

NEVADA STATE BOARD OF ACCOUNTANCY

Minutes

January 11, 2008

An open meeting of the Nevada State Board of Accountancy was called to order at 9:00 A.M. by President, Charles Morrison, on Friday, January 11, 2008 at McGladrey & Pullen, LLP, 300 South Fourth Street, Suite 600, Las Vegas, Nevada

Board Members Present:

Charles A. Morrison, President	Patrick M. Thorne, Secretary/Treasurer	
Sharon J. McNair	Glenn D. Bougie	Felicia O'Carroll
Karen Wilkes	Kathy L. Zeller	

Board Staff Present:

Karen Peterson, Counsel  
Viki A. Windfeldt, Executive Director  
Leslie C. Walsh, Board Coordinator

◆ ◆ ◆ ◆ CONSENT AGENDA ◆ ◆ ◆ ◆

The Consent Agenda contains matters of routine acceptance. The Board Members may approve the consent agenda items as written or, at their discretion, may address individual items for discussion or change.

- \*1. Approval of November 16, 2007 Board Meeting Minutes
  
- \*2. Approval of Applications for Certified Public Accountant – Non Appearance

Cathy Boutahiri	Susan Bush	Diana Cannell	Glenn Carew
James Chapman	Joshua Dobbins	Joe Gallardo	Tabitha Gardner
Terry Gilland	Samuelson Go	Vincent Gosz	Graig
Greene			
Arthur Hamilton	Ronald Harris	Carol Hedin	Mia Jack
Ella Laden	John Lynch	Eric Parnes	Amy Rees
Wayne Reeves	Caroline Rich	Andrew Sale	Robert Tebbs
Kevin Whitaker	Kathleen Zuniga		
  
- \*3. Approval of Temporary Licensing Permits – Non Appearance

Brian Bentley	Charles Wright	Malcolm Pollard	Marko Vajda
James Hearne	Ira Zorn	Charles Dohoney	Edward McSweeny
Jeffrey Kolsin	Lionel Deschamps	Dennis Sarna	Lam Ta
Scott Donaldson	Gary Kreitz	William Sullivan	Melinda Lawrence
Katherine Eckhart	Robert Reynolds	Dean Braunsteiner	William Haegele
Benjamin Snyder	Douglas Jones	Charles Sparks	Robert Reynolds
Richard Rathman	Martha DeVoe	Steven Palazzo	

January 11, 2008 Board Meeting Minutes

- \*4. Approval of Change to License Status:  
Retired Status:  
Roger Barker                      Leonard Faike              Lawrence Helseth    Oliver  
Meservy  
Diane Radunz              Revelle Taylor

Inactive Status:  
Timothy Brennan    Stephanie Siri

Return Active Status  
Elena VanDover

- \*5. Approval of Finances:  
A. Treasurer's Report  
B. Approval of Board Financial Statements year ended June 30, 2007.
- \*6. Approval of October/November 2007 Exam Scores
- \*7. No items for this agenda

The consent agenda and supporting documents were reviewed by the Board. Motion was made, seconded and carried to approve consent items 1-6. Board Member, Glenn Bougie abstained from voting on approval of Applications for Certified Public Accountant on Amy Rees and Kevin Whitaker.

◆ ◆ ◆ ◆ REGULAR AGENDA ◆ ◆ ◆ ◆

Motion was made, seconded and carried to approve the following, based on receipt of a detailed explanation of their planned activities.

4. Approval of Change to License Status:  
Retired Status:  
Eric Anderson              Roy Robbins
- Inactive Status:  
Steven Comer              Larry Koenig

Agenda Item 8:      Grievance Report and Grievance Matters.

Note: NRS 241.020 requires the Board to list individuals that may have administrative action taken against them in connection with the Board's disciplinary grievance report. The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health for any of the grievances filed with the board.  
Review of Grievance Report

January 11, 2008 Board Meeting Minutes

Agenda Item 8 (Cont.)

Motion was made, seconded and carried to go into closed session to discuss grievance matters.

Upon resumption of the open session, motion was made, seconded and carried to close complaint matter S-06-19 based on resolution of the matter.

Motion was made, seconded and carried to close complaint matter N-07-7, Dean Bone, subject to staff monitoring of the stipulated agreement provisions.

Motion was made, seconded and carried to close complaint matter N-07-8, Richard Gallagher, subject to staff monitoring of the stipulated agreement provisions.

Motion was made, seconded and carried to close complaint matter S-07-11, Heather Rollo, subject to staff monitoring of the stipulated agreement provisions.

Motion was made, seconded and carried in complaint matter S-07-12, to issue formal complaint against Pierce Clifton for failure to comply with the Board's CPE Administrative Complaint procedure.

Motion was made, seconded and carried to close complaint matter S-07-13 based on withdrawal of the complaint.

Motion was made, seconded and carried to close complaint matter N-07-10 based on lack of cause to merit further action.

Motion was made, seconded and carried to close complaint matter N-07-9 based on lack of cause to merit further action.

Motion was made, seconded and carried in complaint matter S-07-14, to issue formal complaint against Susan Eisenberg for failure to comply with the stipulated agreement provisions.

Motion was made, seconded and carried to close non-licensee complaint matter SS-07-11, Benlor Rivera, based on compliance

Agenda Item 8A: Recess into closed session for Full Board Disciplinary Hearings against the following individuals:

Motion was made, seconded and carried to go into closed session to conduct a Board hearing against the following named individuals:

- |    |                  |                 |
|----|------------------|-----------------|
| 1. | Richard Sellers  | <b>10:00 AM</b> |
| 2. | Daniel Forbush   | <b>10:30 AM</b> |
| 3. | Sanford Feibush  | <b>11:00 AM</b> |
| 4. | Daniel Scarberry | <b>11:00 AM</b> |
| 5. | Sara Jenkins     | <b>11:30 AM</b> |

January 11, 2008 Board Meeting Minutes

January 11, 2008 Board Meeting Minutes

Agenda Item 8B: Reconvene into Open Session for Board Determination of the matters concerning the above named individuals.

1. Richard Sellers **10:00 AM**

Motion was made, seconded and carried to issue a formal letter of reprimand to Mr. Sellers for failure to register with the PCAOB. Mr. Sellers was directed to comply with the following hearing decision provisions: (1) payment of \$1,000 fine; (2) payment of \$880 for attorney's fees and \$300 hearing costs incurred with this matter; (3) the decision of the Board will be published in accordance with NAC 628.450. Mr. Seller's asked for approval of a payment plan over a six-month period which was approved by the Board.

2. Daniel Forbush **10:30 AM**

Liaison, Charles Morrison suggested accepting a stipulated agreement from Mr. Forbush, which contained a letter of reprimand. Motion was made, seconded and carried to deny the recommendation of the liaison. Board recommended the stipulated agreement to include payment of a fine in the amount of \$1,000 and attorney's fees incurred.

3. Sanford Feibush **11:00 AM**

Liaison, Charles Morrison suggested accepting a stipulated agreement from Mr. Feibush, which contained a letter of reprimand. Motion was made, seconded and carried to deny the recommendation of the liaison. Board recommended the stipulated agreement to include payment of a fine in the amount of \$1,000 and attorney's fees incurred.

4. Daniel Scarberry **11:00 AM**

This item has been continued to the May 2008 meeting.

5. Sara Jenkins **11:30 AM**

Motion was made, seconded and carried to revoke the CPA certificate of Sara Jenkins for falsification of her license renewal which included self reporting information based on the Kansas State Board of Accountancy disciplinary action. The Board assessed a fine of \$2,500 and attorney's fees and costs in connection with this matter.

Agenda Item 9: PCAOB Report Summary

Note: Pursuant to NRS 241.030 the Board may convene in closed session to consider the content, character, alleged misconduct and professional competence as provided within the reports as provided by the PCAOB.

A. Notice of Disciplinary Action against Deloitte & Touche LLP

The Board reviewed the action taken against Deloitte & Touche LLP by the PCAOB. Board staff was directed to send a letter to Deloitte & Touche asking for their assurance that the information in the report did not affect the Nevada offices or Nevada clients.

January 11, 2008 Board Meeting Minutes

Agenda Item 10: Report of Counsel

A. 2007 Legislative Changes Update

Legal Counsel Karen Peterson discussed the 2007 legislative updates to Nevada Revised Statutes, including the increase to the Board member per diem rate.

Counsel discussed the upcoming 2009 legislative session and the bill process. The Board discussed whether the bill should be a joint bill with the society or separate, along with the other clean up. Board staff was directed to contact David Turner to discuss.

Agenda Item 11: Report of Executive Director

A. Board Determination of Retro-Active Pay of Board Members

The Board discussed the per diem increase and whether to retro-active pay the board members back to July 1, 2007. The budget would need to be adjusted and the amount is approximately \$4,640. Motion was made, seconded and carried not to pay the retro-active amount.

B. Mutual Recognition Agreements

Executive Director provided the Board with the additional requested information for Mutual Recognition Agreements. The Board determined that a change in the current law would not be necessary and that licensee applications of foreign applicants will be considered on a case by case basis.

C. Board Determination of Licensee Address Posting

Executive Director advised the Board of some licensee's concerns that their address is posted on the website. The Board discussed the rules concerning the posting of public information. Determination was made that no changes would be made to the current policy of posting addresses on the Board's website.

D. Board Determination CPE Shortage Policy & Ethics

Executive Director advised the Board of a conversation with the Board President concerning the CPE Shortage Policy and the new ethics requirement. The Board discussed the issue and determined that no changes would be made to the current policy amounts. Board staff was directed to change the policy wording to include ethics hours.

E. NASBA Vice Chair Recommendation request

The Board considered the request and list of eligible individuals for NASBA's Vice Chair Position. The Board directed staff to provide the names of those individuals nominated for consideration of Board support prior to the deadline date of March 15, 2008.

Agenda Item 12: Board Approval of Employment Contract for Practice Monitoring Program, Certificate of Attest Experience Review and Individual Review for:

A. John Rhodes

B. Bonnie Houldsworth

## January 11, 2008 Board Meeting Minutes

The Board discussed the contracts as provided. Motion was made, seconded and carried to approve the contracts at the increased amount of \$90 per hour.

January 11, 2008 Board Meeting Minutes

Agenda Item 13: Board Approval of Qualified Internal Audit Department Quality Review Report for the following agencies in connection with NAC 628.0624

A. Gaming Control Board

Board member Kathy Zeller discussed the exit conference. Motion was made, seconded and carried to approve the above agency's quality review report in connection with NAC 628.0624.

B. Nevada System of Higher Education

Motion was made, seconded and carried to defer this item until the next Board meeting. Board staff was directed to have Harry Parsons write a letter on his observation of the exit review process and the Nevada System of Higher Education's compliance.

Agenda Item 14: Board Approval of Amended Board Finance Policy

Motion was made, seconded and carried to approve the amended Board Finance Policy as provided.

Agenda Item 15: Request Board Determination for Applications for CPA Certification:

A. Jack Cohen

The Board reviewed the CPA certification application for Jack Cohen. Motion was made, seconded and carried to approve the application of Mr. Cohen, based on receiving the additional experience information requested.

B. Raymond Chan

The Board reviewed the CPA certification application for Raymond Chan. Motion was made, seconded and carried to approve the application of Mr. Chan.

C. Howard Fuller

**Appearance 9:30 AM**

Mr. Fuller appeared before the Board to discuss his CPA certification application and more specifically his fingerprint report. The Board directed Mr. Fuller to obtain District Court documents showing the dismissal of the reported charges. The Board will defer this item until the information can be obtained by Mr. Fuller.

Agenda Item 16: Request Board Approval of CPA Examination Application

A. Angelique Crawford

**Appearance 1:00 PM**

Angelique Crawford and Julian Harmon came forward to discuss Ms. Crawford's application for CPA Examination. The Board reviewed the supplemental information as provided by Ms. Crawford in connection with her self-reporting responses. The Board asked Ms. Crawford a variety of questions in connection with the situation. Motion was made, seconded and carried to approve her application to sit for the CPA exam.



January 11, 2008 Board Meeting Minutes

Agenda Item 17: Report of President

No items discussed under this agenda item.

Agenda Item 18: Public Comment **11:30 AM**

No items discussed under this agenda item.

Agenda Item 19: Next Board Meeting: March 21, 2008 Reno