

ARIZONA PROCESS SERVERS ASSOCIATION

ANNUAL MEETING MINUTES-September 8, 2018

The annual meeting was held on Saturday, September 8, 2018, at the Sheraton Hotel at Wrigleyville West located at 860 West North Riverview1, Mesa, AZ 85201. The meeting was called to order by the President, Larry Ratcliff. and roll call of board members was taken. Larry Ratcliff, President, Kelli McFarland, Vice President, Patty Chlebanowski, Secretary, Luis Figueroa, Treasurer, Board Members, Eric Sotelo, Barry Goldman, Don Howell & Ron Ezell were all present. The 2018 Annual Conference Notebook was received by all members in attendance as they signed in at beginning of the conference.

PRESIDENT'S REPORT:

Larry Ratcliff addressed the membership; he waived the Pledge of Allegiance, since we previously completed this during the morning announcement and the start of the convention. Larry thanked everyone for attending the conference and asked them if they have been enjoying the conference and this location. Larry mentioned this was his last term as President and it was time to pass the reins on to a new president.

Larry introduced Charley Laman an attorney liaison for the APSA membership and board.

Charley then addressed the membership and told the membership, if they have a quick question, he will take phone calls. His phone number is listed in the newsletter if you had to call him. He has represented several process servers with problems in the past.

Larry discussed how they have been trying to reach out to the Constables with, Barry Goldman & Charley Laman they had sent a letter which was published in our newsletters to all the constables in the State of Arizona in each county and also to the Presiding Judges in each county about the issue with the Constables serving Superior Court papers. We had received a few responses and we have heard the Constables are turning away Superior court work and turning them over to licensed Process Servers. We have also received a response that was an opinion that they did have competent authority to serve the papers. Ongoing communication with all parties continues.

VICE PRESIDENT'S REPORT:

Kelli McFarland was present and no had no report to give. She did attend several of the board meetings through the year but did miss a one from a prior engagement. Previously Kelli had approached a Constable about why he was serving Superior court papers and his response was because he can.

SECRETARY'S REPORT:

Patty Chlebanowski told the membership, she has been keeping up with her duties as long time secretary. She has attended all the board meetings, been updating the web site and mail and the phones and of course preparing for today's conference. Patty pleaded with the membership to once again, get involved with the Association. Patty mentioned she thought a move was in her future and originally was

not going to run for office. This year plans had changed and am available to continue this year if appointed. Patty asked the membership to review the Last Annual Minutes of 2017 that are posted in the Conference Booklet, pages 23 thru 25.

Patty mentioned we had 99 attendees at this year's conference.

Motion was made to approve the minutes of the Annual 2017 Conference by John Carpenter and 2nd by: Kelli McFarland. Motion passed.

TREASURER'S REPORT:

Luis Figueroa stated he is up to date with the books as of July. He had several new members inputted for this year. All bills are paid and up to date. Luis explained his written Report is printed in the Annual Conference Booklet, pages 26 through 27. Balances for the checking account are \$8,855.00, Legislative \$15,727.00, Savings \$5,000.00 and Pay Pal \$2,503.00 which will be moved to the checking account shortly.

Motion was made to approve the Treasurer's Report by: Ron Ezell and 2nd by: John Carpenter. Motion passed.

COMMITTEE REPORTS:

MEMBERSHIP REPORT:

Patty Chlebanowski mentioned membership for 2019 will be sent out through the website in January 2018. Patty also informed them to always check the listing in the website in case there are any typographical errors.

WEBSITE REPORT:

Patty Chlebanowski reported everything is up to date on the website.

GRIEVANCE REPORT:

John Carpenter reported he had not received any phone calls nor any complaints forwarded from the board to be resolved this year.

LEGISLATIVE REPORT:

Barry Goldman spoke and explained the Family Law Rules will allow Constables to serve papers in the works. Protective Orders rules changed as of April 1st. He always includes all rule changes in the newsletter which is published quarterly. The new rule changes will be incorporated into the new manual will be re-published hopefully by February 2019.

Barry Goldman talked about the costs to analyze the service of process by Constables. NAPPS published a report recently how costly it was to the state when Constables served papers. The Constables feel they need to serve papers because the process servers charge too much. Robin Martinelli a NAPPS member

was present and explained how their report came about and will be able to assist us in getting this article published, as she did for NAPPS.

NEWSLETTER REPORT:

Barry Goldman published the last newsletter in August and was emailed out to the membership. The Newsletters are posted on the website in PDF and can be printed or viewed from the site. If you are interested in putting in an advertisement in the newsletter please contact him. We do currently have about 3 business ads in the newsletter. He looks for information from several sources to keep the membership up to date from: Maricopa County Bar Association, Police 1 Re: Law Enforcement, NAPPS website, Superior Court Brief and adds this information to the newsletter if it pertains to attorney service or process serving. Any members can submit an article for publishing in the newsletter and you do receive Educational credits for doing so.

EDUCATION COMMITTEE:

Larry Ratcliff reported we moved our March class from Bullhead City to Laughlin, Nevada. We had a better turnout at this location and hope to continue this in the future. We move around the state so in June we hold our classes in Flagstaff and December we hold the class in Tucson. After each Saturday ACPS class is when the board meeting takes place and everyone is invited to attend.

OLD BUSINESS:

None to be addressed.

NEW BUSINESS:

None to be addressed.

NOMINATIONS:

Larry Ratcliff nominated Kelli McFarland for President and seconded by: Dan Ronnie. A call for any other nominations. Motion to appoint Kelli McFarland for president by acclamation was made by Clifford Johnson and seconded by: Kelli McFarland. Motion passed.

John Carpenter nominated Sean Laman for Vice President and seconded by: Kelli McFarland. A call for any other nominations. Motion to appoint Sean Laman for Vice President by acclamation was made by John Carpenter and seconded by: Kelli McFarland. Motion passed.

Larry Ratcliff nominated Luis Figueroa for Treasurer and seconded by: Patty Chlebanowski. A call for any other nominations. Motion to appoint Luis Figueroa for Treasurer by acclamation was made by Kelli McFarland and seconded by: John Carpenter. Motion passed.

Larry Ratcliff nominated Patty Chlebanowski for Secretary and seconded by: Barry Goldman. A call for any other nominations. Motion to appoint Patty Chlebanowski for Secretary by acclamation was made by: John Carpenter and seconded by: Kelli McFarland. Motion passed.

Larry Ratcliff asked for names for Board of Directors: Lisa Macaluso, Ron Ezell, Jason Brown, Don Howell & Shannon Goolsby were all nominated. A discussion was held and each person stood up and introduced themselves. Patty was not prepared for a vote so all appointed members agreed to do a hand count from the membership. Lisa Macaluso had 23 votes, Ron Ezell had 17 votes, Jason Brown had 18 votes & Shannon Goolsby had 16 votes and Don Howell had 10 votes. Ron Ezell, Lisa Macaluso and Jason Brown are the 2019 board of directors and Larry Ratcliff is as the immediate past president. Motion to close voting was made by Kelli McFarland and seconded by Patty Chlebanowski. Motion to nominate all Officers by acclamation by: Patty Chlebanowski and seconded by: Gary Buckner. Motion passed.

Robin Martinelli reminded everyone present at this conference that NAPPS was offering a discount in membership if you sign up here at the conference.

Motion to adjourn the Annual Conference by: Sean Laman and seconded by: John Carpenter. Motion passed.

Meeting was adjourned at approximately 1:20 PM. Minutes prepared by: Patty Chlebanowski, Secretary.