

**Board of Legal Document Preparers**  
Arizona State Courts Building  
1501 West Washington Street, Phoenix, Arizona 85007  
Conference Room 109

Date: June 27, 2011  
Time: 10:00 a.m.

**Approved Regular Meeting Minutes**

**MEMBER ATTENDANCE:**

**Present:**

Les Krambeal  
Andrew Saper  
Paul Friedman  
Bonnie Matheson  
Deborah Colon-Mateo  
Cynthia Felton (arrived 10:07)

**Telephonically Present:**

Debra A. Young  
Stephanie Gates Wolf

**Absent:**

Hon. Robert H. Oberbillig  
Debra Griffin

**OTHER ATTENDEES**

**AOC Staff:**

Nancy Swetnam  
Kandace French  
Nina Preston  
Linda Grau  
Kimberly Siddall  
Eric Thomas  
Beth Rensvold  
Debbie MacDonald  
Susan Hunt

**Guests:**

Mitchell Varbel  
Alan Ariav  
Maday Santos  
Consuelo Salazar

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**CALL TO ORDER**

**Called to Order By:** Les Krambeal, Chair

**Time:** 10:02 a.m.

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**1) REVIEW AND APPROVAL OF MEETING MINUTES**

**Individuals Addressing the Board:** Les Krambeal, Chair

**I-A:** *Review, discussion, and possible action regarding approval of the regular session minutes of the meeting of April 25, 2011.*

**Discussion:** None.

**Motion:** Move to approve the regular session minutes of the Board meeting of April 25, 2011

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper  
Recusal

**Motion Results:** Pass **LDP 11-099**

**Individuals Addressing the Board:** Les Krambeal, Chair

**I-B:** *Review, discussion, and possible action regarding approval of the executive session minutes of the meeting of April 25, 2011.*

**Discussion:** None.

**Motion:** Move to approve the executive session minutes of the Board meeting of April 25, 2011.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper  
Recusal

**Motion Results:** Pass **LDP 11-100**

**IC:** *Review, discussion, and possible action regarding approval of the regular session meeting minutes of June 9, 2011.*

**Discussion:** None.

**Motion:** Move to approve the regular session minutes of the Board meeting of June 9, 2011.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper  
Recusal Bonnie Matheson

**Motion Results:** Pass **LDP 11-101**

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## 2) REVIEW OF PENDING COMPLAINTS

**2-A:** *Review, discussion and possible action regarding complaint number 08-L001 involving Deanne Vinsant and ABC Paralegal Services.*

**Individuals Addressing the Board:** Nancy Swetnam

**Discussion:** On April 25, 2011, Probable Cause Evaluator Mike Baumstark entered a finding probable cause exists regarding Allegation 2 and does not exist as Allegation 1 of complaint number 08-L001. Therefore, it was recommended the Board accept the finding of the Probable Cause Evaluator and dismiss Allegation #1. Regarding Allegation 2, it was recommended the Board enter a finding that grounds for informal disciplinary action exist pursuant to ACJA § 7-201(H)(6)(a) and (H)(7) and issue a Letter of Concern.

**Motion:** Move to approve recommendation and dismiss Allegation #1.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper

**Motion Results:** Pass **LDP 11-102**

**Motion:** Move to approve recommendation on Allegation #2 and issue a Letter of Concern and authorize the Chair to sign on behalf of the full committee.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper

**Motion Results:** Pass **LDP 11-103**

**2-B:** *Review, discussion and possible action Judge Jonathan Schwartz' Recommendation Report regarding complaint number 09-L035 and National Future Benefits, Inc.*

**Individuals Addressing the Board:** Nancy Swetnam

**Discussion:** On December 3, 2010, a Notice of Formal Statement of Charges was filed and subsequently served to certified business entity National Future Benefits, Inc. ("NFB"). A hearing was held on April 18, 2011. In lieu of testimony, Judge Schwartz accepted the details of the proposed consent agreement resolution detailed in the Recommendation Report.

It was recommended the Board adopt the Finding of Facts and Conclusions of Law contained in Judge Schwartz' Recommendation Report and note NFB's acknowledgement and acceptance of responsibility for the alleged misconduct conduct detailed in the Investigation Summary, Allegation Analysis and probable Cause Determination Report, and Board Order in complaint number 09-L035.

It was further recommended the Board:

- Accept NFB's request to voluntarily surrender its business entity certification under discipline, pursuant to ACJA § 7-201(E)(7)(b) and (H)(24)(a)(6)(c);
- Assess cost for the investigation and related disciplinary proceedings in the amount of \$818.35, to be remitted to the Division within sixty (60) days of entry of the Board's Final Order, pursuant to ACJA § 7-201(H)(24)(a)(6)(j);
- Impose a civil penalty in the amount of \$250.00 per found violation for a total of \$750.00, to be remitted to the Division within sixty (60) days of entry of the Board's Final Order, pursuant to ACJA § 7-201(H)(24)(a)(6)(k).

NOTE: Former NFB employees also named in the action, Robin McElfresh and Victoria Cegla, were also served. The matters involving Ms. McElfresh and Ms. Cegla have previously been resolved by separate orders of the Board.

**Motion:** Move to approve recommendation noted above and accept the findings of facts in conclusion of laws as contained in Judge

Schwartz Recommendation Report, and note that FNB Inc. acknowledges and accepts responsibility for the alleged misconduct that was detailed in the investigation summary. Also, to authorize the Chair to sign on behalf of the full committee.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper  
Recusal  
**Motion Results:** Pass **LDP 11-104**

**2-C:** *Review, discussion and possible action regarding complaint number 10-L012 involving Elizabeth Moore.*

**Individuals Addressing the Board:** Nancy Swetnam

**Discussion:** On December 13, 2010, certificate holder Elizabeth Moore was served with a Notice of Formal Statement of Charges in complaint number 10-L012. Moore timely filed an Answer and requested a hearing. During the hearing preparation phase of the proceedings, Moore, through her attorney, requested Consent Agreement consideration to resolve the pending disciplinary action.

It was recommended the Board enter the Consent Agreement and authorize the Chair to sign the Consent Agreement on behalf of the full Board.

**Motion:** Move to approve the above recommendation and enter the Consent Agreement and authorize the Chair to sign the Consent Agreement on behalf of the full Board.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper  
Recusal

**Motion Results:** Pass **LDP 11-105**

**2-D:** *Review, discussion and possible action regarding the proposed Consent Agreement resolution of complaint number 09-L055 involving Jill Smith and Titan Lien Services.*

**Individuals Addressing the Board:** Linda Grau

**Discussion:** On April 25, 2011, the Board reviewed and considered complaint number 09-L055 involving certificate holders Jill Smith (“Smith”) and Titan Lien Services (“Titan”). The Board accepted the finding of the Probable Cause Evaluator, dismissed Allegation 1, and determined grounds for formal disciplinary action exists regarding

Allegations 2 and 3.

As ordered by the Board, the certificate holders were given written notice of the Board's action and were provided an opportunity to enter a Consent Agreement in advance of the filing of the Notice of Formal Statement of Charges. On May 4, 2011, a letter and documentation from Smith and Titan was delivered to the Division offering a proposed alternative Consent Agreement. The alternative Consent Agreement eliminates both the proposed Censure to Titan and the proposed Letter of Concern to Smith, eliminates the proposed additional 3-hour continuing education mandate for Smith, eliminates the proposed civil penalty, and asserts Smith and Titan were authorized and held authority to established by way of contractual "Service Agreements" to act as "limited agent" of Titan's customers when signing lien documents. In the alternative Consent Agreement, Smith and Titan are offering to pay the proposed costs assessment in the amount of \$204.66.

It was recommended the Board reject the proposed alternative Consent Agreement, order the filing of the Notice of Formal Statement of Charges in complaint number 09-L055, and authorize the Chair to sign the Notice of Formal Statement of Charges on behalf of the full Board.

NOTE: The proposed costs of \$204.66 include the investigative costs and will increase once expenses for formal proceedings are incurred.

***Motion:*** Move to approve the above recommendation and reject the proposed alternative Consent Agreement, order the filing of the Notice of Formal Statement of Charges in complaint number 09-L055, and authorize the Chair to sign the Notice of Formal Statement of Charges on behalf of the full Board.

***Motion Proposals:***

First	Paul Friedman
Second	Andrew Saper
Recusal	Nancy Swetnam

***Motion Results:*** Pass      **LDP 11-106**

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**3) ADMINISTRATIVE ISSUES**

***3-A:*** *Farewell to exiting board members.*

**Individuals Addressing the Board:** Kandace French

**Discussion:** The term of appointment of the following Board of Legal Document Preparer members expires on June 30, 2011:

Judge Robert H. Oberbillig  
Cynthia S. Felton  
Stephanie Gates Wolf

The staff of the Certification and Licensing Division extended their appreciation to these members for their dedication during their term(s) of appointment.

**Motion:** None

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**4) INITIAL CERTIFICATION APPLICATIONS**

**4-A:** *Review, discussion and possible action regarding the following pending applicants for 2011-2013 certification.*

**Individuals Addressing the Board:** Kimberly Siddall

**Discussion:** The following applications remain incomplete pending receipt of additional information. It was recommended these applicants be deferred to the July meeting.

1. Alison N. Torba
4. Veronica Rolley
6. Krystina J. Ehrlich
8. Jimmie E. Cannon
16. Perez Paralegal Group, LLC (Lisa Perez-Leon)
18. Docuprep Solutions, LLC (Cassandra J. Wagner)
20. Wellth Life, LLC (Carissa Olson)

**Motion:** Move to defer the above applicants to the July meeting.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper

**Motion Results:** Pass **LDP 11-107**

**Individuals Addressing the Board:** Kimberly Siddall

**Discussion:** It was recommended the following applicants receive standard

certification; all information has been received.

2. Elise G. Gutierre
3. Alejandra McEwen
7. Ana C. Dabbs
9. Jennifer M. Stupski
10. Linda M. Whittle
11. Carl R. Cunningham
15. Lien Solutions, Inc (Marlene S. Morton)
17. PSK Docs, LLC (Penny S. King)
19. Siegel Document Preparation, LLC (Rondi A. Siegel)

**Motion:** Move to accept recommendation and grant certification to the above applicants effective July 2, 2011.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper

**Motion Results:** Pass **LDP 11-108**

**Individuals Addressing the Board:** Kimberly Siddall

**Discussion:** The following applicant was formerly certified in June 24, 2003. Starting June 15<sup>th</sup>, 2006 when the Board accepted her voluntary surrender request, she disclosed on her application she received two misdemeanors for disorderly conduct; one in October 2001 and the other in November 2001. A guilty plea was entered on both cases and she was placed on deferred judgment. Both cases were dismissed and closed in March of 2002. Applicant also disclosed being a victim of domestic violence on December, 2005 and while on probation she received a misdemeanor of aggravated assault in October 2007. Therefore violating her probation in Colorado for the December 2005 misdemeanor. On April 29, 2008 Maricopa Adult Probation Interstate Combat Unit accepted her case from Colorado. All the terms of probation were completed and the case was closed in March 2010. For the October 2007 misdemeanor, applicant completed all the terms and probation and order vacating the judgment and dismissing the charges was entered in March 2011. The applicant provided a personal statement and letters of recommendation. It was recommended the Board defer consideration so staff can provide the applicants complete application for Board review. It was also requested the applicant appear at the July Board meeting.

5. Lisa Perez-Leon

**Motion:** Move to accept the above recommendation and request the applicant attend the July meeting for an interview.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper

**Motion Results:** Pass **LDP 11-109**

**Individuals Addressing the Board:** Kimberly Siddall

**Discussion:** The following applicant disclosed being a victim of a misdemeanor in August 2000 for failure to protect her children. She completed the probation and paid the fine. It was recommended the Board grant standard certification effective July 1, 2011.

12. Laurel L. Buldoc

**Motion:** Move to accept recommendation and grant certification to the above applicant effective July 1, 2011.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper

**Motion Results:** Pass **LDP 11-110**

**Individuals Addressing the Board:** Kimberly Siddall

**Discussion:** The following applicant disclosed being terminated from Phillips and Associates law firm as a result of a reduction in force. Applicant also disclosed a civil action regarding wrongful death regarding her father. It was recommended the Board grant standard certification effective July 1, 2011.

13. Rondi A. Siegel

**Motion:** Move to accept recommendation and grant certification to the above applicant effective July 1, 2011.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper

**Motion Results:** Pass **LDP 11-111**

**Individuals Addressing the Board:** Kimberly Siddall

**Discussion:** The following applicant disclosed being convicted of a felony charge in July of 1979 for a lewd and lascivious act with a girl less than 15 years of age. The applicant failed to disclose 7 civil actions. It was recommended the Board invite Mr. Deehan to the July Board meeting for an informational interview regarding the non-disclosure conviction and any information the Board may request.

14. Leonard W. Deehan

**Motion:** Move to accept recommendation to invite Mr. Deehan to the July Board meeting for an informational interview regarding the non-disclosure conviction and any information the Board may request.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper

**Motion Results:** Pass **LDP 11-112**

**Individuals Addressing the Board:** Kimberly Siddall

**Discussion:** Request to amend Motion on the granting of certification for approved applicants that the effective date is July 1, 2011.

**Motion:** Move to accept the above recommendation to include the effective date to July 1, 2011.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper

**Motion Results:** Pass **LDP 11-113**

**Individuals Addressing the Board:** Kimberly Siddall

**Discussion:** The following applications were received and processed for Board review:

21. Sin Abogados, Inc. (Tannya R. Gaxiola)

Applicant disclosed one of the members of the business being involved in several civil actions. It was recommended the Board grant standard certification to the business effective July 1, 2011.

**Motion:** Move to grant standard certification to the above business

applicant.

**Motion Proposals:** First Andrew Saper  
Second Paul Friedman

**Motion Results:** Pass **LDP 11-114**

**Individuals Addressing the Board:** Kimberly Siddall

**Discussion:** 22. Shari L. Nestor

Applicant failed to disclose a civil action on her application. Applicant states she was not aware of the existence of the action. It was recommended the Board grant standard certification to the applicant effective July 1, 2011, and direct staff to include language regarding non-disclosure on future applications may result in denial or disciplinary action.

**Motion:** Move to approve recommendation and grant standard certification to the above applicant.

**Motion Proposals:** First Andrew Saper  
Second Paul Saper  
Recusal Bonnie Matheson

**Motion Results:** Pass **LDP 11-115**

**Individuals Addressing the Board:** Kimberly Siddall

**Discussion:** 23. Cynthia M. Cooks

Applicant disclosed having several misdemeanors ranging from 1991 to 2006. Also, application stated she is currently in numerous civil actions based on her position as a general liability claims examiner in multiple jurisdictions handling litigated files for her employer. However, she failed to disclose 6 civil actions involving her personally. It was recommended the Board grant standard certification to the applicant effective July 1, 2011, and direct staff to include language regarding non-disclosure on future applications may result in denial or disciplinary action.

**Motion:** Move to request applicant attend the July Board meeting to discuss the above matter.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper

**Motion Results:** Pass                    **LDP 11-116**

**Individuals Addressing the Board:**    Kimberly Siddall

**Discussion:**                                    24. Michelle Collard

Applicant has requested to withdraw her application. It was recommended the Board accept her request and withdraw her application.

**Motion:**                                    Move to accept recommendation applicant withdraw her application.

**Motion Proposals:** First                    Paul Friedman  
Second                    Paul Saper

**Motion Results:** Pass                    **LDP 11-117**

**Individuals Addressing the Board:**    Kimberly Siddall

**Discussion:**                                    25. AZTec Documents (Mitchell R. Varbel)

Applicant disclosed being arrested July 15, 1977 by the Maricopa Sheriff Department for vehicle manslaughter and received probation for one year. On February 5, 1980, the applicant was arrested by the Scottsdale Police Department for possession of cocaine; was found guilty and received 3 years probation and probation was discharged. On December 3, 1980, the applicant was arrested for possession of narcotics, however, no further information was provided by the applicant as the case was purged. On January 9, 2000, the applicant was arrested for DUI, served one day in jail and paid fine. Also, the applicant disclosed being involved in an ongoing civil action regarding an election fraud.

At the February 28, 2011, Board meeting, the Board deferred consideration of the business entity and requested information from legal counsel. At the April 25, 2011, Board meeting the Board received legal advice from Nina Preston and deferred the application. It was recommended the Board go into executive session to receive information that is confidential by court rule.

**Motion:**                                    Move to accept the above recommendation and go into executive session to receive information that is confidential by court rule.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper  
Recusal

**Motion Results:** Pass **LDP 11-118**

**EXECUTIVE SESSION: Start Time: 10:25 End Time: 10:34 a.m.**

**Individuals Addressing the Board:** Kimberly Siddall

**Discussion:** It was recommended to defer the above matter to the July meeting.

**Motion:** Move to approve recommendation and defer the above matter to the July meeting.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper  
Recusal

**Motion Results:** Pass **LDP 11-119**

**4-B:** *Review of Business Entity Exemption Request for the 2011-2013 initial certification period:*

**Individuals Addressing the Board:** Kimberly Siddall

**Discussion:** It was recommended the following Business Entity Exemption be granted:

1. Arizona Legal Ease, Inc. (Sheila R. Webster)

**Motion:** Move to grant Business Entity Exemption to Arizona Legal Ease, Inc. (Sheila R. Webster).

**Motion Proposals:** First Andrew Saper  
Second Paul Friedman

**Motion Results:** Pass **LDP – 11-120**

**Individuals Addressing the Board:** Kimberly Siddall

**Discussion:** It was recommended the following Business Entity Exemptions be granted:

2. Lien Solutions, Inc (Marlene S. Morton)
4. PSK Docs, LLC (Penny S. King)
6. Siegel Document Preparation, LLC (Rondi A. Siegel)

**Motion:** Move to approve recommendation and grant the above Business Exemptions.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper

**Motion Results:** Pass **LDP – 11-121**

**Individuals Addressing the Board:** Kimberly Siddall

**Discussion:** It was recommended the following Business Entity Exemptions be deferred until the July 2011 meeting:

3. Perez Paralegal Group, LLC (Lisa Perez-Leon)
5. Docuprep Solutions, LLC (Cassandra J. Wagner)

**Motion:** Move to approve recommendation and defer the above Business Exemptions until the July 2011 meeting.

**Motion Proposals:** First Andrew Saper  
Second Paul Friedman

**Motion Results:** Pass **LDP – 11-122**

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## 5) LICENSE AND ELIGIBILITY APPLICATION

**5-A:** *Review, discussion, and possible action regarding the following pending applications for renewal of certification:*

**Individuals Addressing the Board:** Kimberly Siddall

**Discussion:** The following certificate holder has requested to withdrawal her renewal application and it was recommended the Board accept her request to withdrawal.

8. Jodi Brown

**Motion:** Move to approve the above recommendation and accept withdrawal of certificate holder Jodi Brown.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper

**Motion Results:** Pass **LDP – 11-123**

**Individuals Addressing the Board:** Kimberly Siddall

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

1. Julian Anderson
2. Kusum Behari
3. Daniel Benhaim
4. Brandee Berry
5. William Bowman
6. Scott Boyer
7. Suzette Brown
9. Teri Campbell
10. Debra Cassidy
11. Judith Celentano
12. Alicia Celis (Montes)
13. Paris Chacon
14. Glenda Collings
15. Misty Coppedge
16. Gina Cote
17. Joe Covarrubias
18. Diana Crouch
19. Bernadette Deangelis
20. Mary Dunn
21. Mary Jo Edel
22. Carolee Elliott
23. Bruce Evers
24. Susan Faris
25. Michael Figueroa

**Motion:** Move to approve the above recommendation and grant the above individuals standard certification.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper

**Motion Results:** Pass **LDP – 11-124**

**Individuals Addressing the Board:** Kimberly Siddall

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

26. Brian Finn
27. Michael Fisher
28. Patrick Flanery
29. Jolie Fontana-Black
30. Lynn Forman
31. Christine Gant
32. Charlotte Hargreaves
33. Joel Heller
34. Mandi Hemming
35. Michael Jaimes
36. Nancy James
37. Kathryn Kaiser
38. Carol Keller
39. Linda Kellogg
40. John Kincaid
41. Lori Kort
42. Bernard Kruer
43. Elaine Lacasella
44. Erica Leblang
45. Elizabeth Lloyd
46. Janet Logan
47. Catharine Longman
48. John Mansell
49. Walter Marcus
50. Mary Marcus

**Motion:** Move to approve the recommendation and grant the above individuals standard certification.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper

**Motion Results:** Pass **LDP – 11-125**

**Individuals Addressing the Board:** Kimberly Siddall

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

51. Alyssa Marino
52. Deborah Michalowski
53. Emma Moreno
54. Patricia Morrison
55. Dottie Ohe
56. Carissa Olson
57. Matthew Osborn
58. Edward Osinski
59. Karen Paschall
60. Claudia Plotnick
61. Meghan Record
62. Amy Richardson
63. Richard Rochford
64. Victoria Roff
65. Oliver Ross
66. Lori Rutledge
67. Andrew Sarager
68. Eric Schoeller
69. David Sears
70. Linda Seger
71. Michael Shadel
72. Linda Shadel
73. Dale Shephard
74. Jenny Sieles
75. Dubravka Sinno
76. Dorothy Sollars
77. Eleanor Tarman
78. Teresa Valles

**Motion:** Move to grant renewal of standard certification to the above individuals.

**Motion Proposals:** First Andrew Saper  
Second Paul Friedman

**Motion Results:** Pass **LDP – 11-126**

**Individuals Addressing the Board:** Kimberly Siddall

**Discussion:** The following certificate holders have demonstrated they completed the continuing education (CE) requirement. However, all or some of the continuing education hours were completed after the required timeframe. No information has been presented during the background review which is contrary to renewal of standard certification being granted and they have demonstrated they meet the minimum eligibility requirements for standard certification. It was recommended the following certificate holders be granted renewal and, pursuant to ACJA §7-208(L)(9)(e), be assessed a delinquent CE fee of \$50.00 to be remitted no later than July 18, 2011.

- 79. Wendy Byford
- 80. Patricia Lewis
- 81. Daniel Peterson
- 83. Jette Stevens
- 84. Lidia Tagliarini

**Motion:** Move to accept the above recommendation and grand renewal and pursuant to ACJA §7-208(L)(9)(e), be assessed a delinquent CE fee of \$50.00 to be remitted no later than July 18, 2011.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper  
Recusal

**Motion Results:** Pass **LDP 11-127**

**Individuals Addressing the Board:** Kimberly Siddall

**Discussion:** The following certificate holder has submitted application for renewal of standard certification. The application is complete, no information has been presented during a background review which is contrary to standard certification being granted and the certificate holder has demonstrated he meets the minimum eligibility requirements for standard certification. It was recommended renewal of standard certification be granted to the following individual:

- 82. Andrew Saper

**Motion:** Move to accept the above recommendation and renewal of standard certification be granted to Andrew Saper.

**Motion Proposals:** First Paul Friedman

Second Cynthia Felton  
Recusal Andrew Saper

**Motion Results:** Pass **LDP 11-128**

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**6) REVIEW OF RENEWAL APPLICATIONS**

**6-A:** *Interview with and possible action regarding applicant Alan N. Ariav.*

**Individuals Addressing the Board:** Kimberly Siddall

**Discussion:** During the April meeting, the Board requested staff invite Alan N. Ariav to attend the June 27<sup>th</sup> meeting to provide additional information regarding his application.

Applicant was an Arizona licensed attorney. Applicant disclosed being suspended from the State Bar for 18 months; however, the Discipline Commission Order states 6 months and 1 day suspension. The suspension was due to the applicant representing a client in an employment matter and during a private mediation session; applicant made misrepresentations to the mediator and to the Attorney General’s office. Applicant further misled the State about the amount of attorney fees incurred. Applicant states in his application he suffers from severe depression, anxiety, and bipolar disorder. His suspension arose out of the fact that he stopped seeing his psychiatrist and stopped taking his medication during that period. Applicant also failed to disclose 6 civil actions and a complaint filed with the State Bar UPL department.

Staff recommended the Board address the non-disclosure of the civil actions, the State Bar complaint, and the State Bar suspension and determine if the information presented is contrary to certification being granted.

**Motion:** Move to go into Executive session.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper  
Recusal Paul Friedman

**Motion Results:** Pass **LDP 11-129**

**EXECUTIVE SESSION #2 Start time: 10:40 a.m. End Time: 11:20**

**Motion:** Move to grant Mr. Alan N. Ariav initial certification and that he sign an affidavit regarding the use of JD designation versus CLDP on all documentation.

<u><b>Nay</b></u>	<u><b>Yay</b></u>
Cynthia Felton	Debra Young
Deborah Colon-Mateo	Stephanie Gates Wolf
Les Krambeal	Bonnie Matheson
Paul Saper	

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper  
Recusal Paul Friedman

**Motion Results:** Pass **LDP 11-130**

**6-B:** *Review, discussion and possible action regarding Hearing Officer William O'Neil's Recommendation Report involving the denial of the certification application submitted by Amber R. Jackson.*

**Individuals Addressing the Board:** Kimberly Siddall

**Discussion:** The Hearing Officer's Recommendation report regarding the denial of Ms. Jackson's certification application was provided to the Board for review. Hearing Officer O'Neil recommended the Board uphold the earlier denial.

**Motion:** Move to approve recommendation and deny certification to applicant Amber R. Jackson.

**Motion Proposals:** First Paul Friedman  
Second Cynthia Felton

**Motion Results:** Pass **LDP 11-131**

**6-C:** *Review, discussion and possible action regarding Hearing Officer Jonathan Schwartz's Recommendation Report involving the denial of the certification application submitted by Rhonda L. Carder.*

**Individuals Addressing the Board:** Kimberly Siddall

**Discussion:** The Hearing Officer's Recommendation report regarding the denial of Ms. Carder's certification application was provided to the Board for review. Hearing Officer Schwartz recommended the Board approve Ms. Carder's application for certification.

**Motion:** Move to approve recommendation and grant certification to

applicant Rhonda L. Carder, effective date of July 1, 2011.

**Motion Proposals:** First Paul Friedman  
Second Stephanie Gates-Wolf

**Motion Results:** Pass **LDP 11-132**

**6-D:** *Review, discussion, and possible actions regarding the requests for extensions or waivers of continuing education (CE) requirements for certificate holders.*

**Individuals Addressing the Board:** Kimberly Siddall

**Discussion:**

1. Ranae Settle

Requesting a waiver or extension of 9 CE credits due to being diagnosed with cancer in 2010, completed 10 CE during the 2009-2010 timeframe and 1 CE during the 2010-2011 timeframe but was unable to complete the remaining 9 CE because of treatment conflicts.

6. Evan Nielsen

Requesting a 30 day extension for 2.25 credits of the CE requirement because he was unaware that 20 hours were required. Applicant has already completed 17.75 credits and provided verification.

7. Carla Gould

Requesting a 90 day extension for 10 CE credits because she was unaware that CE credits could not all be completed through self-study. Applicant has completed and provided verification for 20 CE self study credits though only 10 credits are eligible.

No action was needed; CE requirements were received so no extension is needed. These matters will be brought forward at the July Board meeting.

**Discussion:**

2. Ruby Pino

Requesting a 60-90 day extension due to being certified on 9/27/2010 and lacking time to complete credits by the deadline.

3. Cheryl Wall

Requesting a waiver of all CE credits due to financial hardship from

a burglary, medical bills for her husband, and loss of jobs. Applicant provided the police report documenting the burglary, the documentation of bankruptcy claim, and a medical bill report.

4. Karen Kosies

Requesting a 30 day extension for 1 credit of ethics as required, has already registered and paid for ethics course. She has completed the 20 CE hours required and provided verification but did not satisfy the ethics portion for the 2010-2011 timeframe.

5. Lisa Widman

Requesting a waiver or extension of 8.5 CE credits due to medical issues and unemployment. Applicant has completed and provided verification for 11.5 CE hours.

Staff recommended the Board determine whether the above requests should be considered a special circumstance pursuant to ACJA § 7-208((L)(9)(c)(2)(d) that would warrant an extension or waiver of CD credits and direct staff accordingly.

2. Ruby Pino

**Motion:** Move to grant the above applicant a 90 day extension.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper

**Motion Results:** Pass **LDP 11-133**

3. Cheryl Wall

**Motion:** Move to not allow a waiver but to grant the above applicant a 90 day extension to complete her hours.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper

**Motion Results:** Pass **LDP 11-134**

4. Karen Kosies

**Motion:** Move to grant a 30 day extension to the above applicant.

**Motion Proposals:** First Paul Friedman  
Second Andrew Saper

**Motion Results:** Pass            **LDP 11-135**

5. Lisa Widman

**Motion:**                    Move to grant a 90 day extension to the above applicant

**Motion Proposals:** First            Paul Friedman  
Second                    Andrew Saper

**Motion Results:**        Pass                    **LDP 11-136**

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**CALL TO THE PUBLIC - None**

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**ADJOURNMENT**

**Motion:**                    Move to adjourn the meeting.

**Motion Proposals:** First            Paul Friedman  
Second                    Andrew Saper

**Motion Results:**        Pass                    **LDP 11-137**

**Time:**                    11:35 a.m.