

Connecticut State Board of Accountancy
December 07, 2010
Minutes

Chairman Thomas F. Reynolds called the meeting to order at 08:30 A.M. at the State Board of Accountancy, 30 Trinity Street 250, Hartford, CT 06106.

Present:

Thomas F. Reynolds, CPA, Chairman
James S. Ciarcia
Richard H. Gesseck, CPA
Leonard M. Romaniello, Jr., CPA, CITP, CFE, MST
Lee R. Schlesinger
Richard L. Sturdevant
Martha S. Triplett, Esq.
Michael Weinshel, CPA

Staff Members Present:

David L. Guay, Executive Director
Angel D. Acevedo, Office Assistant

Absent:

Philip J. DeCaprio, Jr., CPA/ABV/CFF, Cr.FA, CVA

Motion was made by Michael Weinshel and seconded by Leonard Romaniello to approve the minutes of the October 05, 2010 Board Meeting. All voted in favor; no votes against and no abstentions.

The Board reviewed and noted, for the record, CPA Certificate Registration, CPA License & Firm Permit Applications approved by the Executive Director October 06, 2010 through December 06, 2010.

The Board noted, for the record, new PCAOB Inspection Reports received:

- October 05, 2010- 2009 Inspection Report of KPMG LLP
- September 30, 2010- Inspection Report of Parente Randolph, LLC

Motion made by Leonard Romaniello and seconded by Richard Gesseck to table Ms. Stacy Koehler's CPA Certificate Experience Verification application in Industry Accounting. All voted in favor; no votes against and no abstentions.

Motion made by Michael Weinshel and seconded by Martha Triplett to approve Mr. Zachary E. Stewart's CPA Certificate Experience Verification application in Public & Industry Accounting. All voted in favor; no votes against and no abstentions.

Motion made by Michael Weinshel and seconded by James Ciarcia to approve Mr. John D. Ammon's CPA Certificate Experience Verification application in Public Accounting. All voted in favor; no votes against and no abstentions.

Motion made by Leonard Romaniello and seconded by Richard Sturdevant to approve Ms. Cheryl A. Holtham Havel's CPA Certificate Experience Verification application in Industry Accounting. All voted in favor; no votes against and no abstentions.

Motion made by Leonard Romaniello and seconded by Martha Triplett to approve Ms. Prem Aithal's CPA Certificate Experience Verification application in Industry Accounting. All voted in favor; no votes against and abstentions.

Motion made by Michael Weinshel and seconded by Leonard Romaniello to approve Mr. Sheldon M. Katz's CPA Certificate Experience Verification application in Industry Accounting. All voted in favor; no votes against and no abstentions.

Motion made by Leonard Romaniello and seconded by Richard Sturdevant to approve Mr. Joseph A. Bucci's CPA Certificate Experience Verification application in Industry Accounting. All voted in favor; no votes against and no abstentions.

Motion made by Richard Sturdevant and seconded by Michael Weinshel to approve Mr. Robert E. Gettel's CPA Certificate Experience Verification application in Industry Accounting. All voted in favor; no votes against and no abstentions.

Motion made by Leonard Romaniello and seconded by Martha Triplett to approve Ms. Laura J. Daigle's CPA Certificate Experience Verification application in Industry Accounting. All voted in favor; no votes against and no abstentions.

Motion made by Michael Weinshel and seconded by Leonard Romaniello to approve Mr. Paul J. Tannous's CPA Certificate Experience Verification application in Public Accounting. All voted in favor; no votes against and no abstentions.

Hearing in the matter of Mr. Philip A. Madonna, enforcement case # 2010130-3480, was convened at 9:00 A.M. by Martha Triplett, serving as hearing officer.

Present during the hearing were Board Members: Thomas Reynolds, James Ciarcia, Leonard Romaniello, Richard Sturdevant, Michael Weinshel, and Lee Schlesinger.

Board Staff Present: David Guay, and Angel Acevedo.

Mr. Philip A. Madonna, Petitioner was also present.

Ms. Triplett stated the purpose of this hearing was to enter new evidence and provide the Petitioner with the opportunity to provide a closing statement by way of oral testimony.

The hearing was concluded at 09:20 A.M.; a motion was made by Leonard Romaniello and seconded by Richard Sturdevant to enter into Executive Session. All voted in favor; no votes against and no abstentions.

At 10:13 A.M. the Board came out of Executive Session and entered into Public Session.

Martha Triplett made a motion to restore Mr. Madonna's CPA Certificate as of July 01, 2011, provided he has completed 100 hours of community service in a year; 40 hours of CPE every year and 8 hours of Ethics. Mr. Madonna's CPA License can be restored as of 07/01/2013

provided all conditions stipulated have been met. Leonard Romaniello seconded the motion. Voting in favor were: Leonard Romaniello, Lee Schlesinger, Martha Triplett, and Michael Weinschel. Opposed were: Thomas Reynolds, and Richard Sturdevant. James Ciarcia abstained and Richard Gesseck recused himself. The motion passed.

A motion was made by Richard Sturdevant and seconded by Lee Schlesinger to enter into Executive Session to discuss personnel matters at 10:25 A.M.; the Board extended an invitation to Mr. David Guay, State Board of Accountancy and Mr. David Lynn, Human Resources. All voted in favor; no votes against and no abstentions. At 10:40 A.M. the Board exited the Executive Session and entered the Public Session.

Under Regulatory Activity, the Board was informed that the Experience Regulations were approved by the Attorney General's Office; however, Mr. Guay would like another opportunity to present them to the Board, in order, to continue to clean up the language to best serve the Public's interest.

PUBLIC SESSION- ENFORCEMENT AGENDA

I. REQUESTING SETTLEMENT APPROVAL

A. LICENSING RELATED SETTLEMENTS

2010176-3527 Jay Small–Failed to renew Firm Permit for 2010; *requesting settlement approval.*

2010177-3528 Wolf & Co. PC– Failed to renew Firm Permit for 2009 & 2010; failure to file 2007 Quality Review; *requesting settlement approval.*

201174-3524 Hsuan Ching Chang– Failed to renew CPA License & Firm Permit for 2010; *requesting settlement approval.*

2010124-3474 Anthony Klaff– Failed to renew Firm Permit for 2010; *requesting settlement approval.*

Motion made by James Ciarcia and seconded by Martha Triplett to approve settlement agreements in the following enforcement cases: # 2010176-3527, against Mr. Jay Small; # 2010177-3528, against Wolf & Co., P.C.; # 201174-3524, against Mr. Hsuan Ching Chang; # 2010124-3474, against Mr. Anthony Klaff. All voted in favor; no votes against and no abstentions.

II . RECOMMENDING DISMISSAL

2010175-3525 John A. Kennedy, Jr. LLC- Alleged failure to file 2009 tax return extension and alleged breach of confidentiality; *requesting dismissal; no probable cause; no violation found and informally resolved.*

Motion made by James Ciarcia and seconded by Martha Triplett to dismiss all charges in enforcement case # 2010175-3525, against Mr. John A. Kennedy, Jr. LLC. All voted in favor; no votes against and no abstentions.

III. Petition for Reinstatement of Philip Madonna: Continuation Of Hearing Opened JULY 7, 2010

AS NOTICED BELOW :

In the Matter of 2010130-3480

NOTICE OF HEARING

Pursuant to the provisions of Connecticut General Statutes Section 20-280b, and the Uniform Administrative Procedure Act, Connecticut General Statutes Section 4-166 et seq., and by virtue of the authority vested in it by said statutes, the State Board of Accountancy (the "Board") having received the request made by Philip Madonna, pursuant to Connecticut General Statutes Section 20-281f, for reissuance and reinstatement of certified public accountant certificate number 7554, hereby gives notice a of a hearing to be held:

Wednesday, July 7, 2010 at 10:00 A.M. EST
At the Board Offices at:
30 Trinity Street, Hartford, Connecticut 06106

IV. OTHER

2008038-3144 Michael Plude- formal charges approved on July 7, 2010; Hearing was to be held at the October or November 2010 Board Meeting. Executive Director Guay met with Mr. Plude's new Attorney, Ross Garber on November 23, 2010. Request a Board member step down to assist in negotiating a possible settlement.

Mr. Michael Weinshel volunteered to assist in negotiating a possible settlement agreement in enforcement case # 2008038-3144.

A motion was made by Michael Weinshel and seconded by Martha Triplett to adjourn the December 07, 2010 Board Meeting of the Connecticut State Board of Accountancy at 11:00 A.M.. All voted in favor; no votes against and no abstentions.