

March 4, 2010

To: Jeff Karotkin

From: Jack Lippman
For the Board of Directors
National Association of Professional Process Servers

Re: Private Reprimand of Jeff Karotkin

At the Board Meeting held on November 21, 2009, a complaint was submitted by Claimant Paul Tamaroff v. Respondent Jeff Karotkin during Executive Session. The Board orally informed the Respondent that he had fourteen days within which to respond to the complaint. The Respondent informed the Board that he did not have time to respond to the complaint and requested the Board to make a determination on the complaint at that time.

The complaint outlined allegations that related to violations of Policy No. 3, paragraph A-1 and C-1 and Section 1 of the Code of Ethics.

A written private reprimand from the Board was rendered on December 7, 2009.

At the Board Meeting held on February 20, 2010 during Executive Session, your request for reconsideration in the matter of Paul Tamaroff v. Jeff Karotkin was granted.

Your request focused procedurally on the disparity between the explanation of the private reprimand you received orally on November 20, 2009 and the private reprimand you received in writing dated December 7, 2009.

The Board discussed the issues with both parties present, and then with both parties excluded.

FINDINGS

The matters brought before the Board by Paul Tamaroff consisted of allegations of violations Policy No. 3, paragraphs A-1 and C-1 (speaking on behalf of the association without authority to do so, and conflict of interest, respectively), and Section 1 of the Code of Ethics (impugning the position, reputation, or name of this Association, its members, or the process serving profession).

On the issues of violations of Policy No. 3 – Officers and Directors, paragraph A-1 and C-1 the Board had the authority to immediately consider such matters pursuant to the provisions of Policy No. 3.

On the issue of violation of Section 1 of the Code of Ethics, the Board similarly had the authority to immediately consider the matter because the allegation was unique in nature; see Policy No. 4 – Grievance and Arbitration, Section G-2.

After deliberation the Board concluded that the allegations as specified in the complaint that related only to Section 1 of the Code of Ethics were valid.

Therefore, the Board directs you to immediately cease and desist in making any derogatory remarks pertaining to any member of the Board of Directors, or to the Association, in any way whatsoever. There should be no derogatory remarks made by you with regard to what an individual board member of the Association may or may not be doing with any new or ongoing rules, regulations or any other matter affecting the process service profession with regard to NAPPS activities.

The Board further advises that a violation of its direction, as noted above, may result in a more severe sanction taken against you.

The private reprimand letter dated December 7, 2009 is rescinded and superseded by this communication. The previous letter is to be destroyed and shall not be a part of your records with this association.

cc: Claimant, Paul Tamaroff
Administrator