



BOARD OF CERTIFIED REPORTERS

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

August 12, 2013
1:00 P.M.

Approved Regular Meeting Minutes

MEMBER ATTENDANCE:

Present:

Honorable Edward W. Bassett
Honorable Peter B. Swann
Melissa Gonsalves

Telephonically Present:

G. Allen Sonntag, Chair
Terri Faust, Vice Chair
J. Tyrrell Taber
Cheryl Austin
Kathleen R. Montalvo

Absent:

Patricia Seguin

OTHER ATTENDEES:

AOC Staff:

Mark Wilson
Michelle Martinez
Linda Grau
Kimberly Siddall
Debbie MacDougall
Anne Hunter
Armita Oliver

Guests:

Julie Ottmar

Called to Order By: G. Allen Sonntag, Chair

Time: 1:03 P.M.

1) REVIEW AND APPROVAL OF MINUTES:

1-A: *Review and approval of regular minutes for the meeting for the meeting of June 10, 2013.*

Individual Addressing the Board: G. Allen Sonntag, Chair

Discussion: None

Motion: Move to approve the regular session minutes for the June 10, 2013.

Motion Proposals: First J. Tyrrell Taber
Second Cheryl Austin

Motion Results: Pass

2) PENDING COMPLAINTS:

2-A: *Review, discussion and possible action regarding the following certificate holder complaints:*

- *Complaint Number 12-C005 – Kenneth Schippers*

Individual Addressing the Board: Linda Grau

Discussion: **Complaint Number 12-C005 – Kenneth Schippers:** The complaint was received by the Division on December 12, 2012. The complainant submitted four allegations:

1. The Complainant alleges Mr. Schippers altered the transcripts of his deposition.
2. The Complainant alleges Mr. Schippers refused to give him the original transcript (Audio and/or Electronic) from the deposition.

3. The Complainant alleges Mr. Schippers allowed the deposition to extend beyond from the 4-hour limit required by A.R.S. and allowed the attorneys to harrass him.
4. The Complainant alleges Mr. Schippers compromised his transcript confidentiality by allowing an insurance company access to it.

The matter was investigated and submitted for probable cause determination.

On July 12, 2013, Probable Cause Evaluator Mike Baumstark entered a finding probable cause *does not exist* in complaint number 12-C005.

It is recommended the Board accept the finding of the Probable Cause Evaluator and dismiss the complaint. Since the chair is appearing telephonically, staff requests that the chair appoint a Board member that is present to sign on behalf of the full board.

Motion: Move to accept staff's recommendation.

Motion Proposals: First J. Tyrrell Taber
Second Hon. Edward W. Bassett

Motion Results: Pass

2-B: Report regarding the status of pending complaints.

Individual Addressing the Board: Linda Grau

Discussion: As of July 31, 2013, there were a total of 13 pending complaints. Now there are 12 (twelve), ten involving actively certified reporters and two involving non-certificate holders.

3) ADMINISTRATIVE ISSUES:

3-A: Update regarding Magna v. Board of Certified Reporters.

Individual Addressing the Board: Mark Wilson

Discussion: An update was provided to the Board regarding the status of Magna v. Board of Certified Reporters.

4) ADMINISTRATIVE ISSUES:

4-A: *Review, discussion, and possible action regarding pending initial certification applications for the following applicant:*

1. *Lori Thielman*

Individual Addressing the Board: Kimberly Siddall

Discussion: It is recommended the Board grant initial certification to the following applicant:

1. Lori Thielman

Motion: Move to accept staff's recommendation to grant initial certification to Lori Thielmann.

Motion Proposals: First Terri Faust
Second Hon. Peter B. Swann

Motion Results: Pass

5) CERTIFICATION AND ELIGIBILITY:

5-A: *Review, discussion, and possible action regarding request for placement on inactive status received from certificate holder Jeanne Nagy.*

Individual Addressing the Board: Kimberly Siddall

Discussion: It is recommended the Board accept Jeanne Nagy's request to be placed on inactive status.

Motion: Move to accept staff's recommendation to accept Jeanne Nagy's request to be placed on inactive status.

Motion Proposals: First Terri Faust
Second J. Tyrrell Taber

Motion Results: Pass

CALL TO THE PUBLIC

G. Allen Sonntag, Chair

Individuals Addressing the Board: None

ADJOURNMENT

Motion: Move to adjourn.

Motion Proposals: First Terri Faust
Second

Motion Results: Pass

Time: 1:12 P.M.

Initials: AO