



FIDUCIARY

Arizona State Courts Building
1501 West Washington Street, Phoenix, Arizona 85007
Hearing Room 119

July 23, 2021
3:00 p.m.

Approved Regular Meeting Minutes

MEMBER ATTENDANCE:

Present:

Telephonically Present:

Absent:

Deborah Primock
Teresa Lancaster
Diana M. Corry
Elaine Acosta Sweet
Emily Kile
Sharon Yates
Hon. Jay M. Polk
Peter Santini
Paul Friedman

OTHER ATTENDEES:

AOC Staff:

Mark Wilson
Michelle Martinez
Pasquale Fontana
Margaret Lindsey
Arnita Oliver
Savannah Peavy-Set Up

Guests:

Mark Andersen
Warren Bartholomew
William Chalmers
Russ Bartholomew
Patricia Flores
Jeannine Bartholomew

CALL TO ORDER

Called to Order By: Deborah Primock, Chair

Time: 3:00 p.m.

1) PENDING COMPLAINTS:

1-A: Review, discussion and possible action regarding Complaint No. 20-0003 involving license holder Patricia Flores

Individual Addressing the Board: Mark Wilson

Discussion: Staff recommends the following motion:

The Board accept the determination of the Probable Cause Evaluator and find that Patricia Flores has committed the violations described in the Investigation Summary and Probable Cause Analysis and Determination Report.

That Patricia Flores receive a censure and be placed on probation for the acts described in the Investigation Summary and Probable Cause Analysis and Determination Report. The terms of probation are that Ms. Flores submits to an audit of her fiduciary files and practices, at Ms. Flores' expense, to be performed by a third party mutually agreed upon by the Division and Ms. Flores. The purpose and scope of the audit is to determine Ms. Flores' compliance with statutes, rules and the administrative code. At request of the Division, the auditor shall provide interim reports or information to the Division. The auditor shall also monitor Ms. Flores' correction of any deficiencies. If the Division and Ms. Flores cannot agree on the auditor, the matter shall be brought back to the Board at the next regularly scheduled meeting for a final determination.

Further move that Ms. Flores' license be restricted so that she cannot accept any new clients for which she must be licensed or would otherwise serve in a fiduciary capacity.

Further move that Ms. Flores' license restriction and the probationary period shall continue until the audit is completed and Ms. Flores has resolved to the satisfaction of the Board any deficiencies uncovered by the audit but in no event shall the

probationary period be less than one year from the date the audit begins.

Finally, move, that if adopted, this motion does not affect or limit, in any manner, further disciplinary action if the audit uncovers violations of statutes, rules or the administrative code.

Mark Andersen addressed the Board on behalf of Patricia Flores.

Motion: Consideration of and motion to accept the proposed motion with the additional requirement that Patricia Flores reimburse the estate for the amount she charged for the attorney fees.

Motion Proposals: First Elaine Acosta Sweet
Second Emily Kile

Motion Results: Pass

CALL TO THE PUBLIC

Individuals Addressing the Board: Russ Bartholomew

ADJOURNMENT

Motion: Move to adjourn.

Motion Proposals: First Peter Santini
Second Paul Friedman

Motion Results: Pass

Time: 3:22 p.m.

Initials: AO