer Pickles)
22. Mansell Document Services (John S. Mansell)

Discussion: Staff received the additional information needed. It was recommended to grant standard certification to the above listed applicants.

Motion: Move to accept staff recommendation.

Motion Proposals: First Paul Friedman
Second Andrew Saper
Motion Results: Pass **LDP 10-067**

8. David W. Goodman

Discussion: It was recommended to grant standard certification, requiring Mr. Goodman to submit an affidavit stating he understands and will comply with division ACJA § 7-201 and 7-208 and Supreme Court Rule 31 regarding the unauthorized practice of law and the use of JD.

Motion: Move to accept staff recommendation.

Motion Proposals: First Andrew Saper
Second Paul Friedman

Motion Results: Pass **LDP 10-068**

10. Diane M. Aberle

Discussion: Recommend to grant certification and requiring Ms. Aberle to submit an affidavit stating she understands and will comply with division ACJA § 7-201 and 7-208 and Supreme Court Rule 31 regarding the unauthorized practice of law and the use of JD.

Motion: Move to accept staff recommendation.

Motion Proposals: First Andrew Saper
Second Paul Friedman

Motion Results: Pass **LDP 10-069**

23. Western Preliens, LLC

Discussion: It was recommended to deny business application pursuant to ACJA §7-201 (e)(2)(c)(i) the applicant does not meet qualifications or eligibility requirements as stated in ACJA § 7-208 (e)(3)(d)(i) the designated principle is not a certified individual Legal Document Preparer.

Motion: Move to accept staff recommendation.

Motion Proposals: First Paul Friedman
Second Andrew Saper

Motion Results: Pass **LDP 10-070**

4-B: Review, discussion and possible action regarding initial application for Mitchell R. Varbel

Individuals Addressing the Board: Alex Navarro, Mitchell Varbel

Discussion:

Mitchell Varbel - Mr. Varbel's application listed 4 years of prior professional experience under the supervision of a licensed attorney as a "secretary". However, when Division staff requested employment verification for Mr. Varbel, now disbarred attorney Joseph Hessinger reported Varbel worked for two years as a "paralegal" from September 1993 through October 1995. Mr. Varbel later explained the 4 year experience reference on his application was an error; 2 years was correct. Division records reflect Mr. Hessinger was disbarred on January 10, 2000 for violations Mr. Hessinger committed after he took over and assumed responsibility for disbarred attorney Duane Varbel's law practice in September of 1993. Records of the disciplinary action taken against Mr. Hessinger reflect found violations of the attorney Ethical Regulations ("ER") and Arizona Supreme Court Rules. Among the Rules of Professional Conduct Hessinger admitted to violating was ER 5.3, Responsibilities Regarding Non-lawyer Assistants. The Memorandum Decision issued in the matter reads, "The conduct of Hessinger's credit specialists, many of whom had no formal training of any sort, was clearly the unauthorized practice of law."

It is not clear whether Mr. Varbel's professional experience with the law firm involved secretarial duties, paralegal responsibilities, or if he was one of the "credit specialists" referenced in the Memorandum Decision.

It was recommended the Board invite Mr. Varbel to the next Board meeting for an informal interview to discuss his work experience and history and any other information the Board deems applicable. In the alternative, the Board may deny initial certification to Mr. Varbel pursuant to the Arizona Code of Judicial Administration:

**§ 7-201(E)(2)(a), for material misrepresentation
§ 7-201(E)(2)(b) (i) has committed material misrepresentation, in the application form
§ 7-201(E)(2)(b) (ii) has committed any act constituting material misrepresentation
§ 7-201(E)(2)(b)(v) has a conviction by final judgment of a misdemeanor
§ 7-201(E)(2)(b)(viii) has a termination on past employment**

Mr. Varbel was present at the meeting and was interviewed by the Board regarding training, education, and other areas of concern.

Motion:

Move to deny certification based on lack of training as required.

Motion Proposals: First Paul Friedman
Second

Motion Results: Fail **LDP 10-071**

Motion: Move to defer to the next meeting for reconsideration.

Motion Proposals: First Andrew Saper
Second

Motion Results: Fail **LDP 10-072**

Motion: Move to deny pursuant to ACJA § 7-201 (e)(2)(a), for material misrepresentation.

Motion Proposals: First Paul Friedman
Second Deborah Colon-Mateo
Recusal Stephanie Gates Wolf

Motion Results: Pass **LDP 10-073**

Nay Votes: Hon. Robert Oberbillig and Andrew Saper

Aye Votes: Paul Friedman, Deborah Colon-Mateo, Debra Griffin, Les Krambeal, Deborah Young, Devon Kunde, and Bonnie Matheson.

4-C: Review, discussion and possible action regarding application for reinstatement after suspension submitted by Derek M. Haigh.

Individuals Addressing the Board: Alex Navarro

Discussion: On June 22, 2009, the Board entered the attached Final Order in complaint number 09-L001 involving Mr. Haigh. In part, the Order suspended Mr. Haigh's certification for period of no less than 90 days. Division records reflect Mr. Haigh applied for and was granted renewal on July 27, 2009. On February 22, 2010, the Board deferred entering into a decision regarding Mr. Haigh's reinstatement application. Staff recommended to grant reinstatement of the renewal certification.

Motion: Move to accept staff recommendation.

Motion Proposals: First Devon Kunde
Second Paul Friedman

Motion Results: Pass **LDP 10-074**

4-D: Review, discussion and possible action regarding initial application for Van Rylin Associates Inc.

Individuals Addressing the Board: Alex Navarro

Discussion: Business entity Van Rylin Associates Inc. remains incomplete pending certification of Janet Summers as the designated principal. It is recommended this application be deferred to the June 28th meeting.

Motion: Move to defer to the June 28, 2010 meeting.

Motion Proposals: First Deborah Colon-Mateo
Second Devon Kunde

Motion Results: Pass **LDP 10-075**

4-E: *Review, discussion and possible action regarding the previously denied individual application of Kevin Bishop and review, discussion, and possible action regarding pending business entity application for Renaissance Community Partners.*

Individuals Addressing the Board: Alex Navarro, Mr. Bishop

Discussion: Mr. Bishop held individual certification from September 15, 2003 through June 30, 2005, when he did not apply for renewal of his individual certificate. Renaissance Community Partners held active certification from September 15, 2003 until October 25, 2005 when the Board deem the application incomplete and denied the application as the business entity was without the required certified designated principal. On August 13, 2009, Mr. Bishop applied for individual certification.

On October 26, 2009, the Board denied Mr. Bishop's individual application for certification. Mr. Bishop requested a hearing on the denial and a Hearing Officer has been appointed. In addressing the denial with the Assistant Attorney General in advance of the hearing, Mr. Bishop requested an opportunity to enter a Consent Agreement with the Board. On January 7, 2010, Mr. Bishop signed the attached Consent Agreement for Board consideration. Just prior to February Board meeting, staff received documentation and information pertaining to Mr. Bishop and the pending application for Renaissance Community Partners which warranted review prior to the Board considering the Consent Agreement and the business entity application. On February 22, 2010, the Board deferred Mr. Bishop's request for Consent Agreement. The hearing on the denial of certification has been continued. Based on the documentation received it appears to reflect Mr. Bishop may have engaged in the unauthorized practice of law during the period he did not hold active certification. It was recommended the Board not enter the proposed Consent Agreement and allow the previously scheduled hearing to proceed.

Mr. Bishop is present at this meeting and is interviewed by the Board.

Motion: Move to defer until after the hearing.

Motion Proposals: First Paul Friedman
Second Hon. Robert H. Oberbillig
Motion Results: Pass **LDP 10-076**

4-F: *Review, discussion and possible action regarding application for reinstatement after suspension submitted by Julie A. Haigh.*

Individuals Addressing the Board: Kimberly Siddall

Discussion: On June 23, 2008, the Board entered the attached Final Order in complaint numbers LDP-NFC-05-L048, LDP-NFC-06-L112 and LDP-NFC-07-L028 involving Ms. Haigh. In part, the Order suspended Ms. Haigh's certification for period of no less than 12 months. Staff has requested additional information from Ms. Haigh. Therefore, it was recommended the Board defer Ms. Haigh's reinstatement application until the June meeting.

Motion: Move to defer to the June meeting.

Motion Proposals: First Paul Friedman
Second Andrew Saper
Motion Results: Pass **LDP 10-077**

4-G: *Review, discussion and possible action regarding application for reinstatement after suspension submitted by Vanessa Henderson.*

Individuals Addressing the Board: Kimberly Siddall

Discussion: On March 6, 2009, the Board entered the attached Final Order in complaint numbers LDP-NFC-07-L012 and LDP-NFC-08-L027 involving Ms. Henderson and Arizona Legal Specialists. In part, the Order suspended Ms. Henderson's certification for period of no less than 90 days. Applicant has provided all documentation, it is recommended to grant re-instatement.

Motion: Move to accept staff recommendation.

Motion Proposals: First Andrew Saper
Second Paul Friedman
Motion Results: Pass **LDP 10-078**

CALL TO THE PUBLIC

Individuals Addressing the Board: Jane Flentie: Has enjoyed watching this process.

ADJOURNMENT

Motion: Motion meeting is adjourned.

Motion Proposals: First Paul Friedman
Second Andrew Saper

Motion Results: Pass **LDP 10-079**

Time: 11:15 a.m.