

# BOARD OF CERTIFIED REPORTERS

## Meeting Agenda – Thursday, February 7, 2019

Arizona Supreme Court - 1501 West Washington Street

Phoenix, Arizona 85007 - 10:00 A.M. - Conference Room 109

General Inquiries Call: (602) 452-3378 (Certification and Licensing Division Line)

Members of the Public May Attend Meeting in Person

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For any item listed on the agenda, the Board may vote to go into Executive Session for advice of counsel and/or to discuss records and information exempt by law or rule from public inspection, pursuant to the Arizona Code of Judicial Administration, Code Section 1-202(C).

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**CALL TO ORDER** ..... *G. Allen Sonntag, Chair*

**1) REVIEW AND APPROVAL OF MINUTES** ..... *G. Allen Sonntag, Chair*

1-A:        *Review and approval of the regular session minutes for the meeting of December 6, 2018.*

**2) PENDING COMPLAINTS**.....*Division Staff*

2-A        *Review, discussion and possible action regarding approval of Consent Agreement in complaint 17-C001, involving certified court reporter, Kimberly Bata.*

2-B        *Update regarding the status of pending complaints.*

**3) INITIAL CERTIFICATION AND ELIGIBILITY**.....*Division Staff*

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

1. Lee Eaton
2. Janet Betancourt

3-B:        *Update regarding initial certification for applicant Amy Richardson.*

**4) RENEWAL CERTIFICATION APPLICATIONS.....***Division Staff*

*4-A: Review, discussion and possible action regarding pending applications for renewal of inactive status certification:*

1. Braley, Kathleen
2. Johnston, Kathleen
3. Pessagno, Diane
4. Sesta Nicole
5. Chari, Bernadette

**5) ADMINISTRATIVE ISSUES.....** *Division Staff*

*5-A: Discussion regarding update of Arizona program exam.*

**CALL TO THE PUBLIC .....** *G. Allen Sonntag, Chair*

**ADJOURNMENT.....** *G. Allen Sonntag, Chair*

**BOARD OF CERTIFIED REPORTERS**  
**Agenda Summary – Thursday, February 7, 2019**

**1) REVIEW AND APPROVAL OF MINUTES**

*1-A: Review and approval of the regular session minutes for the meeting of December 6, 2018*

Attached for the Board's review are the regular session minutes from the Board meeting of December 6, 2019

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## **Agenda Summary – Thursday, February 7, 2019**

### **2) PENDING COMPLAINTS**

2-A        *Review, discussion and possible action regarding approval of Consent Agreement in complaint 17-C001, involving certified court reporter, Kimberly Bata.*

The referenced complaint was last presented to the Boar at the December 6, 2018 meeting. At that time the Board voted to resolve complaint number 17-C001 via Consent Agreement wherein the certificate holder acknowledges the comments made as demonstrated in the transcript provided were inappropriate and accepts the issuance of an advisory letter. The Consent Agreement has been provided to the Board for review and approval.

It is recommended the Board accept the Consent Agreement and letter as presented.

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## **Agenda Summary – Thursday, February 7, 2019**

### **2) PENDING COMPLAINTS**

*2-B: Update regarding the status of pending complaints.*

As of February 7, 2019, there is currently one open complaint which is presented on this agenda with final resolution under agenda item 2A.

**CERTIFIED REPORTER COMPLAINTS  
COURTOOLS MEASURE 4  
AGE OF PENDING CASELOAD  
Shaded Areas Represent Cases within Time Standard of 22 Months**

<b>Age (Months)</b>	<b>Number Cases</b>	<b>Percent</b>	<b>Cumulative Percent</b>
<b>0-4</b>	0	0%	0%
<b>5-9</b>	0	0%	0%
<b>10-14</b>	0	0%	0%
<b>15-19</b>	0	0%	0%
<b>20-22</b>	1	100%	100%
<b>23-35</b>			
<b>36-50</b>			
<b>Over 50</b>			
<b>Total</b>	<b>1</b>	<b>100%</b>	<b>100%</b>

# **BOARD OF CERTIFIED REPORTERS**

## **Meeting Agenda – Thursday, February 7, 2018**

### **3) INITIAL CERTIFICATION AND ELIGIBILITY**

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

The following applicants have applied for initial certified reporter certification. The applicants successfully passed the program examination and have submitted completed applications demonstrating that they meet the minimum education requirements and have provided proof of passing the RPR or the CVR.

The Division recommends approval of initial certified reporter certification for the following applicants:

1. Janet Betancourt
2. Lee Ann Eaton

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### **3) INITIAL CERTIFICATION AND ELIGIBILITY**

*3-B: Update regarding initial certification for applicant Amy Richardson.*

At the October 11, 2018 meeting the Board approved certification for Amy Richardson effective upon receipt of fingerprint results and contingent upon those results revealing no issues. On December 6, 2018, staff reported to the Board that fingerprints were returned from DPS as rejected for print quality and a second set of prints was obtained from Ms. Richardson and forwarded for processing. At the December meeting, in order to account for the likelihood that the second set of fingerprints were also rejected for quality, the Board approved initial certified reporter certification for Ms. Richardson effective upon receipt of a completed, signed and notarized Affidavit in Lieu of Fingerprints from Ms. Richardson and requested staff update the Board as to the final outcome.

On January 9, 2019, a second rejection was received from DPS and a notice with request for completed Affidavit was sent to Ms. Richardson. On January 15, 2019, the completed Affidavit was received.

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### 4) RENEWAL CERTIFICATION APPLICATIONS

4-A: *Review, discussion and possible action regarding pending applications for inactive renewal of certification:*

The following individual certificate holders have submitted applications for renewal of inactive status certification. The applications are complete, no information has been presented during a background review which is contrary to renewal of inactive status certification being granted and the certificate holders have demonstrated they meet the minimum eligibility requirements. It is recommended renewal of inactive status certification be granted to the following individuals:

1. Braley, Kathleen
2. Johnston, Kathleen
3. Pessagno, Diane
4. Sesta Nicole

5. Bernadette Chari submitted an application for renewal of inactive status certification. The application is complete. The applicant answered “Yes” to the last question in the background history and supplied an affidavit.

Ms. Chari disclosed a number of civil lawsuits related to her husband’s dental practice and an automobile accident.

Division recommends renewal of inactive status certification be granted to Bernadette Chari.

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**5) ADMINISTRATIVE ISSUES**

*5-A: Discussion regarding update of Arizona program exam.*

Staff will present information at the meeting.