

BOARD OF LEGAL DOCUMENT PREPARERS

Meeting Agenda – Monday, January 27, 2020

Arizona Supreme Court -1501 West Washington Street

Phoenix, Arizona 85007 – 10:00 A.M. – Conference Room 109

General Inquiries Call: (602) 452-3378 (Certification and Licensing Division Line)

Members of the Public May Attend Meeting in Person

For any item listed on the agenda, the Board may vote to go into Executive Session for advice of counsel and/or to discuss records and information exempt by law or rule from public inspection, pursuant to the Arizona Code of Judicial Administration, Code Section 1-202(C).

CALL TO ORDER.....*Mary Carlton, Chair*

1) REVIEW AND APPROVAL OF MEETING MINUTES.....*Mary Carlton, Chair*

1-A: Review, discussion, and possible action regarding approval of the regular session minutes of the meeting of November 18, 2019.

2) PENDING COMPLAINTS..... *Division Staff*

2-A: Review, discussion and possible action regarding complaint number 18-L006 involving certificate holder Maite Perez Martinez.

2-B: Review, discussion and possible action regarding complaint number 19-L012 involving certificate holder Sabrina Lopez.

2-C: Review, discussion and possible action regarding complaint number NC18-L002, and Superior Court action CV2018-011902 involving Randi Rosen and Rosen Paralegal Services.

3) INITIAL CERTIFICATION AND ELIGIBILITY.....*Division Staff*

3-A: Review, discussion and possible action regarding the following applications for initial individual and business entity legal document preparer certification and business entity exemption requests:

1. Angela Gomez
2. Gregory Kelly
3. Martha Rodriguez
4. Bobby Hernandez
5. Professional Administrative Licensing Services, LLC
6. William Bishop

- 7. Jacqueline Seiersen
- 8. Areli Rivera
- 9. Garciele Di Lelle
- 10. Frazier Document Preparation and Paralegal Services
- 11. Carols Mohammed (aka David Adams)
- 12. Jessica Johnston
- 13. Mardini Multi-Services, Inc.
- 14. Tiajuana Waters
- 15. Mandi Hemming
- 16. EZ Legal Documents, LLC
- 17. Kemberton Healthcare Services, LLC
- 18. Seth Nwosu

CALL TO THE PUBLIC..... *Mary Carlton, Chair*

ADJOURN *Mary Carlton, Chair*

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1) REVIEW AND APPROVAL OF MEETING MINUTES

1-A: Review, discussion, and possible action regarding approval of the regular session minutes of the meeting of November 18, 2019.

A draft of the regular session minutes for the meeting of November 18, 2019, has been provided for the Board's review and consideration.

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2) PENDING COMPLAINTS

2-A: *Review, discussion and possible action regarding complaint number 18-L006 involving certificate holder Maite Perez Martinez.*

This matter was previously presented to the Board and deferred as the Board had further questions and concerns as to whether Maite Perez-Martinez intentionally put the wrong information on a legal form, specifically that the client could understand and read English.

Division received a complaint that Maite Perez-Martinez had prepared immigration documents that should not have been prepared and had given incorrect legal advice.

The complaint was filed by a lawyer who stated that in 2015, the client applied for and was approved for a U-Visa issued by the Department of Homeland Security with the assistance of a local immigration attorney. The name of the client in the reports is redacted as she was a victim of domestic violence, which is one of the criteria needed in order to obtain a U-Visa to remain in the country and aid in the prosecution of a crime.

The client desired to obtain adjusted status and was referred through a friend to legal document preparer Maite Perez-Martinez, owner of MP Legal Document Preparation, to determine if she could help obtain adjusted status to cross the border and then return to the U.S.

In a prior meeting, the Division informed the Board that during a client meeting with Maite Perez-Martinez in the fall of 2016, Maite Perez-Martinez told the client that, despite coming into the country without inspection, due to her currently holding a U-Visa, she was, in fact, eligible for and could apply for adjusted status through a Petition for Alien Relative (Federal Form I-130) and an (I-485 form) which is an Application to Register as a Permanent Resident/Adjusted Status. The Board determined that the statements were legal advice and that as such Maite Perez -Martinez had violated Supreme Court Rule 31 and ACJA § 7-208. In the interview to determine the client's ability to read and understand English, Maite Perez -Martinez disputed that she provided advice to the client and asserted that the client requested the Form I-130 and Form I-485.

The information given to the client is incorrect and, in fact, a U-Visa does NOT grant the holder immigration status or a benefit. Homeland Security requires a form I-131 form "Application for Travel" to be filed for someone in the client's situation. Approximately 5 months later, the client received a denial from Homeland Security stating she was ineligible for adjusted status after having spent \$2,240.00 total for the document prep and government fees.

Allegation 1: It is apparent that the I-130 and I-485 forms were the incorrect forms. After reviewing the file including the interview recordings and the subsequent interview with Maite Perez-Martinez the Division cannot substantiate whether Maite Perez-Martinez recommended the

forms or if the client requested the forms. Therefore, Division staff requests that the Board reconsider its determination of January 28, 2019 and dismiss Allegation 1.

Allegation 2: At the January 28, 2019, Board Meeting, The Board requested that Division staff further investigate whether Maite Perez-Martinez prepared a false immigration document. Maite Perez-Martinez prepared and sent in an immigration form (I-130) and marked in the affirmative on the I-485 form on page (6) that the client could understand and read the English language. This is incorrect as Division had to use an interpreter twice during the investigation while interviewing the complainant. The client cannot read or understand the English language.

At the Board's instruction, Division staff further investigated the issue with a subsequent interview with Maite Perez-Martinez, Maite Perez-Martinez stated that the complainant informed her that she could read and understand English but had problems speaking it. Maite Perez-Martinez further stated that she felt the client understood English because she has lived in the United States for over 20 years but was unable to provide any other facts or evidence that would suggest the complainant could read English. Furthermore, Maite Perez-Martinez stated that she spent over two hours explaining the forms and the process with the complainant in Spanish not English.

In a subsequent interview with the client, the client stated that Maite Perez-Martinez never asked her if she could read or understand English. The client further stated that she never talked to Maite Perez-Martinez in English and that Maite Perez-Martinez did explain to her the application process and forms in Spanish. The client stated that she would not sign a form indicating that she reads and understands English because she does not.

It is recommended the Board accept the finding of the Probable Cause Evaluator and enter a finding Maite Perez-Martinez and MP Legal Services, LLC have committed the alleged act(s) of misconduct as detailed in Allegation 2 of the Investigation Summary and Allegation Analysis Report in complaint number 18-L006 and enter a finding grounds for formal disciplinary action exists pursuant to ACJA § 7-201(H)(6) for act(s) of misconduct involving ACJA § §7-201(H)(6)(k)(7); 7-201(H)(6)(k)(8) and 7-208 (J)(1)(d) preparing immigration documents which were inappropriate and providing misleading information.

It is further recommended the Board issue a Censure to Maite Perez-Martinez and MP Legal Services, LLC.

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2) PENDING COMPLAINTS

2-B: Review, discussion and possible action regarding complaint number 19-L012 involving certificate holder Sabrina Lopez.

Complainant referred this matter from the State Bar to the Board. In the complaint, the allegation is that certificate holder, Sabrina Lopez, sent a letter to a law firm on her companies' letterhead, KS Mission Financial and Legal Services. In the letter Ms. Lopez implied representation of Ms. Lopez's client concerning a landlord tenant issue and signed and mailed the document to the law firm. Ms. Lopez, in her response to the complaint, admitted to authoring the letter and sending it to the law firm. She also admitted the act during her subsequent interview.

Staff presented this matter to the Probable Cause Evaluator who found that probable cause exists that Ms. Lopez violated ACJA §§ 7-208(J)(1)(a), 7-208(J)(5)(a) and 7-208(F)(1)(e) by authoring and signing the letter to the law firm.

It is recommended the Board adopt the findings of the Probable Cause Evaluator and issue a Letter of Concern.

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2) PENDING COMPLAINTS

2-C: Review, discussion and possible action regarding complaint number NC18-L002, and Superior Court action CV2018-011902 involving Randi Rosen and Rosen Paralegal Services.

Staff will present information at the meeting.

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3) INITIAL CERTIFICATION AND ELIGIBILITY

3-A: Review, discussion and possible action regarding the following applications for initial individual and business entity legal document preparer certification and business entity exemption requests:

1. Angela Gomez applied for initial individual legal document preparer certification. Ms. Gomez has successfully passed the program examination and has submitted a complete application demonstrating that she meets the minimum education and experience requirements.

The Division recommends approval of initial legal document preparer certification for Angela Gomez.

2. Gregory Kelly applied for initial individual legal document preparer certification. The application demonstrates that he does not meet the minimum eligibility requirements for certification. Based on Mr. Kelly's educational background, he would need to demonstrate that he has at least one year of law-related experience in one or a combination of the following situations:

- (i) Under the supervision of a licensed attorney;
- (ii) Providing services in preparation of legal documents prior to July 1, 2003;
- (iii) Under the supervision of a certified legal document preparer after July 1, 2003; or
- (iv) As a court employee

Mr. Kelly initially stated in his application that he had three years of law related experience under the supervision of an attorney but failed to provide any information or documentation that helped support that claim.

Following a subsequent request by Division staff, Mr. Kelley provided a statement that he had been periodically preparing documents under the supervision of an attorney for a period of eight years. It is Division staff's position that Mr. Kelly has failed to properly demonstrate that he has at least one-year full time equivalency preparing documents under the supervision of an attorney as well as not meeting the other minimum standards as listed above.

Based on the foregoing, the Division recommends denial of initial legal document preparer certification for Gregory Kelly pursuant to ACJA § 7-201(E)(2)(c)(1), for failure to meet the qualifications and eligibility requirements as required by ACJA § 7-208(E).

3. Martha Rodriguez applied for initial legal document preparer certification. The applicant successfully passed the program examination and has submitted a complete application.

Ms. Rodriguez's application was initially considered by the Board at its November meeting. At the November Board meeting staff raised two general concerns regarding Ms. Rodriguez's

application: (i) did she possess the required experience and (ii) her failure to disclose a number of civil lawsuits.

Ms. Rodriguez represents that she has the required experience because of her pre-2003 activity preparing workers compensation lien forms and her activities in the medical coding area. Given the lapse of time since her involvement with the workers compensation liens, while staff has confirmed she has experience in the area, staff has been unable to confirm the extent of the experience. Staff does not believe medical coding experience qualifies as experience under ACJA § 7-208. During the November Board meeting during discussions with the Board, Ms. Rodriguez represented that while she was employed by AHCCCS she had worked directly with their legal department.

During the November Board meeting, the Board instructed staff to perform additional investigation concerning Ms. Rodriguez's employment with AHCCCS after she informed the Board she had worked directly with the AHCCCS legal department.

Staff investigated Ms. Rodriguez's representations of working with the legal department and was informed by representatives of AHCCCS that she did not work in nor was she supervised by the legal department. Ms. Rodriguez had provided staff with two names as references and one of those two individuals described the roles of the references as being hearing officers and that they would not be involved in the supervision of Ms. Rodriguez.

As described at the November meeting, Ms. Rodriguez failed to disclose 19 civil matters on her application. Subsequent to filing her application and prior to the division learning of eight of the actions, Ms. Rodriguez disclosed 10 of the 19 civil matters. Five of the matters were disclosed during the preliminary review of her application, to include a 2007 probate matter, 2007 minor name change, 2012 child support matter as well as a 2018 bankruptcy that included no adversarial proceedings. During and after an interview with staff, Ms. Rodriguez disclosed involvement in 5 additional civil matters to include two debt related matters that were filed against her in 1993 and 1994 as well as three other dissolutions of marriage that occurred in 1978, 1982 and 1986.

The 9 civil cases that were not disclosed by Ms. Rodriguez included four debt related matters that were filed against her, two in 2011, one in 2016 and one in 2017. Three matters involved wage claims that were filed against her in 2001 and 2002 as well as a 2010 claim that was filed by her. Ms. Rodriguez also failed to disclose a 2000 dissolution of marriage and a 1998 bankruptcy that contained no adversarial proceedings.

Ms. Rodriguez stated that she did mark "No" on her application regarding involvement in civil matters because the cases had been dismissed, resolved and did not matter anymore. In addition to the failures to disclose the civil actions, as described above, during the application process Ms. Rodriguez failed to appropriately describe her experience with AHCCCS and the hearing officer references.

The Division recommends denial of initial legal document preparer certification for Martha Rodriguez pursuant to ACJA § 7-201(E)(2)(c)(1), for failure to meet the qualifications and eligibility requirements as outlined in ACJA § 7-208(E), and violations of ACJA § 7-

201(E)(2)(c)(2)(b)(xv) for failure to disclose information on the certification application subsequently revealed through the background check and ACJA § 7-201(E)(2)(c)(2)(b)(xiv) for making a false or misleading oral or written statements to staff and the Board.

4. Bobby Hernandez applied for initial legal document preparer certification. The applicant successfully passed the program examination and has submitted a complete application demonstrating that he meets the minimum education and experience requirements.

Mr. Hernandez disclosed a 2011 incident that led to his Arizona Peace Officer Standards and Training (POST) certification being suspended in 2012 by the AZ POST Board for a period of one year. Mr. Hernandez failed to disclose a 2012 bankruptcy that contained no adversarial proceedings. Mr. Hernandez stated that he is unsure why he failed to disclose the bankruptcy and had not intentions of omitting it from his application.

The Division recommends approval of initial legal document preparer certification for Bobby Hernandez.

5. Professional Administrative Licensing Services, LLC applied for initial business legal document preparer certification. Jamie French is listed as the designated principal. Ms. French redisclosed several matters that she was involved in that were previously disclosed in her initial application that was approved by the Board on February 22, 2018. Daniel Edwards is a listed business member and disclosed two misdemeanor convictions that he was involved in that included a 2008 minor in consumption and a 2009 DUI. Both matters occurred when he was 18 and 20 years of age.

The Division recommends approval of initial legal document preparer business certification for Professional Administrative Licensing Services, LLC.

6. William Bishop applied for initial legal document preparer certification. Mr. Bishop has successfully passed the program examination and has submitted a complete application demonstrating that he meets the minimum education and experience requirements. Mr. Bishop disclosed two dissolutions of marriage that occurred in 1998 and 2006 as well as involvement in several matters related to his law firm. Mr. Bishop is currently an active attorney in good standing within the state of Arizona with no history of discipline.

The Division recommends approval of initial legal document preparer certification for William Bishop and that he also be cautioned concerning the ACJA requirements related to the use of the term “JD” and other similar terms. Staff has provided proposed cautionary language below:

On January 27, 2020, the Board of Legal Document Preparers granted your application for certification. In doing so, the Board instructed Staff to caution you concerning the terms of ACJA § 7-208(J)(5)(c) which prohibits the use of the terms JD, Esq. law office or other similar terms. As a member of the State Bar of Arizona, the Board’s certification actions are not intended to address any responsibilities or ethical obligations you may have as a licensed member.

7. Jacqueline Seiersen applied for initial legal document preparer certification. The applicant successfully passed the program examination and has submitted a complete application demonstrating that she meets the minimum education and experience requirements. Ms. Seiersen disclosed a 2019 bankruptcy that contained no adversarial proceedings.

Ms. Seiersen failed to disclose three justice court cases related to unpaid debt that resulted in judgments against her. Ms. Seiersen stated that she did not think she had to disclose matters that involved judgments/debts and stated that they were all included in her bankruptcy.

The Division recommends approval of initial legal document preparer certification for Jacqueline Seiersen with the standard non-disclosure language.

8. Areli Rivera applied for initial legal document preparer certification. The applicant successfully passed the program examination and has submitted a complete application demonstrating that she meets the minimum education and experience requirements.

On her application, Ms. Rivera did not initially disclose involvement in four civil matters. These matters involved a 2014 dissolution of marriage and three Orders of Protection that were filed, one in 2017 and two in 2018 in which she is listed as the plaintiff. Ms. Rivera did disclose all three Orders of Protection prior to the Division learning of them. Ms. Rivera stated that she misread the questions and it was not her intention to hide any information.

The Division recommends approval of initial legal document preparer certification for Areli Rivera with the standard non-disclosure language.

9. Graciela Di Lelle applied for initial legal document preparer certification. The applicant successfully passed the program examination and has submitted a complete application demonstrating that she meets the minimum education and experience requirements. Ms. Di Lelle disclosed involvement in three civil cases. These disclosures included a 2011 dissolution of marriage and two debt related matters in which she was listed as a defendant that were filed in 2011 and 2014 that have since been satisfied or quashed.

The Division recommends approval of initial legal document preparer certification for Graciela Di Lelle.

10. Frazier Document Preparation and Paralegal Services Inc. applied for initial business legal document preparer certification. Franklyn Frazier is listed as the designated principal. Mr. Frazier redisclosed several matters that he was involved in that were previously disclosed in his initial individual application which was approved by the Board on September 23, 2019. Frazier Document Preparation and Paralegal Services, Inc. has also applied for a business entity exemption. The company is in good standing with the Arizona Corporation Commission and has no other legal document preparers or trainees listed on the application.

The Division recommends approval of initial legal document preparer business certification for Frazier Document Preparation and Paralegal Services, Inc. and further recommends approval of the Business Entity Exemption.

11. Carlos Mohammed (formerly known as David Adams), applied for initial legal document preparer certification. The applicant successfully passed the program examination and has submitted a complete application demonstrating that he meets the minimum education and experience requirements.

Mr. Mohammed disclosed several criminal matters that he was involved in to include a 1994 reckless driving (misdemeanor), 1995 assault (misdemeanor), 1995 contributing to the delinquency of a minor (misdemeanor), 1999 driving with a suspended license (misdemeanor), and a 2003 driving with a suspended license with a failure to appear (misdemeanor).

Mr. Mohammed also disclosed several civil cases he was involved in to include a 2010 name change from Carlos Mohammed to David Adams and a 2013 superior court case related to debt in which he is listed as the defendant.

Mr. Mohammed failed to disclose a 2007 driving with a suspended license and failure to appear (misdemeanor). Mr. Mohammed stated that that he forgot to disclose the case because he had a lot of cases in the past related to speeding and driving with a suspended license. Mr. Mohammed also stated that it was a lack of diligence on his part for failing to disclose it. Mr. Mohammed served one day in jail for the offense.

Mr. Mohammed also failed to disclose six civil matters in which he was listed as a party. These matters included a 1999 class action lawsuit in which he was a plaintiff, three family matters filed in 2008, 2010 and 2011 regarding paternity and child support issues to which he is listed as the petitioner, 2012 injunction of harassment in which he is listed as the petitioner, and a 2012 debt related matter in which a default judgment was placed against him.

Mr. Mohammed stated several reasons as to why he failed to disclose the above listed cases to include a lack of diligence on his part, did not think they were required or relevant and for not having an understanding of the application process. Division staff discovered that in 2014 Mr. Mohammed filed another name change petition in which he changed his name back from David Adams to Carlos Mohammed. The Initial Legal Document Preparer Application does ask for the applicant to put their legal name on the application. Mr. Mohammed put down David Adams as his current legal name with Carlos Mohammed being an alias or past legal name. Mr. Mohammed stated that he thought that what he provided to Division staff was sufficient.

The Division recommends denial of initial legal document preparer certification for Carlos Mohammed pursuant to ACJA § 7-201(E)(2)(c)(2)(b)(xv) for failure to disclose information on the certification application subsequently revealed through the background check and ACJA § 7-201(E)(2)(c)(2)(b)(i) for committing material misrepresentation, omission, fraud, dishonesty, or corruption in the application form due to his failure to properly disclose his current legal name.

12. Jessica Johnston applied for initial legal document preparer certification. The applicant successfully passed the program examination and has submitted a complete application demonstrating that she meets the minimum education and experience requirements. Ms. Johnston disclosed involvement in four family related matters as well as a 2017 Order of Protection in which she is listed as a plaintiff.

Ms. Johnston also disclosed three criminal matters she was involved in to include a 2013 DUI and two 2018 misdemeanor trespassing charges with the first one resulting in a misdemeanor conviction and the other resulting in a pre-trial diversion program. Ms. Johnston has stated that she has complied with all the terms that were outlined in the diversion program. The first trespassing charge was a result of Ms. Johnston failing to leave a bar when requested to do so and the second charge was the result of her confronting her neighbor on a loud noise complaint.

The Division recommends approval of initial legal document preparer certification for Jessica Johnston.

13. Mardini Multi-Services, Inc applied for initial business certification. Mardini Multi-Services, Inc. is an entity that is owned by Elizabeth Mardini who is not certified as a legal document preparer. Mardini Multi-Services, Inc. has a designated principal who is a certified legal document preparer. Ms. Mardini, completed the application. Division staff performed a background review.

When completing the application, Ms. Mardini checked the box representing that, as an owner, she had no history of past civil matters. Staff's investigation uncovered five undisclosed cases, the most recent of which was 2004.

In 2003, the Bankruptcy Court issued an order to show cause to Ms. Mardini and others for preparing bankruptcy documents for third parties without being properly certified. Ms. Mardini represented to the Bankruptcy Court she would not do so in the future and on November 4, 2003 Ms. Mardini was enjoined from preparing any bankruptcy documents until she was properly certified. In her September 12, 2019 response to staff, Ms. Mardini stated she was trying to contact the lawyer to determine what the case was about. Staff has received no additional information from Ms. Mardini.

Ms. Mardini also failed to disclose a 1990 personal bankruptcy with no adversarial proceedings, a 2003 eviction of a renter from Ms. Mardini's home and a 2003 child support case which she stated during the investigation concerned her divorced boyfriend's child and a 2004 divorce. Regarding the child support matter, Ms. Mardini stated she didn't understand why she had been included in the matter. A review of the court documents indicates that Ms. Mardini was the wife not girlfriend of the respondent and the petitioner included Ms. Mardini, alleging that Ms. Mardini was involved in hiding her husband's assets. Ms. Mardini was represented by counsel in the matter.

Ms. Mardini states, "...I did not intentionally not disclose such information. These cases are many years old and I should have carefully read the background information questions."

The Division recommends denial of initial legal document preparer business certification for Mardini Multi-Services, Inc. for failure to disclose facts later learned through investigation. See ACJA § 7-201(E)(2)(c)(2)(b)(xv).

14. Tiajuana Waters applied for initial legal document preparer certification. The applicant successfully passed the program examination and has submitted a complete application demonstrating that she meets the minimum education and experience requirements. When

completing her application, Ms. Waters disclosed that she had been the party to civil actions. Ms. Waters included a document from her dissolution of marriage proceeding but failed to provide an affidavit describing her civil matters. Staff in communicated with Ms. Waters stated staff had not received an affidavit and described the following cases:

- (i) A 2002 bankruptcy that closed in 2006 with no adversarial proceedings.
- (ii) A 2005 debt collection case related to the 2002 bankruptcy,
- (iii) A 2015 debt collection case in which Ms. Waters was the petitioner in a forcible detainer case.
- (iv) Another 2015 case related to collecting from the individuals who were evicted.

Ms. Waters acknowledged that the cases were hers and provided a description of her involvement.

The Division recommends approval of initial legal document preparer certification for Tiajuana Waters with non-disclosure language.

- 15. Mandi Hemming
- 16. EZ Legal Documents, LLC

Mandi Hemming applied for initial legal document preparer certification. Ms. Hemming also applied for certification of her business, EZ Legal Documents, LLC. Ms. Hemming and EZ Legal Documents, LLC were previously certified as from November 22, 2010 till June 30, 2017 when their certifications expired.

Ms. Hemming disclosed a 2000 divorce, 2005 and 2013 bankruptcies, and a 2016 adoption. Ms. Hemming also disclosed she and the company previously held certifications which expired June 30, 2017 because she did not renew.

Ms. Hemming failed to disclose a 2015 collection case which was paid and dismissed.

The Division recommends approval of initial legal document preparer individual and business certification for Mandi Hemming and EZ Legal Documents, LLC with non-disclosure language. The Division further recommends approval of the business entity exemption.

- 17. Kemberton Healthcare Services, LLC applied for initial business certification. The owner and Designated Principal, John Prendergast, completed the application. Division staff performed a background review.

Kemberton Healthcare Services, LLC disclosed various matters that had previously been disclosed by the designated principal on his application. Kemberton Healthcare Services, LLC did not disclose a 2004 lawsuit in which one of its corporate officers (Robert Donnelly) had been named as a defendant. The law suit involved Mr. Donnelly's alleged violation of a noncompete agreement. The case was settled.

Kemberton Healthcare Services LLC represented that the reason it did not disclose the suit was that, "Non-compete contests are relatively common, this matter was 15 years ago, and was settled before being heard."

The Division recommends approval of initial legal document preparer business certification for Kemberton Healthcare Services, LLC, with non-disclosure language.

18. Mr. Seth Nwosu applied for initial legal document preparer certification. The applicant successfully passed the program examination. Division staff performed a background check.

On Mr. Nwosu's application, he disclosed that he worked for the Arizona Supreme Court. Mr. Nwosu said he, "...performs as an experienced paralegal providing typist service skills to disabled bar examinees through oral dictation." While Mr. Nwosu did respond to a procurement seeking individuals to type bar exam answers for disabled testers, no contract was ever executed with Mr. Nwosu and he never performed any typing services. Division staff also checked with the Supreme Court's Human Resources Division and Mr. Nwosu has never worked for the Supreme Court.

The Division further discovered websites (LinkedIn, Twitter, Yelp) on which Mr. Nwosu represents he is a legal document preparer.

On April 8, 2019, Division staff requested Mr. Nwosu appear for an interview to discuss his application. On May 2, 2019, Mr. Nwosu was again invited for an in-person interview. Mr. Nwosu refused the interview request and further requested that all issues of concern related to his application be sent to him in writing. On May 7, 2019, staff sent Mr. Nwosu a letter stating in part:

Please consider this a formal and final request to comply with the Division's in person interview. If you decline, the Division and the Certified Legal Document Preparer Board will act as deemed appropriate regarding your application for certification.

In addition to Mr. Nwosu's representation that he was a Supreme Court employee and website statements that he was a legal document preparer, if an interview had occurred, staff had intended to inquire about several possible non-disclosures in his application. Mr. Nwosu may have failed to disclose the following cases:

<u>CASE NUMBER</u>	<u>FILED</u>	<u>PLAINTIFF/DEFENDANT</u>
• F1823 05	1/27/2005	P: Mortgage Elect. Reg. Syst./D: Seth Nwosu
• DC-025990 2006	9/5/2006	Debtor: Rose Noel/Creditor: Seth Nwosu
• DC-034755-2008	11/14/2008	Brown and Assoc v. Nwosu Seth
• L-006228-2013	4/1/2013	Nwosu v. Middlesex Management
• DC-005492-2013	4/1/2013	Nwosu v. Middlesex Management
• CV2015-052992	8/4/2015	Plaintiff: Nwosu/Defendant: Phx School of Law
• CC2018-082070	4/23/2018	Plaintiff: Nwosu/Defendant: Chahal

The Division recommends denial of initial legal document preparer certification for Seth Nwosu for violations of the following ACJA provisions:

ACJA § 7-201(E)(2)(c)(2)(b)(i), (ii) & (xv)

(2) *The board may deny certification of any applicant if one or more of the following is found:*

(b) *The applicant or an officer, director, partner, member, trustee, or manager of the applicant:*

(i) *Has committed material misrepresentation, omission, fraud, dishonesty, or corruption in the application form;*

(ii) *Has committed any act constituting material misrepresentation, omission, fraud, dishonesty or corruption in business or financial matters;*

(xv) *Failed to disclose information on the certification application subsequently revealed through the background check.*