



Board of Certified Reporters

Arizona State Courts Building
1501 West Washington Street
Phoenix, Arizona 85007-3222

Conference Room 109

Date: April 13, 2009

Time: 1:00 p.m.

Approved Regular Meeting Minutes

MEMBER ATTENDANCE:

Present:

G. Allen Sonntag, Chair
Terri Faust, Vice Chair
Patricia Calabro
J. Tyrrell Taber
Judge Peter Swann
Judge Edward Bassett
Cheryl Austin

Telephonically Present:

Patricia Seguin

Absent:

Kathleen R. Montalvo

OTHER ATTENDEES

AOC Staff:

Nancy Swetnam
Linda Grau
Debbie MacDougall
Kimberly Siddall
Tony Posante
Alex Navarro
Karla Clanton
Jennifer Greene
Doris Leonard

Guests:

Erica Grund
Richard Tomkins
Dana Smith
Mary Meyer
Craig McCarthy
Melissa Gonsalves
Julie Ottmar
Rosina Seymour

Yvonne DeLatorre
Tony Garcia
Chris Green
Lisa Glennie
Doreen Borgman
Michele Balmer
Larry Driver

CALL TO ORDER

Called to Order By:

G. Allen Sonntag, Chair

Time:

1:11 p.m.

1) **REVIEW AND APPROVAL OF MINUTES**

1-A: *Review, discuss and approval of the Regular Session Minutes for the February 9, 2010 meeting.*

Individuals Addressing the Board: Allen Sonntag, Chair

Discussion: Allen Sonntag noted a duplication of recusals on page 20 also listed on page 19.

Motion: Approve minutes of February 9, 2010 with this technical change.

Motion Proposals: First Patricia Calabro
Second Judge Swann

Motion Results: Pass **BCCR-10-32**

2) **PENDING COMPLAINTS**

2-A: *Review, discussion and possible action regarding certificate holder complaint number 09-C009 and proposed Consent Agreement involving certified reporter Kitty Lovejoy.*

Individual Addressing the Board: Nancy Swetnam

Discussion: It is recommended the Board enter the proposed Consent Agreement and authorize the Chair to sign the Consent Agreement on behalf of the full Board.

Motion: Enter the Consent Agreement and authorize the Chair to sign the Consent Agreement on behalf of the full Board.

Motion Proposals: First Patricia Calabro
Second Judge Bassett

Motion Results: Pass **BCCR-10-33**

2-B: *Review, discussion and possible action regarding certificate holder complaint number 09-C005 and proposed Consent Agreement involving Bethany Campbell.*

Individuals Addressing the Board: Nancy Swetnam

Discussion: In February, the Board accepted the Probable Cause Evaluator's finding in this complaint and entered a finding of grounds for

formal disciplinary action. The Board's Order requested Division staff contact Ms. Campbell in advance of filing the Notice of Formal Statement of Charges to determine if she was willing to enter a Consent Agreement to the proposed sanctions to resolve the matter. Ms. Campbell returned the signed Consent Agreement along with a cover letter, requesting the Board consider modifying the Consent Agreement regarding the mandated hours of additional continuing education and the requested transcript reporting requirement.

Motion: Board requested staff modify the Consent Agreement to include any transcripts Ms. Campbell may have outstanding to be completed and stated the Consent Agreement must be returned or the Board will proceed with filing of a formal complaint.

Motion Proposals: First Ty Taber
Second Terri Faust
Motion Results: Pass **BCCR-10-34**

2-C: Review, discussion and possible action regarding complaint number 09-C006 involving certificate holder Susan Byrum.

Individuals Addressing the Board: Nancy Swetnam

Discussion: Staff recommended the Board accept the finding of the Probable Cause Evaluator and dismiss complaint number 09-C006.

Motion: Dismiss complaint number 09-C006

Motion Proposals: First Ty Taber
Second Patricia Calabro
Motion Results: Pass **BCCR-10-35**

3) ADMINISTRATIVE ISSUES

3-A: Discussion regarding Arizona Code of Judicial Administration § 7-206(J)(1)(g).

Individuals Addressing the Board: Linda Grau

Discussion: Board members and members of the public (Melissa Gonsalves, Julie Ottmar, Mary Meyer, Chris Green and Erica Grund) discussed this agenda item at great length. It was suggested a subcommittee be established, composed of both Board members and members of the public, to consider actions necessary to present proposed

technical changes to this portion of the rule to the AOC of the Supreme Court. Board members Allen Sonntag, Ty Taber, Judge Swann and members of the public including Mary Meyer, Chris Green, Julie Ottmar and Melissa Gonsalves volunteered to serve on this subcommittee.

Motion: Board approved establishing a subcommittee for purposes of redrafting and proposing code change to AJCA § 7-206(J)(1)(g), with Judge Swann as chair of this subcommittee.

Motion Proposals: First Patricia Calabro
Second Cheryl Austin

Motion Results: Pass **BCCR-10-36**

4) CERTIFICATION AND ELIGIBILITY

4-A: *Review, discussion and possible action regarding request for placement on inactive status received from certified reporter Jennifer J. Stadler.*

Individuals Addressing the Board: Kimberly Siddall

Discussion: Staff recommended the Board accept the transfer of certificate holder Jennifer Stadler to inactive status in good standing.

Motion: Accept transfer of the certificate holder Jennifer Stadler to inactive status in good standing.

Motion Proposals: First Ty Taber
Second Patricia Calabro

Motion Results: Pass **BCCR-10-37**

5) REVIEW OF CERTIFICATION APPLICATIONS

Individual Addressing the Board: Kimberly Siddall

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

Cheri Alleva	Olivia Armenta
Laura Ashbrook	Cheryl Austin
Michael Babicky	Leslie Baird
Leisel Baker	Jonna Baker
Pamela Banas'-Cook	Jeri Barbin
Jeffrey Bartelt	Kimberly Bata
Lori Beard	Brook Berryhill
Susan Bingham	Lisa Blanks

Brenda Brown
Kristy Ceton
Lisa Chaney
Karen Dawson

Judie Bryant
Lorraine Chalkey
Marcella Daughtry
Carlton Dawson

Buffy Deneke

Motion: Grant renewal of certification to the following certificate holders:

Cheri Alleva	Olivia Armenta
Laura Ashbrook	Cheryl Austin
Michael Babicky	Leslie Baird
Leisel Baker	Jonna Baker
Pamela Banas'-Cook	Jeri Barbin
Jeffrey Bartelt	Kimberly Bata
Lori Beard	Brook Berryhill
Susan Bingham	Lisa Blanks
Brenda Brown	Judie Bryant
Kristy Ceton	Lorraine Chalkey
Lisa Chaney	Marcella Daughtry

Motion Proposals: First Ty Taber
Second Judge Swann
Recused Patricia Calabro as to Cheri Alleva; Cheryl Austin.
Cheryl Austin as to herself.
Terri Faust as to Cheryl Austin.
Judge Swann as to Judie Bryant.

Motion Results: Pass **BCCR-10-38**

Review, discussion and possible action regarding pending application for renewal of certification to the following certificate holders:

Michelle Elam	April Escobedo
Terry Evans	Sonia Felix Vaca
Gail Foster	Steven Garwood
Kimberley Gauthier	Tamara Gillett
Kathleen Gilmore	Sommer Greene
Kim Hannan-Cox	Marcia Harness
Shelley Havermann	Penny Heins
Toni Henson	Jennifer Holdaway
Teri Hoskins	Kristine Howard
Tamara Howard	Jessica Iams
Michele Kaley	Colleen Kelly
Steven King	Melanie Kirkman

Motion: Grant renewal of certification to the following certificate holders:

Michelle Elam	April Escobedo
Terry Evans	Sonia Felix Vaca

Gail Foster	Steven Garwood
Kimberley Gauthier	Tamara Gillett
Kathleen Gilmore	Sommer Greene
Kim Hannan-Cox	Marcia Harness
Shelley Havermann	Penny Heins
Toni Henson	Jennifer Holdaway
Teri Hoskins	Kristine Howard
Tamara Howard	Jessica Iams
Michele Kaley	Colleen Kelly
Steven King	Melanie Kirkman

Motion Proposals: First Ty Taber
 Second Judge Swann
 Recused Patty as to Sonia Felix Vaca, Steven Garwood,
 Penny Heins and Colleen Kelly

Motion Results: Pass **BCCR-10-39**

Discussion: *Defer renewal of pending certification of Rochelle Dobbins until the June 8, 2010 board meeting.*

Motion: Defer action on renewal of pending certification of Rochelle Dobbins until the June 8, 2010 board meeting.

Motion Proposals: First Judge Swann
 Second Patricia Calabro

Motion Results: Pass **BCCR-10-40**

Review, discussion and possible action regarding pending application for renewal of certification to the following certificate holders:

Pamela Lohr	Hilda Lopez
Terry Masciola	Kimberly McAndrews
Catherine McDonald-Berger	Sharron McPartlin
Lisa Nance	Susan Naylor
Carrie Newman	Karen Miemtschk
Shelley Pearce	Bonnie Ponce
Charlotte Powers	Cynthia Reed
Debra Riggs Torres	Sandra Riley
Thomas Ritter	Matthew Rose
Antoinette Salazar	Denise Sanders-Couvaras
Aaron Schlesinger	Margaret Smith
Sally Stearman	Amy Stewart
Barbara Stockford	

Motion: Grant renewal of certification to the following certificate holders:

Pamela Lohr	Hilda Lopez
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Terry Masciola	Kimberly McAndrews
Catherine McDonald-Berger	Sharron McPartlin
Lisa Nance	Susan Naylor
Carrie Newman	Karen Miemtschk
Shelley Pearce	Bonnie Ponce
Charlotte Powers	Cynthia Reed
Debra Riggs Torres	Sandra Riley
Thomas Ritter	Matthew Rose
Antoinette Salazar	Denise Sanders-Couvaras
Aaron Schlesinger	Margaret Smith
Sally Stearman	Amy Stewart
Barbara Stockford	

Motion Proposals: First Terri Faust
 Second Cheryl Austin
 Recusals Ty Taber as to Denise Sanders-Courvaras

Motion Results: Pass **BCCR-10-41**

Review, discussion and possible action regarding pending application for renewal of certification to the following certificate holders:

Jennifer Sullivan	John Turman
Teri Veres	Gail Vinson
Michelle Wellner	Haley Westra
Yvonne Whitefield	Deborah Worsley Girard
Patricia Yerkes	Heather Young

Motion: Grant renewal of certification to the following certificate holders:

Jennifer Sullivan	John Turman
Teri Veres	Gail Vinson
Michelle Wellner	Haley Westra
Yvonne Whitefield	Deborah Worsley Girard
Patricia Yerkes	Heather Young

Motion Proposals: First Ty Taber
 Second Patricia Calabro
 Recusals Terri Faust as to Gail Vinson

Motion Results: Pass **BCCR-10-42**

Discussion: Staff recommended the following certificate holder be granted request of inactive certification:

Jennifer Stadler

Motion: Grant request of inactive certification to Jennifer Stadler.

Motion Proposals: First Ty Taber
Second Cheryl Austin
Motion Results: Pass **BCCR-10-43**

Discussion: Staff recommended the following certificate holders be granted renewal of standard certification and pursuant to ACJA § 7-206(L)(8)(e), be assessed a delinquent continuing education fee of \$100.00 to be remitted no later than April 30, 2010:

Debra Acevedo-Ramirez
Michael Haley
Cathy Hoff

Motion: Grant renewal of standard certification to the following certificate holders and assess a delinquent continuing education fee of \$100.00 to be remitted no later than April 30, 2010, pursuant to ACJA § 7-206(L)(8)(e):

Debra Acevedo-Ramirez
Michael Haley
Cathy Hoff

Motion Proposals: First Ty Taber
Second Patricia Calabro
Motion Results: Pass **BCCR-10-44**

Discussion: Staff recommended the following certificate holders be granted renewal of standard certification and pursuant to ACJA § 7-206(L)(8)(e), be assessed a delinquent continuing education fee of \$100.00 to be remitted no later than April 30, 2010:

Laurel Dunn
Amy Richardson

Motion: Grant renewal of standard certification to the following certificate holders and assess a delinquent continuing education fee of \$100.00 to be remitted no later than April 30, 2010, pursuant to ACJA § 7-206(L)(8)(e):

Laurel Dunn
Amy Richardson

Motion Proposals: First Patricia Calabro
Second Terri Faust
Motion Results: Pass **BCCR-10-45**

Discussion: Staff recommended the following certificate holders be deferred until the June 8, 2010 meeting:

Kristen Brown
Yvonne De La Torre
Gail Ferguson
Margaret Riley
Dana Smith

Motion: Defer the following certificate holders until the June 8, 2010 meeting:

Kristen Brown
Yvonne De La Torre
Gail Ferguson
Margaret Riley
Dana Smith

Motion Proposals: First Ty Taber
Second Terri Faust

Motion Results: Pass **BCCR-10-46**

Discussion: Staff recommended the following certificate holders be granted renewal of standard certification and pursuant to ACJA § 7-206(L)(8)(e), be assessed a delinquent continuing education fee of \$100.00 to be remitted no later than April 30, 2010:

Michelle Buckhannon

Motion: Grant renewal of standard certification to certificate holder Michelle Buckhannon and assess a delinquent continuing education fee of \$100.00 to be remitted no later than April 30, 2010, pursuant to ACJA § 7-206(L)(8)(e).

Motion Proposals: First Cheryl Austin
Second Terri Faust

Motion Results: Pass **BCCR-10-47**

Discussion: Staff recommended the following certificate holder be granted renewal of standard certification and pursuant to ACJA § 7-206(L)(8)(e), be assessed a delinquent continuing education fee of \$100.00 to be remitted no later than April 30, 2010, pursuant to ACJA § 7-206(L)(8)(e):

Judy Gibbons

Motion: Grant renewal of standard certification to certificate holder Judy Gibbons and assess a delinquent continuing education fee of \$100.00 to be remitted no later than April 30, 2010, pursuant to ACJA § 7-206(L)(8)(e).

Motion Proposals: First Ty Taber
Second Terri Faust

Motion Results: Pass **BCCR-10-48**

Discussion: Staff recommended the following certificate holder be granted renewal of standard certification and pursuant to ACJA § 7-206(L)(8)(e), be assessed a delinquent continuing education fee of \$100.00 to be remitted no later than April 30, 2010, pursuant to ACJA § 7-206(L)(8)(e):

Christine Johnson

Motion: Grant renewal of standard certification to certificate holder Christine Johnson and assess a delinquent continuing education fee of \$100.00 to be remitted no later than April 30, 2010, pursuant to ACJA § 7-206(L)(8)(e).

Motion Proposals: First Ty Taber
Second Terri Faust

Motion Results: Pass **BCCR-10-49**

Discussion: Staff recommended the Board grant the following certificate holder renewal of certification and include language regarding non-disclosure on future applications may result in denial or disciplinary action.

Marylynn LeMoine

Motion: Grant renewal of certification to certificate holder Marylynn LeMoine and include language regarding non-disclosure on future applications may result in denial or disciplinary action.

Motion Proposals: First Ty Taber
Second Terri Faust

Motion Results: Pass **BCCR-10-50**

Discussion: Staff recommended the Board grant the following certificate holder renewal of certification to the following certificate holder:

John Boyd

Motion: Grant renewal of certification to certificate holder John Boyd.

Motion Proposals: First Judge Bassett
Second Patricia Calabro
Abstained Judge Swann

Motion Results: Pass **BCCR-10-51**

5) **REVIEW OF CERTIFICATION APLICATIONS**

5-A: Review, discussion and possible action regarding applicants for standard certification.

Individuals Addressing the Board: Kimberly Siddall

Discussion: Staff recommended standard certification be granted to the following:

Leslie A. Andres
Marmie L. Guimont

Motion: Grant standard certification to Leslie A. Andres and Marmie L. Guimont.

Motion Proposals: First Ty Taber
Second Terri Faust

Motion Results: Pass **BCCR-10-52**

Discussion: Staff recommended standard certification be granted to the following:

April M. Smith

Motion: Grant standard certification to April M. Smith.

Motion Proposals: First Cheryl Austin
Second Terri Faust

Motion Results: Pass **BCCR-10-53**

Discussion: Staff recommended standard certification be deferred until the June 8th board meeting as to the following:

Gayla S. Brown
Holly J. Larsen

Motion: Grant deferral of standard certification as to Gayla S. Brown and Holly J. Larsen until the June 8th board meeting.

Motion Proposals: First Terri Faust
Second Ty Taber

Motion Results: Pass **BCCR-10-54**

CALL TO THE PUBLIC

None

ADJOURNMENT

Motion: Move meeting be adjourned.

Motion Proposals: First Terri Faust
Second Cheryl Austin

Motion Results: Pass **BCCR-10-55**

Time: 3:33 p.m.

