

Administrative Office of the Courts



INVESTIGATION SUMMARY, DETERMINATION, PROBABLE CAUSE REVIEW, AND RECOMMENDATION REPORT

Complaint No. 24-C001

Certificate No. [REDACTED]

12/10/2024

Certification and Licensing Division

**ARIZONA SUPREME COURT
ADMINISTRATIVE OFFICE OF THE COURTS
INVESTIGATION SUMMARY, DETERMINATION, PROBABLE
CAUSE REVIEW, AND RECOMMENDATION REPORT**

CERTIFICATE HOLDER INFORMATION	Certificate Holder:	Cori Brickey
	Certification Number:	██████
	Business Name:	N/A
	Certification Number:	N/A
	Type of Certificate:	Certified Court Reporter
COMPLAINANT	Name:	Troy Czarnyszka
INVESTIGATION INFORMATION	Complaint Number:	24-C001
	Investigator:	Crystal Jones
Complaint Received:		10/28/2024
Complaint Forwarded to the Certificate Holder:		10/31/2024
Certificate Holder Received Complaint:		10/31/2024 (by email)
Response From Certificate Holder:		11/04/2024
Period of Active Certification:		12/7/2023 to Present ¹
Status of Certification:		Active
Availability of Certificate Holder:		Available
Availability of Complainant:		Available
Report Date:		12/10/2024

ALLEGATIONS:

1. Cori Brickey engaged in unprofessional conduct by failing to practice competently by not filing complete transcripts to the Court of Appeals regarding a homicide trial.
2. Cori Brickey did not avoid impropriety and the appearance of impropriety by not acting in a manner that promotes public confidence in the integrity and impartiality of the judicial system.

ADDITIONAL FINDINGS:

None.

SUMMARY OF INVESTIGATIVE PROCEDURE:

- Written complaint and documentation submitted by complainant (“Czarnyszka”).
- Written response and documentation submitted by certificate holder (“Brickey”).

¹ Cori Brickey was initially certified as a court reporter on December 16, 2019, under certification number ██████. Certificate number ██████ was not renewed and expired.

- Review of applicable filings in Court or Appeals Division One case number CA-CR-22-0257.
- Review of applicable filings in Apache County Superior Court case number CR-2019-00388.
- Review of applicable Certification and Licensing Division (“Division”) records.
- Review of applicable sections of Arizona Revised Statutes (“A.R.S.”), Arizona Codes of Judicial Administration (“ACJA”) § 7-201 and § 7-206, and Arizona Supreme Court Rules

INTERVIEWS:

1. Troy Czarnyszka
2. Cori Brickey
3. Brittany McNeil

SUMMARY OF FACTUAL FINDINGS OF INVESTIGATION:

Complaint:

On October 28, 2024, Czarnyszka submitted a complaint to the Division stating Brickey, a certified court reporter, failed to file all transcripts to the Arizona Court of Appeals regarding a homicide trial. Czarnyszka reported that several transcripts were determined missing after Brickey informed the court she had filed all necessary documents. Consequently, the Court of Appeals overturned the sentencing phase of the trial due to the missing documents and the court was required to call an additional jury to re-hear the sentencing phase of the trial.

Response:

In her response to the complaint, Brickey stated that the allegation that several transcripts were missing is incorrect. She said the transcripts were filed within her approved extension deadline for the dates of the trial that she covered. She further stated that she provided the transcripts to the court reporting firm and Apache County Superior Court.

Brickey accepted full responsibility for the “Day 10 in Chambers” filing. She stated that when the transcript was requested, it was completed and signed by her on October 26, 2023, and submitted. On February 7, 2023, she attempted to e-file the transcript unsuccessfully and she did not check the status as she had never had an issue e-filing before. When she was made aware of the issue, she re-filed February 15, 2024.

Allegation 1: Cori Brickey engaged in unprofessional conduct by failing to practice competently by not filing complete transcripts to the Court of Appeals regarding a homicide trial.

Brickey was an independent court reporter contractor for the court reporting agency, Performance Reporters, from 2019-2023. Performance Reporters was the agency retained

by the Apache County Superior Court to provide court reporter services for a 10-day homicide trial from March 22, 2022, to April 7, 2022, Case No. CR-2019-00388, Appeal No.: 1 CA-CR-22-257. Brickey covered six days in addition to a Donald Hearing and an In Chambers Discussion in relation to the trial. The remaining days were covered by Lerryn Roberds (“Roberds”), owner of Performance Reporters.

Czarnyszka, Apache County Superior Court Administrator, provided the Division with an email correspondence from June 20, 2022, between Roberds and Brittany McNeil (“McNeil”), Apache County Superior Court Judicial Administrative Assistant, that reveals Roberds inquired when the Notice of Appeal was filed. The email serves the purpose of the Notification to Court Reporters that the clerk is required to file. McNeil provided the appeal date as May 31, 2022, and included the transcript requests with the due date of July 15, 2022, for the trial days that Brickey covered.

In her interview with the Division, McNeil confirmed that Apache County did not have a designated court reporter at the time of the homicide trial, and this was the first trial in which transcripts were required without an in-house court reporter since she has been employed. Although the necessary notification regarding the need for transcripts may not have been sent by the court clerk, the court (McNeil) took proactive steps to address the situation. McNeil confirmed that on June 20th, 2022, she communicated directly with Roberds, informing that the transcripts were needed and provided a deadline of July 15, 2022.

From: McNeil, Brittany <brmcneil@courts.az.gov>
Sent: Monday, June 20, 2022 11:51 AM
To: Performance Reporters Scheduling <scheduling@performancereporters.com>
Subject: RE: S0100CR201900388 JURY TRIAL MINUTE ENTRIES

5-31-22 Appeal Filed
Defendant is indigent

LERRYN H ROBERDS	RE: March 31, 2022; Trial Day 7 1 CA-CR 22-0257 07/15/2022	Due in 26 days
LERRYN H ROBERDS	RE: March 30, 2022; Trial Day 6 1 CA-CR 22-0257 07/15/2022	Due in 26 days
LERRYN H ROBERDS	RE: March 24, 2022; Trial Day 3 1 CA-CR 22-0257 07/15/2022	Due in 26 days
LERRYN H ROBERDS	RE: March 23, 2022; Trial Day 2 1 CA-CR 22-0257 07/15/2022	Due in 26 days

CORI BRICKEY	RE: April 5, 2022; Trial Day 8 1 CA-CR 22-0257 07/15/2022	Due in 26 days
CORI BRICKEY	RE: April 6, 2022; Trial Day 9 1 CA-CR 22-0257 07/15/2022	Due in 26 days
CORI BRICKEY	RE: March 29, 2022; Trial Day 5 1 CA-CR 22-0257 07/15/2022	Due in 26 days
CORI BRICKEY	RE: March 22, 2022; Trial Day 1 1 CA-CR 22-0257 07/15/2022	Due in 26 days
CORI BRICKEY	RE: April 7, 2022; Trial Day 10 1 CA-CR 22-0257 07/15/2022	Due in 26 days
CORI BRICKEY	RE: March 25, 2022; Trial Day 4 1 CA-CR 22-0257 07/15/2022	Due in 26 days

Let me know if there is anything else you need.

Thanks
Brittany

-----Original Message-----

From: Performance Reporters Scheduling <scheduling@performancereporters.com>
Sent: Monday, June 20, 2022 11:15 AM
To: McNeil, Brittany <brmcneil@courts.az.gov>
Subject: RE: S0100CR201900388 JURY TRIAL MINUTE ENTRIES

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Awesome, Brittany! The only other thing I need to know is the date the Notice of Appeal was filed and whether there was a designation of the record.

This is the purpose of the “Notification to Court Reporters” that the clerk is required to do, is it has all the information in it we need. The minute entries are critical, though. Thanks so much.

In her interview with the Division, Brickey confirmed that she was made aware of the transcript request on June 20, 2022, by word of mouth and email from Roberds.

The Court of Appeals case docket reveals that Brickey did not meet this deadline, resulting in the court, on July 22, 2022, issuing an order to show cause (OSC) set for August 3, 2022. This formal order was issued due to Brickey's failure to timely provide the necessary transcripts. Brickey submitted a request for an extension on July 29, 2022, which was granted by the court on August 1, 2022, with a new deadline of August 15, 2022.

6.	22-Jul-2022	ORDERED: Court Reporter Cori Brickey set for OSC on 08/03/2022 for transcripts dated 03/22/2022; 03/25/2022; 03/29/2022; 04/05/2022; 04/06/2022; 04/07/2022. Hon David B Gass - Author
7.	29-Jul-2022	FILED: Request for Extension of Time (Time to File Transcript)(Cori Brickey)
8.	29-Jul-2022	FILED: Request for Extension of Time (Time to File Transcript)(Cori Brickey)
9.	1-Aug-2022	ORDERED: Request for Extension of Time (Time to File Transcript)(Cori Brickey) = GRANTED. Due Dates EXTENDED to 08/15/2022 for Transcripts dated 03/22/2022, 03/25/2022, 03/29/2022, 04/05/2022, 04/06/2022, 04/07/2022 or OSC set for 08/17/2022. Hon David B Gass - Author

In her interview with the Division, Brickey stated that she missed the initial deadline set by the court due to being occupied with other cases she was handling at the time.

Despite the extension, however, Brickey still did not fulfill her obligations. In her response to the Division, Brickey said she submitted the transcripts within the allotted time via Turbo Court. However, the court docket reveals that trial days 8, 9 and 10 were filed after the August 15, 2022, deadline. In her follow-up interview, Brickey explained that she missed the second deadline for submitting the documents because she was simply late in completing them.

10.	15-Aug-2022	FILED: Reporter's Transcript - 03/25/2022 - Jury Trial Day 4 (Cori Brickey)
11.	15-Aug-2022	FILED: Reporter's Transcript - 03/29/2022 - Jury Trial Day 5 (Cori Brickey)
12.	15-Aug-2022	FILED: Reporter's Transcript - 03/22/2022 - Jury Trial Day 1 (Cori Brickey)
13.	16-Aug-2022	FILED: Reporter's Transcript - 03/23/2022 - Jury by Trial - Day 2 (Lerryn Roberds)
14.	16-Aug-2022	FILED: Reporter's Transcript - 03/24/2022 - Jury by Trial - Day 3 (Lerryn Roberds)
15.	16-Aug-2022	FILED: Reporter's Transcript - 03/30/2022 - Jury by Trial - Day 6 (Lerryn Roberds)
16.	16-Aug-2022	FILED: Reporter's Transcript - 03/31/2022 - Jury by Trial - Day 7 (Lerryn Roberds)
17.	17-Aug-2022	FILED: Reporter's Transcript - 04/05/2022 - Jury Trial Day 8 (Cori Brickey)
18.	17-Aug-2022	FILED: Reporter's Transcript - 04/07/2022 - Jury Trial Day 10 (Cori Brickey)
19.	19-Aug-2022	FILED: Reporter's Transcript - 04/06/2022 - Jury Trial Day 9 (Cori Brickey)

On October 25, 2023, McNeil emailed Roberds and requested a transcription for the last day of the trial (day 10) discussion that occurred in chambers via Zoom. Roberds forwarded the email to Brickey and requested that she transcribe the discussion. Brickey responded to Roberds on October 26, 2023, and informed that she would provide the document that evening.

On October 27, 2023, Roberds emailed the requested document (In Chambers Discussion) to McNeil via PDF. McNeil responded that that document needed to be filed with the Court of Appeals and to advise when it was filed.

In her interview with the Division, McNeil said it is important to note that, as court reporters are aware, and as Brickey confirmed to the Division, such documents should always be filed with the Court of Appeals, not personally submitted to McNeil.

The referenced email threads are shown below:

McNeil, Brittany

From: Lerryn Roberds [REDACTED]
Sent: Thursday, October 26, 2023 1:57 PM
To: McNeil, Brittany
Subject: FW: FW: La Porte Trial - CR2019-388

This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Heya, Britt – see below.

L

Sent from Mail for Windows

From: Cori Brickey
Sent: Thursday, October 26, 2023 1:28 PM
To: Lerryn Roberds
Subject: Re: FW: La Porte Trial - CR2019-388

I have it. I'll get that done this evening and get it over to you.

Cori Brickey (she/hers/her)
Brickey Reporting
Arizona Certified Reporter
Utah Certified Reporter
RPR Certified Reporter
Realtime Reporter

Court Reporters Rule!

On Wed, Oct 25, 2023 at 4:07 PM Lerryn Roberds [REDACTED] wrote:

Hi Cory – I just received the below correspondence from Brittney in Apache County. Apparently you were present for an in-chambers discussion via Zoom prior to the Jury announcing their verdict and that in-chambers discussion was not included in the transcript. Please transcribe that and get it back to me asap so I can forward it on with an invoice.

Be sure and let me know if you have any questions.

Thanks,

Lerryn

From: McNeil, Brittany [REDACTED]
Sent: Wednesday, October 25, 2023 3:23 PM

[REDACTED] 27, 2023 at 8:15 AM

Good Morning

This will need to be filed into the Court of Appeals record. I don't know who all you sent a copy of the original transcripts to for that, but the AG's office, and Appeals Attorney will be doing the Supplemental brief to the Court of Appeals on behalf of the State.

Let me know when you get it filed.

Thanks

Brittany

From: Performance Reporters [REDACTED]
Sent: Friday, October 27, 2023 6:58 AM
To: McNeil, Brittany [REDACTED]
Subject: In Chambers hearing

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

See attached. I'll get a bill out next time I'm in the office. Should I bill you for the two copies to counsel? It's not going to be much and I assume the Judge will share it with the attorneys.

Lerryn

Sent from Mail for Windows

 La Porte Chambers discussion 4-7-22.pdf
141K

Despite McNeil advising Brickey on October 27, 2023, that the document needed to be properly filed with the Court of Appeals, records reveal the In Chambers Discussion document was filed with the Court of Appeals via Turbo Court on February 15, 2024.

In her response and interview with the Division, Brickey said the document was e-filed on February 7, 2023, to Turbo Court (under form set number [REDACTED]). She stated that the submission was unsuccessful, and she was not aware of the issue until discussion about the document continued February 15, 2024. She stated she had never had an issue e-filing before and did not access Turbo Court afterward which revealed the document was "in progress."

Brickey's claim that she filed the document on February 7, 2023, is problematic because the filing attempt was completed before the court's request for the document in October

2023, which suggests that Brickey misrepresented the timeline of her actions. By stating that she tried to file the document months prior to the request, raises questions about the accuracy of Brickey's statement.

A follow-up interview was conducted with Brickey to gain clarity on the claim that she had filed the document months before the request was made. During the interview, she explained that, since she believed nothing else in the case needed to be filed, the filing in question had to have been related to the In Chambers Discussion. When Brickey was asked to review the document (form set number [REDACTED]) in Turbo Court, she attempted to open it but was unable to do so. As a result, she expressed uncertainty about the nature of the document and could no longer confirm what it was.

The delay of the In Chambers Discussion had a direct impact on the case. McNeil explained that the Court of Appeals issued notice in February 2024 that the document was not received. February 1, 2024, the trial was remanded for resentencing due to the missing document. Brickey filed the document on February 15, 2024, however the court had already determined a jury would be called to re-hear the sentencing phase.

As a certified reporter, Brickey is compelled to comply with the obligations as required by law, court rules, and all applicable sections of ACJA §7-201 and §7-206, as well as Arizona Rules of Criminal Procedure §31.8(c)(4).

ACJA §7-201(F)(1):

F. Role and Responsibilities of Certificate Holders.

1. Code of Conduct. Each individual certificate holder shall adhere to the code of conduct or standards of conduct, subsection (J) in the applicable section of the ACJA.

ACJA §7-201(H)(6)(a) and (k)(7):

6. Grounds for Discipline. A certificate holder is subject to disciplinary action if the board finds the certificate holder has engaged in one or more of the following:

a. Failed to perform any duty to discharge any obligation in the course of the certificate holder's responsibilities as required by law, court rules, this section or the applicable section of the ACJA;

k. Engaged in unprofessional conduct, including:

7. Failed during the performance of any responsibility or duty of the profession or occupation to use the degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent professional certificate holder engaged in similar practice under the same or similar conditions regardless of any level of harm or injury to the client or customer;

ACJA §7-206(F)(1):

F. Role and Responsibilities of Certified Reporters. In addition to the requirements of ACJA § 7-201(F), the following requirements apply:

1. Code of Conduct. Each certified reporter shall adhere to the code of conduct adopted pursuant to A.R.S. § 32-4005 and subsection (J).

ACJA §7-206(J)(1)(a):

J. Code of Conduct. The following code of conduct is adopted by the supreme court to apply to all certified reporters pursuant to Title 32, Chapter 40, Arizona Revised Statutes. The purpose of this code of conduct is to establish minimum standards for performance by certified reporters and registered reporting firms.

1. Ethics.

a. A certified reporter and registered reporting firm shall avoid impropriety and the appearance of impropriety in all professional activities, shall respect and comply with the laws and shall act at all times in a manner that promotes public confidence in the integrity and impartiality of the judicial system.

ACJA §7-206(J)(4)(c):

4. Skills and Practice.

c. A certified reporter shall provide a transcript to a client or court in a timely manner. The certified reporter shall meet promised delivery dates and make timely delivery of transcripts when no date is specified. A certified reporter shall meet transcript preparation deadlines in accordance with rules, statutes, court orders, or agreements with the parties. A certified reporter shall provide immediate notification of delays.

Brickey's failure to submit transcripts in a timely and complete manner not only breached professional standards but also resulted in procedural complications that could have been avoided with adherence to deadlines. The delay necessitated a new sentencing phase and a subsequent jury re-hearing of the phase.

Allegation 1 is substantiated.

Allegation 2: Cori Brickey did not avoid impropriety and the appearance of impropriety by not acting in a manner that promotes public confidence in the integrity and impartiality of the judicial system.

In her interview with the Division, McNeil expressed concern about Brickey's lack of truthfulness, which compounded the issues surrounding her conduct. Specifically, McNeil said when she asked Brickey directly about the In Chambers Discussion submission, Brickey provided a screenshot from Turbo Court showing form set number [REDACTED] was submitted on February 7, 2023, which Brickey claimed was related to the In Chambers

Discussion. However, McNeil was able to confirm that while a form set was created, nothing was actually submitted. Additionally, the submission occurred before the request was even made, which raised questions about the accuracy and credibility of Brickey's statement.

ACJA § 7-206 outlines that court reporters must avoid actions that may compromise public trust in the judiciary. By failing to file complete and timely transcripts and potentially making misleading statements regarding her actions, Brickey has failed to promote the integrity and impartiality of the judicial process.

ACJA §7-206(J)(1)(a):

J. Code of Conduct. The following code of conduct is adopted by the Supreme Court to apply to all certified reporters pursuant to Title 32, Chapter 40, Arizona Revised Statutes. The purpose of this code of conduct is to establish minimum standards for performance by certified reporters and registered reporting firms.

1. Ethics.

a. A certified reporter and registered reporting firm shall avoid impropriety and the appearance of impropriety in all professional activities, shall respect and comply with the laws and shall act at all times in a manner that promotes public confidence in the integrity and impartiality of the judicial system.

ACJA §7-201(F)(1):

F. Role and Responsibilities of Certificate Holders.

1. Code of Conduct. Each individual certificate holder shall adhere to the code of conduct or standards of conduct, subsection (J) in the applicable section of the ACJA.

ACJA §7-206(F)(1):

F. Role and Responsibilities of Certified Reporters. In addition to the requirements of ACJA § 7-201(F), the following requirements apply: 1. Code of Conduct. Each certified reporter shall adhere to the code of conduct adopted pursuant to A.R.S. § 32-4005 and subsection (J).

ACJA §7-201(H)(6)(a) and (k)(7):

6. Grounds for Discipline. A certificate holder is subject to disciplinary action if the board finds the certificate holder has engaged in one or more of the following:

a. Failed to perform any duty to discharge any obligation in the course of the certificate holder's responsibilities as required by law, court rules, this section or the applicable section of the ACJA;

k. Engaged in unprofessional conduct, including:

7. Failed during the performance of any responsibility or duty of the profession or occupation to use the degree of care, skill and proficiency commonly exercised by the ordinary skillful, careful and prudent professional certificate holder engaged in similar practice under the same or similar conditions regardless of any level of harm or injury to the client or customer;

Brickey's actions, including the delay in submitting the documents requested by the court on October 25, 2023, until February 2024, undermine these expectations. Her failure to file the transcripts timely directly interfered with the administration of justice. Moreover, the misleading statement that she filed the document months before it was requested is concerning and could be seen as an attempt to obscure her failure to meet the court's requirements. This raises the possibility of impropriety and suggests that Brickey was not acting with the requisite transparency and integrity expected of someone in her position.

Allegation 2 is substantiated.

DISCIPLINARY HISTORY:

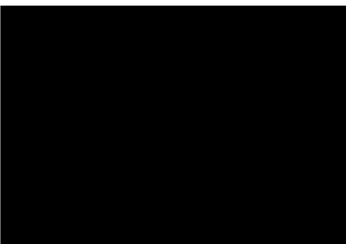
None.

SUBMITTED BY:



Investigator Crystal Jones December 10, 2024
Certification and Licensing Division

REVIEWED BY:



12/10/2024

Pasquale Fontana, Manager
Certification and Licensing Division Date

REVIEWED BY:



12/11/2024

Aaron Nash, Director

Certification and Licensing Division

Date

**ARIZONA SUPREME COURT
ADMINISTRATIVE OFFICE OF THE COURTS
REVIEW AND DECISION OF THE PROBABLE CAUSE
EVALUATOR**

REVIEW AND DECISION OF THE PROBABLE CAUSE EVALUATOR:

Under ACJA § 7-201(H)(5)(a), the deputy director, serving in the capacity of probable cause evaluator under ACJA § 7-201(D)(3)(a), having conducted an independent review of the facts and evidence gathered during the course of the investigation of complaint number 24-C001:

- ☐ Directs division staff to investigate further.
- ☐ Determines probable cause does not exist demonstrating the certificate holder has committed any acts of misconduct or violations of the statutes, court rules, this section, or the applicable section of the ACJA and enters a written finding to that effect as to Allegation(s):
-

- ☒ Determines probable cause exists demonstrating the certificate holder has committed one or more acts of misconduct or violations of the statutes, court rules, this section, or the applicable section of the ACJA and enters a written finding to that effect as to Allegation(s):

1 and 2



Jeffrey Schrade
Probable Cause Evaluator

1/15/2025

Date

**ARIZONA SUPREME COURT
ADMINISTRATIVE OFFICE OF THE COURTS
RECOMMENDATION TO THE BOARD**

<i>CERTIFICATE HOLDER INFORMATION</i>	Certificate Holder:	Cori Brickey
	Certification Number:	██████
	Type of Certificate:	Certified Court Reporter

**RECOMMENDATION TO THE BOARD OF CERTIFIED REPORTERS
("BOARD"):**

It is recommended the Board accept the finding of the Probable Cause Evaluator and enter a finding Cori Brickey has committed the alleged act(s) of misconduct as detailed in the Investigation Summary, Determination, Probable Cause Review, and Recommendation Report in complaint number 24-C001.

It is further recommended the Board enter a finding grounds for formal disciplinary action exists under Arizona Code of Judicial Administration ("ACJA") § 7-201(H)(6) for act(s) of misconduct involving ACJA §7-201(F)(1), ACJA §7-201(H)(6)(a) and (k)(7), ACJA §7-206(F)(1), ACJA §7-206(J)(1)(a), and ACJA §7-206(J)(4)(c).

Mitigating factors under ACJA § 7-201(H)(22)(b)(1):

- ☒ [x] The absence of a prior disciplinary record;
- ☐ [] The absence of a dishonest motive;
- ☐ [] The absence of a selfish motive;
- ☐ [] Personal or emotional problems;
- ☐ [] A timely good faith effort to make restitution or to rectify consequences of misconduct;
- ☐ [] Full and free disclosure to the division staff, the board or the hearing officer;
- ☐ [] A cooperative attitude toward any proceedings;
- ☐ [] Inexperience in the practice of the profession or occupation;
- ☐ [] Character or reputation;
- ☐ [] Physical or mental disability;
- ☐ [] Physical or mental impairment;
- ☐ [] Delays in the disciplinary proceedings;
- ☐ [] Interim rehabilitation;
- ☐ [] Imposition of other penalties or sanctions;
- ☐ [] Remorse;
- ☐ [] The remoteness of prior offenses;
- ☐ [] Other: _____

Aggravating factors under ACJA § 7-201(H)(22)(b)(2):

- ☐ [] A prior disciplinary record;
- ☒ [x] A dishonest motive;
- ☐ [] A selfish motive;
- ☐ [] Multiple offenses;
- ☐ [] Bad faith obstruction of the disciplinary proceedings by intentionally failing to

comply with this section, the applicable section of ACJA, court rules or orders of the hearing officer; (Failure to respond to Division requests sent to a valid point of contact reflects an uncooperative attitude toward the investigation)

☐ Submission of false evidence, false statements or other deceptive practices during the discipline process;

☒ Refusal to acknowledge wrongful nature of the conduct;

☐ Vulnerability of the victim;

☐ Substantial experience in the profession or occupation;

☐ Indifference to making restitution;

☐ Other: _____

It is further recommended the Board issue a Censure to Cori Brickey.

SUBMITTED BY:



1/19/2025 _____

Aaron Nash, Director Date
Certification and Licensing Division

**ARIZONA SUPREME COURT
ADMINISTRATIVE OFFICE OF THE COURTS
DECISION AND ORDER OF THE BOARD**

DECISION AND ORDER:

The Board having reviewed the above Investigation Summary, Determination, Probable Cause Review, and Recommendation Report, regarding complaint number 24-C001 and Cori Brickey, certificate number [REDACTED] makes a finding of facts and this decision, based on the facts, evidence, and analysis as presented and:

- ☐ Request division staff to conduct further investigation;
- ☐ Refer the complaint to another entity with jurisdiction;

Referral to: _____

- ☐ Determine no violation exists and dismiss the complaint

☐ with prejudice

☐ without prejudice

- ☐ Determine no acts of misconduct or violation occurred and no discipline is warranted; however the certificate holder's actions need modification or elimination and issue an advisory letter pursuant to subsection (D)(5)(c)(1)(g);

- ☐ Enter a finding the certificate holder has violated any provisions of the statutes, court rules, this section, or the applicable ACJA specific sections or subsection (H)(6) and order an emergency summary suspension, pursuant to subsection (H)(9)(d);

- ☒ Enter a finding the certificate holder has violated any of the provisions of the statutes, court rules, this section, the applicable ACJA sections or subsection (H)(6) and issue an order imposing any or a combination of the following information or formal disciplinary sanctions:

☐ Issue a letter of concern

☒ Issue a censure

☐ Resolve any found acts of misconduct or violations by consent order or other negotiated settlement

☐ Place specific restrictions on a certificate

☐ Place the certificate holder on probation or a set period of time under specified conditions

☐ Mandate additional training for the certificate holder

☐ Issue a cease and desist order pursuant to subsection (E)96)

- ☐ Order suspension of a certificate for a set period of time with specific conditions for reinstatement
 - ☐ Order revocation of a certificate with specific conditions for reinstatement
 - ☐ Assess costs associated with the investigation and disciplinary proceedings; or
 - ☐ Impose civil penalties associated with the investigation and disciplinary proceedings.
-
- ☐ Order the preparation of documents necessary for informal or formal disciplinary actions under subsection (H)(7)(b), (H)(8)(b) or (H)(9)(b)
 - ☐ Request the license holder appear before the Board to participate in a Formal Interview, pursuant to ACJA § 7-201(H)(8).
 - ☐ Enter a finding the public health, safety or welfare is at risk, requires emergency action, and orders the immediate emergency suspension of the license and sets an expedited hearing for:

Date, Time, and Location: _____

- ☐ Order the filing of Notice of Formal Charges, pursuant to ACJA § 7-201(H)(10).
- ☒ Adopts the recommendations of the Division Director.
- ☐ Does not adopt the recommendations of the Division Director and orders:

	<u>2/6/25</u>
April Escobedo, Chair	Date
Board of Certified Reporters	