



CONFIDENTIAL INTERMEDIARY BOARD

Arizona State Courts Building
1501 West Washington Street, Phoenix, Arizona 85007
Hearing Room 109

May 15, 2014
10:00 a.m.

Approved Regular Meeting Minutes

MEMBER ATTENDANCE:

Present:

Raymond Baxter
Diane Culin

Telephonically Present:

Nance Daley
Alice deLeon Ernst
Hannah Rawhouser
Dana Young

Absent:

Laurie Laughlin
Teri Thomson-Taylor
James Foltz
Toni Hellon

OTHER ATTENDEES:

AOC Staff:

Mark Wilson
Michelle Martinez
Debbie MacDougall
Bill MacIntyre
Anne Hunter

Guests:

Vickie Edwardson
Michael Wydra

CALL TO ORDER

Called to Order By: Acting Chair, Raymond Baxter

Time: 10:02 a.m.

1) REVIEW AND APPROVAL OF MINUTES:

1-A: *Review and approval of regular session minutes for the meeting of February 13, 2014.*

Individual Addressing the Board: Raymond Baxter

Discussion: Move to approve the regular session minutes for the meeting of February 13, 2014.

Motion: Move to approve the minutes of the February 13, 2014 meeting.

Motion Proposals: First Diane Culin
Second Alice deLeon Ernst

Motion Results: Pass

2) INITIAL CERTIFICATION AND ELIGIBILITY:

2-A: *Review, discussion and possible action regarding the following application for initial certification:*

- Stephen Martin

Individual Addressing the Board: Bill MacIntyre

Discussion: It is recommended the Board grant initial certification for Stephen Martin.

Motion: Move to grant initial certification.

Motion Proposals: First Alice deLeon Ernst
Second Nance Daley

Motion Results: Pass

2-B: Review, discussion and possible action regarding Hearing Officer Judge William O’Neil’s Finding of Fact, Conclusions of Law, and Recommendation Report involving the denial of initial certification application submitted by Anna Anderson.

Individual Addressing the Board: Anne Hunter

Discussion: The Hearing Officer’s report recommends that the Board uphold the denial of certification. It is recommended the Board adopt Judge O’Neil’s Findings of Fact, Conclusions of Law and Recommendation and affirm the denial of certification to applicant Anna Anderson.

Motion: Move to accept staff’s recommendation.

Motion Proposals: First Diane Culin
Second Hannah Rawhouser

Motion Results: Pass

2-C: Review, discussion and possible action regarding Hearing Officer Judge William O’Neil’s Finding of Fact, Conclusions of Law, and Recommendation Report involving the denial of initial certification application submitted by Vickie Edwardson.

Individual Addressing the Board: Anne Hunter

Discussion: As outlined in the attached Hearing Officer’s report, Ms. Edwardson applied for certification on December 3, 2013. On February 13, 2014, the Board denied Ms. Edwardson certification for failing to disclose three civil suits on her application. Ms. Edwardson filed a timely request for hearing and the hearing was held on April 18, 2014.

The Hearing Officer’s report recommends that the Board interview Ms. Edwardson, and for the reasons listed in the report, allow her failure to disclose be found acceptable under the circumstances and grant her certification.

Staff recommends that the Board accept the Hearing Officer’s recommendations.

Motion: Move to accept staff’s recommendation and grant certification.

Motion Proposals: First Dana Young
Second Alice deLeon Ernst

Motion Results: Pass

3) PROPOSED ACJA REVISION

3-A: *Update, discussion, and possible action regarding proposed amendment to ACJA § 7-201 to address untimely renewals.*

Individual Addressing the Board: Anne Hunter

Discussion: Brief discussion by Anne Hunter regarding the proposed amendment regarding untimely renewals. A pilot program was put in place to process untimely renewal applications showing good cause for the untimely filing. The pilot program has been extended so that Division staff can draft and post comments to the ACJA but as of now there are no comments.

4) ADMINISTRATIVE ISSUES:

4-A: *Nomination and election of the 2014 Confidential Intermediary Board vice chair.*

Individual Addressing the Board: Debbie MacDougall

Discussion: Nance Daley was nominated.

Motion: Move to accept Nance Daley as vice-chair.

Motion Proposals: First Diane Culin
Second Dana Young

Motion Results: Pass

CALL TO THE PUBLIC

Individuals Addressing the Board: None

ADJOURNMENT

Motion: Move to adjourn.

Motion Proposals: First Diane Culin
Second Alice deLeon Ernst

Motion Results: Pass

Time: 10:15 a.m.

Initials: AO