

BOARD of LEGAL DOCUMENT PREPARERS

Arizona Supreme Court
1501 West Washington Street, Phoenix, Arizona 85007
Conference Room 230
10:00 a.m. - 2:00 p.m.

May 21, 2007
Approved Regular Session Minutes

MEMBER ATTENDANCE

Members Present:

Judge Roland Steinle
Mary Ellen Carlton
Vellia M. Pina
Kristina Fredericksen

Telephonically Present:

Virlynn Tinnell
Carol L. Wells
Dr. Roger Hartley
Les Krambeal
Cynthia S. Felton

Member Absent:

Frank Costanzo
J. Ward Sturm

OTHER ATTENDEES

AOC Staff Present:

Rhonda Simmons
Linda Grau
Nancy Swetnam
Kimberly Siddall
Maryanne Baiza
Alex Navarro

Guest:

Doreen Borgmann (Court Reporter, Griffin & Associates)
Russell Ehlinger
Maricel Patile

CALL TO ORDER

Called to Order By:

Judge Roland Steinle, Chair

Time:

10:07 a.m.

1) REVIEW OF PENDING COMPLAINTS

1-A:

Review, discussion, and possible action regarding settlement of formal disciplinary action in complaint number 05-L020 involving certificate holder Paul Brown.

Individuals Addressing the Board: Nancy Swetnam

Discussion: The Board discussed the proposed settlement agreement offered by Mr. Brown's attorney and the proportionality review of the proposed sanctions. Review was given on the cited violations in the Notice of Formal Charges.

Motion: Moved to reject the settlement agreement proposed by Mr. Brown. Further moved to proceed to hearing in this matter.

Motion Proposals: First Dr. Roger Hartley
Second Mary Carlton

Motion Results: Pass LDP-07-105

1-B: Review, discussion, and possible action regarding the following complaints:

04-L020 -Russell Ehlinger and Mtn. Holiday, Inc.

03-L004 -Russell Ehlinger and Mtn. Holiday, Inc.

04-L076 -Russell Ehlinger and Mtn. Holiday, Inc.

05-L003 -Russell Ehlinger and Mtn. Holiday, Inc.

05-L019 -Russell Ehlinger and Mtn. Holiday, Inc.

Individuals Addressing the Board: Nancy Swetnam

Discussion: The Board reviewed the complaints listed above. The Board was reminded of its previous review of the complaints where the Board directed staff to further investigate these complaints.

Motion: Complaint Number 04-L020 - Russell Ehlinger and Mtn. Holiday, Inc. Moved to enter a finding that grounds for discipline exists. Further moved to consolidate Complaint Number 04-L020 with the other pending complaints involving Mr. Ehlinger and Mtn. holiday where the Board determines grounds for discipline exist.

Motion Proposals: First Dr. Roger Hartley
Second Les Krambeal

Motion Results: Pass LDP-07-106

Motion: Complaint Number 03-L004 - Russell Ehlinger and Mtn. Holiday, Inc. Moved to enter a finding that grounds for formal discipline exists. Further moved to consolidate Complaint Number 03-L004 with the other pending complaints involving Mr. Ehlinger and Mtn. Holiday, Inc. where the Board determines grounds for discipline exist.

Motion Proposals: First Les Krambeal

Second Dr. Roger Hartley

Motion Results: Pass LDP-07-107

Motion: Complaint Number 04-L076 – Russell Ehlinger and Mtn. Holiday, Inc. Moved to dismiss Allegation #2. Further moved to enter a finding for Allegation #1 and # 3 that grounds for formal discipline exists. Further moved to consolidate Complaint Number 04-L076, Allegation #1 and #3, with the other pending complaints involving Mr. Ehlinger and Mtn. Holiday where the Board determines grounds for discipline exist.

Motion Proposals: First Judge Roland Steinle
Second Mary Carlton

Motion Results: Pass LDP-07-108

Motion: Complaint Number 05-L003 - Russell Ehlinger and Mtn. Holiday, Inc. Moved to dismiss Allegation #1. Further moved to enter a finding for Allegation #2 that grounds for discipline exists. Further moved to consolidate Complaint Number 05-L003, Allegation #2, with the other pending complaints involving Mr. Ehlinger and Mtn. Holiday where the Board determines discipline exists.

Motion Proposals: First Mary Carlton
Second Judge Roland Steinle

Motion Results: Pass LDP-07-109

Motion: Complaint Number 05-L019 - Russell Ehlinger and Mtn. Holiday, Inc. Moved to dismiss Allegation #1 and #2. Further moved to enter a finding for Allegation #3 that grounds for discipline exists. Further moved to consolidate Complaint Number 05-L019, Allegation #3, with the other pending complaints involving Mr. Ehlinger and Mtn. Holiday where the Board determines discipline exist

Motion Proposals: First Judge Roland Steinle
Second Mary Carlton

Motion Results: Pass LDP-07-110

Motion: Moved to consolidate all five matters for hearing.

Motion Proposals: First Judge Roland Steinle
Second Mary Carlton

Motion Results: Pass LDP-07-111

Discussion: The Board discussed the mitigating factors and proportionality analysis and what would be the appropriate sanction in this matter.

Motion: Moved to invite Mr. Ehlinger to the June 25 meeting for a formal interview to discuss possible resolution of this matter.

Motion Proposals: First Judge Roland Steinle
Second Mary Carlton

Motion Results: Pass LDP-07-112

1-C: *Review, discussion, and possible action regarding Hearing Officer Stephen Leshner's Recommendation Report in Mohammed Riyad and MSB Riyad Legal Consultants, LLC involving complaint numbers 04-L047 and 05-L072 and the denial of renewal of individual certification to Mohammed Riyad.*

Individuals Addressing the Board: Nancy Swetnam

Discussion: The Board discussed Hearing Officer's Recommendation Report in Mohammed Riyad and MSB Riyad Legal Consultants, LLC involving Complaint Numbers 04-L047 and 05-L072 and the denial of renewal of individual certification to Mohammed Riyad.

Motion: Moved to adopt the Findings of Fact and Conclusions of Law of the Hearing Officer's report with technical amendments as recommend.

Motion Proposals: First Judge Roland Steinle
Second Mary Carlton

Motion Results: Pass LDP-07-113

2nd Motion: Moved to impose the following sanctions for Complaint Numbers 04-L047 and 05-L072.

- Revoke Mohammed Riyad's individual certificate, number 80384, and MSB Riyad Legal Consultants, LLC's business entity certificate, number 80478.
- Issue a cease and desist order against Riyad and MSB.
- Order Riyad to participate in no less than ten hours of continuing education, in addition to the hours required for all certificate holders, in the curriculum areas of ethics, the unauthorized practice of law, and bankruptcy court rules and procedures.
- Order Riyad and MSB to pay restitution to Rasool Kashkool in the amount of \$1,100.00 and Siada Yagobova in an amount to be submitted and approved by the Board.
- Assess costs related to the investigations and related proceedings.
- Impose civil penalties in the maximum amount allowable pursuant to ACJA § 7-208 (H)(15)(a)(8).
- As a condition for future reinstatement, order Riyad and MSB to demonstrate full compliance with any ordered restitution, continuing

education, imposed civil penalties, and assessed costs, pursuant to ACJA § 7-208 (H)(16)(b).

- As an additional condition for future reinstatement, order Riyad and MSB demonstrate full compliance with the Stipulation to Settlement in District of Arizona Bankruptcy Court Adversarial Complaint action 05-00434-SSC.

Motion Proposals: First Judge Roland Steinle
Second Dr. Roger Hartley

Motion Results: Pass LDP-07-114

Discussion: The Board discussed the amount of civil fines to be imposed in Complaint Numbers 04-L047 and 05-L072.

3rd Motion: Moved to assess a civil fine in the amount of \$2,500.

Motion Proposals: First Judge Roland Steinle
Second Dr. Roger Hartley

Motion Results: Pass LDP-07-115

2) CERTIFICATION AND ELIGIBILITY

2-A: *Review, discussion, and possible action regarding proposed Findings of Facts and Conclusions of Law involving Barbara Morejon and Immigration Assistance Center, LLC regarding denial of renewal of certification.*

Individuals Addressing the Board: Rhonda Simmons

Discussion: The Board reviewed the Hearing Officer's recommendation in this matter. The Board discussed the Findings of Facts and Conclusions of Law drafted by staff. The Board discussed a newly issued Court of Appeals opinion that may be relative to the issue before the Board.

Motion: Moved to accept the Hearing Officer's recommendation and grant certification to Barbara Morejon and Immigration Assistance Center, LLC.

Motion Proposals: First Les Krambeal
Second Virlynn Tinnel

Motion Results: Pass LDP-07-116

3) REVIEW OF CERTIFICATION APPLICATIONS

3-A: *Review, discussion, and possible action regarding pending applications for 2007-2009 certification renewal.*

Individuals Addressing the Board: Kimberly Siddall

Discussion: The Board discussed the renewal applications for the following:

Deborah Albert
Julian Anderson
Lauri Anderson
Vicky Antrim
Mark Applegate
Laura Atwood
David Bear
Marley Beard
Raymond Beltran
Daniel Benhaim
David Bishop
Mark Bluemke
Scott Boyer
Scott Brannon
Suzette Brown
Wallace Buckley
Deborah Burt
Wendy Byford
Victor Calvario
Mary Carlton
Shawnterry Cato
Judith Celentano
Glenda Collings
Christina Collura
Deborah Colon-Mateo
Laura Crawford
Richard Dandis
Dan Davis
John Dawson
Roberta Dawson
Marla De La Torre
Jennifer Di Gerolami

Motion: Moved to grant the renewal of Standard certification to the aforementioned applicants.

Motion Proposals:	First	Judge Roland Steinle
	Second	Virlynn Tinnel
	Recused	Mary Carlton

Motion Results: Pass LDP-07-117

Discussion: The Board discussed the renewal applications for the following:

Ann-Kim Doan Pickell
Tracey Dombroski
Angela Eastlack
Gregory Economidis
Mary Jo Edel
Jeffery Esslinger
Michele Esslinger
Peter Fargo
Michael Fisher
Dan Fore
Deanna Fore
Lynn Forman
Christopher Fortier
Elizabeth Freeman
Patricia Garvin
Nancy Gilliam
Miguel Guzman
John Hanson
Charlotte Hargreaves
Elizabeth Harrison
Roger Hartstone
David Hendrickson
Lucy Herman
Linda Hill
Carol Hooven
Evelyn Houston
Richard Hoyt
Christopher Hoyt
David Hoyt
Elin Ingram
Michael James
Lynn Johnson
Dawn Kaiser
Leah Keller
Linda Kellogg
Minzell Kelly
William Kelly
Penny King
Erica Kloner
Lori Kort
Mary Kortsen
Karen Kosies
Katherine Kredit

John Kroeger
Elaine Lacasella
Marlene Leatherwood

Motion: Moved to grant the renewal of Standard certification to the aforementioned applicants.

Motion Proposals: First Mary Carlton
Second Judge Roland Steinle
Recused Kristina Frederickson

Motion Results: Pass LDP-07-118

Discussion: The Board discussed the renewal applications for the following:

Tiffany Lehr
Susan Leong
Eugenia "Jeanne" Lien
Brian Lincks
Elizabeth Lloyd
Tiffany Lloyd
Trina Macphail
Anjum Malone
Mary Marcus
Walter Marcus
Salina Mccarthy
Robin Mcelfresh
Yared Mekonnen
Darlene Merrill
Phoebe Merrill
Armida Mitchell
Pamela Moore De Gamboa
Erna Mortensen
Joan Noble
Elizabeth O'connor
Darren Ortiz
Joanne Palmer
Andrea Parisi
Preston Parker
Karen Paschall
Laura Pavey
Daniel Peterson
Melinda Pierce
Sherry Pietilainen
Claudia Plotnick
Aida Pompa
John Price
Charles Rampenthal

Earlida Riordan
Michael Roberson
Victoria Roff
Mary Rosenthal
Marwan Sadeddin
Guadalupe Salinas
Eric Schoeller
Linda Seger
Ranae Settle
George Shackelford
Lupita Shestko-Montiel
Mark Shook
Jack Sides

Motion: Moved to grant the renewal of Standard certification to the aforementioned applicants.

Motion Proposals:	First	Mary Carlton
	Second	Vellia Pina
	Recused	Judge Roland Steinle

Motion Results: Pass LDP-07-119

Discussion: The Board discussed the renewal applications for the following:

Jenny Sieles
Carol Smith
Dawn Snead
George Staropoli
Thomas Steele
Lillian Stephens Murray
Jette Stevens
Patricia Steward
Lenny Tasa-Bennett
Patricia Taylor
Rhonda Terrell
James Tewalt
Jerry Thomas
Myron Thorson
Lisa Tonge
Shannon Trezza
Jacqueline Velde
Jacqueline Vigil
Barbara Watson Ledger
Carol Wells
Ronald West
Jane Whitley
David Wilcox

Debra Wild
Billye Wilda
Matthew Witman
Marilyn Zimmerman

Motion: Moved to grant the renewal of Standard certification to the aforementioned applicants.

Motion Proposals: First Mary Carlton
Second Vellia Pina
Recused Carol Wells

Motion Results: Pass LDP-07-120

Discussion: The Board discussed the renewal applications for the following Business Entities:

1322 Corporation (Dan Fore)
A.D. Scott, Ltd. DBA PMG Services (Mary Jo Edel)
Accurate Lien and Contractor Assistance, Inc. (Mark Applegate)
Affordable Services, Inc. (David Hendrickson)
AZ Lien Services, Inc. (Lillian Stephens Murray)
Blackwood LLC (Carol Wells)
Building Industry Credit Association (Andrea Parisi)
Cadden Community Management, Inc. (Deborah Colon-Mateo)
Capital Consultants Management Corporation (Jacqueline Vigil)
Center for Divorce Mediation & Alternative Dispute (Mary Marcus)
Continental Recovery Services (Laura Pavey)

Motion: Moved to grant the renewal of Standard certification to the aforementioned businesses.

Motion Proposals: First Judge Roland Steinle
Second Mary Carlton

Motion Results: Pass LDP-07-121

Discussion: The Board discussed the renewal applications for the following Business Entities:

Cornerstone Properties, Inc. (Michael Roberson)
Divorce Packet Processing LLC (Linda Seger)
Economidis Mediation Services, L.L.C. (Gregory Economidis)
Esslinger Enterprises, LLC DBA Deed Resource (Michele Esslinger)
Estate Planning Solutions, Inc. (James Tewalt)
GFA Wealth Design, LLC (Erica Kloner)
Grand Canyon Planning Associates LLC (Tracey Dombroski)
Harrison CPA & Consulting, PC (Elizabeth Harrison)

Lloyd Paralegal Services, LLC (Elizabeth Lloyd)
National Document Filing & Retrieval, Inc. (Scott Boyer)
Northern Arizona Investment Group, Inc. (Jan Whitley)
Richard C. Hoyt & Associates, Inc (Richard Hoyt)
Saddlebrooke Homeowners' Association #1, Inc. (John Price)
Samuel E. Ingrams & Co., Inc. (Elin Ingram)
Stevens Paralegal Services, LLC (Jette Stevens)
T.F.C. Ventures, Inc. (Lori Kort)
The Lien Group, LLC (Eugenia “Jeanne” Lien)
Valley Docs & Paralegal Services, LLC (Mary Carlton)
White Mountain Paralegal Service, LLC (Richard Dandis)
Wilson, Keller & Associates LLC (Leah Keller)

Motion: Moved to grant renewal of Standard certification to the aforementioned applicants.

Motion Proposals: First Judge Roland Steinle
Second Vellia Pina
Recused Mary Carlton

Motion Results: Pass LDP-07-122

Individuals Addressing the Board: Linda Grau

Discussion: The Board discussed the fact that in the past when certification renewals were granted, if a complaint was pending language was included in the certification letter explaining that the fact certification was granted does not prohibit the Board from taking disciplinary action on the complaint, if it is determined grounds for discipline exist.

Motion: Moved to include this language in the letters for any certificate holders who were granted renewal of their certification who have complaints pending.

Motion Proposals: First Judge Roland Steinle
Second Mary Carlton

Motion Results: Pass LDP-07-123

3-B: Review, discussion, and possible action regarding pending applications for Standard certification.

Individuals Addressing the Board: Kimberly Siddall

Discussion: The Board reviewed the pending applications for Standard certification for Patrick Flanery, Lorina Torres, and Debra Shaffer.

Motion: Moved to invite Mr. Flanery to the June 11, 2007 meeting to discuss information contained in his application.

Motion Proposals: First Les Krambeal
Second Virylnn Tinnell

Motion Results: Pass LDP-07-124

Motion: Moved to invite Ms. Torres to the June 11, 2007 meeting to discuss information obtained during the background investigation.

Motion Proposals: First Virylnn Tinnell
Second Les Krambeal

Motion Results: Pass LDP-07-125

Motion: Moved to invite Ms. Shaffer to the June 11, 2007 meeting to discuss information obtained during the background investigation.

Motion Proposals: First Judge Roland Steinle
Second Vellia Pina

Motion Results: Pass LDP-07-126

3-C: Review, discussion, and possible action regarding pending applications for Business Entity Exemption.

Individuals Addressing the Board: Kimberly Siddall

Discussion: The Board discussed the Business Entity Exemption Extension requests for the 2007-2009 certification period for the following businesses:

Affordable Services, Inc. (David Hendrickson)
Blackwood LLC (Carol Wells)
Divorce Packet Processing LLC (Linda Seger)
Economidis Mediation Services, L.L.C. (Gregory Economidis)
The Lien Group, LLC (Eugenia "Jeanne" Lien)
Valley Docs & Paralegal Services, LLC (Mary Carlton)

Motion: Moved to grant Business Entity Exemption Extensions for the 2007-2009 certification period to the aforementioned businesses.

Motion Proposals: First Les Krambeal
Second Dr. Roger Hartley
Recused Mary Carlton

Motion Results: Pass LDP-07-127

Discussion: The Board discussed the Business Entity Exemption Extension requests for the 2007-2009 certification period for the following business: Strategic Points Document Preparation, PLLC (Lisa Tonge)

Motion: Moved to grant Business Entity Exemption Extensions for the 2007-2009 certification period to the aforementioned business.

Motion Proposals: First Dr. Roger Hartley
Second Cynthia Felton
Recused Mary Carlton

Motion Results: Pass LDP-07-128

CALL TO THE PUBLIC

Discussion: None

ADJOURNMENT

Individuals Addressing the Board:

Motion: Moved to adjourn.

Motion Proposals: First Mary Carlton
Second Vellia Pina

Motion Results: Pass LDP-07-129

Time: 11:58 a.m.
