

Supreme Court Board of Legal Document Preparers

Arizona State Courts Building
1501 West Washington, Phoenix, AZ 85007
Conference Room 230
10:00 a.m. – 2:00 p.m.

June 27, 2005

Approved Regular Session Meeting Minutes

Members Present:

Judge Roland J. Steinle
Carol L. Wells
Nancy Swetnam
Mary Carlton
Vellia M. Piña
Dr. Roger Hartley
Margaret Kleinman
J. Ward Sturm
Donald F. Steward

AOC Staff Present:

Linda Grau
Nina Preston
Brenda Lee Dominguez
David Withey

Members Absent:

Susan C. Vasquez

Members of the Public:

Patrick Ertz

Members Present Telephonically:

Virlynn Tinnell

Call to Order

The regular session was called to order by Judge Steinle at 10:02 a.m.

Vellia Pina has been designated as the proxy for Susan Vasquez.

Executive Session #1

Judge Steinle made a motion to enter into Executive Session for advice of counsel.
Margaret Kleinman seconded the motion. Motion passed. **LDP-05-184**

Executive Session #1 Ended

Administrative Issues

< *Discussion regarding AZCLDPs contacting the Superior Court in Maricopa County Family Court Administration "Default On Demand" program to schedule a hearing for a pro per litigant.*

This agenda item was previously addressed by the Board on June 13, 2005. The Board requested this agenda item be repeated at this meeting and directed staff to contact State Bar UPL Attorney Yvette Gray for input regarding whether LDPs contact of the Court to

assist with scheduling of Family Court hearings constitutes unauthorized practice of law. Ms. Gray has indicated she does not believe an LDP contacting the Court to secure a hearing date and time constitutes the unauthorized practice of law.

Judge Steinle made a motion granting authorization to Linda Grau to draft and sign a letter on behalf of the Board to Presiding Family Court Judge Norman Davis in Superior Court in Maricopa County regarding the matter of LDPs contacting the Court to secure a hearing date and time. The letter shall state that the Board finds that such contact by the LDPs does not constitute the unauthorized practice of law as it relates to ACJA § 7-208. The motion was seconded by Dr. Roger Hartley. Motion passed. **LDP-05-185**

< *Update regarding Board Member reappointments and vacancies.*

On June 30, 2005, terms of service expire for Judge Steinle, Virlynn Tinnell, Margaret Kleinman, Susan Vasquez and Carol Wells. Judge Steinle, Virlynn Tinnell, and Carol Wells have formally sought reappointment. Margaret Kleinman and Susan Vasquez have declined reappointment and applications to fill these vacancies were previously forwarded to the Chief Justice along with the reappointment requests. Nancy Swetnam informed the Board that Chief Justice has not yet signed the reappointments. It is anticipated an Administrative Order will be issued before July 1, 2005. To date, no applications have been received to fill the public member vacancy. At the July meeting, it is possible the public member seat held by Margaret Kleinman will be vacant.

Linda Grau thanked Margaret Kleinman and Susan C. Vasquez on behalf of the LDP Program for their service.

< *Review and discussion of Arizona Supreme Court Administrative Order Number R-04-0027.*

Nancy Swetnam reported matters related to and impacting ACJA § 7-208 are being addressed administratively and an update will be provide when information becomes available.

Executive Session #2

Nancy Swetnam made a motion to enter into Executive Session for discussion of information that is confidential pursuant to Rule 123 and for consideration of the Executive Session meeting minutes. Judge Steinle seconded the motion. Motion passed. **LDP-05-186**

Executive Session #2 Ended

Review and Approval of Meeting Minutes

< *Regular and Executive Session Minutes from May 23, 2005.*

Judge Steinle made a motion to defer consideration of the Regular and Executive session minutes from May 23, 2005 till July 18, 2005 Board meeting. Mary Carlton seconded the motion. Motion passed. **LDP-05-187**

< *Regular and Executive Session Minutes from June 13, 2005.*

Judge Steinle made a motion to approve the Regular session minutes subject to clerical changes. Mary Carlton seconded the motion. Motion passed. **LDP-05-188**

Judge Steinle made a motion to approve Executive minutes of June 13th subject to the addition of the adjournment time. Carol Wells seconded the motion. Motion passed. **LDP-05-189**

Certification and Eligibility

< *Discussion regarding the 2006 renewal application deadline.*

Linda Grau recommended, consistent with the recent changes to the Board's continuing education policy changes, that the Board establish a perpetual renewal application deadline of May 1st of each even numbered year.

Dr. Roger Hartley made a motion to approve a perpetual application renewal deadline of May 1st of each even number year. Donald Steward seconded the motion. Motion passed. **LDP-05-190**

< *Report and recommendations regarding Continuing Education course credit requests.*

The following list of requests for Continuing Education credit and recommendations were presented for Board consideration. Program staff recommended the Board approved the requested credit unless otherwise noted on this list:

1. "Value Reporting" presented by Smart Pros on 9/29/2004 – 2 hours. Credit consideration for this course was deferred from the last meeting to allow staff an opportunity to obtain additional information for Board consideration. The information available indicates this self-study program offered to accounting and finance professionals reviews the "elements of value" and "ways of better disclosing value in financial statements." It is recommended credit be granted for 2 hours.
2. "The AGTS Supervisor's Academy" – The course reportedly consisted of over 40 hours of in class presentation covering topics ranging from motivating employees,

time management, customer service, and diversity. Staff recommended credit be given for 3.45 hours.

3. "Elder Law Essentials in Arizona: From Estate Planning to Estate Recovery" presented by the National Business Institute on July 28, 2005 – 6 hours. Staff recommended 5 hours of credit be approved pursuant to Board CE Policy.
4. A curriculum request has been submitted by Barbara Moren of the Superior Court in Maricopa County Law Library designed to teach attorneys and legal professionals how to use the Westlaw Patron Access database available through the Superior Court in Maricopa County Law Library. Staff recommended the Board determine if this event is suitable for CE credit.
5. A curriculum request has been submitted by Curtis Ekmark of Ekmark & Ekmark entitled "Changes to the Law Affecting Homeowners Associations in 2005". Mr. Ekmark is requesting this event be approved for 1 hour of credit. Staff recommended credit be approved as requested.
6. The Judicial Staff Conference will be taking place in Flagstaff on July 27-29, 2005. Staff recommended the following courses be granted CE credit for hour for hour attendance:
 - a. Code of Conduct – Ethics in the Judiciary
 - b. What's New – Legislative Updates and the 2005-2010 Strategic Agenda for Arizona's Courts
 - c. The Amazing Race – Local Court Issues in AZ
 - d. Grammar and Punctuation 202
 - e. Key Elements of Customer Service in the Courts
 - f. Are We Making Culturally Competent Decisions?
 - g. Can I Say That? – UPL and Providing Information

Judge Steinle made a motion to grant approval for continuing education credit to request numbers 2 for 3 hours of business management credit and to approve number 4 for 4 hours of business management credit. Mary Carlton seconded the motion. Motion passed. **LDP-05-191**

Judge Steinle made a motion to grant approval for continuing education credit as recommended on request numbers 1, 3, 5 and 6. Dr. Roger Hartley seconded the motion. Motion passed. **LDP-05-192**

Review of Pending Complaints

< Review and discussion regarding Hearing Officer David Pennartz' report and recommendation regarding Allan Sobol and Quick and Legal Paralegal Services and LDP Program complaint number 04-L062.

Nancy Swetnam, Donald Steward, Vellia Pina and Susan Vasquez (Vellia Pina is not exercising the proxy of Susan Vasquez) have all recused.

In accordance with ACJA § 7-208 (H)(13), Mr. Sobol requested a rehearing on the Notice of Formal Charges in LDP Program Complaint number 04-L062. Hearing Officer David Pennartz was appointed to handle the matter and a hearing was conducted. Hearing Officer Pennartz submitted a Report and Recommendation, including proposed Findings of Facts and Conclusion of Law, for the Board's consideration. Subsequent to the issuance of the Recommendation Report, Mr. Sobol requested a rehearing. Hearing Officer Pennartz denied the Request for Rehearing on June 20, 2005. Hearing Officer Pennartz recommended the following:

1. As a disciplinary measure LDP Certificate No. 80271 issued to Respondent Allan Sobol and LDP Certificate No. 80272 issued to Quick and Legal Paralegal Services be suspended for a period of not less than 180 days;
2. As a disciplinary measure against and as a condition of reinstatement of Allan Sobol and Quick and Legal Paralegal Services certificates, the costs incurred by the LDP Program in proceedings related to the processing of complaint number 04-L062 be assessed against and paid by Respondents;
3. As a disciplinary measure against and as a condition of reinstatement of Allan Sobol and Quick and Legal Paralegal Services certificates, be required to pay restitution to Jerry Marsh in the amounts paid by Jerry Marsh to Respondents to be submitted and approved;
4. As a disciplinary measure against and as a condition of reinstatement of Allan Sobol and Quick and Legal Paralegal Services certificates be fined and pay an amount not to exceed \$2,000 for each violation, and not to exceed an aggregate fine of \$15,000;
5. As a disciplinary measure against and as a condition of reinstatement of Allan Sobol and Quick and Legal Paralegal Services certificates the Board issue a Cease and Desist Order prohibiting Allan Sobol and Quick and Legal Paralegal Services from offering to provide service as a mediator, arbitrator or other neutral capacity in any action, dispute or other matter in which Allan Sobol and Quick and Legal Paralegal Services has provided, is providing or has been contracted or otherwise engaged to provide LDP services to a party to the action, dispute or other matter;
6. As a disciplinary measure against and as a condition of reinstatement of Allan Sobol and Quick and Legal Paralegal Services certificates the Board issue a Cease and Desist Order prohibiting Allan Sobol and Quick and Legal Paralegal Services from engaging in the unauthorized practice of law, including in activities involving legal document preparation and mediation services; and;

7. As a condition of reinstatement Allan Sobol be required to complete and to document satisfactory completion of an appropriate course in ethics for lawyers or legal document preparers which includes course material on recognizing, avoiding and disclosing conflicts of interest.

Judge Steinle made a motion to adopt the Finding of Facts and Conclusions of Law regarding Allan Sobol and Quick and Legal Paralegal Services on LDP Program complaint number 04-L062. J. Ward Sturm seconded the motion. Nancy Swetnam, Donald Steward, Vellia Pina recused. Vellia Pina did not exercise the proxy of Susan Vasquez. Motion passed. **LDP-05-193**

Judge Steinle made a motion LDP Certificate No. 80271 issued to Allan Sobol and LDP Certificate No. 80272 issued to Quick and Legal Paralegal Services be suspended by action of the Board of Legal Document Preparers for a period of 180 days from today's date, June 27, 2005. Judge Steinle further moved that disciplinary measure and a condition of reinstatement Allan Sobol and Quick and Legal Paralegal Services shall pay the cost incurred by the LDP Program for processing the complaint, that disciplinary measure and a condition of reinstatement Allan Sobol and Quick and Legal Paralegal Services shall be required to pay restitution to Jerry Marsh in an amount to be submitted and approved by the Board, that as disciplinary measure and a condition of reinstatement Allan Sobol and Quick and Legal Paralegal Services shall be fined \$500.00 per violation for a total amount of \$4,500, that the Board issue a Cease and Desist Order prohibiting Allan Sobol and Quick and Legal Paralegal Services from offering to provide services as a mediator, arbitrator or other neutral capacity in any action, dispute or other matter in which Allan Sobol and Quick and Legal Paralegal Services has provided, is providing or has been contracted or otherwise engaged to provide legal document preparation services to a party to the action, dispute or other matter. Further, Judge Steinle moved that the Board issue a second Cease and Desist Order prohibiting Allan Sobol and Quick and Legal Paralegal Services from engaging in the unauthorized practice of law, including in activities involving legal document preparation and mediation services. Additionally, Judge Steinle moved that as a condition of reinstatement Allan Sobol shall be required to complete and to document satisfactory completion of an appropriate continuing education course of not less than 5 hours in ethics for lawyers or legal document preparers which includes course material on recognizing, avoiding and disclosing conflicts of interest. Lastly, as a condition of reinstatement Allan Sobol shall demonstrate to the Board he has paid all Rule 11 sanctions imposed against him by any court, including but not limited to those issues in Superior Court in Maricopa County case numbers CV2004-013723 and CV2004-022178. Dr. Roger Hartley seconded the motion. Nancy Swetnam, Donald Steward and Vellia Pina recused. Vellia Pina did not exercise the proxy of Susan Vasquez. Motion passed. **LDP-05-194**

Judge Steinle made a motion to grant him the authority to sign the Final Order in LDP Program complaint number 04-L062 on behalf of the Board. J. Ward Sturm seconded the motion. Nancy Swetnam, Donald Steward, Vellia Pina recused. Vellia Pina did not exercise the proxy of Susan Vasquez. Motion passed. **LDP-05-195**

Nancy Swetnam made a motion the Board direct staff to notify the Presiding Judge and the Clerks of the Superior Court of the suspensions of Allan Sobol (AZCLDP certificate number 80271) and Quick and Legal Paralegal Services (AZCLDP certificate number 80272). J. Ward Sturm seconded the motion. Motion passed. **LDP-05-196**

Review and Approval of Meeting Minutes – 2nd time addressed

< *Regular Session Minutes from June 13, 2005.*

Margaret Kleinman made a motion to amend the Regular session minutes of June 13, 2005 amending "...LDP Program maintaining its authority to pursue and discipline any certificate holder who currently has a pending LDP Program Complaint against them, should a violation later be found to have occurred", to read "...LDP Program maintaining its authority to investigate and discipline any certificate holder who currently has a pending LDP Program complaint against them, should a violation later be found to have occurred.". Dr. Roger Hartley seconded the motion. Motion passed. **LDP-05-197**

Review of Pending Complaints (continued)

Review and discussion regarding non-certificate holder cease and desist petition pursuant to Arizona Code of Judicial Administration § 7-208 (H)(1)(b).

Nancy Swetnam moved the Board defer the review and discussion regarding non-certificate holder cease and desist petition till the next Board meeting of July 18, 2005 in order to obtain additional information for the Board's review. Dr. Roger Hartley seconded the motion. Motion passed. **LDP-05-198**

Review of Certification Applications

Program staff recommended the Board defer consideration and certification determination regarding the following applications to the meeting of July 18, 2005 to allow for additional processing:

Eric Scott Schoeller

Margo Holguin

Professional Legal Documents, LLC (Wendall Wilson)

Advanced Legal Services, LLC (Marwan Sadeddin)

Sinclair Noe

Estate Preservation, Inc (Sinclair Noe)

Associated Property Management of C.T.D., Inc. (Thomas Emele)

Kachina Management, Inc. (Christine Collura)

Northern Arizona Investment Group, Inc. (Justin Scott)

Premier Community Management, Inc. (Robert Lipsey)
Renaissance Community Partners, LLC (Kevin Bishop)
A Different Association Management, LLC (William Maguire)
ETN, Ltd. (Warner Lewis)
Universal Tax Services (Blanca Quinonez-Montalbo)

Judge Steinle made a motion the applications for initial certification listed above be deferred to the July 18th meeting due to allow for additional processing. Dr. Roger Hartley seconded the motion. Motion passed. **LDP-05-199**

The following applications for initial certification have been received, are complete, demonstrate the applicant meets the minimum eligibility requirements, and no information contrary to granting certification has been presented during the background review. Program staff recommends initial certification be granted to:

Caitlin Larkin
We The People USA, Inc. (Caitlin Larkin)
Kenneth Singer

Dr. Roger Hartley made a motion to grant initial certification to the applications listed above, effective July 1, 2005. Mary Carlton seconded the motion. Motion passed. **LDP-05-200**

The following applications for renewal of certification have been received and are absent the required documentation of completion of the continuing education requirement. Program staff recommends review and renewal determination of these applications be deferred to the meeting of July 18, 2005 to permit the applicants an opportunity to submit the necessary documentation:

Mary Jo Edel
A.D. Scott, LTD (Mary Jo Edel)
Betsy Ross-Retchin
R and R Property Management (Betsy Ross-Retchin)

Judge Steinle made a motion to defer the applications listed above to the July 18th meeting. Margaret Kleinman seconded the motion. Motion passed. **LDP-05-201**

The following applicants have submitted complete applications, documentation of completing the required 10 hours of continuing education, and no information contrary to granting renewal was presented in the background review. Program staff recommends the following certifications be renewed:

Alfred McEwen
Alicia Gonzalez
Andrew Sarager
Arizona Wills & Trusts of Tucson, LLC (Allan Bonhoff)

Armando Saenz
Brian Lincks
Brian Liu
Brian Moltz
Cameron Hannum
American Contractors Exam Services (Cameron Hannum)
Charles Rampenthal
Legalzoom.com, Inc. (Charles Rampenthal)
Christopher McClory
Clarice Williams
Cynthia Felton
Cynthia Lenzie
Cynthia Wilson
Roadrunner Ridge Enterprises, LLC (Cynthia Wilson)
Dan Davis
Daniel Peterson
Daniel Peterson Property Management, LLC (Daniel Peterson)
Darla Winters
David Bear
Deanne Cywinski
Deborah Colon-Mateo
Deborah Munoz
Debra Casey
Debra Dencek
Debra Piotrowski
Debra Wild
Cadden Community Management, Inc. (Debra Wild)
Derek Haigh
Dorothy Sollars
Edna Gomez
Elizabeth Flores
Essential Estate Plans, LLC (Allan Bonhoff)
George Preston Parker
Gilbert Gomez
Glenda Collings
Hallie Marr
Hayden Sinchak
Jack Shaw
Jacqueline Velde
Jacqueline Vigil
Capital Consultants Management Corporation (Jacqueline Vigil)
Janalee Sneva
Janneth Cardenas
Jeanne Kuisle
Jodi Brown
Jodi Phelps

City Property Management Company (Jody Phelps)
Jody Patterson
John Folse, Jr.
John Hanson
Joy Partridge
Accounting World CPA's, PLC (Joy Partridge)
Judith Celentano
Karen Cooley
Valleywide Legal Documents, LLC (Karen Cooley)
Karen Kosies
Karen Lepin
Lepin and Renahan Management, Inc. (Karen Lepin)
Kelli Peacock
Kevin Maloney
Fortress Documents (Kevin Maloney)
Laura Heffron
Laura McDanel
Law & Reed CPA's, PC (Michael Law)
Leah Keller
Wilson, Keller & Associates, LLC (Leah Keller)
Legal Type Documents (Debra Parks)
Linda Seger
Divorce Packet Processing, LLC (Linda Seger)
Lori Rutledge
Planned Development Services, Inc. (Lori Rutledge)
Lorna Burns
Marianne Smith
Marilyn Zimmerman
Marilynn Monda
Mark Bluemke
Mark Klarich
Marlene Leatherwood
Marley Beard
Marwan Sadeddin
Mary Korsten
Mary Marcus
Matthew Witman
Michael Fisher
Western Estate Services (Michael Fisher)
Michelle Messmer
Mohammed Riyad
Nina Tross
Patricia Garvin
Patricia Lewis
Penny King
Penny Murua

Peoria Nu Start Bankruptcy (Debra Parks)
Rae Heimer
Bankruptcy & Divorce (Rae Heimer)
Ramon Garcia
Ayuda Legal Help, LLC (Ramon Garcia)
Randi Huber
Richard Davis
Richard French
Richard Slatin
Divorce, Custody and Child Support Services, Inc. (Richard Slatin)
Roger Hartstone
Ryan Gibson
Saundra O'Day
Scott Anderson
Silviano Tanori
Stephanie Villalobos
Sumer Jennings
Susan Leong
Susan Stephenson
Caretaker, Inc. (Susan Stephenson)
Tammy Mainhall
Tiffany Lloyd
Tina Wickland
Tracey Dombroski
Grand Canyon Planning Associates, LLC (Tracey Dombroski)
Vanessa Noce
National Future Benefits Unlimited, Inc. (Vanessa Noce)
Wallace Buckley
Walter Marcus
Wendy Sara-Karlisz
Sylvia Moreno
Capital Corporate & Living Trust

Judge Steinle made a motion to grant renewal of certification to the applications listed above, subject to the Board and the LDP Program maintaining its authority to investigate and discipline any certificate holder who currently as a pending LDP Program complaint against them, should a violation later be found to have occurred. Margaret Kleinman seconded the motion. Motion passed. **LDP-05-202**

The following applicants have submitted complete applications, documentation of competing the required 10 hours of continuing education (including AAIP CE attendance), and no information contrary to granting renewal was presented in the background review. Program staff recommends the following certifications be renewed:

Aida Pompa
Aldo Castaneda

Alma Ortiz
Anabel Wright
Barbara French
Dependable Personnel, Inc. (Barbara French)
Carol Smith
Emerald Capital Preservation of Arizona, LLC (Carol Smith)
Charlotte Hargreaves
Cherie Koch
Chris West
West-Word Services, Corp. (Chris West)
Christopher Hoyt
Cynthia Wood
Caprenos, Inc. (Cynthia Wood)
Dan Fore
1322 Corporation (Dan Fore)
Darren Ortiz
Awareness Legal Services, Inc. (Darren Ortiz)
David Hendrickson
Affordable Services, Inc. (David Hendrickson)
Dawn Snead
Deanna Fore
Deborah Gilman
Di Anne Wentzloff
Dolores Dixon
Edward Smith
Elaine Carlton
Elin Ingram
George Shackelford
Gerald Zukerman
Gilbert Lopez
Jack Sides
James Tewalt
Estate Planning Solutions, Inc (James Tewalt)
Janice Buzzelle
Jennifer Di Gerolami
Jessica Mendez
JoAnn Palmer
JoAnn Palmer Paraprofessional, LLC (JoAnn Palmer)
John Kroeger
John Price
Jose Robledo
Robledo Immigration & Tax Service (Jose Robledo)
Karen Strauss
Katherine Kredit
Kelley Dowdle
Kim Doan Pickell

A1 Legal Services, LLC (Kim Doan Pickell)
Kristina Babbitt
Leonard Perez
Per Sue Incorporated (Leonard Perez)
Lisa Perez-Leon
Lolita Prescod
Lucy Herman
Herman & Associates, LLC (Lucy Herman)
Lynn Johnson
Madeline Harding
Maria Rodriguez
Melissa Tenny
EMIT, Inc. (Melissa Tenny)
Safe Split, LLC (Melissa Tenny)
Mirtha Fore
Nadia Meza
C.E. Claims & Services, LLC (Nadia Meza)
Nancy L. Anderson, LLC (Nancy Anderson)
Pamella Becerra
Patricia Taylor
Penny Haltom
Petra Lopez
Phillip Salmon
Salmon & Associates Business Consulting, LLC (Phillip Salmon)
Richard Hoyt
Richard C. Hoyt & Associates, Inc. (Richard Hoyt)
Richard Lorance
RLH Group (Robert Hall)
Robert Brown
Brown Property Management, Inc. (Robert Brown)
Robert Heckinger
Ronald West
Rosa Bagnod De Gastelum
Scott Brannon
Sherry Pietilainen
Steven Wyner
Tauqir Jilani
Terrill Haugen
Velia Hert
Victor Calvario
Alianza/ Latina/United/Unidos Int'l (Victor Calvario)
We The People of Phoenix, Inc. (Mary Lungo)
Wendy Schwingel

Mary Carlton made a motion to grant renewal of certification to the applications listed above, subject to the Board and the LDP Program maintaining its authority to

investigate and discipline any certificate holder who currently as a pending LDP Program complaint against them, should a violation later be found to have occurred. Judge Steinle seconded the motion. Donald Steward recused. Motion passed. **LDP-05-203**

Dr. Roger Hartley made a motion to grant renewal of individual certification to Dennis Lawrence with the following provisions: Legal-Ease must be operated as a sole proprietorship; Mr. Lawrence provide verification if changes to status from Corporation Committee no later than August 1, 2005, and, subject to the Board and the LDP Program maintaining its authority to investigate and discipline any certificate holder who currently as a pending LDP Program complaint against them, should a violation later be found to have occurred. J. Ward Sturm seconded the motion. Donald Steward recused. Motion passed. **LDP-05-204**

The following applicants have submitted complete applications and presented the required disclosure statements, documentation of competing the required 10 hours of continuing education (including AAIP CE attendance), and no information contrary to granting renewal was presented in the background review. Program staff recommends the following certifications be renewed:

Betty Ulibarri
David Goulet
Doc-U-Prep (David Goulet)
Donna Vasquez
Edgar Meza
Guadalupe Romero
Joseph Glennon
AAA Legal Services, Inc. (Joseph Glennon)
Mark Applegate
Accurate Lien and Contractor Assistance, Inc. (Mark Applegate)
Maurie Hall
Michael Anderson
Financial Strategies, Inc. (Michael Anderson)
Robert Hockensmith
Shaaron Miller
Victor Linn
Vincent Lopano

Judge Steinle made a motion to grant renewal of certification to the applicants listed above, subject to the Board and the LDP Program maintaining its authority to investigate and discipline any certificate holder who currently as a pending LDP Program complaint against them, should a violation later be found to have occurred. J. Ward Sturm seconded the motion. Donald Steward recused. Motion passed. **LDP-05-205**

Judge Steinle made a motion to direct staff to destroy all medical records submitted by Michael Anderson with his renewal application. Nancy Swetnam seconded the motion. Donald Steward recused. Motion passed. **LDP-05-206**

Executive Session #3

Nancy Swetnam made a motion to enter into Executive Session to receive advice by legal counsel. Judge Steinle seconded the motion. Motion passed. **LDP-05-207**

Executive Session #3 Ended

Review of Certification Applications (continued)

The following applicants have submitted complete applications and presented the required disclosure statements, documentation of completing the required 10 hours of continuing education, and no information contrary to granting renewal was presented in the background review. Program staff recommends the following certifications be renewed:

Carol Gray
Affiliated Document Preparers, Corp. (Carol Gray)
Catherine Bradley-Hill
Daniel Gray
Elizabeth Moore
Emil Estopare
Affordable Document Preparation, LLC (Emil Estopare)
Essie Jones
Building Industry Credit Association (Essie Jones)
James Weathersby
Jan Rust
Miguel Guzman
Pamela Moore de Gamboa
Sharon Cooper
Velma Strother
Victoria King
Julie Haigh
Majestic's Paralegal Center (Julie Haigh)

Judge Steinle made a motion to grant renewal of certification to the applicants listed above, subject to the Board and the LDP Program maintaining its authority to investigate and discipline any certificate holder who currently has a pending LDP Program complaint against them, should a violation later be found to have occurred. Nancy Swetnam seconded the motion. Motion passed. **LDP-05-208**

The following certificate holder has submitted an application for renewal and documentation of having completed the continuing education requirement.

Allan Sobol

Program staff recommends the Board deny renewal of initial individual certification to Allen Sobol, pursuant to ACJA § 7-208 (G)(6)(b) and (E)(5)(b)(1)(c) for dishonesty and material misrepresentation in applying for renewal of certification based on the following:

1. Mr. Sobol committed dishonesty and material misrepresentation when he reported on the application that his Notary was revoked without his knowledge when, in fact, he responded to the Secretary of State's Notary Division and participated in the investigatory process which precipitated the Notary Commission revocation.
2. Mr. Sobol committed dishonesty and material misrepresentation in applying for renewal of certification when he failed to disclose the disciplinary action the disciplinary action taken against him in LDP Program complaint numbers 03-L003 and 04-L009.
3. Mr. Sobol committed dishonesty and material misrepresentation in applying for renewal of certification failed to disclose an August of 2004 Better Business Bureau complaint filed against him.
4. Mr. Sobol committed dishonesty and material misrepresentation in applying for renewal of certification failed to disclose becoming a party in Superior Court in Maricopa County case number CV2004-013734, Sobol v. McClay.
5. Mr. Sobol committed dishonesty and material misrepresentation in applying for renewal of certification failed to disclose becoming a party in Injunction Against Harassment proceedings in Peoria Justice Court case number CV2005-00402 (Sobol v. Marsh).
6. Mr. Sobol committed dishonesty and material misrepresentation in applying for renewal of certification failed to disclose he is the Statutory Agent, a Member, and a Manager of "No Lawyer Referral Services, LLC".

Judge Steinle made a motion to deny the application for Allan Sobol renewal of initial individual certification for his dishonesty and material misrepresentation in applying for renewal of certification when he failed to disclose the above reference required information on the application and that renewal of certification be denied pursuant to ACJA § 7-208(G)(6)(b) and (E)(5)(b)(1)(c). Mary Carlton seconded the motion. Donald Steward and Vellia Pina recused. Vellia Pina did not exercise the proxy of Susan Vasquez. Motion passed. **LDP-05-209**

Nancy Swetnam made a motion staff be directed to formally notify Presiding Judge and the Clerk of the Superior Court of each county of the current status of every certificate holder, including the denials and expirations effective July 1, 2005. Judge Steinle seconded the motion. Motion passed. **LDP-05-210**

Call to Public

No response.

Adjourn

J. Ward Sturm made a **motion** to adjourn. Carol Wells seconded the motion.
Motion passed. **LDP-05-211**

Meeting adjourned at 12:58 p.m.

/bld