

OKLAHOMA ACCOUNTANCY BOARD**MINUTES OF REGULAR MEETING**

August 22, 2014

The Oklahoma Accountancy Board (OAB) convened in regular session on Friday, August 22, 2014, at the OAB Board Room, 201 N.W. 63rd Street, Suite 210, Oklahoma City, OK 73116. A recording of the meeting is on file in the OAB office. Members present at Call to Order:

Mike Sanner, CPA, Chair
Jay Engelbach, CPA, Vice Chair
Jody Manning, Secretary
Marc Delametter, CPA, Member
Karen Cunningham, Member

Board staff present at the meeting: Randy Ross, Executive Director; Colin Autin, Deputy Director; LaLisa Semrad, Enforcement Coordinator; and Rebekah Flanagan, Administrative Assistant. Assistant Attorney General John Crittenden was also present.

Note: Chair Sanner rearranged items throughout the meeting.

Agenda Item #1a – Call To Order: At approximately 8:32 AM. Chair Sanner called the meeting to order.

Agenda Item #1b – Declaration of Quorum: Chair Sanner declared a quorum.

Agenda Item #1c – Announcement of Legal Meeting Notice: Executive Director Ross confirmed the notice of the meeting was filed with the Secretary of State and the agenda for the meeting was properly posted in compliance with the Open Meeting Act.

Agenda Item #1d – Announcement of Absences and Action, if Necessary, to Determine Whether Absence(s) Were Unavoidable Pursuant to Title 59, Section 15.3(B)(5): Member Greenwell was absent. His absence was excused.

Agenda Item #2 – Announcement of Visitors: The following visitors were present for the appropriate time: Dean Taylor, representing the Oklahoma Society of Accountants; Vicky Petete, CPA, Former Board Member; Matthew Lafor and David Griffith with the Attorney General's Office; Christopher Turner, Respondent; Randy Calvert with the Calvert Law firm and the court reporter.

Agenda Item #3 – Public Comment Period: Executive Director Ross advised the Board that he had not received any requests for public comment.

Agenda Item #4 – Consent Agenda: The Consent Agenda contained four items for the OAB's consideration; (1) Approve the Minutes of the July 18, 2014, Regular Meeting of the OAB; (2) Take official notice of the preliminary OAB financial statements for FY 2014, for the month ended July 31, 2014; (3) Take official notice of the experience

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verification applications which have been approved by the Executive Director;
(4) Approve the actions taken by the Executive Director on applications and registrations filed since the previous meeting.

Motion by Manning to approve the Consent Agenda. Second by Engelbach.

Affirmative Votes: Sanner, Engelbach, Cunningham, Delametter, and Manning.

Note: Member Ley arrived at approximately 8:34 AM.

Note: Chair Sanner called for a break at approximately 8:40 AM and reconvened at 8:43 AM.

Agenda Item #5 – Discussion and possible action on Administrative Actions and recommendations and report from the Enforcement Committee:

ADMINISTRATIVE CONSENT ORDERS:

Case No. 2026 – Frank L. Oberly, CPA & Frank L. Oberly, CPA, Inc., CPA Firm

This case was opened as a result of a referral by the PROC that Firm Respondent received consecutive substandard peer review reports and that deficiencies noted in 2009 appeared again in 2012. Individual Respondent worked on said audits and owns the firm. An Administrative Consent Order was offered by the Enforcement Committee and accepted by the Respondents whereby Individual Respondent agrees to the cancellation of Respondent's CPA certificate, and Firm Respondent agrees to the cancellation of its Firm registration. In addition, Respondents are assessed costs and attorney fees in the amount of \$376.98, which must be paid within thirty days from the effective date of this Order. Should Individual Respondent apply for reinstatement, Respondent will be required to demonstrate at a hearing that Respondent satisfies the requirements for reinstatement, and has completed Professional Ethics: AICPA's Comprehensive Course with a score of 90% or better, and taken within ninety (90) days prior to applying for reinstatement. Any failure by the Respondents to comply with any of the terms of this Order shall result in an immediate hearing before the Board. In addition, a proven violation of the ACO, the Act or the Board's Rules authorizes the Board to take such other and further action as the Board may deem appropriate under the Act. The Enforcement Committee recommends the Administrative Consent Order in this case be approved by the Board.

OAB Records Summary

CPE Status: Individual Registrant is in compliance. Registrant reported 34 hours for 2011 (includes 4 hours ethics); 40 hours for 2012 (includes 0 hours ethics); and 48 hours for 2013 (includes 8 hours ethics).

Peer Review Status: Firm is in compliance.

Case No. 2030 – Barry Charles Coats, CPA

This case was opened as a result of a referral by the CPE Coordinator that Respondent was four hours short of the 120-hour minimum for the three-year period 2010-2012. An Administrative Consent Order was offered by the Enforcement Committee and accepted by the Respondent whereby Respondent is assessed a fine of \$500, plus costs and attorney fees in the amount of \$236.48, which must be paid within 30 days from the effective date of this Order. In addition, Respondent must complete four hours of CPE to apply to the shortage within 30 days. Any failure by the Respondent to comply with any of the terms of this Order shall result in an immediate hearing before the Board. In addition, a proven violation of the ACO, the Act or the Board's Rules authorizes the Board to take such other and further action as the Board may deem appropriate under the Act. The Enforcement Committee recommends the Administrative Consent Order in this case be approved by the Board.

OAB Records Summary

CPE Status: Registrant is not in compliance. Registrant reported 20 hours for 2010 (includes 0 hours ethics); 56 hours for 2011 (includes 0 hours ethics); and 40 hours for 2012 (includes 4 hours ethics).

Peer Review Status: N/A.

Motion by Engelbach that the Board accepts the Administrative Consent Orders in the following cases: 2026 and 2030. Second by Ley.

Affirmative Votes: Sanner, Engelbach, Cunningham, Delametter, Ley and Manning.

FILES TO CLOSE:**File 1866 – Revoked out-of-state CPA Firm**

This file was opened when the firm self-reported an investigation by another state board into allegations of substandard audit work and fraud that were raised during a civil lawsuit. The firm was disciplined by that state board; however, no Oklahoma CPAs or Oklahoma defendants were involved. The firm was revoked on July 1st for failing to renew its registration; therefore, the Enforcement Committee recommends that the file be closed.

File 2109 – CPA

This file was opened as a result of a referral from the CPE department that the Registrant was four hours short of the 120-hour minimum for the three-year period 2010-2012. Documentation was submitted to show that the Registrant had submitted the extra four hours as requested during the CPE review; therefore, the Enforcement Committee recommends that the file be closed.

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OAB Records Summary

CPE Status: Registrant is in compliance. Registrant reported 41 hours for 2010 (includes 4 hours ethics); 34 hours for 2011 (includes 2 hours ethics); and 45 hours for 2012 (includes 2 hours ethics).

Peer Review Status: N/A

Motion by Engelbach that the Board close the following files:
1866 and 2109. Second by Manning.

Affirmative Votes: Sanner, Engelbach, Cunningham,
Delametter, Ley and Manning.

Agenda Item #6 – Discussion and possible action on report from Technology committee: Member Ley updated the Board on the OAB's current technology issues regarding OMES and CSDC. Brief discussion took place. No action was taken.

Note: Chair Sanner called for a break at approximately 9:07 AM and reconvened at 9:12 AM.

Hearing Docket

Case No. 2024 – Hearing in the matter of the Application to Reinstate the Certificate of Christopher A. Turner, CPA No. 15990 - Revoked: This matter came for hearing at 9:15 AM. The members of the Oklahoma Accountancy Board present were seated on the hearing panel.

Assistant Attorney General John Crittenden advised the Board. Special Prosecutor Calvert represented the State. Respondent was present and was not represented by counsel.

The purpose of this hearing was to review the Respondent's Application for Reinstatement of his Certificate.

Mr. Calvert moved for the admission of State's Exhibits 1-6. At the recommendation of Assistant Attorney General Crittenden, Chair Sanner accepted the Exhibits into the record.

The Respondent made opening statements. Mr. Turner moved for admission of Respondent's Exhibits 1-2. At the recommendation of Assistant Attorney General Crittenden, Chair Sanner accepted the Exhibits into the record. Special Prosecutor Calvert cross examined Mr. Turner and proceeded to question him on the events that led to his certificate being revoked. Several Board members questioned the witness on Exhibits presented by the State. The Respondent called no witnesses and did not give a closing statement.

The Special Prosecutor presented the State's case. He moved for admission of State's Exhibit 7 detailing the costs and fees associated with the case. Special Prosecutor Calvert did not give closing statement.

Motion by Engelbach that the Board go into Executive Session. Second by Delametter.

Affirmative Votes: Engelbach, Delametter, Ley, Sanner and Manning. Dissenting Vote: Cunningham.

The Board entered into Executive Session at approximately 9:55 AM.

Motion by Cunningham that the Board come out of Executive Session. Second by Ley.

Affirmative Votes: Engelbach, Delametter, Ley, Sanner, Cunningham and Manning.

The Board came out of Executive Session at approximately 10:22 AM. Chair Sanner noted for the record that during the Executive Session no votes or any other actions were taken. The Board only discussed Case No. 2024.

Motion by Engelbach that the Board reinstate Mr. Turner's certificate after he has complied with all of the Oklahoma Statute and rules for Reinstatement. Also, the order shall include that he comply with all requirements of the Texas ACO and pay all fees for reinstatement. In addition to reinstatement fees the Respondent is to pay all costs and attorney fees in the amount of \$1,121.54. Second by Cunningham.

Affirmative Votes: Engelbach, Delametter, Sanner, Cunningham, Ley and Manning.

Note: Chair Sanner called for a break at approximately 10:26 AM and reconvened at 10:33 AM.

Case No. 2029 - Hearing in the matter of Ronnie Rex Oldfield, CPA, Certificate No. 6672: This matter came on for hearing at 10:34 AM. The members of the Oklahoma Accountancy Board present were seated on the hearing panel.

Assistant Attorney General Crittenden advised the Board. The Respondent was not present and was not represented by counsel. Special Prosecutor Calvert represented the State.

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The purpose of this hearing was to review the formal complaint filed against the Respondent, Mr. Ronnie Rex Oldfield, CPA, alleging Respondent's non-compliance with a previous Board order.

The Special Prosecutor made opening statements. Mr. Calvert moved that State's Exhibits 1-11 be entered into record. Chair Sanner accepted State's Exhibits 1-11 into record.

Special Prosecutor Calvert presented the State's case and thereafter made closing statements.

Motion by Cunningham that the Board revoke the Respondent's certificate. Second by Delametter.

Affirmative Votes: Engelbach, Sanner, Ley, Cunningham, Delametter and Manning.

Special Prosecutor Calvert informed the Board that additional attorney fees were incurred.

Assistant Attorney General Crittenden advised the Board that they add the acceptance of the Findings of Fact and Conclusions of Law, as set out in the Formal Complaint, to the motion.

Member Ley suggested the initial motion be amended to include the additional costs as well.

Motion by Cunningham that the Board adopt the allegations of Findings of Fact and Conclusions of Law as set out in the Formal Complaint. Also, the Board apply the appropriate to-date costs and attorney's fees incurred in the case, a \$5,000.00 fine for lack of Peer Review and a \$10,000.00 fine for violating the current outstanding Order. The Respondent's certificate shall be revoked, effective immediately. Second by Delametter.

Affirmative Votes: Engelbach, Sanner, Ley, Cunningham, Delametter and Manning.

Agenda Item #7 – Recognition of service presentation to former Oklahoma Accountancy Board member Vicky Petete, CPA: The OAB Board members and Staff presented former Chair, Vicky Petete, CPA, with a plaque as a show of appreciation for her contribution to the Board and the accounting profession as a whole.

Agenda Item #8 – Executive Director's Report: Executive Director Ross reported the following:

Updates

- We are working on a new rule book to publish after the new rules take effect in September.
- Update on the September off site Board meeting scheduled at Southeastern State in Durant- I went to Southeastern and to make preliminary arrangements this week.
- We have promoted Heather Grable (formerly Smith) to the CPE coordinator position.
- In conjunction with our strategic plan and measurements we sent out a survey to provide baseline measurements on how our registrants think we are performing. Results attached.
- Our bulletin was distributed the last week of July. Statistics on delivery are attached.
- There have been some technology issues with OMES IT that we are addressing.
- Chair Sanner and I will be attending an AICPA workshop on attest and firm mobility September 8 & 9.
- I will be making presentations at OU for the masters of accounting program and at the Eastern Oklahoma Chapter of OSCPA this month.
- Cameron University has contacted us about hosting the spring off site Board meeting.
- We are interviewing candidates for the vacant Administrative Assistant position.

Expenditures made by the Executive Director between \$2,500 and \$5,000 since the preceding Board meeting:

- BEP One; Jul 2014 rent - \$4,392.00
- ECapital; Annual subscription fee - \$2,800.00
- BEP One; Aug 2014 rent - \$4,392.00
- Calvert Law Firm; Legal services for Jun 2014 - \$3,681.27
- State Auditor and Inspector; Auditing services for Jul 2014 - \$4,185.00

Expenditures made by the Executive Director with approval of the Chair between \$5,000 and \$10,000 since the preceding Board meeting:

N/A

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Agenda Item #9 – Chair’s Announcements: There were no announcements.

Agenda Item #9b – Announce date and time of the next meeting: It was noted that the next meeting is scheduled to be held on Friday, September 19, 2014, at Southeastern Oklahoma State University, 1405 N 4th Ave, Durant, OK 74701.

Agenda Item #13 – Adjourn: There being no further business to come before the Board, Chair Sanner entertained a motion to adjourn.

Motion by Cunningham to adjourn the meeting. Second by Ley.

Affirmative Votes: Engelbach, Sanner, Ley, Cunningham Delametter and Manning.

The meeting was adjourned at approximately 11:16 AM.

Mike Sanner, Chair Date

ATTEST:

Jody Manning, Secretary Date

APPENDIX I**Actions Approved by the Executive Director
As of August 22, 2014****APPLICATIONS FOR CERTIFICATION (Successful Candidates):**

Lisa Ann Anderson
Calvin Bocanegra
Megan Carey Coldagelli
William Warren Geier
Misty Dawn Hauglund
Sean A. Madole
Jessica Ann McCollum
Jonathan D. McCune
Kathryn Gail Niskern
Kara Redding
Amy D. Reichenbach
Stephen Eugene Ridenour, Jr.
Matthew Wayne Russell
Luisana Saenz-Budd
Blanca K. Schmitz-Cole
Kyle John Steffensmeier
Mi Zhou

APPLICATIONS FOR RECIPROCAL CPA CERTIFICATES:

Mark S. Mlcak Jr. (Texas)
Cindy K Reynolds (Arizona)
Raylicia S. Spencer (New Mexico)
Helen Kathleen Stout (Arkansas)
Jordan Price Thompson (Arkansas)

APPLICATIONS FOR REINSTATEMENT OF CPA CERTIFICATES:

Sherree Amstutz	9005
Antwane Owens	14235

INITIAL FIRM REGISTRATIONS OF PROFESSIONAL CORPORATIONS:

Reed & Associates, CPAs, Inc. (Virginia)
Steven J. Huhn P.C.

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INITIAL FIRM REGISTRATIONS OF PROFESSIONAL LIMITED LIABILITY COMPANIES:

Carr, Riggs & Ingram, LLC (Alabama)
My CFO – My CPA, PLLC

REINSTATEMENT OF CPA PROFESSIONAL LIMITED LIABILITY COMPANIES:

Affordable Income Tax Services, PLLC
Christopher M Caldwell, CPA, PLLC

REINSTATEMENT OF CPA PROFESSIONAL CORPORATIONS:

Arthur W. Mires, Jr., P.C.
Crouch, Slavin & Company, P.C.
Danny L. Ventle, C.P.A., P.C.
Davis, Kinard & Co.
Elmore Tax & Accounting Services, P.C.
G. Ann Lee, C.P.A., P.C.
John Mason Company, Inc., A Professional Corporation
Logan & Associates LTD. P.C.
Walter Clouse Jr, CPA, PC

CERTIFICATES SURRENDERED BY REGISTRANTS:

CPAs:

No Longer Practicing in Oklahoma:

Jack Andreatta	6519	Issued January 17, 1983
James Ezzell	3466	Issued July 28, 1975
Michael Santicchia	14918	Issued September 29, 2000

No Longer Residing in Oklahoma:

Melody Maradiaga	17200	Issued January 18, 2012
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Retired:

Glen Earley	5054	Issued January 28, 1980
Richard Eden	1383	Issued February 1, 1960
Shiela Ford	7574	Issued July 26, 1984
Donald Hooten	2687	Issued May 17, 1972
Gregory Master	6116	Issued January 29, 1982
William Patten	4753	Issued March 9, 1979
Waymond Summers	6724	Issued January 17, 1983
Mary Toops	4129	Issued July 18, 1977
John Turnbow	3835	Issued July 19, 1976

DECEASED REGISTRANTS:**CPAs:**

Maxie Hoskins* 9196 Issued January 29, 1987

*Revocation rescinded. Registrant was deceased before revocation date.

INDIVIDUALS AUTOMATICALLY REVOKED AS A RESULT OF NON-COMPLIANCE WITH 68 O.S. § 238.1 AND 59 O.S. § 15.14:**CPAs:**

Cert No.	Name Revocation	Date
1770	RALPH WILLE	Aug 01, 2014
3393	RONALD ROBINSON	Aug 01, 2014
3627	STEVEN PHILIP FLOWERS	Aug 01, 2014
7409	JEFFERY STRONG	Aug 01, 2014
9458	CLIFFORD HOLMAN	Aug 01, 2014
12507	GREGORY JONES HOLDEN	Aug 01, 2014
16216	JOHN HERSCHEL MORGAN	Aug 01, 2014

***Note: The following firms were listed as Revoked on the July 18, 2014 activity list in error.**

Cross and Robinson, Certified Public Accountants, A Professional Corporation
Patricia M. Brandon, C.P.A., P.C. (Owner deceased)

Experience verification applications approved by the Executive Director as of August 22, 2014

Calvin D. Bocanegra
Whitney M. Buck
Aleena N. Chaudry
Jeffery M. Hambrice
Sarah E. Johnson
SunYoung Kim
Jonathan D. McCune
Sean Madole
Kathryn G. Niskern
Kara Marie Redding
Layne Smith

Non-CPA Verifier

Sarah M. Rector (partial non-CPA experience)

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