

NEW JERSEY STATE BOARD OF ACCOUNTANCY  
PUBLIC SESSION MINUTES  
SEPTEMBER 22, 2005  
SUSSEX ROOM - 6TH FLOOR

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. Andrew DuBoff, President of the Board, called the meeting to order at 9:50 A.M. The following roll call was taken:

Keith Balla, CPA Present  
Robert Cagnassola, CPA Present  
John Dailey, Jr. Excused  
Andrew DuBoff, CPA Present  
Bennie Hadnott, CPA Excused  
Albertus Jenkins, Public Member Present  
Donald Jump, CPA Present  
Aubrey Kosson, CPA Present  
Margaret Shoe, Public Accountant Present  
Robert Sommer, Public Accountant Present  
Peter Torok, Public Member Present  
John Tully, CPA, Government Member Present

Also present at the meeting were William Mandeville, Executive Director; Marianne Greenwald, Deputy Attorney General; Dale Nelson, CPA, Director of Accountancy; Melba Perez, Assistant to the Executive Director; Marie Lisa, Board Staff; Jaleila Wilson, Board Staff; Jonathan Eisenmenger, Board Staff; Ralph Thomas, Executive Director, NJSCPA; Mike Polito, CPA, Past President, NJSCPA, Henry Rinder, President, NJSCPA and Richard Van Volkenburgh, PA, NJAPA.

## **II Minutes of the Meeting of July 28, 2005**

On a motion made by Donald Jump, seconded by Robert Sommer, the Board voted to approved the July 28, 2005 Public Session minutes with corrections. The vote of the Board was unanimous.

## **III President's Remarks**

President DuBoff informed the Board that he attended the NASBA Symposium in Washington, DC on September 14, 2005 along with Executive Director Mandeville and Board member Donald Jump. President DuBoff informed the Board that other states were discussing problems that have been encountered with the CBT. There were a couple of break out sessions to discuss any issues that had to be covered. The conference ran very well. There was some discussion about the contents of certain sections of the exam.

President DuBoff informed the Board that of 55 NASBA jurisdictions, 31 are currently using CPAES. Executive Director Mandeville informed the Board that during one of the breakout sessions, the California Board Executive Director had various complaints about the examination. The California Board does not use CPAES for their exam services, but they do use another company to lower the costs to their State Board. There are some State Boards that have incorporated their fees into their rules and each time the fees escalate their rules have to be redone and reprinted.

President DuBoff reported that between 125 and 150 people attended the September 15, 2005 NASBA Center for the Public Trust meeting in Washington, DC.

President DuBoff informed the Board that the Christmas luncheon on December 15, 2005 will be at the

Newark Club, Newark, NJ at 1:00 PM, following the Board meeting.

President DuBoff informed the Board that the first three Board meetings for 2006 will be on January 26, February 23 and March 23, 2006. At the next Board meeting, October 18, 2005, the rest of the 2006 Board meetings dates will be finalized.

After a full Board discussion of the Focus Questions for the current quarter, President DuBoff and Executive Director Mandeville agreed to work together to finalize the Focus Questions. The answers are due back to NASBA before the next meeting. On a motion made by Margaret Shoe, seconded by Robert Sommer, the Board voted to authorize President DuBoff and Executive Director Mandeville to finalize the answers and submit them to NASBA. The vote of the Board was unanimous.

#### **IV Executive Director's Remarks**

Executive Director Mandeville reminded the Board that the October 18, 2005 meeting will be held at the PNC Arts Center, Holmdel, NJ. The Executive Session will begin at 11:00 AM and the Public Session will begin at 3:00 PM. The Certificate Ceremony dinner will start at 5:30 P.M.

Executive Director Mandeville informed the Board that Kimberly Ricketts, Director of Consumer Affairs will be the guest speaker at the Certificate Ceremony on October 18, 2005.

Executive Director Mandeville reported to the Board that on December 31, 2005 all CPA licenses are due to expire. The renewal forms have been adjusted. Licensees will be given the opportunity to renew online with a password that will be provided on the pre-renewal notice.

Executive Director Mandeville informed the Board that the MIS department of Consumer Affairs requested one of the Board members as a testing subject for the online renewal process. John Tully volunteered to be the testing subject since he currently holds three licenses.

#### **V Request for Waiver to Endorse License**

A Rick A. Moyer

Rick Moyer is requesting a waiver to reciprocate his Pennsylvania license. Mr. Moyer is lacking 27 semester hours toward the required 150 credits.

On a motion made by Margaret Shoe, seconded by Albertus Jenkins, the Board voted to deny Mr. Moyer's request for reciprocity. Mr. Moyer is to be informed that he must obtain the 150 credits or gain the experience and wait until April 2007 to apply for reciprocity. The vote of the Board was nine voting in favor with Andrew DuBoff abstaining.

B Kevin Gaynor

Kevin Gaynor is requesting a waiver to reciprocate his Pennsylvania license. Mr. Gaynor is lacking 21 semester hours in Accounting, .5 semester hours in Economics and six semester hours in Business Law.

On a motion made by Robert Sommer, seconded by Donald Jump, the Board voted to grant Mr. Gaynor's request for reciprocity, based on N.J.S.A. 45:2B-53(b) subject to him signing an affidavit that he has completed the 120 CPE requirements. The vote of the Board was nine voting in favor with Andrew DuBoff abstaining.

C Mark Rovinski

This matter was previously reviewed at the May 19, 2005 Board meeting and the Board requested that additional information be submitted by M.D. Oppenheim & Company, attesting to Mr. Rovinski's

experience.

On a motion made by John Tully, seconded by Robert Sommer, the Board voted to grant Mr. Rovinski's request for reciprocity, based on N.J.S.A. 45:2B-53(b) subject to him signing an affidavit that he has completed the 120 CPE requirements. The vote of the Board was unanimous. In addition, Chair directed that Executive Director Mandeville have Mr. Cohen of Oppenheim & Company sign his submission regarding Mr. Rovinski.

## **VI Request for Transfer of Grades**

A Olusanya Adewusi

Olusanya Adewusi is requesting a transfer of grades. Mr. Adewusi is lacking 24 semester hours in Accounting, six semester hours in Finance, six semester hours in Economics, six semester hours in Business Law and 18 semester hours in Business.

On a motion made by Margaret Shoe, seconded by Donald Jump, the Board voted to deny Mr. Adewusi's request for transfer of grades. Mr. Adewusi is to either complete the credits he is lacking or get a license in Michigan and gain the four years of experience before applying for reciprocity. The vote of the Board was unanimous.

## **VII Old Business**

A Harold J. Dischino, CPA

On December 1, 2005 at 9:30 AM a Public Hearing will be held in the matter of Harold Dischino, CPA. Mr. Dischino will be represented by Samuel Feldman, Esq.

B Charles J. Fallon

This matter was deferred to Executive Session for advice of counsel.

## **VIII Readoption of 13:45C; Duty to Cooperate Regulation**

The rule submitted was accepted as informational.

## **IX NASBA Matters**

A Update on an Urgent Issue

The information submitted was accepted as informational.

B CPA Exam not Launching

The information submitted was accepted as informational.

## **X Miscellaneous**

A Jennifer L. McClure - DeVry

The letter submitted was accepted as informational.

B Nevada State Board of Accountancy

The letter submitted was accepted as informational.

## C Peer Review Roundtable

On a motion made by Robert Cagnassola, seconded by Robert Sommer, the Board assigned Dale Nelson, Director of Accountancy to participate in the Peer Review Roundtable. The vote of the Board was unanimous.

## D PCAOB July 26 Open Board Meeting

This matter was accepted as informational.

## E Robert A. DeFilippis, CPA - Fairleigh Dickinson University

On a motion made by Robert Cagnassola, seconded by Robert Sommer, the Board voted to authorize Dale Nelson, Director of Accountancy to contact CPAES to discuss the interpretation of the rules. This matter is to be placed on the October agenda for further review. The vote of the Board was unanimous.

## **XI Committee Reports**

### A CPA Examination Committee

#### 1 On-line Score Reporting

Aubrey Kosson informed the Board that candidates are now allowed to obtain their examination scores online.

On a motion made by Aubrey Kosson, seconded by Donald Jump, the Board voted to approve the examination scores to be sent online to the candidates. The vote of the Board was unanimous.

### B Ethics Committee

John Tully informed the Board that there was a conference call meeting on September 9, 2005, and the Gloucester County Bar Association's request for approval of a law and ethics course was discussed.

On a motion made by John Tully, seconded by Robert Cagnassola, the Board voted to approve the NJSPCA's law and ethics course outline for the period 2006-2008. The vote of the Board was unanimous.

Gearty has requested approval for a web cast course for which they were approved by NASBA. On a motion made by John Tully, seconded by Donald Jump, the Board voted to approve Gearty's request for the internet law and ethics course for the cycle ending 12/31/05. The vote of the Board was unanimous.

### C CPE Committee

Robert Sommer had no report for the Board.

### D RMA Committee

Robert Cagnassola had no report for the Board.

### E QE Committee

Robert Cagnassola informed the Board that a Committee meeting was held on September 20, 2005. One item has been moved to Executive Session for advice of counsel. The second matter was to draft a letter to AICPA regarding the firm registration issue.

On a motion made by Robert Cagnassola, seconded by Donald Jump, the Board voted to draft a letter to the AICPA. The vote of the Board was unanimous.

F Education Committee - Bennie Hadnott, Chairperson

1 Board Comments on the Exposure Draft of Proposed Uniform Accountancy Act Rules 5-1 and 5-2

The material provided was accepted as informational.

G Reciprocity Committee

Keith Balla had no report for the Board.

H Nominating Committee

Robert Cagnassola had no report for the Board.

I Statute/Rules/Regulations Committee

Donald Jump reported to the Board that a date for a joint meeting of the Rules and Regulations Committee and the Ethics Committee has been set for October 13, 2005.

J Planning Committee

Margaret Shoe had no report for the Board.

K Monitoring Profession Committee

No report was given.

## **XII Public Comments**

Ralph Thomas, Executive Director of NJSCPA informed the Board that 250-300 people from the New Jersey colleges are expected to attend their Career Night at the Pines Manor in Edison, NJ on September 29, 2005.

Mr. Thomas also informed the Board that the Society has redesigned their web site. There is a section for members and another section for consumers.

Henry Rinder, President of NJSCPA, asked the Board if it would be possible to obtain a copy of the public records regarding Harold Dischino, CPA. DAG Greenwald informed Mr. Rinder that he would have to make that request in writing to the Board.

On a motion made by Donald Jump, seconded by Robert Sommer, the Board voted to adjourn the Public Session Board meeting at 12:00 PM to reconvene in Executive Session to discuss the results of two Investigative Inquiries, two requests for reinstatement of licenses, eight Old Business items, three New Business items, two requests for waiver of CPE, one response from former licensee to retake CPA exam, two responses to UPL, two requests for firm reinstatements and four Consumer Complaints. The vote of the Board was unanimous.

Respectfully submitted,

William Mandeville  
Executive Director