



The State Bar of California

**OPEN SESSION
AGENDA ITEM
III.D. FEBRUARY 2019**

DATE: February 11, 2019

TO: Members, California Board of Legal Specialization

FROM: Amy C. Nuñez, Director, Admissions

SUBJECT: ACTION ON ADVISORY COMMISSION AND STAFF RECOMMENDATIONS
REGARDING CERTIFICATION AND RECERTIFICATION

SUMMARY

Staff provides to the California Board of Legal Specialization (CBLS) the attached recommendation for continued certification of Worker's Compensation specialist Trisha Toyne, SBN #283178 and revocation of certification for failure to file recertification applications (Attachment A).

BACKGROUND

At its July 13 meeting, the CBLS approved Trisha Toyne as a certified specialist in Workers' Compensation Law, effective August 1, 2018. Following Ms. Toyne's certification, staff discovered a clerical error regarding her educational requirement. Ms. Toyne was 10.75 hours short of meeting the minimum educational requirement for initial certification. In order to maintain her status as a certified specialist, the CBLS advised staff to contact Ms. Toyne to provide additional education hours.

Attachment A lists certified specialists who were due to recertify on various dates up to January 1, 2019, but have not done so. These specialists did not file applications for recertification and did not request extensions. Program rules require certified specialists to recertify on or before the conclusion of their five-year terms. Reminders are also sent prior to all deadlines.

DISCUSSION

On January 18, Ms. Toyne provided proof of 11 additional hours, now meeting the education requirement. Ms. Toyne's desire to maintain her certification is evident with her responsiveness to remedy the clerical error by providing additional education hours.

Attachment A lists certified specialists who were due to recertify on various dates through and including January 1, 2019, but they did not file applications for recertification and did not request extensions. It would be consistent with past practice to revoke the certification of these specialists if they do not respond to a final communication sent by certified mail.

RECOMMENDATION

It is recommended that the California Board of Legal Specialization approve the following motion:

MOVE, that the recommendation of Trisha Toyne maintain her initial certification as Workers' Compensation Law certified specialist; and

FURTHER MOVE, that those certified specialists listed on Attachment A are revoked for failure to recertify if no response to a final communication is received within thirty days.

ATTACHMENT(S) LIST

- A. List of certified specialists who did not file recertification applications that were otherwise due on or before January 1, 2019