

APSA
ARIZONA PROCESS SERVERS ASSOCIATION

Board Meeting Minutes
October 23, 2010
Called to Order at 8:32 AM

THOSE IN ATTENDANCE:

Board Members: Larry Ratcliff, Patty Chlebanowski, Tom La Vance, Luis Figueroa, Ron Ezell.

Members present: Joe Basso & Candy Ratcliff.

Board Members not present: John Carpenter, Jenna Jones, Wayne Chlebanowski and Tamara Nieto.

PRESIDENT'S REPORT:

Larry welcomed the newest board member Tom La Vance. Larry talked about the latest Clerk of the Courts meeting which he was able to attend, which was a couple weeks prior. He discussed the rule about the statute regarding licensing in the county where you are living; he also mentioned that all counties were not being fingerprinted as they should be upon renewals. They quoted to him, "This was not their job to enforce the ruling." The board reminded Larry of the Judicial Code 7-204 d Administrative 4, in which, originally, Nancy Sweatnam followed the rules given by Department of Public Safety. He made a good contact at this meeting, Jennifer Sweeney, the Constables & Litigations Support Coordinator. He mentioned money is still tight within the Associations budget to hire another lobbyist to try and go after the Trespass/Assault bill again. Pricing increase is not a priority at this time. Joe Basso's thoughts were to keep trying to go after the assault bill because it is important to give us process servers the authority. Luis questioned about the trespass and it was worded that we have the same rights as a deputy. We need to obtain a copy of the last Assault/Trespass bill from our last lobbyist. Larry is to talk to Jenna about whether she or Joe Abate is interested in the lobbying of this bill.

VICE PRESIDENT'S REPORT:

Jenna was not in attendance and no notes were sent in for review or discussion.

SECRETARY'S REPORT:

We reviewed the minutes of July 24, 2010. A Motion was made by Ron Ezell to approve the minutes and seconded by Luis Figueroa.

TREASURER'S REPORT:

John Carpenter was not present. Wayne had prepared a written report.

Wayne submitted a written report as of October 23, 2010, also submitted was a Profit & Loss Report for January – November 2009 - 2010. The reported balances were as follows; Money Market: \$22,782.87, Legislative Account: \$ 2,665.24 and Checking Account: \$40,661.26. The checking account balance also includes monies transferred for manuals sold through the website, via our Pay Pal account. A motion was made to approve the report by Luis Figueroa and seconded by Tom La Vance. The motion was passed.

ADMINISTRATOR'S REPORT:

Wayne submitted a written report as of October 23, 2010.

Brief Recess

COMMITTEE REPORTS:

Membership Report:

There are 203 total members in our database paid through 2010. 15 Associate Members, 188 Arizona Members (25 members have renewed for 2011, with an additional 7 extra city listings), 47 Extra City Listings. NOTE: These numbers seem lower than July's meeting as the DB was cleaned up of duplicate listings and some "Additional Cities" were reflecting as "members paid".

Tom La Vance wanted to be added to the membership committee to go after new membership. Patty mentioned the list is on the Supreme Court website, but it only contains names and no phone numbers. I told him to contact Nancy Sweatnam at Supreme Court to see if we would be able to get a more detailed list, they are showing 1145 licensed process servers. We should possibly contact Sandy at Superior Court for the same list. Tom also wanted to try some onsite training and he would be willing to promote this. Tom also suggested if a current member can get a new member to join up to offer them one credit hour of Education Hours as an incentive to increase the membership.

Website Report:

All board member changes have been made. Membership application now includes "personal email" as the email address requested. Working with Bob Musser to get "paid through 2011" on our system/web. We have problems and have contacted Bob on three different occasions and he still has not completed the task. Tucson December classes posted, mass email to follow.

Grievance Report:

Joe Basso reported he had no complaints to be taken care of. Tom La Vance is the new Grievance Chairperson and Joe Basso will assist him if needed.

Newsletter Report:

Patty reported the next Newsletter is due out in January and will be posted on the website. An email notification will be sent to members informing them when the newsletter is available. The board members who did not send in their biography or a topic for printing are: Jenna, Tamara & John. Hopefully we can get their input for this next newsletter. Tom asked me to put something in the newsletter about the onsite personal training classes and call Joe for further details or scheduling.

Continuing Education:

The next class that is scheduled is the Tucson class for 10 hours on December 11, 2010. We had a problem and had to combine the Conflict Resolution and Personal Safety classes to get the complete 4 hours.

Legislative Report:

Jenna talked about contacting Mr. Montenegro about adding Process Servers to the HB2 for Assault & Trespass.

We discussed the recommendation, made by an ex-police officer, to the Supreme Court about changing the rules of service on Photo Radar Tickets.

OLD BUSINESS:

The only old business that was to be followed up on was the Charge Card offer that was made to the board. This would be a plus to attract members and offer to the membership. We asked Candy to contact this company again to get it set up.

NEW BUSINESS:

There was a discussion held at the Superior Courts last meeting about drop services. They mentioned there is specific definition so it comes down to he said/she said. The clerk's office doesn't determine what a good service is, the judge does. The court decides after looking at all the facts and deciding who is credible and who is not. COC suggest that if the process server association thinks that there needs to be clarification or that rules need to be changed they might come up with a draft change to the rules and submit it to the Supreme Court before the deadline.

Also discussed were the new rules about Forcible Detainers. Some Justice court are requiring Forcible Detainers to be attempted twice before being able to post, which contradicts the ruling of being able to post within the 24 hour of issue rule.

Our next scheduled Board Meeting will be on January 22, 2010 at 9:00 AM location unknown at this time.

Dates for future board meetings were also decided: April 16, July 16 and October 22, 2011. The Annual Conference, provided space is available, will be September 23, 24, 25. Luis Figueroa stated he would like to obtain the exhibitors again for the Annual Conference.

Meeting was adjourned at 10:30 AM.

Submitted by: Patty Chlebanowski, Secretary