

AGENDA
NOTICE OF MEETING
OF THE INDUSTRIAL COMMISSION OF ARIZONA

Pursuant to A.R.S. §38-431.02, notice is hereby given to the members of the Industrial Commission of Arizona and to the general public that the Industrial Commission of Arizona will hold a meeting open to the public on **Wednesday, December 5, 2012, beginning at 1:00 p.m.**, in Conference Room 308, 800 West Washington, Phoenix, Arizona. Members of the Industrial Commission will attend either in person, by telephone conference call, or by video conference. The Commission may vote to hold an Executive Session for the purpose of obtaining legal advice from the Commission's attorneys on any matter listed on the agenda pursuant to A.R.S. §38-431.03(A)(3). The Executive Session is not open to the public. This agenda is subject to change up to 24 hours prior to the meeting. The Commission Chairman reserves the right to change the order of the items on the agenda, except for matters set for a specific time.

The agenda for the meeting is as follows:

1. Call to Order. (Chairman Parker)
2. Approval of Minutes of November 28, 2012 Meeting.

General and (2) Executive Sessions

3. Consent Agenda:

All items following under this agenda item are consent matters and will be considered by a single motion with no discussion unless a Commissioner asks to remove an item on the consent agenda to be discussed and voted on separately.

- a. Approval of Proposed Civil Penalties Against Uninsured Employers.

1. 2C11/12-1362 I-Ten Barbershop & Salon, L.L.C.
dba The League Barbershop
2. 2C11/12-0288 Arizona Home Health Services, L.L.C.
dba Preferred Care At Home – Scottsdale
3. 2C11/12-0499 Molino Home Furnishings, L.L.C.
4. 2C10/11-0969 Traditional Transportation Service, L.L.C.
5. 2C11/12-2821 The Leighton Institute for Aesthetic and
Reconstructive Plastic Surgery, Ltd.

4. Discussion & Action of Proposed OSHA Citations & Penalties.

Youngtown Health, Inc., dba Sunview Health and Rehabilitation Center
Imperial Ironworks, LLC

5. Discussion &/or Action regarding ADOSH Discrimination Complaint number 12-02, Raymon Handy vs. Loomis Armored U.S. L.L.C. The Commission may move into executive session under A.R.S. §§ 38-431.03(A)(3) and (A)(4) for discussion and consultation with Commission attorneys for legal advice and in order to consider its position and instruct its attorneys regarding the Commission's position regarding pending or contemplated litigation or settlement discussions conducted in order to avoid or resolve litigation. Legal action involving a final vote or decision shall not be taken in Executive Session. If such action is required, then it will be taken in General Session.

6. Discussion & Action regarding Attorney Fees' Petition.

Merle Stickley v. J. Patrick Butler

7. Discussion &/or Action regarding Industrial Commission of Arizona, for itself and as Trustee for the Special Fund of the Industrial Commission of Arizona, and the Special Fund of the Industrial Commission of Arizona, Petitioners, v. Dean Martin, Arizona State Treasurer, in his official capacity; Janice K. Brewer, Governor of the State of Arizona, in her official capacity, Respondents. The Commission may move into Executive Session under A.R.S. §§38-431.03(A)(3) and (A)(4) for discussion and consultation with Commission attorneys for legal advice and in order to consider its position and instruct its attorneys regarding the Commission's position regarding pending or contemplated litigation or settlement discussions conducted in order to avoid or resolve litigation. Legal action involving a final vote or decision shall not be taken in Executive Session. If such action is required, then it will be taken in General Session.

8. Discussion &/or Action regarding Legislation.

9. Announcements and Scheduling of Future Meetings.

10. Public Comment.

This is the time for the public to comment on issues within the jurisdiction of the Commission. The Chair has the authority to impose reasonable time, place and manner restrictions on those that wish to speak. Time permitting, each presentation may be limited to one person per organization. Unless the item is specifically identified on this agenda, pursuant to A.R.S. §38-431.01(H), members of the Commission may not discuss or take legal action on any matter raised by a public comment, except that the Commission may respond to criticism made by those who have addressed the public body, may ask staff to review the matter, or may ask that the matter be put on a future agenda.

A copy of the agenda and agenda background material provided to Commission members (with the exception of material relating to possible executive sessions) is available for public inspection at the Commission's Office, Room 307, Industrial Commission Building, 800 West Washington, Phoenix, Arizona. The Notice of Meeting with Agenda is also posted in the lobby of the Tucson Office of the Industrial Commission, 2675 E. Broadway, Tucson, AZ 85716-5342.

Persons with a disability may request a reasonable accommodation, such as a sign language interpreter or using the TDD, by contacting Executive Secretary Teresa Hilton in the Office of the Commission Director at (602) 542-4411. Requests should be made as early as possible to allow time to arrange the accommodation.

Dated this 3rd day of December, 2012.

INDUSTRIAL COMMISSION OF ARIZONA
Teresa Hilton, Commission Secretary