

**NEW JERSEY STATE BOARD OF ACCOUNTANCY
PUBLIC SESSION MINUTES
APRIL 19, 2012
HUDSON ROOM - 6TH FLOOR**

I Call to Order and Roll Call - 9:30 A.M.

A meeting of the New Jersey State Board of Accountancy was convened in accordance with the provisions of the Open Public Meetings Act. Pursuant to those provisions, the proper notifications were made to the Office of the Secretary of State, the Camden Courier-Post, the Trenton Times, the Asbury Park Press, the Record, and the Star-Ledger. Board President Keith Balla called the meeting to order at 9:30 a.m. The following roll call was taken:

Keith Balla, CPA	Present
Robert Cagnassola, CPA	Present
John F. Dailey, Jr., CPA	Present
Daniel J. Geltrude, CPA	Present
Albertus Jenkins, Public Member	Excused
Donald Jump, CPA	Excused
Paul J. Lerch, CPA	Arrive at 9:50 A.M.
Michael S. Taxin, Public Accountant	Present
Steven Weinstein, CPA	Present

Also present at the meeting were William Mandeville, Executive Director, Tobey Palan, Deputy Attorney General, Melba Rodriguez, Secretarial Assistant; Marie Lisa, Staff, Jaleila Wilson, Staff, Ralph Thomas, Executive Director, NJSCPA, Robert Marrone, Past President, NJSCPA; Jeff Kaszerman, NJSCPA; Kenneth Heaslip, CPA, Professor, Bloomfield College David Plaskow, Editor, NJSCPA Magazine and Mike Azzato, Napoleon Lopez, Jennifer Jimenez and Joe Pitosa students from Felician College.

II Minutes of the Meeting of March 15, 2012

On a motion made by John Dailey, seconded by Steven Weinstein, the Board voted to approve the March 15, 2012 Public Session minutes with corrections. The vote of the Board was unanimous.

III President's Remarks

President Balla had no report for the Board but did request a moment of silence for esteemed colleague Michael Taxin and his untimely passing.

IV Executive Director's Remarks

Executive Director Mandeville had no report for the Board.

V Uniform Penalty Letter in Lieu of Formal Complaint for CPE Audit

A REQUESTED VOLUNTARY SURRENDER

1. Colleen Carey-Kosman
2. Matthew H. Nicholas
3. Richard Sliva

On a motion made by John Dailey, seconded by Steven Weinstein, the Board voted to approve the requests for voluntary surrender. The vote of the Board was unanimous.

B PAID PENALTY AND WILL MAKE UP CREDITS

1. Anthony Sciorilli - \$1,500 - paid
2. Melvyn J. Benison - \$2,500 - paid
3. Michael Falzone - \$3,500 - payment plan - 10 payments

On a motion made by Steven Weinstein, seconded by John Dailey, the Board voted to approve the paid penalties and the making up of the credits. The vote of the Board was unanimous.

C PAID PENALTY AND REQUESTED INACTIVE-PAID STATUS

1. Frederick A. Zahn - \$1,000 - paid
2. Amy Vasel - \$1,000 - paid

On a motion made by Steven Weinstein, seconded by Daniel Geltrude, the Board voted to approved the paid penalties and requests for inactive-paid status. The vote of the Board was unanimous.

D REQUESTED BOARD TO CONSIDER EXPLANATION

1. Jennifer Held

On a motion made by John Dailey, seconded by Daniel Geltrude, the Board voted to uphold the original UPL. The vote of the Board was unanimous.

2. Peter A. Foley

This matter was forwarded to Executive Session for additional discussion.

3. Elliot L. Kaplan

On a motion made by John Dailey seconded by Steven Weinstein, the Board voted to allow DAG Palan to contact Mr. Kaplan and inform him to contact his previous employers to obtain his CPE certificates for renewal 01/01/06 thru 12/31/08. The Board would also like to know if Mr. Kaplan is certified in New York. The vote of was unanimous.

4. Michael C. Greiner

On a motion made by John Dailey, seconded by Robert Cagnassola, the Board voted to uphold the original UPL issued. The vote of the Board was unanimous.

5. Smita Patel

On a motion made by John Dailey, seconded by Steven Weinstein, the Board voted to rescind the UPL issued. The vote of the Board was unanimous.

Addendum - REQUESTED VOLUNTARY SURRENDER

1. Louis J. Ploskonka
2. John E. McCormac
3. Magdalena Vance

On a motion made by John Dailey, seconded by Robert Cagnassola, the Board voted to approve the requests for voluntary surrender. The vote of the Board was unanimous.

Addendum - John C. Henderson

Upon review of this information provided, Mr. Henderson is a Massachusetts resident and is the acting chair of the Forum. He was fined \$3,000 for not having completed his CPE requires.

On a motion made by Robert Cagnassola, seconded by Steven Weinstein, the Board voted to reduce Mr. Herderson's fine from \$3,000 to \$2,500 and inform him that the Board will not review this matter any further and this is the final determination of the Board. If he so wishes he may forward this matter to the appellate division. The vote of the Board was unanimous.

VI New Business

A Robert S. Marrone, CPA - NJCPA

Correspondence was received from Robert S. Marrone, CPA requesting that the Board change the regulation that defines didactic instruction.

On a motion made by Robert Cagnassola, seconded by Steven Weinstein, the Board voted to forward Mr. Marrone's correspondence to the Rules and Regulations Committee for evaluation and recommendation. The vote of the Board was unanimous.

B Dr. Faizul Khan vs. Stephen Johnson, CPA

Correspondence was received from Dr. Faizul Khan wherein he brings to the attention of the Board a copy of the engagement letter he received from Stephen Johnson, CPA from Gillen & Johnson, PA.

The Chair directed that this matter be moved to Executive Session for attorney recommendation.

C Ashland Partners & Company, LLP

Correspondence was received from Ashland Partners & Company, LLP wherein they request a Board opinion.

On a motion made by John Dailey, seconded by Robert Cagnassola, the Board voted to inform Ashland Partners & Company that their correspondence was reviewed and based on the information provided, the services being offered appear to be consistent with the practice of accountancy as listed. The vote of the Board was unanimous.

VII Committee Reports

A CPA Examination Committee

Steven Weinstein had no report for the Board.

B Ethics Committee

Daniel Geltrude reported to the Board that the following live course providers have been approved:

Center for Professional Education
Financial Focus
Loscalzo Associates
Drucker, Math and Whitman

On a motion made by Daniel Geltrude, seconded by Robert Cagnassola, the Board voted to approve the recommendation of the Ethics Committee. The vote of the Board was six voting in favor with John Dailey recusing.

C CPE Committee

Steven Weinstein informed the Board that a Committee would following at the end of the Board meeting.

D RMA Committee

Robert Cagnassola had no report for the Board.

E Peer Review Program Committee

Robert Cagnassola reported to the Board that the Committee met in January and are in the process of organizing the duties of the Committee. There will be a meeting at the end of the Board meeting.

Mr. Cagnassola thanked Executive Director Mandeville and his staff for all their hard work getting the information entered into the licensing system.

1 Andrew L. Hult, CPA

The recommended that Mr. Hult's letter be placed in his licensing file.

F Education Committee

No report was given.

G Reciprocity Committee

Paul Lerch had no report for the Board.

H Nominating Committee

No report was given.

I Statute/Rules/Regulations Committee

John Dailey reported to the Board that Mr. Marrone's correspondence would be discussed in Executive Session with the Rules and Regulations Committee.

J Planning Committee

No report was given.

K Monitoring Profession Committee

John Dailey reported to the Board that 130 individuals answered "no" to having the NJ Law & Ethics course for renewal period 01/01/09 thru 12/31/11. These individuals requested active licenses.

VIII Public Comments

Ralph Thomas, Executive Director, NJSCPA reported on important Society dates.

- April 19, 2012- NJSCPA Annual Scholarship Awards Ceremony at the Renaissance Woodbridge, NJ
- April 24th- NJBIA meet the Decision Makers Breakfast with the State Treasurer at which the Society is a sponsor.
- May 16th-18th - AICPA 125 Anniversary Celebration at AICPA Spring Council Meeting
- May 29th- CIANJ Annual Legislative One-on-One Dinner at which the Society is a sponsor
- May 31-June 1- NJSCPA Scholars Institute at Cook College, Rutgers University, New Brunswick, NJ
- June 6-8, 2012 - NJSCPA Convention and Expo at the Taj Mahal, Atlantic City, NJ
- November 7th-11th- NJSCPA Professional Development Conference. Captiva, FL.

Society Executive Director Ralph Albert Thomas, on behalf of the Society, extended condolences to the members of the Board regarding the passing of Board member Michael Taxin, PA. He proceeded to inform members of the Board that the listing of Society important dates noted at the March Board had not changed. Those dates are reflected above. Ralph noted to Board members that the Society's Scholarship Ceremony was being held this evening at the Renaissance Woodbridge Hotel in Iselin, NJ, and that members of the Board were invited to attend. He also informed the Board that approximately \$425,000 of scholarships would be awarded to 75 high school seniors and college juniors and seniors at the ceremony.

Society Activities and Engagements on the Legislative and Regulatory Front

Ralph indicated to Board members that activity on the legislative and regulatory fronts was slowed due to the fact that legislature had been on recess for the Easter Holiday. He reminded the Board that the Society was monitoring the following legislative and regulatory activities in Trenton and Washington, DC:

Ralph indicated the Governor's FY 2013 budget address did not contain any proposed tax increases to the corporate business or gross income taxes. The budget did include a proposal for a 10% decrease in the gross income tax for individuals, which would be phased in over a three year period. In addition to

monitoring the Governor's budget, the Society would also be working on its two top priorities, Appeal Bond Cap and Reciprocity legislation.

Additional Comments/Questions

Ralph informed the Board that the Society had conducted one pilot and two NJ Law and Ethics programs recently which were attended by approximately 150 licensees. A number of the attendees at the two programs were newly licensed CPAs.

Robert Marrone, Past President, NJSCPA thanked the Board for reporting that his letter would reviewed by the Committee.

On a motion made by John Dailey, seconded by Steven Weinstein, the Board voted to adjourn the Public Session meeting at 10:40 A.M. to reconvene in Executive Session to discuss the results of the Investigative Inquiry conducted on April 12, 2012, three matters of Old Business, one matter of New Business, three PCAOB reports and five Consumer Complaints. The vote of the Board was unanimous.

Respectfully submitted,

William Mandeville
Executive Director