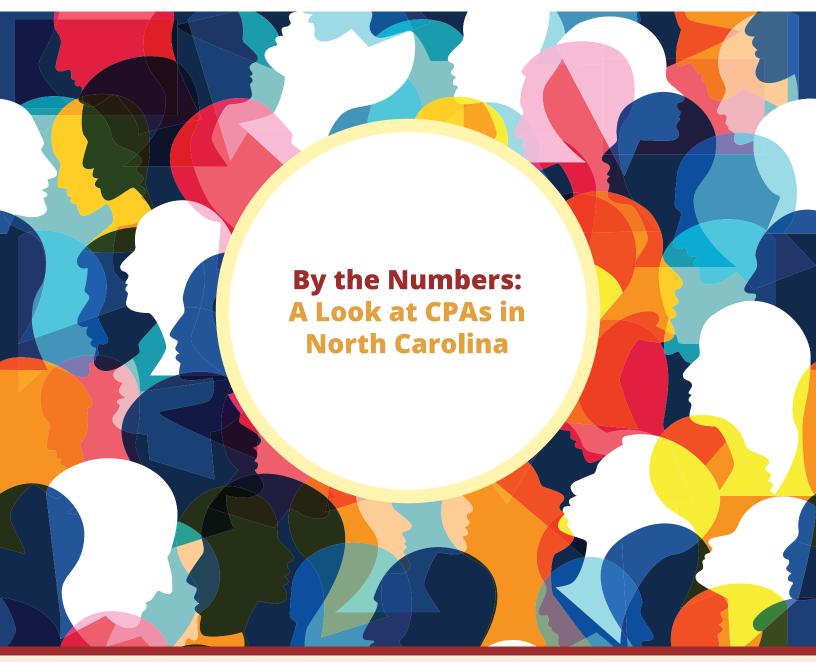


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Raleigh NC 27605-2827



DISCIPLINARY ACTION

Pursuant to NCGS 93-12(9), "any disciplinary action taken [by the Board] shall be in accordance with the provisions of Chapter 150B of the General Statutes. The clear proceeds of any civil penalty assessed under this section shall be remitted to the Civil Penalty and Forfeiture Fund in accordance with G.S. 115C-457.2." NCGS 115C-457.1(b) states, "The Fund shall be administered by the Office of State Budget and Management. The Fund and all interest accruing to the Fund shall be faithfully used exclusively for maintaining free public schools."

JAMES KELLY McCLELLAN, #26599 | MOYOCK, NC

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 the Respondent stipulate to the following:

- James Kelly McClellan, CPA (hereinafter "Respondent"), is the holder of North Carolina certificate number #26599 as a Certified Public Accountant.
- 2. The Board received a complaint from one of the Respondent's clients ("Complainant") alleging, among other things, that the Respondent ceased communicating with her.
- 3. The Complainant requested a copy of her file on March 14, 2023.
- 4. The Respondent did not fulfill that request until March 28, 2024.
- 5. 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.

BASED UPON THE FOREGOING, the Board makes the following Conclusions of Law:

- 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. Per 21 NCAC 08N .0305(h), 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."
- 3. The Respondent's failure to provide the Complainant's records within 45 days after March 14, 2023, constitutes a violation of 21 NCAC 08N .0305.
- 4. Per N.C. Gen. Stat. §93-12(9), 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, James Kelly McClellan, CPA, is hereby censured.
- 2. The Respondent shall pay a one thousand dollar (\$1,000) civil penalty, to be remitted to the Board with this Consent Order.



The information below is general information about billing clients who have declared bankruptcy. It is not legal advice and is not binding on the Board.

- **Q.** I have a client who has not paid me for the work I did for them, even though I have been billing them for months. I found out that they declared bankruptcy last month. Can I keep billing them?
- A. Once your client declares bankruptcy, an automatic stay is imposed. This is an injunction that immediately halts lawsuits, foreclosures, garnishments, and all collection activity against the debtor.

It's important to understand that there can be severe penalties for individuals who violate the automatic stay and attempt to collect fees from clients who have declared bankruptcy.

Instead of continuing to send invoices, it's highly recommended that you consult the bankruptcy courts and consider retaining an attorney to obtain relief from that stay. For more information, visit <u>Bankruptcy Basics</u> <u>United States Courts (uscourts.gov)</u>.

Board Member Spotlight: Mickey Payseur, CPA

D. Michael (Mickey) Payseur, CPA, a North Carolina CPA since 1976, was appointed to the Board in 2022. He is a member of the Professional Standards Committee, the Investment Committee, and the Strategy Committee and a past member of the Professional Education & Applications Committee. Mr. Payseur is a member of the NCACPA and AICPA, and serves on NASBA's Enforcement Resources Committee.

Why did you want to serve on the State Board of CPA Examiners? I became a CPA 48 years ago and remember thinking I would like to be on the State Board someday. As a young CPA, I was impressed with the Board's responsibility to protect the public. Over these many years, my respect for this Board has only increased. Becoming a member of this Board has helped me to understand the Board's mission better. I am honored to serve on the Board.

What would you like people to know about the Board? I did not know any of the Board members when I was appointed, but I quickly developed a great respect for everyone. Each of the Board members is very sincere about the Board's work. Our Board is fortunate to have a staff of experienced and talented people providing us with the information we need.

What advice would you give a CPA just starting in the profession? I have always been proud to be a CPA; I am just as proud now as I was when I first became a CPA. Becoming a CPA can give you a professional career that can take you anywhere you want to go. The CPA certificate is highly respected and can open many doors. The experience you gain from working as a CPA gives you skills that are in demand and can be valuable in various industries and situations.

Where do you work, and what is your job title? Presently, I am the sole owner of D. Michael Payseur, CPA. I retired as a Partner of Butler & Stowe, located in Gastonia, NC, and was previously the Managing Partner. I continue to be a consultant to Butler & Stowe.

What's the most exciting part of your job? Taking on a task for a client in need of help.

What motivates you at work? Knowing that every day presents new challenges. Public accounting provides a daily variety of challenges in meeting the needs of clients.

What's something you find challenging about your work? The constant change that affects what we do as CPAs.

Do you have any mentors in your professional life? Over the years, many people have significantly influenced my life and career; I will mention two. The first was Professor Raymond M. Strunk, a professor of accounting at Lenoir-Rhyne College (now University) for many years. He was a gifted teacher and always presented himself as the "ethical professional."

The second was J. Edward Stowe, CPA, who hired me at Butler & Stowe and taught me how to provide professional services to people.



Why did you choose accounting? If you were not a CPA, what career would you choose? I was sure I wanted to be a CPA when I was in high school. I was drawn to it because it was the "language of business." A language that not everyone could understand. I was also drawn to it because I knew two men in my hometown of Cherryville who were accountants who were role models for me. I really have no idea what I would be if I were not a CPA. I cannot imagine doing anything else.

What kind of music do you like? What's the best concert you've attended? Beach music is my favorite, along with all the music of the '60s and early '70s. Best concerts were the original Temptations and Chairman of the Board (with General Johnson).

Do you have any hobbies? I enjoy surf fishing at the coast, baseball, cars, and music. Friends and family are very important to me, especially my six grandchildren.

Which historical figure would you most like to meet and why? I would like to meet Winston Churchill because he was such a strong leader. I enjoy his many quotes, which are filled with passion and wisdom.

What is the number one item on your bucket list? I love good Westerns, and my favorites are Tombstone and Rio Bravo. I want to visit Tombstone, Arizona--the location of the gunfight at OK Corral.

What is the best piece of advice you have received? My dad told me always to be early for work and give my employer a full day's work.

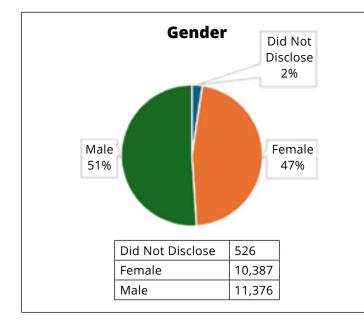
Is there a quote that is meaningful to you in some way? Winston Churchill's "The price of greatness is responsibility." I grew up a baseball fan and a big fan of the New York Yankees. I am named after Mickey Mantle, who was my favorite player, but I am also a big fan of Yogi Berra. Most people know of the Yogi-isms, and I enjoy many of his quotes. One of my favorites is, "I'm not going to buy my kids an encyclopedia. Let them walk to school like I did."

By the Numbers: A Look at CPAs in North Carolina

By: David R. Nance, CPA, Executive Director

For many years, the Board has asked North Carolina CPAs to provide information about residency, occupation, and area of concentration on the CPA license application and annual certificate renewal. In 2022, questions about gender and ethnicity were added.

Although answering the questions about gender and ethnicity is not mandatory (there is an "I do not wish to disclose" option), the information provided allows the Board to capture a snapshot of the changing demographics in the profession.



The information is not provided to outside users except in a summary format that does not include personally identifiable information.

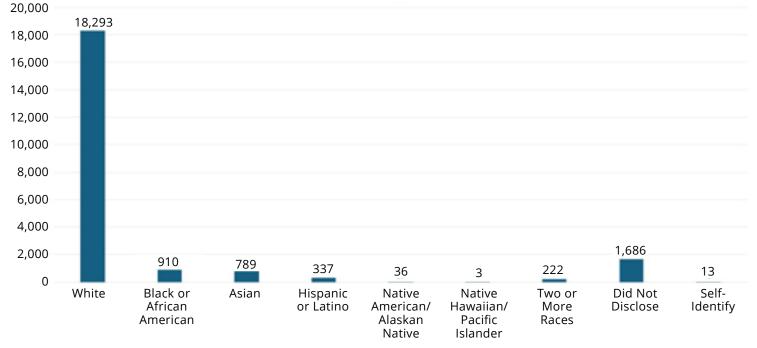
The Board and I hope you find the charts and graphs below and on the following pages informative. All information was self-reported by North Carolina's active CPAs--22,289 as of late August 2024.

If you have questions or comments about the information please contact me at <u>dnance@nccpaboard.gov</u>.

	2023	2024	% Change
White	18,194	18,293	0.54%
Black or African American	886	910	2.71%
Asian	750	789	5.20%
Hispanic or Latino	298	337	13.09%
Native American/Alaskan Native	33	36	9.09%
Native Hawaiian/Pacific Islander	4	3	-25.00%
Two or More Races	213	222	4.23%
Did Not Disclose	1,813	1,686	-7.00%
Self-Identify	12	13	100%

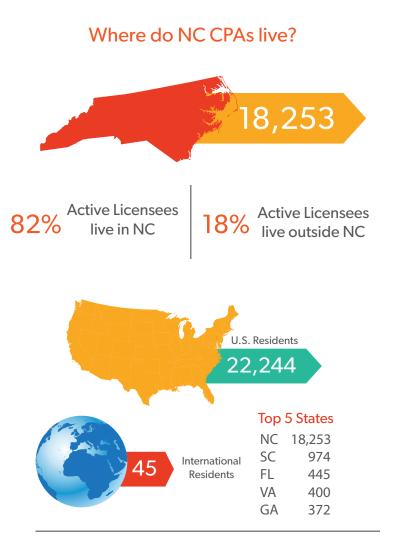
Ethnicity

Ethnicity



North Carolina State Board of Certified Public Accountant Examiners

By the Numbers: A Look at CPAs in North Carolina



What type of certificates do NC CPAs have?

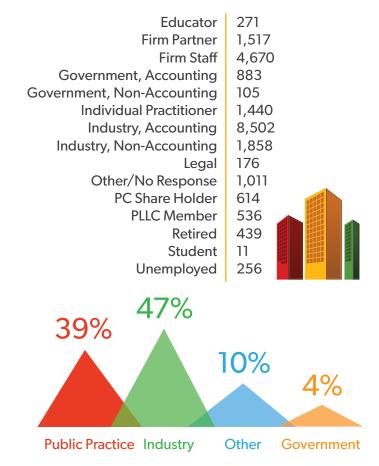


Original NC Certificates Total: 16,779

76%

Reciprocal Certificates Total: 5,510 24%

Where do NC CPAs work?



What type of jobs do NC CPAs focus on?

638

1,111

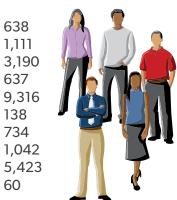
637

138

734

60

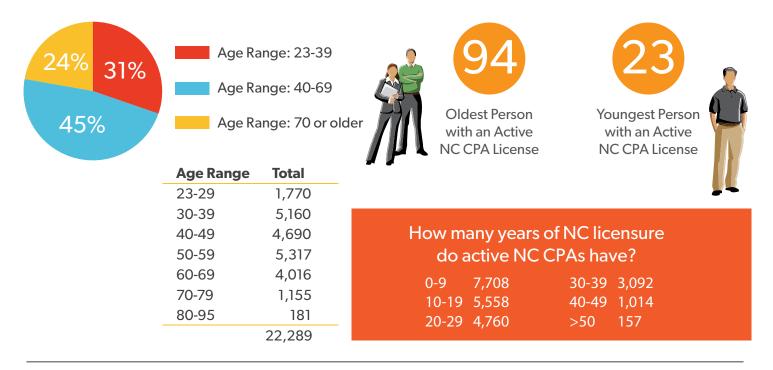
Administration **Advisory Services** Auditing **Financial Planning General Accountancy** Law Non-Accounting Other Taxation No Response



North Carolina State Board of Certified Public Accountant Examiners

By the Numbers: A Look at CPAs in North Carolina

How old are active NC CPAs?



CPA CERTIFICATES ISSUED

The Board is pleased to announce that it approved the following individuals for CPA licensure on August 19, 2024:

Apeksha Agrawal Julie L. Armel Gardner McLean Atkinson Matthew Thomas Boyes Blake Evan Buffaloe Manuel Alexander Carreno Grace Isabel Castaneda Darby Baysden Cayson Aaron Benjamin Choi George M. Cleland V Alyssa Jane Core Hadley Blake Daniel Timothy Brevard Dillon **Christian Stone Douglas** Jackson S. Dye Ronald J. Eagar Matthew Wayne Finney Abigail Elizabeth Gration Allison Marie Griffin

Rachel Catherine Grote Andrew Terry Hall Matthew Lee Helms Blake Allen Hicks Mary Joy Houghton Thomas Mitchell Hudson Ndidi Ayesha Israel Claire Kathleen Jackson Michael Jonathan Jara Dawn Marie Johnson Anil Kumar Steven Joseph Mack Ryan Lee Macy John Joseph Nadaskay Jr. Chad Daniel Nagel Meghan Marie Nelson Merilee Ann Newman Luke Hunter Newquist Howard Lars Nilson III

Jonah Michael O'Brien Kevin Ohuoba Jordan Paige Parks Anna Rose Pickard Teresa K. Posey-Kazaglis Herbert Ellwood Pray V Levi Brady Pruett Matthew James Raynor Sara Raza Kevin Tyler Reid Allie Michelle Richards Melissa Lowery Ross Jamison Lauderdale Russ Andrew Richard Ryder Ahmad Saleem Bruce Edward Sawyer Jr. Ionathan David Sharon William Thomas Speight Norbert Sporbeck

Paola C. Arbulu Stewart Julia Isabelle Stocklin Jeffrey Martin Streyle Fakhar E Haider Syed **Christopher Powell Thornton** Sarah Rose Tierney Suzanne Renee Trainor Vanessa Rose Versandi Jack Andrew Weber Kody Ray Wilder Margaret R. S. Wolpert Jessica Catherine Woolfe Matthew Ryan Yatovitz William Jarrett Yerkes IV Roger Lee Yost II Xinyue Zhang Meghan Lindsay Zuzolo

CPA EXAM TESTING AND SCORE RELEASE DATES

All dates are tentative and subject to change. For official testing & score release dates, check the <u>AICPA website</u>. For score release notifications, please follow <u>@NASBA on X (Twitter)</u>.

2024						
Exam Section	Testing Dates	lf the AICPA Receives Your Exam Data File By*:	Your Target Score Release Date Is:			
Core Sections						
AUD, FAR, REG	07/01/2024-09/25/2024	09/25/2024	10/31/2024			
	10/01/2024-12/26/2024	12/26/2024	01/29/2025			
Discipline Sections						
BAR, ISC, TCP	07/01/2024-07/31/2024	07/31/2024	09/10/2024			
BAR, ISC, TCP	10/01/2024-10/31/2024	10/31/2024	12/10/2024			
		2025				
	Cor	e Sections**				
	01/01/2025-01/23/2025	01/23/2025	02/07/2025			
AUD, FAR, REG	01/24/2025-02/14/2025	02/14/2025	02/25/2025			
	02/15/2025-03/09/2025	03/09/2025	03/18/2025			
	03/10/2025-03/31/2025	03/31/2025	04/09/2025			
	04/01/2025-04/23/2025	04/23/2025	05/08/2025			
	Discipline Sections					
	01/01/2025-01/31/2025	01/31/2025	03/14/2025			
BAR, ISC, TCP	04/01/2025-04/30/2025	04/30/2025	05/16/2025			

* Exam data files received after this date will be included in the next scheduled score release.

** Continuous testing will be in effect for Core sections in 2025, but not Discipline sections.

CPA EXAM FEES EFFECTIVE SEPTEMBER 1, 2024

Administrative Fees			
\$230.00			
\$75.00			
Section Fees			
\$262.64			
\$262.64			
\$262.64			
\$262.64			
\$262.64			
\$262.64			

Submit your Exam Application by Email

Exam candidates, if you are paying by MasterCard, VISA, or American Express and are not submitting transcripts, you may send your application (including all required attachments) and the completed Credit/Debit Card Payment Authorization slip to Phyllis Elliott at phyllise@nccpaboard.gov.

If you submit your application and payment by email, please do not send another copy by US Postal Service or delivery service (FedEx, UPS, etc.).



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2024 Dates to Remember

Dates, times, and locations are subject to change.

Oct. 21	Board Meeting, Raleigh
Nov.11	Office Closed
Nov.18	Board Meeting, Raleigh
Nov. 28-29	Office Closed
Dec. 1	CPA Firm Renewal/Peer Review Compliance Reporting Begins
Dec. 16	Board Meeting, Raleigh
Dec. 24-26	Office Closed
Dec. 31	Deadline: CPA Firm Renewal/Peer Review Compliance Reporting
Dec. 31	Deadline: CPE Completion for 2025-2026 CPA License Renewal

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