



STATE OF NEVADA CERTIFIED COURT REPORTERS BOARD

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Board Members:

PEGGY ELIAS – Chairperson

Court Reporter Member

HEIDI KONSTEN – Vice Chairperson

Court Reporter Member

DAN WAITE, Esq. – Board Member

Attorney Member

LORI JUDD – Board Member+

Court Reporter Member

VACANT

Public Member

OPEN MEETING MINUTES

Revised 8/24/21

Date: Thursday, May 27, 2021

Start Time: 5:30pm

End Time: 7:00pm

Location: Virtual Zoom Meeting – no physical location due to COVID-19 quarantine.

Present Via TelCon:	Peggy Elias	Heidi Konsten	Dan Waite	Lori Judd
	Justin Taruc	Debbie Uehara	Gina Shrader	Daniel Mann
	Pauline May	Stephanie Koetting	Suzanne Rowe	JoAnn Melendez
	Susan Naylor	Lesley Clarkson	Angela Baker	Shane Godfrey
	Teresa Stephanoff	Peggy Jones	Jennifer O’Neill	Pam Manning
	Heather Bautista	Carrie Hewerdine	Matthew Spievak	Robert Balian
	Helen Zamba	Emily Gibb		

ITEM #1: Meeting Called to Order:

Without motion, Peggy Elias called the meeting to order at 5:30pm.

Board Members:

Present: Peggy Elias

Present: Heidi Konsten

Present: Dan Waite

Present: Lori Judd

ITEM #2: Public Comments: No public comments.

ITEM #3: Approval of the Agenda:

MOTION by Dan Waite: That the Board approves the agenda in its entirety. Motion seconded by Lori Judd, all in favor, motion moves forward.

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ITEM #4: Approve Meeting Minutes:

MOTION by Heidi Konsten: That the Board approves the March 16, 2021 open meeting minutes in its entirety. Motion seconded by Dan Waite, all in favor, motion moves forward.

MOTION by Peggy Elias: That the Board approves the April 23, 2021 closed meeting minutes in its entirety. Motion seconded by Dan Waite. Peggy Elias was the only Board member present at the closed meeting, motion moves forward.

MOTION by Heidi Konsten: That the Board approves the May 6, 2021 Legal Videographers Certification Committee meeting minutes in its entirety. Motion seconded by Lori Judd, all in favor, motion moves forward.

ITEM #5: Gina Shrader, CCR #647 Settlement Agreement: Gina Shrader requested to appear before the Board to seek clarification relating to the terms of her order of probation. Ms. Shrader asked of the Board's expectations regarding the guidelines outlined in the order of probation and as a professional reporter; she asked if the turn in dates for Nevada transcripts are set in stone. She went on to explain that her turn in dates is subject to change depending on her work load and asked if this would be a violation of Nevada law if she changed the turn in date for producing transcripts because another job superseded the existing job.

Dan Waite disclosed that his son is a partner at the same law firm Mr. Daniel Mann is employed and while Mr. Mann's services to Ms. Shrader are unknown, he asked D.A.G Justin Taruc if he should recuse himself from this discussion. Mr. Taruc determined Mr. Waite has no pecuniary interest in this matter and Mr. Waite is free to engage in the discussion.

Dan Waite proposed to table this matter and to continue the discussion at a future meeting; this would provide Ms. Shrader additional time to prepare her questions. Mr. Waite suggested Ms. Shrader be specific with her questions to provide the Board the opportunity to provide proper clarification. Ms. Shrader stated she understood what needs to be accomplished and she will take the order as it stands and will move forward on it. She will submit credits and fees to establish active status. Mr. Waite encouraged Ms. Shrader to consult with her attorney and to continue to seek clarification from the Board.

MOTION by Dan Waite: That within the order for probation, provision #1, licensee Gina Shrader shall be placed under the supervision of Board member Lori Judd and upon Ms. Judd's expiration on the Board, the Board shall appoint a subsequent board member to supervise Ms. Shrader and will include Ms. Judd and her successor to respond to questions received from Ms. Shrader. Motion seconded by Heidi Konsten, all in favor, motion moves forward.

ITEM #6: Ratify the April 16, 2021 Certification Exam Results: Debbie Uehara reported 6 applicants registered for the April 16, 2021 certification exam. 1 applicant cancelled and requested a refund. There were no incidents to report. At the April 23, 2021 closed meeting, it was confirmed that all 5 applicants passed the exam with 52 errors or less. No further comments.

MOTION by Lori Judd: That the Board ratify the April 16, 2021 certification examination test results. Motion seconded by Heidi Konsten, all in favor, motion moves forward.

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ITEM #7: **Legislative Regulations Committee Report:** Lori Judd shared a brief overview of the concerns relating to court transcripts and practices of recorders, videographers and transcribers and the need to regulate their practices to protect the public by formulating a bill draft request. A copy of her report is attached and will be kept on file.

Dan Waite provided an update on the Board's bill draft request (BDR) for the 2021 legislative session governing court recorders and transcribers. Mr. Waite contacted Senator Scott Hammond to seek a status update on the BDR. Senator Hammond was unable to locate the BDR and directed Mr. Waite to contact Scott Gilles from the Governor's office. Mr. Gilles confirmed the BDR was not included in the Governor's bill package and he was also unable to locate the BDR. Based on this, it did not appear that the BDR would be favorable in this legislative session.

Mr. Waite extended his appreciation for the excellent work provided by the members of the Legislative Regulation Committee; Heidi Konsten, Bill LaBorde, Gloria Perry and Pauline May. No further comments.

ITEM #8: **Artwork Relating to Bill Draft Request and Other Projects:** Lori Judd presented artwork that depicts the advantages of using a certified court reporter governed by mandatory education, training and certification versus using a sound or video recording transcribed by an individual(s) with no formal education, oversight or standards. Dan Waite made an observation that the non-court reporters were illustrated unfairly but the points were very well taken. No further comments, no action taken.

ITEM #9: **Legal Videographer Certification Committee Report:** Pauline May expressed her appreciation to those who serving on the committee. The first committee meeting was held on May 6, 2021 (meeting minutes are available). Ms. May suggested utilizing any work already previously prepared by the Board towards the advancement of the committee. Based on reports, she suggested the Board or the Association could provide a public service announcement to warn the public of individuals pretending to be court reporters. She proposed formulating a bill that encompasses all practices of making the record. Committee members were given assignments to research avenues to obtain certification for videographers and to formulate language for the bill draft request. No further comments.

ITEM #10: **Legal Videographer Certification Committee Appointments:**

MOTION by Lori Judd: That the Board appoint Tim Hartsmanzerbiec as Vice Chairman of the Legal Videographer Certification Committee. Motion seconded by Heidi Konsten, all in favor, motion moves forward.

MOTION by Lori Judd: That the Board appoint Shane Godfrey as a member of the Legal Videographer Certification Committee. Motion seconded by Heidi Konsten, all in favor, motion moves forward.

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ITEM #11: **Reschedule the July 16, 2021 Certification Exam Date:** After receiving inquiries, Debbie Uehara asked the Board to reschedule the July 16, 2021 certification exam to benefit the attendees from NCRA's Conference and Expo held in Las Vegas on July 29, 2021 through August 1, 2021. No further comments.

MOTION by Lori Judd: That the Board move the July 16, 2021 certification exam date to July 29, 2021 and July 30, 2021. Motion seconded by Dan Waite, all in favor, motion moves forward.

ITEM #12: **ADA Requirements to the Board's Website:** Debbie Uehara reported the Board's website contains 221 non-compliant documents dating back to 2011. Ms. Uehara met with EITS, the state agency that provides web services on May 19, 2021 to discuss ADA requirements. EITS proposed to remove all non-compliant documents dating back from 2011 through 2019; these documents can be archived for future access. Approximately 70 documents from 2020 through 2021 will need to be updated to be compliant. No further comments.

MOTION by Lori Judd: That the Board will table this matter for a future open meeting. Motion seconded by Dan Waite, all in favor, motion moves forward.

ITEM #13: **Executive Secretary's Report:** Debbie Uehara presented the financial and disciplinary action report. A copy of both reports is attached and will be kept on file. No further comments.

ITEM #14: **Public Comments:** No public comments.

ITEM #15: **Next Open Meeting Date and Agenda Items:** The next open meeting date and additional agenda items will be determined at a later date. No further comments.

Without motion, Peggy Elias adjourned the meeting at 7:00pm.