

NEVADA STATE BOARD OF ACCOUNTANCY

Minutes

July 8, 2010

An open meeting of the Nevada State Board of Accountancy was called to order at 9:00 A.M. by President, Felicia R. O'Carroll, on Thursday, July 8, 2010 at the offices of First Independent Bank, 5335 Kietzke Lane, 2nd Floor, Reno, Nevada 89511.

Board Members Present:

Felicia R. O'Carroll, President	Harry O. Parsons, Secretary/Treasurer	
Colleen M. Bacchus	Glenn D. Bougie	Lynda Hartzell
Lisa L. Milke	Patrick M. Thorne	

Board Staff Present:

Karen Peterson, Counsel
Viki A. Windfeldt, Executive Director
Leslie C. Walsh, Board Coordinator
Bonnie M. Houldsworth, CPA/Investigator

◆ ◆ ◆ ◆ 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 May 3, 2010 Board Meeting Minutes
2. Approval of Applications for Certified Public Accountant – Non Appearance

Lea Bautista	Robert Bitterman	R. Breidenbach	Sheila Carrier
Ryan Castillo	Kirk Gibb	Trevor Goodsell	Tracee Gress
Brandon Klassen	Rigoberto Lopez	Rodolfo Madlang	Christopher Myers
Allison Nagel	Shelley Newell	Kerry O'Brien	Jennifer Olsen
Jason Palmer	Catherine Perdue	Tiffany Pugh	John Carlo Quinto
Megan Rock	Bernardo Sandoval	Ian Tomlinson	Jeffrey Wagner
Xialoin Wang	Tonglin Yue		
3. Approval of Change to License Status: Retired Status
 - A. Charles Kendall
4. Approval of Finances:
 - A. Treasurer's Report
5. Board Approval of CPA Examination Scores – April/May 2010 Windows
6. No Items Scheduled
7. No Items Scheduled

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The consent agenda and supporting documents were reviewed by the Board. Motion was made, seconded and carried to approve consent items 1-5. The following Board Members abstained from voting on Approval of Applications of Certified Public Accountant: Colleen Bacchus for Ryan Castillo, Kirk Gibb and Jason Palmer; Lynda Hartzell for Shelley Newell and Tiffany Pugh; Felicia O'Carroll and Patrick Thorne for Robert Bitterman, Brandon Klassen, Allison Nagel and Bernardo Sandoval.

◆ ◆ ◆ ◆ REGULAR AGENDA ◆ ◆ ◆ ◆

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:

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-09-13, Ronald Harris subject to staff monitoring of hearing decision provisions.

Motion was made, seconded and carried to close complaint matter S-10-1, Julie Clifford subject to staff monitoring of decision provisions.

Motion was made, seconded and carried to close complaint matter N-09-10, Kenneth Baldwin subject to staff monitoring of decision provisions.

Motion was made, seconded and carried to dismiss formal complaint matter S-10-15, Bruce Hendrix based on compliance with the Practice Monitoring Program.

Motion was made, seconded and carried to close complaint matter S-10-18 based on resolution between the parties.

Motion was made, seconded and carried to dismiss formal complaint matter N-10-7, based on lack of reasonable cause to proceed with formal action.

Motion was made, seconded and carried to dismiss formal complaint matter N-10-5, based on lack of reasonable cause to proceed with formal action.

Motion was made, seconded and carried to file a formal complaint against the same individual involved in the following complaint matters S-10-2/ S-10-4/ S-10-8/ S-10-11.

Motion was made, seconded and carried to file a formal complaint in complaint matter S-10-7.

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Agenda Item 8 (Cont.)

Motion was made, seconded and carried to close the following non-licensee grievance matters:

SS-09-3	Walter Stocker	Based on Compliance
SS-09-5	David Timoteo	Unable to locate

Motion was made, seconded and carried to close complaint matter F-08-9 based on the firm's response and assurances made.

Motion was made, seconded and carried to close complaint matter F-10-3 based on the firm's response and assurances made. Colleen Bacchus abstained from the vote.

Motion was made, seconded and carried to close complaint matter F-10-5 based on the firm's response and assurances made.

Agenda Item 9: Report of Legal Counsel

Board counsel discussed the need to retain Lobbyist Fred Hillerby to represent the Board in matters involving the Board's independence. In addition, it was recommended the Board also consider Mr. Hillberby for the upcoming legislative session. The Board discussed the various issues that would require Lobbyist assistance. Motion was made, seconded and carried to approve a contract with Hillerby & Associates, Fred Hillerby for Lobbyist services not to exceed \$10,000.

Agenda Item 10: Report of Executive Director:

A. NASBA Regional Conference Follow-Up
Executive Director summarized the NASBA Regional conference and breakout sessions.

B. Board Member Appointment – Patrick Thorne Position
Executive Director informed the Board that Patrick Thorne's position with the Board will expire on October 31, 2010. A letter has been sent to the Nevada Society of CPAs requesting the names of three individuals for submission to the Governor's office.

C. Final Review of Revised Experience Forms
The Board was provided with the Final revised Certificate of Attest Experience Forms. Executive Director requested one last review for any additional changes prior to making the form available for use.

Agenda Item 11: Board Discussion & Determination of Certificate of Attest Experience Forms:

- A. Randal Kuckenmeister, CPA & Dominic Rosa CPA
Kuckenmeister LLC **Appearance 9:30 AM**

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Agenda Item 11 (Cont.)

Randal Kuckenmeister and Dominic Rosa from Kuckenmeister LLC came forward to discuss the Certificate of Attest Experience form as signed by Mr. Kuckenmeister for Mr. Rosa. The Board discussed the matter and motion was made, seconded and carried to require Mr. Rosa to obtain the required experience in drafting an audit opinion and submit the information to the Board for review by the Board's investigator, within 6 months. Board staff was directed to assist Mr. Rosa in obtaining this experience. Board Member Harry Parsons abstained from the vote.

Motion was made, seconded and carried to direct staff to send a letter to Mr. Kuckenmeister regarding the accuracy of any future Certificate of Attest Experience forms he may sign. Board Member Harry Parsons abstained from the vote.

B. John Bullis, CPA & Kelley Bullis, CPA
Bullis & Company CPAs Ltd.

Appearance 10:00 AM

John Bullis and Kelly Bullis from Bullis & Company CPAs Ltd. came forward to discuss the Certificate of Attest Experience form as signed by Mr. John Bullis for Mr. Kelly Bullis. The Board discussed the matter and motion was made, seconded and carried to accept the experience form based on the additional information provided supporting the experience obtained. The matter is now considered closed.

Agenda Item 12: Board Review and Approval of the 2010 Certificate of Attest Experience Form Review as provided by Bonnie Houldsworth, CPA

Bonnie Houldsworth, CPA Investigator for the Board conducted the Certificate of Attest Experience Form Review for the first part of the 2010 calendar year. The Board was provided a copy of the 2010 Program Report for their review and approval. Motion was made, seconded and carried to approve the report as provided.

Agenda Item 13: Board Approval of the Qualified Internal Audit Department external quality control review for the Nevada System of Higher Education in accordance with NAC 628.0624.

Bonnie Houldsworth, CPA attended the exit conference for the Nevada System of Higher Education. The Board was provided with a copy of the Quality Control Review Report as performed by Grant Thornton LLP. Motion was made, seconded and carried to direct staff to send a letter requesting a response and plan to address the deficiencies that continue to occur.

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Agenda Item 14: Board Determination of Application for Certified Public Accountant
A. Kristina Hanna

The Board was provided an application and backup documentation for Kristina Hanna. Ms. Hanna is requesting a Board Determination in connection with the experience required for licensure. Motion was made, seconded and carried to defer the vote and request additional information from Ms. Hanna with regard to her experience. Board Member Colleen Bacchus abstained from the vote.

Agenda Item 15: Board Requests to Rescind Prior Revocation for Non-Renewal

A. Joseph Dwyer (Request Includes Waiver of Attorney Fees & Costs)
Mr. Dwyer's license was previously revoked for failure to renew his annual permit to practice and provide CPE. Mr. Dwyer is requesting the Board rescind the prior revocation and waive the attorney fees and costs incurred in the amount of \$540. Motion was made, seconded and carried to deny the request of Mr. Dwyer based on lack of evidence to indicate personal hardship occurred for failure to provide updated contact information.

B. Daniel Williams

Mr. William's license was previously revoked for failure to renew his annual permit to practice and provide CPE. Mr. Williams is requesting board consideration to rescind the prior revocation. Mr. Williams has provided all outstanding fees incurred and the required continuing education. Motion was made, seconded and carried to approve the request to rescind the prior revocation and reinstate the license of Daniel Williams.

C. Finley Accounting PLLC

Finley Accounting PLLC was previously revoked for failure to submit the annual firm registration. Mr. Finley of Finley Accounting is requesting board consideration to rescind the prior revocation of his firm. Mr. Finley has provided all outstanding fees incurred. Motion was made, seconded and carried to approve the request to rescind the prior revocation and reinstate the firm licensure.

Agenda Item 16: Board Determination of Peer Review Information Received

The Board received Peer Review information from a firm that is required to submit peer review results during the 2010 program period. The firm received a variety of deficiencies in connection with the peer review. Board staff requested Board determination in this particular matter. The Board has requested that the licensee, Larry Bertsch, CPA appear at the September Board meeting to discuss his compliance with NAC 628.585 and to provide the Board with a variety of assurances related to any further attest engagements.

Agenda Item 17: Public Comment 3:30 PM

Agenda Item 18: Next Board Meeting: September 20, 2010 Las Vegas