®NATIONAL ASSOCIATION OF PROFESSIONAL PROCESS SERVERS



Arbitration & Grievance Committee

Paul K. Tamaroff, Chair P.O. Box 7710 Atlanta, GA 30357 (404) 872-1200 - Fax: (404) 872-4578 ptamaroff@aps-ga.net

Paul K. Tamaroff, Grievance Chair Direct e-mail: ptamaroff@aps-ga.net

January 7, 2013

Randy A. Scott, AFPS All Claims Process LLC 343 Hazelwood Avenue Lehigh Acres, Florida 339 By E-mail to: Randy@allclaimsprocess.com and by First Class Mail

Lehigh Acres, Florida 33936-5876 Re: Unethical Conduct Complain

Unethical Conduct Complaint: Yellon v. Scott

Case No. 12-PT-UC-32

Dear Member Scott:

The above matter was placed before the Board of Directors during Executive Session conducted January 4, 2013. Conducting the meeting was First Vice President Bob Musser. President Yellon was recused and not present.

Upon review of the record and Conclusions and Recommendations of the three-member Grievance Panel, the Board concluded that your membership be revoked. Thus, your actions in publishing on the internet and in e-mails, both before and after establishing the "Independent Professional Process Servers of America" and its website, and a Facebook Page, information you obtained from NAPPS documents, was a violation of NAPPS policy. The manner in which the information was transmitted insured that it was published to the general public, members of the process serving profession, including those considering membership in NAPPS, and NAPPS members.

It was concluded that your publishing the information was intentionally misleading in that you made false, accusatory and misleading statements suggesting by innuendo, as well as claiming in fact, that NAPPS members, including members of the Board of Directors, were engaging in conduct in violation of federal and state law, as well as the improper use of Association assets. This, in spite of your knowledge that the Board actions you complained of had been approved by the certified public accountant and attorney retained by the Association. Evidence presented suggested these communications caused confusion among the membership and may have convinced potential members not to apply for membership.

The foregoing actions further breached your agreement, "to abide by the Bylaws and Code of Ethics as a condition of membership" (Article III, Section 1 of the bylaws). In this regard, the Board concluded your actions "impugn[ed] the position, reputation, [and]

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name of this Association, its members [and] the process serving profession", in violation of our Code of Ethics.

Pursuant to NAPPS Bylaws, Article VII, Section 3, such revocation shall become effective fifteen (15) days from the date of this letter. Not less than five (5) days prior to that date, you have the opportunity to be heard by the Board of Directors, either orally or in writing, as to why this revocation of membership should not proceed.

Any communication regarding this matter should be addressed to the undersigned.

FOR THE BOARD.

Paul K. Tamaroff, Grievance C

cc. Larry Yellon By E-mail to: larry@intercountyjudicial.com
Intercounty Judicial Services and by First Class Mail
85 Willis Avenue, Suite F

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