

NEVADA STATE BOARD OF ACCOUNTANCY
Minutes
November 15, 2010

An open meeting of the Nevada State Board of Accountancy was called to order at 8:15 A.M. by President, Felicia R. O'Carroll, on Monday, November 15, 2010 at the offices of Deloitte & Touche, 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	Benjamin C. Steele	

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 September 20, 2010 Board Meeting Minutes

- *2. Approval of Applications for Certified Public Accountant – Non Appearance

Candice Araujo	Thomas Butterfield	Nazajeseth Cordial
Wendy Dodge	Maria Gamboa	Melinda Goff
Ronald Grund	Anne Hall	Sundee Davis
Nathan Houston	Hayley Jensen	Mohamed Kokaina
James Kostecki	Eric Larson	Nora Lonquist
Jeffrey Moody	Jason Porter	Stacy Roeder
Thomas Schalk	Bruce Schapiro	Michael Smith
Eric Woolery		

- *3. Approval of Change to License Status:

Inactive:	Jean Hall	Stewart Olson	Laurence Raskin
	Jan Streed		
Retired:	Robert Ashworth	Ethel Bennett	Randolph Degr
	Cathy Lofffield	Gary Mohler	Michael Spell

- *4. Approval of Finances:
 - A. Treasurer's Report
 - B. Draft FY 2009/2010 Financial Statements

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- *5. Approval of CPA Examination Scores – July/August 2010 Window
- *6. Approval of Fictitious Name:
 - A. Unique Accounting
 - B. High Desert Accounting Resources LLC
- *7. No Item Scheduled

The consent agenda and supporting documents were reviewed by the Board. Motion was made, seconded and carried to approve consent items 1-6. The following Board Members abstained from voting on Approval of Applications of Certified Public Accountant: Lynda Hartzell on Candice Araujo; Colleen Bacchus on Wendy Dodge, Anne Hall, Sundee Davis, Nathan Houston, Jason Porter; Glenn Bougie on Nazajesseth Cordial, Jeffrey Moody.

◆ ◆ ◆ ◆ 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 against Daniel Scarberry based on compliance with the Hearing Decision provisions.

Motion was made, seconded and carried to close complaint matter S-10-26 based on compliance with required experience on certificate of attest experience review.

Motion was made, seconded and carried to close complaint matter N-10-6 based on completion of investigation and resolution of the matter.

Motion was made, seconded and carried to close the following complaint matters based on the firm's response and assurances made: F-10-7, F-10-8, and F-10-9.

Motion was made, seconded and carried to extend the compliance deadline in complaint matter N-10-12, to March 31, 2011.

Agenda Item 8A: Recess into a closed session Full Board Disciplinary Hearing:

A. Bruce Patton, CPA **Appearance 10:00 AM**

Motion was made, seconded and carried to go into closed session to conduct a full board disciplinary hearing against the above named individual.

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Agenda Item 8B: Reconvene into open session for Board Determination of the matters concerning the above.

Upon resumption of the open session, motion was made, seconded and carried to dismiss the complaint matter against Bruce Patton based on lack of sufficient evidence to support the complaint filed with the Board.

Agenda Item 9: Report of Legal Counsel

No items were discussed under this agenda item.

Agenda Item 10: Report of Executive Director:

A. Board Update - NSHE Response Request
Executive Director provided the Board with information that was sent to NSHE requesting clarification to the quality control deficiencies. It was noted that the NSHE has not provided a response by the deadline date. Based on the non-response of the NSHE the Board will take action at the January 10, 2011 meeting.

B. NASBA Annual Meeting – Conference Follow Up
Executive Director summarized the NASBA Annual meeting. The Board specifically discussed IFRS and the globalization of the CPA designation.

C. Board Discussion – Disciplinary information on website
Executive Director summarized the current information that is listed on the Board's website. Board direction was requested regarding the type of enforcement that should be provided to the public. In addition, the length of time for public information and disciplinary titles were also discussed.

D. NASBA Regional Director Focus Questions
Executive Director provided the Board with the NASBA Regional Director Focus Questions. The Board provided the responses to the questions.

E. Request Approval of Investigator Contract for David Morgan, CPA
Motion was made, seconded and carried to approve the contract for investigative services for David Morgan. Board Member Harry Parsons abstained from the vote.

F. Discussion of Legislative initiative to register tax preparers.
Executive Director stated the United Way has initiated possible tax preparer registration through the Secretary of State's office.

Agenda Item 11: Recommendation of Hearing Officer in connection with hearing held for Non-Response to the Board's 2010 Peer Review Program:

A. Michael Crouch, CPA

Motion was made, seconded and carried to approve the recommendation of the hearing officer and revoke the license of Michael Crouch. The motion is based on Mr. Crouch's failure to comply with the Peer Review Program request. If Mr. Crouch should seek re-licensure he will need to comply with the Peer Review requirements, a fine of \$500,

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Agenda Item 11, Cont.

attorney's fees and costs of \$440, and court reporter costs of \$140 shall be assessed in addition to the return from revocation requirements. Hearing Officer Harry Parsons abstained from the vote.

Agenda Item 12: Recommendation of Hearing Officer in connection with hearing held for Non-Response to the Board's CPE Administrative Complaint Procedure for failure to obtain the 2009 CPE as required:

- A. Samantha Rudder, CPA

Hearing Officer indicated that Ms. Rudder provided the required CPE and CPE penalty of \$1,600, however recommended that Ms. Rudder pay an additional fine of \$500 for obtaining the CPE outside the approved extension period of July 31, 2010, and attorney's fees associated with the formal complaint. Motion was made, seconded and carried to approve the recommendation of the Hearing Officer. Hearing Officer Harry Parsons abstained from the vote.

Agenda Item 13: Board Determination of Application for CPA Certification:

- A. Marianne Foster

Motion was made, seconded and carried to approve the Application for CPA Certification for Marianne Foster based on the individual review of experience as provided by Bonnie Houldsworth, CPA.

Agenda Item 14: Request Approval of Formal Complaints for failure to comply with the Board's 2010 CPE Documentation Audit for the following individuals:

- Brian Reyburn
- Brian Sorensen

Motion was made, seconded and carried to issue Formal Complaints for the above listed individuals based on information obtained during the 2010 CPE Documentation Audit indicating the CPE requirements not being met for the 2008 and 2009 calendar years. In the event the individuals wish to resolve the matter through a stipulated agreement, the following provisions will be assessed: 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 by December 31st of each year required.

Agenda Item 15: President's Report

New Board Member Benjamin Steele, CPA was welcomed to the Board of Accountancy.

Agenda Item 16: Public Comment 3:30 PM

Agenda Item 17: Next Board Meeting: January 10, 2011 Reno