

# Meeting Minutes

August 8, 2022

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## Certified Professional Guardianship and Conservatorship Board

Monday, August 8 2022

Zoom Meeting

7:30 a.m. – 9:00 a.m.

MEETING MINUTES	
<b>Members Present</b>	<b>Members Absent</b>
Judge Diana Kiesel, Chair	Judge Grant Blinn
Judge Ferguson-Brown	Ms. Melanie Maxwell
Judge Robert Lewis	
Ms. Kristina Hammond	<b>Staff Present</b>
Ms. Lisa Malpass	Ms. Stacey Johnson
Mr. William Reeves	Ms. Kathy Bowman
Dr. K. Penney Sanders	Ms. Thai Kien
Mr. Dan Smerken	Mr. Samar Malik
Ms. Amanda Witthauer	Ms. Maureen Roberts
Ms. Susie Starrfield	Ms. Sherri White
Dr. Anita Souza	Ms. Kay King
	Ms. Rhonda Scott
	Ms. Linda Vass

**Guests** – See last page

### 1. Meeting Called to Order

Judge Diana Kiesel called the August 8, 2022 Certified Professional Guardianship and Conservatorship Board meeting to order at 7:37 a.m.

### 2. Welcome, Roll Call & Approval of Minutes

Judge Kiesel welcomed all present.

**Motion:** A motion was made and seconded to approve the July 11, 2022 Board meeting minutes. The motion passed.

### 3. Executive Session (Closed to Public)

### 4. Reconvene and Vote on Executive Session Discussion (Open to Public)

On behalf of Regulations Committee, Dan Smerken presented the following GR23 amendment. The Regulations Committee abstained.

**Motion:** It was moved and seconded to propose a change to the meeting section of GR23 by addition of the sentence: “The Board may adopt regulations governing the conduct of its meetings.” The motion passed.

On behalf of the Applications Committee, Judge Robert Lewis presented the following applications for certification. The Application Committee abstained.

Motion: A motion was made and seconded to approve Nannette Johnson's application for certification with transferable skills in social services. The motion passed.

Motion: A motion was made and seconded to conditionally approve Claire Petersky's application for certification, conditioned on the completion of mandatory training, with transferable skills in both social services and financial. The motion passed.

Motion: A motion was made and seconded to conditionally approve Theresa Tanoury's application for certification, conditioned on the completion of mandatory training, with transferable skills in social services. The motion passed.

On behalf of the Standards of Practice Committee, Dr. Sanders presented the following grievances for Board action. Members of the Standards of Practice Committee abstained.

Motion: A motion was made and seconded to dismiss grievance 2022-053 as incomplete. The motion passed.

Motion: A motion was made and seconded to dismiss grievance 2022-054 as incomplete. The motion passed.

Motion: A motion was made and seconded to forward complete grievance 2022-055 to the Superior Court. The motion passed.

Motion: A motion was made and seconded to forward complete grievance 2022-056 to the Superior Court. The motion passed.

Motion: A motion was made and seconded to forward complete grievance 2022-057 to the Superior Court. The motion passed.

Motion: A motion was made and seconded to dismiss grievance 2022-004 following the court's finding. The motion passed.

Motion: A motion was made and seconded to investigate grievance 2022-033 following the court's finding. The motion failed.

Motion: A motion was made and seconded to dismiss grievance 2022-033 following the court's finding. The motion passed.

Motion: A motion was made and seconded to investigate grievance 2022-037 following the court's finding. The motion failed.

Motion: A motion was made and seconded to dismiss grievance 2022-037 following the court's finding. The motion passed.

## 5. Chair's Report

Judge Kiesel welcomed Dr. Souza to the Board. DEI committee will be presenting at the October Board meeting and anticipates awarding one CEU for attendees.

## 6. Grievance Report

Staff reported that four new (4) grievances were received during the month of July and fifty-six (56) for the year. To date, the Board has dismissed nineteen (19) grievances received in 2022 as incomplete or for no jurisdiction. Twenty-two (22) grievances have been forwarded to the court and two (2) grievance has been assigned to staff for investigation. A total of sixty-two (62) grievances are currently unresolved. In response to a stakeholder question, note that the numbers in the report will not add up to the total received for the year due to when they are received and in process of being voted on by the Board.

## 7. Education Committee

Ms. Hammond presented the approval of CEUs. The Education Committee approved the

Motion: It was moved and seconded to approve UGA, mental health, sexuality and gender, and Covid-19 as new emerging issues topics for 2023-2024 reporting period. The motion passed.

Motion: It was moved and seconded to approve Addressing the Needs of Transgender Diverse Communities and Working with Challenging Families for 1 emerging issues credit each CEU. The motion passed.

## 8. Wrap Up/Adjourn

With no other business to discuss, the August 8, 2022 CPGC Board meeting was adjourned at 8:52 a.m. The next Board meeting will take place via Zoom teleconference.

### Recap of Motions:

MOTION SUMMARY		STATUS
Motion:	A motion was made and seconded to approve the minutes of the July, 2022 Board meeting as amended.	Passed
Motion:	A motion was made and seconded to approve Nannette Johnson's application for certification with transferable skills in social services.	Passed
Motion:	A motion was made and seconded to conditionally approve Claire Petersky's application for certification, conditioned on the completion of mandatory training, with transferable skills in both social services and financial.	Passed
Motion:	A motion was made and seconded to conditionally approve Theresa Tanoury's application for certification, conditioned on the completion of mandatory training, with transferable skills in social services.	Passed
Motion:	A motion was made and seconded to dismiss grievance 2022-053 as incomplete.	Passed
Motion:	A motion was made and seconded to dismiss grievance 2022-054 as incomplete.	Passed
Motion:	A motion was made and seconded to forward complete grievance 2022- 055 to the Superior Court.	Passed
Motion:	A motion was made and seconded to forward complete grievance 2022- 056 to the Superior Court.	Passed

Motion:	A motion was made and seconded to forward complete grievance 2022- 057 to the Superior Court.	Passed
Motion:	A motion was made and seconded to dismiss grievance 2022-004 following the court's finding.	Passed
Motion:	A motion was made and seconded to investigate grievance 2022-033 following the court's finding.	Failed
Motion:	A motion was made and seconded to dismiss grievance 2022-033 following the court's finding.	Passed
Motion:	A motion was made and seconded to investigate grievance 2022-037 following the court's finding.	Failed
Motion:	A motion was made and seconded to dismiss grievance 2022-037 following the court's finding.	Passed
Motion:	A motion was made and seconded to approve UGA, mental health, sexuality and gender, and Covid-19 as new emerging issues topics for 2023-24 reporting period.	Passed
Motion:	A motion was made and seconded to approve Addressing the Needs of Transgender Diverse Communities and Working with Challenging Families.	Passed

**Guests:**

AAG Stephen Manning	Elizabeth Gilpin
AAG Samantha Helwig	Kecia Hedgeman
Sara Tremblay	Deborah Jameson
Karen Newland	Krissy Kolbeck
Katlyn Balsam	Niel & Niel

Grievance Report  
August, 2022

**Certified Professional Guardians and Conservators  
Grievance Status  
August 31, 2022**

<b>New Grievances Received in August 2022:</b>	<b>7</b>
<b>2022 Grievances Dismissed by Board on August 8, 2022:</b>	<b>5</b>
<b>2022 Grievances Forwarded to Superior Court on August 8, 2022:</b>	<b>3</b>

<b>Total 2022 Grievances Received:</b>	<b>62</b>
<b>Total 2022 Grievances Forwarded to Superior Court:</b>	<b>22</b>
<b>Total 2022 Grievances Pending CRC Review</b>	<b>1</b>
<b>Total 2022 Grievances Pending Staff Investigation</b>	<b>1</b>
<b>Total 2022 Grievances Dismissed: (No Jurisdiction, Insufficient Grievance, or Following Court Review)</b>	<b>21</b>

Please note that the numbers reported in this section will not necessarily be equal to the total number of grievances received; this is due to the timing of when new grievances are received and in process of review by the Board.

**Active CPGCs: 265**

<b>Pre-2022 Grievance Status – August 2022</b>	<b>2021</b>	<b>2020</b>	<b>2019</b>	<b>2018</b>	<b>2017</b>	<b>2016</b>	<b>Total</b>
Grievances Resolved this Month:	<b>3</b>						<b>3</b>
Grievances Remaining Requiring Investigation*:	<b>22</b>	<b>4</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>27</b>

<b>Pre-2022 Grievances Pending*</b>	<b>2021</b>	<b>2020</b>	<b>2019</b>	<b>2018</b>	<b>2017</b>	<b>2016</b>	<b>Total</b>
Voluntary Surrender/Litigation:							
Conflicts Review Committee:							
ARD:		<b>1</b>	<b>2</b>				<b>3</b>
Forward to Court:		<b>2</b>				<b>1</b>	<b>3</b>
Complaint/Hearing:							
Administrative Decertification:							
Total <b>Pending</b> :		<b>3</b>	<b>2</b>			<b>1</b>	<b>6</b>

**[\*Grievances in Pending status are not counted as Grievances Requiring Investigation.]**

<b>Resolution of Pre-2022 Grievances – August 2022</b>	<b>2021</b>	<b>2020</b>	<b>2019</b>	<b>2018</b>	<b>2017</b>	<b>2016</b>	<b>Total</b>
Dismissal – No Jurisdiction							
Dismissal – No Actionable Conduct	<b>3</b>						<b>3</b>
Dismissal - Administrative							
Dismissal – Insufficient Grievance							
Mediated – Dismissed							
Advisory Letter 507.1							
ARD - Admonishment							
ARD - Reprimand							
ARD - Suspension							
Terminated – Voluntary Surrender							
Terminated – Administrative Decertification							
Terminated – Decertification							
TOTAL PRE-2022 GRIEVANCES RESOLVED IN AUGUST 2022	<b>3</b>						<b>3</b>

	<b>2021</b>	<b>2020</b>	<b>2019</b>	<b>2018</b>	<b>2017</b>	<b>2016</b>	<b>Total</b>
<b>Total Grievances Received by Year</b>	<b>95</b>	<b>80</b>	<b>77</b>	<b>85</b>	<b>104</b>	<b>104</b>	<b>545</b>
Dismissal – No Jurisdiction	9	21	15	22	30	20	<b>117</b>
Dismissal – No Actionable Conduct	52	41	40	52	60	55	<b>300</b>
Dismissal - Miscellaneous		1					<b>1</b>
Dismissal – Insufficient Grievance	7	6	5	3	1	2	<b>24</b>
Mediated – Dismissed							
Advisory Letter 507.1		2	5	3	2	4	<b>16</b>
ARD - Admonishment							
ARD – Reprimand		1		1	1	4	<b>7</b>
ARD - Suspension							
Termination – CPG Death							
Termination – Administrative Decertification	4	1	3	1	1	3	<b>13</b>
Termination – Voluntary Surrender			1	2	8	15	<b>26</b>
Termination – Decertification			5	1	1		<b>7</b>
<b>Total Pre-2022 Grievances Resolved:</b>	<b>72</b>	<b>73</b>	<b>74</b>	<b>85</b>	<b>104</b>	<b>103</b>	<b>511</b>



Guardians/Agencies with Multiple Grievances

August 2022

ID	Year Cert.	Unresolved Grievances	Year(s) Grievances Received
A	2015	3	2021 (1), 2022 (2)
B	2012	3	2022 (3)
C	2009	3	2021 (3)
D	2016	11	2021 (4), 2022 (7)
E	2014	3	2021 (2), 2022 (1)
F	2011	3	2021 (3)
G	2007	4	2019 (2), 2020 (1), 2021 (1)
H	2002	2	2021 (2)
I	2001	5	2019 (1), 2020 (4)
J	2011	2	2021 (1), 2022 (1)
K	2001	4	2022 (4)
L	2006	2	2021 (2)
M	2011	2	2022 (2)
N	2018	2	2022 (2)
		47	

Of the 60 currently unresolved grievances, 47 involve 14 Certified Professional Guardians and Conservators or Agencies with 2 or more grievances.