

PUBLIC SESSION MINUTES
North Carolina State Board of CPA Examiners
August 20, 2018
1101 Oberlin Road
Raleigh, NC 27605

MEMBERS ATTENDING: L. Samuel Williams, Jr., CPA; President; Jeffrey J. Truitt, Esq., Vice President; Arthur M. Winstead, Jr., CPA, Secretary-Treasurer; Cynthia B. Brown, CPA; Justin C. Burgess; Wm. Hunter Cook, CPA, and Michael H. Womble, CPA.

STAFF ATTENDING: Robert N. Brooks, Executive Director; David R. Nance, CPA, Deputy Director; Frank Trainor, Esq., Staff Attorney; Lisa R. Hearne, Communications Manager; Jean Marie Small, Professional Standards Specialist; Buck Winslow; Licensing Manager; and Noel L. Allen, Esq., Legal Counsel.

GUESTS: Sharon Bryson, CEO, NCACPA; Mark Sotichack, CPA, COO, NCACPA; Amelia Hodges, Director of Professional Development, NCACPA; Amin Ainolhayat, CPA, NCACPA; Michael S. Massey, CPA; Gary R. Massey; CPA; Rachel Massey; Amy Womble; and Sgt. J.A. Stokes, Raleigh Police Department.

CALL TO ORDER: President Williams called the meeting to order at 10:00 a.m.

MINUTES: The minutes of the July 23, 2018, meeting were approved as submitted.

FINANCIAL AND BUDGETARY ITEMS: The July 2018 financial statements were accepted as submitted.

NATIONAL ORGANIZATION ITEMS: Mr. Brooks provided an update on the CPA Pathways as reported from the NASBA Board of Directors meeting in July 2018.

Messrs. Cook and Winstead moved to approve the draft NASBA Focus Questions as presented and reviewed. Motion approved.

STATE AND LOCAL ORGANIZATION ITEMS: President Williams appointed Messrs. Cook, Winstead, and M. Massey to serve on the Board/NCACPA Joint Task Force on Continuing Professional Education rules. The members to serve from the NCACPA are Joan Pharr, Jonathan Kraftchick, and Robin Thomas.

Messrs. Cook and Winstead moved to approve the 2018 Record Retention and Disposition Schedule from the Division of Archives and Records. Motion passed.

REPORT OF THE PROFESSIONAL STANDARDS COMMITTEE: Ms. Brown moved and the Board approved the following recommendations of the Committee:

Case No. C2018019 - Barton W. Baldwin - Ms. Brown and Mr. Winstead moved to approve the signed Consent Order. Motion passed with seven (7) affirmative votes and zero (0) negative votes (Appendix I).

Case No. C2018030 - Karen Elizabeth Palczuk - Approve the signed Consent Order (Appendix II).

Case No. C2017261 - Close the case without prejudice with a Letter of Warning and pay a five-hundred dollar (\$500.00) administrative cost.

Case Nos. C2018028 and C2018041 - Close the cases without prejudice.

Case No. C2018042 - Close the case without prejudice.

Case No. C2018120 - Close the case without prejudice.

Case No. C2018211 - Close the case without prejudice.

REPORT OF THE PROFESSIONAL EDUCATION AND APPLICATIONS COMMITTEE: Mr. Burgess moved and the Board approved the following recommendations of the Committee:

Transfer of Grades Applications - The Committee recommended that the Board approve the following:

Christopher Jacob Okrasinski

Original Certificate Applications - The Committee recommended that the Board approve the following:

Daniel Duncan Ambrose
Timothy Michael Baynes
Brandon Windsor David Blackerby
Rosalind Brandt Brownback
Julie Ward Byrum
Xiaoyun Q. Casella
Michael Dana Cento
Adam Harris Dailey
Daniel Edward Dapkiewicz
Charles Joseph DelPapa
Taylor Michelle Edge
John Simmons Fallaw

Caroline Hill Ficklen
Garrett Alan Gidlow
Kelly Ann Gooderham
Nathaniel Richard Harnden
Kelly Louise Vander Heide
Autumn Leigh Hester
Courtney Beth Hickland
Ethan Robert Howell
Alex Hunt
Emily Corinne Jones
Michael Joseph Kentfield
Charles Harris Lehrman

Hona Kim Moore
Luke John Morris
Patrick Joseph Munchel
Christopher Jacob Okrasinski
Richard William Parrish
Meghan Elizabeth Peddycord
John Gaillard Perez
Ulysses Musashi Peterson
James Clifford Post

Tina Marie Preslar
Raven Symone Simon
Taylor Bradford Stewart
Courtney Blair Stroud
Christopher Richard Taggart
Sarah Osborne Thomas
Phillip Aaron Walker
Bailey Nicole Wilhelm

Reciprocal Certificate Applications - The Committee recommended that the Board approve the following:

Daniel Joseph Harris
Sarah Jane Krasnecky

Vineet Vijay Naik
Michele Marie Pratt

Temporary Permits - The Committee recommended that the Board approve the following temporary permits that were approved by the Executive Director:

Shaina Katherine Spears, T10548
Caryn B. Giblin, T10549
Christopher Brian Haile, T10550
David Ryan Anderson, T10551
Karl H. Graf, T10552
Jeffrey Alan Crawford, T10553
Derek Allen Bungard, T10554
Megan Jane Clayton, T10555
Catherine Lucille Daubek, T10556
Sharlemagne B. Cook, T10557
Mischa Freystaetter, T10558
Lauren Elizabeth Plowman, T10559
Vinamra Sawhney, T10560
Tathiana Anayanci Jones, T10620
Shawaunna O'Kara Middleton, T10621
Darius Shawn Edwards, T10622
Christopher Donald Callahan, T10623

Tyrone Sherard Williamson, T10624
Dennis Lee Anderson, T10625
Andrew James Bosserman, T10626
Kimberly Ann Maples, T10627
David Edward Wilson, T10628
Anthony T. Fragnito, T10629
Celina Sasha Haver, T10630
Daniel Aaron Johnston, T10631
Krystina Lynn Rusch, T10632
Chad Alan Barba, T10633
Julie Boyd Barba, T10634
Matthew Reid Getzoff, T10635
Siobain Caitlyn McIlvain, T10636
Rebecca Nicole Acevedo, T10637
Alexander Baldwin Ivancic, T10638
William Leo O'Mara, T10639

Reinstatements - The Committee recommended that the Board approve the following:

Margaret Haleen Conerly, #28545
David William Fisher, #32014
Anna Katherine Kinast, #39565

Drew Parson Phillips, #39740
Peter James Wilkinson, #27709

Reissuance of New Certificate - The Committee recommended that the Board approve the following applications for reissuance of new certificate:

Amy Ruth Moore Benjamin, #27387

Christina Louise Washburn, #23701

Reissuance of New Certificate and Consent Agreement - The Committee recommended that the Board approve the application for reissuance of new certificate and consent agreement submitted by Michael Charles Azzarita, #26192.

Examinations -The Committee recommended that the Board approve the following staff-approved applicants to sit for the Uniform CPA Examination:

Stone Alexander	Alexandra Consiglio
William Alexander	Rose Cossuto
Timothy Alford	Carliza Crawmer
Matthew Andrade	Jenifer Crocco
William Austin	Lindsay Crook
Margaret Baird	Ivory Cunningham
Richard Baird	Steven Davidson
Ina Balentine	Charles Davis
Jessica Barton	Eliza Davis
Jonathan Barwick	Morgan Deans
Beth Baumunk	Matthew Deas
Emily Bedsole	Dwayne Dowden
Josie Below	Danielle Doyle
David Belsinger	Julie Drahushuk
Leslie Blazeovich	Allison Ducote
Christie Bonacci	Kerrie Dunstan
Julianna Bond	Shannon Earp
Jennine Brazell	William Ellis
Alexandra Briggs	Nikeya Elmore
Christine Buchanan	Sean Fitzgerald
Penny Buckner	Marcela Florez
Connor Buker	Joanne Foster
Leigh Bulluck	Kristin Franklin
Carlton Bunn	Toni Frizzelle
Nathaniel Bush	Heather Fullagar
Spencer Caldwell	James Gaffney
Thomas Camp	Rafaela Gaines
Veaceslav Capatina	Gregory Gehsmann
Alan Cardoso	Janeane Gibson
Trevor Carr	Josue Gomez-Magana
Henry Chao	Jenna Goodall
Knakia Cole	Valerie Greene
Lenvil Coltrane	Ashley Hackett

Chelsi Haefele
Renee Hajdas
Tyler Hardy
Tara Hartman-Gud
Elissa Harvey
Susan Haskins
Tyler Hawley
Autumn Hayes
Daniel Healy
Rachael Hendershott
Sarah Hicks
Mitchell Hill
Leigh Hooker
Jeffrey Houston
Jacquelynn Huckert
Candace Hughes
Maria Ivanova
Samantha Jacobs
Nicholas Jermyn
Edwin Jimenez
Michael Johnsen
Rebecca Johnson
Tevin Jones
Joel Kappeler
Mike Kataria
Samantha Kattan
Timothy Kearns
Melissa Keen
Elizabeth Kelly
Iryna Kharlamova
Paul Kim
Meisha King
Robert Kocur
Yevgeniy Kornikh
Christopher Ladner
Vijay Lakhian
Tara Larach
Kristen Lee
Steven Leerberg
Mary Lennon
Jodi Lewis
Shontrail Lewis
Marcus Lockamy
Loretta Long
Erica Love

Matthew Mahler
James Marlowe
Edward Martin
Kaitlyn Martin
Mark Martines
Diana Martinez
Jonathan Mauldin
Sean McGrath
Marques McPhail
Matthew Mercurio
Tyree Minner
Joshua Minor
Erin Mirante
Paul Modzelewski
Matthew Morefield
April Morris
Peter Mungai
Janet Murphy
Matthew Murphy
Benjamin Myers
Karen Nicholas
Kide Nnadike
Tracy Nolan
Brittany Noles
William Oden
Clare Orsega
Joseph Pantuso
Punam Patel
Holly Perry
Andrew Perryman
Olivia Petkau
Michael Poehler
Matthew Pope
Kaitlyn Porter
Stephanie Potter
Emily Price
Zachary Quickel
Kevin Quinn
Charlene Reaves
Justin Reeves
Brooke Richey
Sara Robinson
Kyle Rogers
Autumn Rubio
Jessica Saggus

Diana Said
Joel Schram
Hannah Seipel
Kornravee Sintavanon
Zachary Smathers
Jordan Smith
Keegan Smith
ShaQuita Smith
Mabel Soe
Spencer Stamey
Alicia Starnes
Jordan Starnes
Nathan Steger
Samantha Stevens
Zachary Stevens
Tiffany Tadlock
Usama Tariq
Colin Taylor
Yosef Teffera
Madison Thompson
Laura Tosti
James Trevett
Jonathan Troutman

Bat-Ulzii Tumur-Ochir
William Turlington
Andrew Underwood
Dulce Urquiza
Molly Van Der Poel
Shannon Vance
Eric Vandermeiden
Andrew VanderSchaaf
Dallas Warren
Elizabeth Warren
Roger Warren
Troy Warren
Joshua Waters
Angela Webster
Samuel Weldon
Jacob Wemyss
Angell Wescott
Tara White
Ryan Williams
Caitlin Yench
Raven Yount
Peter Zuvich

Firm Renewal and Peer Review Matters - The firms listed below have not submitted a renewal or termination notice more than 120 days after the firm registration renewal deadline. Staff recommended referral to the Professional Standards Committee. The Committee recommended that the Board approve staff recommendation:

Mickey W. Conner, CPA, #18898
Laura W. DuBose, CPA, #29898
Faircloth, Chestnutt & Company, LLP
William Marshall Faircloth, #7216
Field, CPA
William Howard Field, #16422
FLACKMAN, GOODMAN & POTTER,
PROFESSIONAL ASSOCIATION
Domenick C. Saglimbeni
Fredrick M. Gipson, PC
Fredrick Martin Gipson, #29859

McCarty CPA PLLC
Jonathan Michael McCarty, #29917
McDermott, CPA, PLLC
James McDermott, #38103
Megan Schuler CPA, #40408
John F Stevens CPA PLLC
John Francis Stevens, #22209
MW Varga, CPA, PLLC
Matyas Varga, #41464
Wiebel, Hennells & Carufe, P.A.
Scott David Hennells

Miscellaneous - Staff requested guidance regarding Exam and license applicant background checks. Staff recommended that the moral character wording on applications be changed to remove an exclusion for non-criminal traffic infractions. The Committee recommended that the Board approve staff recommendation.

RESOLUTIONS: President Williams read and presented Resolutions thanking Cynthia B. Brown, CPA (Appendix III); Justin C. Burgess (Appendix IV); and Michael H. Womble, CPA (Appendix V); for their service to the Board and the citizens of North Carolina. President Williams also presented Ms. Brown, Mr. Burgess, and Mr. Womble each with a plaque from the Board for their service.


OATHS OF OFFICE: Gary R. Massey, CPA; and Michael S. Massey, CPA; were sworn the Oath of Office by President Williams.

EXECUTIVE STAFF AND LEGAL COUNSEL REPORT: The monthly operational metrics and the Executive Staff report were provided.

ADJOURNMENT: Messrs. Cook and Winstead moved to adjourn the meeting at 10:42 a.m. Motion passed.

Respectfully submitted:

Attested to by:



Robert N. Brooks
Executive Director



L. Samuel Williams, Jr., CPA
President

NORTH CAROLINA
WAKE COUNTY

BEFORE THE NORTH CAROLINA STATE BOARD OF
CERTIFIED PUBLIC ACCOUNTANT EXAMINERS
CASE #: C2018019

IN THE MATTER OF:
Barton W. Baldwin, CPA, #10804
Respondent

CONSENT ORDER

THIS CAUSE, coming before the North Carolina State Board of CPA Examiners ("Board") at its offices at 1101 Oberlin Road, Raleigh, Wake County, North Carolina, with a quorum present. Pursuant to N. C. Gen. Stat. § 150B-41, the Board and Respondent stipulate to the following:

1. Barton W. Baldwin, (hereinafter "Respondent") is the holder of North Carolina certificate number 10804 as a certified public accountant. Respondent was first issued a certificate in North Carolina on April 28, 1978 and has no prior discipline.
2. The Board received a third-party complaint (herinafter "Complaint") alleging that Respondent had not timely returned client-provided records during a peer review engagement.
3. The Complainant had engaged Respondent to perform a peer review of her firm.
4. Respondent came to Complainant's firm on November 14 and November 15, 2017, to conduct a peer review of her firm.
5. Respondent took physical possession of one of Complainant's audit files to complete the peer review.
6. The written peer review was completed, signed, and dated by Respondent on November 29, 2017.
7. Complainant requested Respondent return her audit file on December 11, 2017.
8. Complainant and Respondent exchanged e-mail communications on January 29 and 30, 2018 about the return of the audit file.
9. The Board received a Complaint on or about January 31, 2018.

Consent Order - 2

Barton W. Baldwin, CPA

10. On or about February 1, 2018, Respondent returned the audit file to Complainant via expedited mail, prior to the Board issuing any notice of the complaint to Respondent.
11. Complainant received the audit file from Respondent on February 3, 2018, 54 days after her initial request to return the audit file.
12. The Complaint is governed by the Board's Rules of Professional Standards and Conduct, specifically 21 NCAC 08N .0305 (hereinafter "Client Records Rule") regarding the retention of client records. Subsection (a) of the Client Records Rule provides as follows:

A CPA shall return client-provided records in the CPA's custody or control to the client at the client's request. Client-provided records are accounting or other records, including hardcopy and electronic reproductions of such records, belonging to the client that were provided to the CPA by, or on behalf of, the client.

13. The Client Records Rule further provides, in subsection (h), that;

A CPA who is required to return or provide records to the client shall comply with the client's request as soon as practicable, but no later than 45 days after the request is made.

14. Respondent wishes to resolve this matter by consent and agrees that the Board staff and counsel may discuss this Consent Order with the Board *ex parte*, whether or not the Board accepts this Consent Order as written. Respondent understands and agrees that this Consent Order is subject to review and approval by the Board and is not effective until approved by the Board at a duly constituted Board Meeting.


BASED upon the foregoing, the Board makes the following Conclusions of Law:

1. Respondent is subject to the provisions of Chapter 93 of the North Carolina General Statutes and Title 21, Chapter 08 of the North Carolina Administrative Code, including the Rules of Professional Ethics and Conduct promulgated and adopted therein by the Board.
2. Respondent failure to provide Complainant's audit file upon request as soon as practical and more than 45 days after her initial request constitutes a violation of 21 NCAC 08N .0305.
3. Per N.C. Gen. Stat. 93-12(9) and with Respondent's consent, Respondent is subject to discipline set forth below.

Consent Order - 3
Barton W. Baldwin, CPA

BASED on the foregoing and in lieu of further proceedings, the Board and Respondent agree to the following Order:

1. Respondent is censured.

CONSENTED TO THIS THE 24th DAY OF July, 2018
(Day) (Month) (Year)

Respondent, Barton W. Baldwin, CPA

APPROVED BY THE BOARD THIS THE 20 DAY OF AUGUST, 2018
(Day) (Month) (Year)

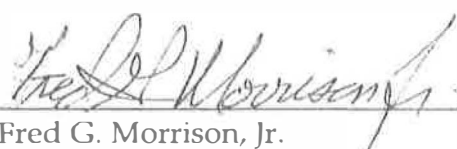
NORTH CAROLINA STATE BOARD OF CERTIFIED
PUBLIC ACCOUNTANT EXAMINERS



BY: 
President

The undersigned presided at a mediated settlement conference held in his matter, 18 CPA 03916, pending before the Office of Administrative Hearings, pursuant to a notice issued on July 5, 2018, and recommends the approval of the proposed consent order to the North Carolina State Board of Certified Public Accountant Examiners.

This the 24th day of July, 2018


Fred G. Morrison, Jr.
Senior Administrative Law Judge

NORTH CAROLINA
WAKE COUNTY

BEFORE THE NORTH CAROLINA STATE BOARD OF
CERTIFIED PUBLIC ACCOUNTANT EXAMINERS
CASE #C2018030

IN THE MATTER OF:
Karen Elizabeth Palczuk, #15882
Respondent

CONSENT ORDER

THIS CAUSE, coming before the North Carolina State Board of CPA Examiners ("Board") at its offices at 1101 Oberlin Road, Raleigh, Wake County, North Carolina, with a quorum present. Pursuant to N. C. Gen. Stat. § 150B-41, the Board and Respondent stipulate to the following:

1. Karen Elizabeth Palczuk (hereinafter "The Respondent"), was the holder of North Carolina certificate number 15882 as a Certified Public Accountant.
2. The Respondent informed the Board on her 2016-2017 individual certificate Renewal ("Renewal") that between January 1, 2015, and June 30, 2016, she had obtained the requisite forty (40) hours of continuing professional education ("CPE") to meet the 2015 CPE requirements.
3. Based on the Respondent's representation, the Board accepted her Renewal.
4. The Board staff requested that the Respondent provide certificates of completion for the CPE reported to meet her 2015 requirements.
5. The Respondent was unable to provide any documentation in support of the forty (40) hours of the 2015 CPE hours, including ethics, that she claimed on her 2016-2017 annual renewal.
6. The Respondent wishes to resolve this matter by consent and agrees that the Board staff and counsel may discuss this Consent Order with the Board *ex parte*, whether or not the Board accepts this Consent Order as written. The Respondent understands and agrees that this Consent Order is subject to review and approval by the Board and is not effective until approved by the Board at a duly constituted Board Meeting.

Consent Order - 2
Karen Elizabeth Palczuk

BASED upon the foregoing, the Board makes the following Conclusions of Law:

1. The Respondent is subject to the provisions of Chapter 93 of the North Carolina General Statutes and Title 21, Chapter 08 of the North Carolina Administrative Code, including the Rules of Professional Ethics and Conduct promulgated and adopted therein by the Board.
2. The Respondent's actions as set out above constitute violations of 21 NCAC 08N .0202(a), .0202(b)(3), and .0202(b)(4).
3. Per N.C. Gen. Stat. § 93-12(9), 93-10(b) and also by virtue of the Respondent's consent to this order, the Respondent is subject to the discipline set forth below.

BASED on the foregoing and in lieu of further proceedings, the Board and the Respondent agree to the following Order:

1. The Respondent's failure to provide adequate documentation of CPE renders the Renewal insufficient and untimely. The Respondent's failure to adequately renew her certificate results in a forfeiture pursuant to N.C. Gen. Stat. § 93-12(15).
2. The Respondent must return her certificate to the Board within fifteen (15) days of her receipt of the Board's notification of its approval of this Consent Order.
3. The Respondent may apply for the reissuance of her certificate after one (1) year from the date the Board approves this Consent Order as long as the civil penalty required in number five (5) of this Order has been timely received by the Board.
4. The Respondent may apply to return her certificate to active status by submission and approval of a reissuance application which includes:
 - a. Application form,
 - b. Payment of the application fee,
 - c. Three (3) moral character affidavits, and
 - d. Eighty (80) hours of CPE in the twelve (12) months preceding the application including an eight (8) hour accountancy law course as offered by the North Carolina Association of CPAs.

Consent Order - 3
Karen Elizabeth Palczuk

5. The Respondent shall pay a one thousand dollar (\$1,000) civil penalty, to be remitted to the Board prior to submitting a reissuance application.
6. The Respondent agrees that failure to timely comply with any terms of this agreement and Consent Order shall be deemed sufficient grounds for revocation of her certificate.

CONSENTED TO THIS THE 10th DAY OF AUGUST, 2018.
(Day) (Month) (Year)

Karen Palczuk
Respondent

APPROVED BY THE BOARD THIS THE 20 DAY OF AUGUST, 2018
(Day) (Month) (Year)

NORTH CAROLINA STATE BOARD OF CERTIFIED
PUBLIC ACCOUNTANT EXAMINERS



BY:

M. Williams Jr.
President

North Carolina State Board of Certified Public Accountant Examiners



Resolution

Whereas, Cynthia B. Brown, CPA, has served as a member of the North Carolina State Board of Certified Public Accountant Examiners since 2015;

Whereas, during her tenure, she served as Vice President of the Board;

Whereas, during her tenure, she served as a member of the Executive Committee;

Whereas, during her tenure, she served as a member of the Professional Standards Committee;

Whereas, during her tenure, she served as Chair of the Professional Standards Committee;

Whereas, during her tenure she has faithfully and tirelessly served as a leader in the profession and is an eloquent spokesperson for the best interests of the public and the profession;

Be It Therefore Resolved that the members of the North Carolina State Board of Certified Public Accountant Examiners thank Cynthia B. Brown, CPA, for her dedicated service, her personal sacrifice to serve the public interest, and her leadership to the Board.

This the 20th day of August 2018.

*North Carolina State Board of
Certified Public Accountant Examiners*

A handwritten signature in black ink, appearing to read "L. Samuel Williams, Jr.", written over a horizontal line.

L. Samuel Williams, Jr., CPA, President



*North Carolina State Board of
Certified Public Accountant Examiners*



Resolution

Whereas, Justin C. Burgess, has served as a member of the North Carolina State Board of Certified Public Accountant Examiners since 2015;


Whereas, during his tenure, he served as a member of the Professional Education and Application Committee;

Whereas, during his tenure he has faithfully and tirelessly served as a leader in the profession and is an eloquent spokesperson for the best interests of the public and the profession;

Be It Therefore Resolved that the members of the North Carolina State Board of Certified Public Accountant Examiners thank Justin C. Burgess, for his dedicated service, his personal sacrifice to serve the public interest, and his leadership to the Board.

This the 20th day of August 2018.

*North Carolina State Board of
Certified Public Accountant Examiners*



L. Samuel Williams, Jr., CPA, President



North Carolina State Board of Certified Public Accountant Examiners



Resolution

Whereas, Michael H. Womble, CPA, has served as a member of the North Carolina State Board of Certified Public Accountant Examiners since 2012;

Whereas, during his tenure, he served as President and Vice President of the Board;

Whereas, during his tenure, he served as a member and Chair of the Executive Committee;

Whereas, during his tenure, he served as a member and Chair of the Professional Standards Committee;

Whereas, during his tenure he served as Chair the Personnel Committee;

Whereas, during his tenure, he served as Chair of the Communications Committee;

Whereas, during his tenure he has faithfully and tirelessly served as a leader in the profession and is an eloquent spokesperson for the best interests of the public and the profession;

Be It Therefore Resolved that the members of the North Carolina State Board of Certified Public Accountant Examiners thank Michael H. Womble, CPA, for his dedicated service, his personal sacrifice to serve the public interest, and his leadership to the Board.

This the 20th day of August 2018.

North Carolina State Board of
Certified Public Accountant Examiners

A handwritten signature in black ink, appearing to read "L. Samuel Williams, Jr.".

L. Samuel Williams, Jr., CPA, President

