

FIDUCIARY BOARD

Meeting Agenda – May 30, 2024

Arizona Supreme Court -1501 West Washington Street
Phoenix, Arizona 85007 - 10:00 A.M. Zoom/Conference Room 119
General Inquiries Call: 602-452-3378 (Certification and Licensing Division Line)
Members of the public may attend meeting in person or online.

For any item listed on the agenda, the Board may vote to go into Executive Session for advice of counsel (under ACJA Sec. 1-202(C)(5)(c)) or for discussion or consideration of records or matters made confidential or privileged by statute, court rule, or the Arizona Code of Judicial Administration (under ACJA Sec. 1-202(C)(5)(b)).

CALL TO ORDER..... *Hon. Jennifer Perkins, Chair*

1) REVIEW AND APPROVAL OF MINUTES..... *Hon. Jennifer Perkins, Chair*

- 1-A: Review, discussion, and possible action regarding the regular session minutes of the meeting held on March 14, 2024.*
- 1-B: Review, discussion, and possible action regarding the emergency session minutes of the meeting held on March 28, 2024.*

2) PENDING COMPLAINTS/ COMPLIANCE AUDITS.....*Division Staff*

- 2-A: Update regarding pending complaints and compliance audits.*
- 2-B: Review, discussion, and possible action regarding Complaint No. 21-0009 involving license holder Nicole Corona.*
- 2-C: Review, discussion, and possible action regarding Complaint Nos. 21-0013, 21-0014, 21-0015, and 21-0016 involving license holder East Valley Fiduciary Services, Inc., Michael Bogle, Andrew Stone and Tanya Malos.*
- 2-D: Review, discussion, and possible action regarding Complaint Nos. 22-0062, 23-0042, and 23-0059 involving license holder Theresa Whitfield.*
- 2-E: Review, discussion, and possible action regarding Complaint No. 22-0079 involving license holder Tiffany Poarch.*
- 2-F: Review, discussion, and possible action regarding Complaint No. 22-0080 involving license holder Pamela Philips.*
- 2-G: Review, discussion, and possible action regarding Complaint Nos. 23-0014, 23-0015, 23-0016, 23-0020 involving license holder Maricopa County Public Fiduciary, Josephine Jones, Cindy Gonzales, and David McHenry.*
- 2-H: Review, discussion, and possible action regarding Complaint No. 22-0049 involving license holder Jason Cobb.*

3) INITIAL LICENSURE AND ELIGIBILITY.....Division Staff

3-A: Review, discussion, and possible action regarding the following applications for initial individual and/or business licensure:

- 1. Jessica McArthur
- 2. Jose Lopez
- 3. Austin Schulte
- 4. Amanda Sigmund
- 5. Tonia Melius
- 6. David McHenry

4) RENEWAL LICENSURE AND APPLICATIONSDivision Staff

4-A: Review, discussion, and possible action regarding the following applications for renewal of individual and/or business entity licensure:

- 1. Navajo County Public Fiduciary
- 2. Gregory Dovico
- 3. Philip Dovico
- 4. Custom Care & Financial Solutions, LLC
- 5. Rex Hawkins

5) ADMINISTRATIVE ITEMS.....Division Staff

5-A: Informational update: Renewal process

5-B: Division updates.

CALL TO THE PUBLIC..... Hon. Jennifer Perkins, Chair

LIMITED RESPONSE TO CALL TO THE PUBLIC..... Hon. Jennifer Perkins, Chair

Individual members of the Board may take one or more of the following actions: (a) respond to criticism made in Public Comment; (b) ask staff to review a matter raised in public comment; or (c) ask that a matter raised in public comment be put on a future agenda. NOTE: Neither the Board as a whole nor Staff are permitted to discuss a matter raised in public comment and the Board is not permitted to vote on a matter raised during an open call to the public unless the matter was otherwise properly noticed on the meeting agenda for discussion and legal action

ADJOURN..... Hon. Jennifer Perkins, Chair

Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting the Division at 602-452-3378 or TDD 602-452-3534. A person

requesting an accommodation should make the request as early as possible to allow time to arrange the requested accommodation.

Next Meeting:

July 11, 2024 at 10:00 a.m.

FIDUCIARY BOARD

Agenda Summary – May 30, 2024

2) PENDING COMPLAINTS/ COMPLIANCE AUDITS

2-A: Update regarding pending complaints and compliance audits.

PENDING COMPLAINTS

As of May 21, 2024, there are * 76 open complaints.

** Complaints are open until probable cause is determined. The total open complaints represent complaints under investigation.*

FIDUCIARY COMPLAINTS

Age (Months)	Number Cases	Percent
0-5	18	23.7%
6-11	13	17.1%
12-17	33	43.4%
18-22	7	9.2%
23-35	5	6.6%
36 and over	0	0.0%
Total	76	100%

Previous open complaint chart presented at the March 14, 2024, Board meeting:

Age (Months)	Number Cases	Percent
0-4	8	11.2%
5-9	16	22.6%
10-14	31	43.7%
15-19	7	9.9%
20-22	4	5.6%
23-35	5	7.0%
36 and over	0	0%
Total	71	100%

PENDING COMPLIANCE AUDITS

As of May 20, 2024, there are * 4 open compliance audits pending final reports*

Random compliance audits: R

Compliance audits related to resolving discipline: D

Other compliance audits (includes follow-ups, Director-approved): O

FIDUCIARY COMPLIANCE AUDIT REPORT

Age (Months)	Number And Type	Percent
0-3	2 (R); 1 (D); 0 (O)	75.0%
4-7	0 (R); 0 (D); 0 (O)	0.0%
8-11	0 (R); 1 (D); 0 (O)	25.0%
12 and over	0 (R); 0 (D); 0 (O)	0.0%
Total	4	100%

**Working papers associated with the compliance audit maintained by Division staff are not public records and are not subject to disclosure. Upon completion of an audit the final report issued to the affected party is a public record subject to public inspection. Final reports that result in corrective action are posted to the program webpage at <https://www.azcourts.gov/cld/Fiduciary-Licensing-Program/Compliance-Audit>.*

Compliance Audit Report: March 14, 2024 Fiduciary Board Meeting

FIDUCIARY COMPLIANCE AUDIT REPORT

Age (Months)	Number And Type	Percent
0-3	1 (R); (D); 0 (O)	33.3.0%
4-6	0 (R); 0 (D); 0 (O)	0.0%
6-9	0 (R); 2 (D); 0 (O)	66.7%
9-12	0 (R); 0 (D); 0 (O)	0.0%
12 and over	0 (R); 0 (D); 0 (O)	0.0%
Total	3	100%