

Connecticut State Board of Accountancy
October 10, 2006
Minutes

Chairman Reynolds called the meeting to order at 9:50 A.M. in the second floor conference room, 30 Trinity Street, Hartford.

Present:

Thomas F. Reynolds, CPA, Chairman
Richard Gesseck, CPA
Leonard M. Romaniello, Jr., CPA
Richard Sturdevant
Michael Weinschel, CPA

Staff Members Present:

David L. Guay, Executive Director
Rebecca E. Adams, Esquire, Board Counsel

Absent:

Richard P. Bond
James Ciarcia
Philip J. DeCaprio Jr., CPA

Motion made by Leonard Romaniello to accept and approve the Minutes of the October 3, 2006 State Board of Accountancy meeting as corrected, seconded by Richard Gesseck.

Voting in favor:

Thomas Reynolds
Richard Gesseck
Leonard Romaniello
Richard Sturdevant
Michael Weinschel

No abstentions and no votes against.

Motion made by Michael Weinschel and seconded by Michael Weinschel to approve the October 10, 2006 list of individual applications, for CPA Certificate, Registrations and CPA Licenses.

Voting in favor:

Thomas Reynolds
Richard Gesseck
Leonard Romaniello

Richard Sturdevant
Michael Weinschel

No abstentions and no votes against.

Motion made by Michael Weinschel and seconded by Richard Sturdevant to approve the October 10, 2006 list of Firm Permit to Practice applications, except for the application of FCMCPA Group, LLC which was tabled by consensus.

Voting in favor:

Thomas Reynolds
Richard Gesseck
Leonard Romaniello
Richard Sturdevant
Michael Weinschel

No abstentions and no votes against.

ENFORCEMENT DOCKET

1. AFFIDAVIT OF THREAT TO THE PUBLIC WELFARE AND ORDER OF SUSPENSION

Michael Kessler and Kessler & Company, LLC 2004248-2794.

Attorney Adams requested suspension of Certificate Number 8289, pending the outcome of enforcement hearing (currently scheduled October 24, 2006) based upon a finding that the respondent's conduct as a licensee poses a threat to the public welfare, pursuant to and in compliance with Connecticut General Statutes Section 4-182(c).

Motion made by Michael Weinschel and seconded by Leonard Romaniello to suspend the Connecticut Certified Public Accountant Certificate Number 8289 of Michael Kessler pending the outcome of an enforcement hearing and based upon a finding that the respondent's conduct as a licensee poses a threat to the public welfare, pursuant to and in compliance with the Connecticut General Statutes Section 4-182(c).

Voting in favor:

Thomas Reynolds
Richard Gesseck
Leonard Romaniello
Richard Sturdevant
Michael Weinschel

No abstentions and no votes against.

2. ORDER OF DISMISSAL WITH PREJUDICE BASED UPON BOARD FINDING.

Joseph Campise 2004018-2539

Attorney Adams requested dismissal with prejudice based upon findings of fact regarding a finding that no tax, interest, or penalty liability to the complainant was due to any violation by Mr. Campise of the Connecticut Accountancy Act or the regulations pursuant to the Act. Also, specifically finding no violation regarding the filing of sales tax or sales tax returns under Connecticut General Statutes Section “20-281a... (5) Dishonesty, fraud or **negligence in the practice of public accountancy** or in the filing or failure to file his own income tax returns; (6) Violation of any provision of sections 20-279b to 20-281m, inclusive, or regulation adopted by the board under said sections; and (7) Violation of any rule of professional conduct adopted by the board under subdivision (4) of subsection (g) of section 20-280....”

And, no violation under State of Connecticut Regulations of State Agencies Section 20-280-15c “(f) **Competence.** A licensee shall not undertake any engagement for the performance of professional services which he cannot reasonably expect to complete with due professional competence, including compliance, where applicable, with subsections (g) and (h) of this section.”

Motion made by Michael Weinschel and seconded by Richard Gesseck to dismiss the matter of Joseph Campise 2004018-2539 with prejudice based upon findings of fact regarding a finding that no tax, interest, or penalty liability to the complainant was due to any violation by Mr. Campise of the Connecticut Accountancy Act or the regulations pursuant to the Act. Also, specifically finding no violation regarding the filing of sales tax or sales tax returns under Connecticut General Statutes Section “20-281a... (5) Dishonesty, fraud or negligence in the practice of public accountancy or in the filing or failure to file his own income tax returns; (6) Violation of any provision of sections 20-279b to 20-281m, inclusive, or regulation adopted by the board under said sections; and (7) Violation of any rule of professional conduct adopted by the board under subdivision (4) of subsection (g) of section 20-280....”

And, no violation under State of Connecticut Regulations of State Agencies Section 20-280-15c “(f) Competence. A licensee shall not undertake any engagement for the performance of professional services which he cannot reasonably expect to complete with due professional competence, including compliance, where applicable, with subsections (g) and (h) of this section.”

Voting in favor:

Thomas Reynolds
Richard Gesseck
Leonard Romaniello
Richard Sturdevant
Michael Weinschel

No abstentions and no votes against.

A motion to adjourn the meeting was moved by Richard Gesseck and seconded by Leonard Romaniello, all voted in favor. The meeting was adjourned at 10:00 A.M.