

1 **BEFORE THE CERTIFIED COURT REPORTERS' BOARD OF NEVADA**

2
3 IN THE MATTER OF)

4 Julie Filiberti,

Case No.: 16-2012

5 Respondent.)
6 _____)

7 **STIPULATION FOR SETTLEMENT OF DISCIPLINARY ACTION**

8
9 The Certified Court Reporters' Board of Nevada (the Board) hereby enters into this
10 Stipulation for Settlement of Disciplinary Action ("Stipulation") with Respondent Julie Filiberti,
11 CCR #718 ("Respondent"). Pursuant to chapters 233B, 622 and 622A of the Nevada Revised
12 Statutes and chapter 656 of the Nevada Revised Statutes (NRS) and Nevada Administrative
13 Code (NAC), it is hereby stipulated and agreed, by and between the parties in the above-
14 entitled matter, that this matter shall be settled and resolved upon the following terms:

15 1. It was alleged that Clark County, Nevada hired Lisa Johnson, CCR #339, to
16 provide court reporting services for one of its courtrooms, Clark County paid Ms. Johnson 100
17 percent of the fee, and Ms. Johnson paid Respondent a fee for Respondent's court reporting
18 services in the courtroom. Ms. Johnson was not licensed as a court reporting firm and her
19 court reporting certificate was inactive. The Board received a complaint against Respondent,
20 alleging that she was in violation of NAC 656.320(1) for accepting work or assignments from a
21 firm that is not registered with the Board.

22 2. The Board was prepared to bring a formal complaint alleging the above offenses
23 and Respondent was prepared to defend any such complaint; Respondent does not contest
24 the violations as alleged herein. The parties agree to compromise, forever settle and
25 discharge the instant controversy upon the following terms and conditions.

26 3. Respondent agrees to pay to the Board an administrative fine of \$275.00 within
27 thirty days from the date of the Board's order approving this Stipulation.

28 4. Respondent agrees to pay to the Board \$225.00 in attorney's fees and costs

1 pursuant to NRS 622.400 within thirty days from the date of the Board's order approving this
2 Stipulation.

3 5. Respondent agrees that if the administrative fine and/or the attorney's fees and
4 costs are not paid within the time period set forth hereinabove, the Board may, at its option,
5 rescind this Stipulation and proceed with prosecuting the Complaint before the Board.
6 Further, debt collection actions for unpaid monetary assessments in this case may be
7 instituted by the Board.

8 6. Respondent has freely and voluntarily entered into the Stipulation, and she is
9 aware of her rights to contest the charges pending against her. These rights include
10 representation by an attorney at her own expense, the right to a public hearing on any
11 charges or allegations formally filed, the right to confront and cross-examine witnesses called
12 to testify against her, the right to present evidence on her own behalf, the right to testify on her
13 own behalf, the right to obtain any other type of formal judicial review of this matter, and any
14 other rights which may be accorded to her pursuant to the provisions of NRS and/or NAC
15 chapters 233B, 622, 622A, and 656, and federal and state constitutions. Respondent is
16 voluntarily waiving all these rights in exchange for the Board's acceptance of this Stipulation.
17 Respondent understands that this Stipulation and other documentation may be subject to
18 public records laws.

19 7. Once executed, this Stipulation will be filed and placed on the agenda for
20 approval at the Board's next public meeting, currently scheduled for June 24, 2013.
21 Respondent agrees that the Board may approve, reject, or suggest amendments to this
22 Stipulation that must be accepted or rejected by Respondent before any amendment is
23 effective. If a proposed amendment by the Board is rejected by Respondent, the matter will
24 be scheduled for hearing at the next meeting of the Board.

25 8. Should the Stipulation be rejected by the Board, it is agreed that presentation to
26 and consideration by the Board of such proposed Stipulation shall not unfairly or illegally
27 prejudice the Board or any of its members from further participation, *consideration*,
28 adjudication, or resolution of these proceedings and that no Board member shall be

1 disqualified or challenged for bias.

2 9. Respondent acknowledges that the Stipulation shall become effective only after
3 both the Board and Respondent have duly executed it.

4 10. In consideration of execution of this Stipulation, Respondent hereby releases
5 and forever discharges the State of Nevada, Certified Court Reporters' Board of Nevada, and
6 each of its respective members, agents, employees and counsel in their individual and
7 representative capacities, from any and all manner of actions, causes of action, suits, debts,
8 judgments, executions, claims and demands whatsoever, known and unknown, in law or
9 equity, that Respondent ever had, now has, may have, or claim to have, against any or all of
10 the persons or entities named in this section, arising out of or by reason of the Board's
11 investigation, this disciplinary action, and all matters relating thereto.

12 11. Respondent hereby indemnifies and holds harmless the State of Nevada,
13 Certified Court Reporters' Board of Nevada, and each of its respective members, agents,
14 employees and counsel in their individual and representative capacities against any and all
15 claims, suits, and actions brought against said persons and/or entities by reason of the
16 Board's investigation of Respondent, this disciplinary action and all other matters relating
17 thereto, and against any and all expenses, damages, and costs, including court costs and
18 attorney fees, which may be sustained by the persons and/or entities named in this section as
19 a result of said claims, suits, and actions.

20 12. This Stipulation constitutes the entire agreement of the parties, and is intended
21 as a complete and exclusive statement of the promises, representations, negotiations, and
22 discussions of the parties. Unless otherwise expressly authorized by its terms, this Stipulation
23 shall be binding upon the parties unless the same is in writing and signed by the respective
24 parties hereto.

25 ...

26 ...

27 ...

1 IN WITNESS WHEREOF, the parties hereto have caused this Stipulation to be signed
2 and intend to be legally bound thereby.

3
4 DATED this 18th day of June, 2013.

5 JULIE FILIBERTI

6
7 By: Julie Filiberti
8

9 DATED this 24th day June, 2013.

10 CERTIFIED COURT REPORTERS' BOARD

11 By: Peggy Elias
12 Investigating Board Member

13 **ORDER**

14 IT IS HEREBY ORDERED that the foregoing Stipulation for Settlement of Disciplinary
15 Action is approved and accepted by the Certified Court Reporters' Board on this ____ day of
16 June 2013. Julie Filiberti shall pay an administrative fine in the amount of \$275.00 and
17 attorney's fees and costs in the amount of \$225.00 within thirty days from the date of this
18 order.

19 DATED THIS 24th day of June 2013.

20 CERTIFIED COURT REPORTERS' BOARD

21 By: [Signature]
22 Chairperson
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