

# **TENNESSEE BOARD OF COURT REPORTING**

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## ***Official Meeting Minutes***

***November 5, 2010***

### **I. Call to order**

**Chairperson McConnell** called to order the meeting of the Tennessee Board of Court Reporting at 9:35 a.m. EST, 8:35 a.m. CST on Friday, November 5, 2010 via teleconference.

### **II. Roll call**

Chairperson McConnell conducted a roll call. The following persons were present:

Jimmie Jane McConnell, Chair  
Ken Mansfield, Vice-Chair  
Ginger Truesdel, Secretary  
Sheila Staggs, Board Member  
Judge Jim Martin, Board Member  
Earl Houston, Board Member  
John Green, Board Member

Aaron Conklin present, Debbie Hayes present from the AOC.

### **III. Approval of Minutes from October Meeting**

Motion was made by John Green to approve the Minutes as submitted.  
Motion was seconded by Sheila Staggs.  
Motion passed.

### **IV. Old Business:**

- 1) Disciplinary counsel and Complaint Process:  
Discussion was had on the proposed publication for disciplinary counsel. Aaron Conklin suggested a change to paragraph starting out “applicants must be a licensed attorney in Tennessee” to read “applicant must be a licensed attorney in Tennessee and have practiced law,” take out “or held a judicial position or minimum of ten years,” and then “applicants must have a thorough

knowledge of the laws of the state and working knowledge of the court systems, the rules and regulations promulgated by Tennessee Board of Court Reporting and the Tennessee Court Reporters Act.”

John Green asked if it would then read: “Applicants must be licensed attorneys in Tennessee and have practiced law for a minimum of ten years.”

Aaron Conklin stated that is how it would read. Duties will be added to policies and procedures.

Motion was made by Ken Mansfield to adopt those changes for clarity. Motion was seconded by John Green. Motion passed.

Aaron Conklin stated the advertisement would be posted on the AOC’s website today, and for others to feel free to post the ad with local bar associations.

2) Complaint:

Chairperson McConnell indicated in regard to the complaint that we needed to act judiciously and indicated she felt it was a business dispute. All Board members concurred that it was a business dispute.

Judge Martin stated he did not see that any Standard of Professional Conduct has been violated. He stated we need to say that we considered the complaint, we reviewed the Standards of Professional Conduct, with all due respect, we don’t think there is any allegation in the complaint that rises to the level of a violation of the Standards of Professional Conduct, and that we believe the problem with regard to the complaint is being pursued.

All Board Members agreed with Judge Martin’s statements and Secretary Ginger Truesdel is to e-mail the above statement to Debbie Hayes with the AOC so a letter can go out to the complainant.

3) Scheduling Quarterly Board Meetings:

Chairperson McConnell suggested a Board Meeting on January 24<sup>th</sup>, 2011 at the AOC at 9:00 a.m. CST. This date was agreed upon.

It was decided that at the January 2011 Board Meeting a schedule for the rest of the year would be decided upon.

**V. New Business:**

**1. Rules and Regulations:**

Discussion was had on clarifying gift giving and Aaron Conklin stated we might possibly have to set a public rule making hearing.

**2. Stipulation Page:**

Chairperson McConnell stated a major corporation is sending out the stipulation page stating the attached document is the disclosure required for all depositions in Tennessee.

John Green suggested the Board send a letter to this particular company stating the Board had not promulgated, nor did we approve a stipulation page at this time.

Judge Martin asked why we can't ask Aaron to write the company a letter and tell them that we received the attached document and if they are publishing this document, we'd like to know their authority for it because we're unaware of any requirement that that stipulation be used.

Follow-up discussion was had on request for an AG opinion.

**VI. Adjournment:**

John Green made a motion to adjourn.

Motion was seconded by Ken Mansfield.

Motion passed.

Meeting was adjourned at 10:05 a.m... EST, 9:05 a.m. CST.

Minutes submitted by: Ginger Truesdel, Secretary