

NEW JERSEY STATE
BOARD OF ACCOUNTANCY

CERTIFIED TRUE COPY

NOVEMBER 6, 2003

FILED

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF ACCOUNTANCY

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|---------------------------------|---|-----------------------|
| IN THE MATTER OF THE SUSPENSION | : | Administrative Action |
| OR REVOCATION OF THE LICENSE OF | : | |
| | : | |
| ROBERT F. GIORDANO, CPA | : | FINAL ORDER |
| | : | OF DISCIPLINE |
| | : | |
| TO PRACTICE ACCOUNTANCY IN THE | : | |
| STATE OF NEW JERSEY | : | |

This matter was opened to the New Jersey State Board of Accountancy upon receipt of information which the Board has reviewed and on which the following findings of fact and conclusions of law are made.

FINDINGS OF FACT

1. Respondent is an accountant in the State of New Jersey and has been a licensee at all times relevant hereto.

2. On May 30, 2003 respondent was convicted of the crime of murder, in violation of N.J.S.A. 2C:11-3 in Superior Court, Criminal Division, Monmouth County, New Jersey. Specifically, respondent purposely or knowingly caused the death of Jodi Migliata.

3. The following sentence was ordered: life imprisonment, with a 30 year prohibition of parole eligibility.

CONCLUSIONS OF LAW

1. The above-described conduct provides grounds for the suspension or revocation of respondent's license to practice accountancy in New Jersey pursuant to N.J.S.A. 45:1-21(f) in that the crime of which respondent was convicted is one of moral turpitude.

Based on the foregoing findings and conclusions, a Provisional Order of Discipline suspending respondent's license to practice accountancy in the State of New Jersey was entered on September 23, 2003 and a copy was forwarded to respondent's counsel, Donald Lomurro, Esq., by regular mail and the mail was not returned. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

Although the record reflects that the Provisional Order was served upon counsel for respondent, no response has been received to date. Accordingly the board considered th matter, determined that further proceedings were not necessary and the Provisional Order should be made final.

IT IS THEREFORE on this 17th day of November, 2003,

ORDERED that:

1. Respondent's license to practice accounting in the State of New Jersey be and hereby is revoked.

2. Prior to resuming active practice in New Jersey, respondent shall be required to appear before the Board (or a committee thereof) to demonstrate fitness to resume practice. Any practice in this State prior to said appearance shall constitute grounds for the charge of unlicensed practice. In addition, the Board reserves the right to place restrictions on respondent's practice should his license be reinstated.

NEW JERSEY STATE BOARD OF ACCOUNTANCY

By: Herbert Lipman
Herbert Lipman, CPA
Board President