

NEVADA STATE BOARD OF ACCOUNTANCY

Minutes

September 20, 2010

An open meeting of the Nevada State Board of Accountancy was called to order at 9:30 A.M. by President, Felicia R. O'Carroll, on Monday, September 20, 2010 at the offices of Deloitte & Touche LLP, 3883 Howard Hughes Pkwy, Suite 400, Las Vegas, Nevada.

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

◆ ◆ ◆ ◆ 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 July 8, 2010 Board Meeting Minutes
- *2. Approval of Applications for Certified Public Accountant – Non Appearance

Stephanie Berggren	Brittney Boka	Richard Cordes
Lindsay Darrah	Rick Davis	Anna Durst
Veronica Dye	Sergei Geller	Paul Giordani
Justin Grundy	David Kellerman	Scott Kingham
Steven Kopjo	Kimberly Long	Leilani Martinez
Bassim Michael	Annie Mirza	Shery Miyashiro
Adrienne Morgan	Christopher Oery	Ryan Rappleye
Rachel Ringenbach	Margarita Vidal	Jennifer Waters
David Wilgar	Stephen Workman	
- *3. Approval of Change to License Status:

Inactive:	Lisa Haynes	
Retired:	Maureen Groach	Patrick Martin
Return Active:	Carmen Monica Robles	
- *4. Approval of Finances:
 - A. Treasurer's Report
 - B. Proposed Budget – FY 2010/2011
- *5. Approval of Attendance at the NASBA Annual Conference – San Antonio TX
- *6/7 No Items Scheduled

September 20, 2010 Board Meeting Minutes

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: Felicia O'Carroll and Patrick Thorne on Veronica Dye; Glenn Bougie on Scott Kingham and Leilani Martinez; Lynda Hartzell on Leilani Martinez; and Colleen Bacchus on Justin Grundy, Annie Mirza, Adrienne Morgan, Christopher Oery, Ryan Rappleye, Rachel Ringenbach and Jennifer Waters.

◆ ◆ ◆ ◆ 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:

Bonnie Houldsworth, CPA Investigator

Appearance: 1:00 PM

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-10-12, Yuk Annie Chan, based on compliance.

Motion was made, seconded and carried to close complaint matter S-10-13, Robert Martindale, based on compliance.

Motion was made seconded and carried to close complaint matter S-08-11 based on no further information from the complainant or licensee.

Motion was made, seconded and carried to close complaint matters S-10-2, S-10-4, S-10-8, S-10-11, Leland Williams, based on receipt of the signed Consent Order to Voluntary Surrender the license in lieu of disciplinary action.

Motion was made, seconded and carried to close complaint matter N-10-5 based on lack of cause.

Motion was made, seconded and carried to close complaint matter N-09-2 based on complainant's withdrawal of the complaint and resolution of the matter.

Motion was made, seconded and carried to close complaint matter S-10-17 based on lack of cause.

Motion was made, seconded and carried to close complaint matter N-10-8 based on resolution of the matter.

Agenda Item 8 (Cont.)

Motion was made, seconded and carried to close complaint matter F-10-1 based on the firm's response and assurances made.

Motion was made, seconded and carried to close complaint matter F-10-6 based on the firm's response and assurances made.

Motion was made, seconded and carried to close non-licensee complaint matter SS-10-1, Benlor Rivera based on Mr. Rivera's written statement of compliance.

Agenda Item 9: Report of Legal Counsel

Legal Counsel, Karen Peterson discussed a request for disciplinary information from Health and Human Services. In addition, the Board office has received a request from the Washoe County Comptroller's office requesting approval of the agency for experience purposes.

Agenda Item 10: Report of Executive Director:

A. NASBA Regional Directors' Focus Questions

Executive Director provided the Board with the NASBA Regional Director's Focus Questions. The Board reviewed the information and provided responses to the questions.

B. NASBA CEO Search for Position – Board Support

Executive Director provided the Board with information relating to the NASBA CEO position search. The Board considered the various names for support. No action was taken on this agenda item.

C. NASBA Proposed Bylaws – Revisions for Approval

Executive Director provided the Board with information relating to the Proposed ByLaw changes for NASBA. The President is the voting member at the annual meeting and will need to provide the Board's vote on the changes. The Board reviewed the information provided.

D. NASBA Position Paper – Semi Independent Boards of Accountancy

Executive Director provided the Board with the NASBA Position Paper on Semi Independent Boards of Accountancy. The Board was informed of the deadline to submit comments by September 24, 2010.

E. Boards & Commissions Mandatory Meeting – Update

Executive Director and President Felicia O'Carroll provided a summary of the meeting of Boards & Commissions at the Governor's office. The Board discussed the consolidation issue.

F. Board Member Commitment Discussion

Executive Director provided the Board with a Memo from President Felicia O'Carroll. The information provided recommended changes to the procedures upon receipt of a complaint. The Board discussed the procedure to assign a Board Member as a liaison to complaint matters prior to investigator assignment.

September 20, 2010 Board Meeting Minutes

Agenda Item 11: Board Determination of Peer Review findings as submitted:

A. Larry Bertsch, CPA

Appearance: 1:30 PM

Larry Bertsch, CPA came forward to discuss his peer review report findings. Mr. Bertsch provided the Board with information relating to his firm's Quality Control System. The Board discussed the matter with Mr. Bertsch. It was the determination of the Board to monitor the provisions of the peer review report.

Agenda Item 12: Board Determination of Application for Certified Public Accountant

A. Gayle Stephens

Appearance: 2:00 PM

Gayle Stephens came forward to discuss her application for CPA Certification. Specifically the review of Ms. Stephens education in connection with the required education for CPA licensure. Motion was made, seconded and carried to approve the application for CPA Certification.

B. Docho Kolev (Non-Appearance)

The Board reviewed the application and information submitted for CPA Certification for Docho Kolev. Motion was made, seconded and carried to approve the application based on the individual review of experience report as provided by Bonnie Houldsworth, CPA.

Agenda Item 13: Recommendation of Hearing Officer in Connection with hearing held for Non-Payment of 2010 License Renewal Fee and Non Compliance of the 2009 CPE requirement: A. Howard Fuller, CPA

Motion was made, seconded and carried to approve the recommendation of the Hearing Officer, Felicia O'Carroll, to revoke the CPA license of Howard Fuller. The revocation is based on his failure to comply with the renewal and CPE requirements. Felicia O'Carroll abstained from the vote.

Agenda Item 14: Board Requests to Rescind Prior Revocation for Non-Renewal

A. Joseph Dwyer

Motion was made, seconded and carried to approve the request of Joseph Dwyer to rescind the Board's prior revocation decision. The approval was based on Mr. Dwyer's compliance with the hearing provisions. Felicia O'Carroll abstained from the vote.

Agenda Item 15: Board Discussion and Review of the Qualified Internal Audit Department external quality control review in accordance with NAC 628.0624.

The Board discussed the response from the Nevada System of Higher Education. The response letter received did not address the concerns of the Board regarding the deficiencies found. Motion was made, seconded and carried to direct staff to send another letter requiring an adequate response.

September 20, 2010 Board Meeting Minutes

Agenda Item 16: Board Approval of the 2010 Practice Monitoring Program Report

The Board reviewed the 2010 Practice Monitoring Program Report. Motion was made, seconded and carried to approve the report as provided.

Motion was made, seconded and carried to file formal complaint action against the following individuals based on the non-response to the 2010 Practice Monitoring Program: Michael Crouch Richard Peters, Jr.

Agenda Item 17: Board Approval of the 2010 CPE Documentation Audit Report

The Board reviewed the 2010 CPE Documentation Audit Report. Motion was made, seconded and carried to approve the report as provided based on staff monitoring.

Board reviewed the information provided by Kendall Swenson in connection with the CPE claimed for 08/09. Motion was made, seconded and carried to approve a stipulated agreement with the following provisions: 1) 2 years probation; 2) Attorneys fees and costs associated with the stipulated agreement; 3) \$1,600 CPE Penalty; 4) \$1,500 fine for falsification of the renewal; 5) provide CPE backup documentation for 2 years; 5) completion of CPE within the calendar year required.

Agenda Item 18: Recommendation to file formal complaints for individuals that have failed to comply with the CPE Administrative Complaint Procedure

The Board reviewed the information provided regarding the individuals who have not complied with terms of the CPE Administrative Complaint Procedure. Motion was made, seconded and carried to file formal complaints against the following individuals: Vincent Balik and Samantha Rudder.

Request waiver of CPE Penalty in connection with the CPE Administrative Complaint Procedure: Fred England

The Board reviewed the request of Fred England for waiver of the \$1600 CPE penalty incurred for obtaining CPE hours outside the required calendar year. Motion was made, seconded and carried to deny the request of Mr. England.

Agenda Item 19: Board Approval of 2011 Board Meeting Schedule

Motion was made, seconded and carried to approve the following 2011 Board meeting dates and locations:

January 12, 2011	Reno	March 16, 2011	Las Vegas
May 11, 2011	Reno	July 13, 2011	Las Vegas
September 21, 2011	Reno	November 16, 2011	Las Vegas

September 20, 2010 Board Meeting Minutes

Agenda Item 20: Board Review and Determination of Certificate of Attest Experience Review Report provided by Bonnie Houldsworth, CPA

The Board reviewed the information provided in connection with the review of experience form for Steven Kopjo. Motion was made, seconded and carried to approve the Certificate of Attest Experience Review Report as provided.

Agenda Item 21: Board Determination to extend the CPA Examination, Notice to Schedule based on request and personal hardship: Renuka Nalabolu

The Board reviewed the information provided in connection with Ms. Nalabolu's request to extend her notice to schedule in connection with the application for CPA examination. Motion was made, seconded and carried to approve the request of Ms. Nalabolu for a one time extension of credit and notice to schedule through November 30, 2010. The approval was based on the evidence indicating personal hardship. It is further noted that additional extensions will not be approved.

Agenda Item 22: President's Report

A. Presentation of Plaques to retiring Board Member Patrick Thorne, CPA
The Nevada State Board of Accountancy presented a plaque to Board Member Patrick Thorne, CPA in recognition for his outstanding service to the Board including officer positions of Secretary/Treasurer and President over the past six years.

Agenda Item 23: Public Comment 3:30 PM

Agenda Item 24: Next Board Meeting: November 15, 2010 Las Vegas