

VIRGINIA BOARD OF ACCOUNTANCY
Enforcement Committee Meeting Minutes
June 1, 2017

The Virginia Board of Accountancy's Enforcement Committee met on Thursday, June 1, 2017, at 9960 Mayland Drive, Perimeter Center Building, in the Commonwealth Conference Center's Hearing Room 2, located in Henrico, Virginia 23233.

The following members of the Committee were present:

W. Barclay Bradshaw, CPA, Presiding Officer
Marc B. Moyers, CPA

The following staff members were in attendance:

Rebekah E. Allen, Enforcement Director
Laurie Burton, Investigator

The meeting convened at 9:00 A.M.

The Enforcement Committee called to order the meeting with respect to Agenda Item A. No public comment was received with respect to Agenda Item B. With respect to Agenda Item C, the Presiding Officer and Committee member reviewed the Informal Fact-Finding case referenced herein as file 2016-0053U.

Upon completion of the Informal Fact-Finding cases, the Presiding Officer, with respect to Agenda Item D, review of open cases, suggested that the Committee go immediately into closed session.

Upon a motion by Mr. Bradshaw, and seconded by Mr. Moyers, the Committee approved by unanimous vote that the meeting be recessed and that the Committee immediately reconvene in closed session for the purpose of consultation on Committee matters within the jurisdiction of the Board as permitted by Code of Virginia § 2.2-3711(A)(28).

The non-members in attendance to reasonably aid in the consideration of the topic were:

Rebekah E. Allen, Enforcement Director
Laurie Burton, Investigator

The members voting "AYE" were Mr. Bradshaw and Mr. Moyers. This motion was made with respect to the matter identified as Agenda Item D, the review of open cases.

Upon a motion by Mr. Bradshaw, and seconded by Mr. Moyers, the Committee approved by unanimous vote that the closed meeting, as authorized by Code of Virginia § 2.2-3711(A)(28), be adjourned, and that the Committee immediately reconvene in open public meeting. The members voting "AYE" were Mr. Bradshaw and Mr. Moyers.

Upon a motion by Mr. Bradshaw, and seconded by Mr. Moyers, the Committee made the following certification:

WHEREAS, the Board of Accountancy's Enforcement Committee has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act (FOIA); and,

WHEREAS, Code of Virginia § 2.2-3712 requires a certification by this Board of Accountancy that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Board of Accountancy's Enforcement Committee hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Board of Accountancy.

ROLL CALL VOTE: W. Barclay Bradshaw, CPA, Presiding Officer - Aye and Marc B. Moyers, CPA - Aye

VOTE:

AYES: Two (2)

NAYS: None.

Upon a motion by Mr. Bradshaw, and seconded by Mr. Moyers, the Committee voted to take action, as follows:

File No. 2016-0053U will be offered a Consent Order.

The meeting was recessed at 10:35 A.M.

The meeting re-convened at 1:00 P.M.

The following members of the Committee were present:

Wade A. Jewell, Executive Director, Presiding Officer
Rebekah E. Allen, Enforcement Director

The following staff members were in attendance:

Rai K. Minor, Investigator

The Enforcement Committee called to order the meeting with respect to Agenda Item E. No public comment was received with respect to Agenda Item F. With respect to Agenda Item H through P, the Presiding Officer reviewed the Informal Fact-Finding case referenced herein as files 2016-CPE-0055, 2017-115-009E, 2017-102-062C, 2017-103-063C, 2017-099-059C, 2017-112-006E, 2017-116-010E, 2017-114-008E, and 2017-113-007E.

Upon completion of the Informal Fact-Finding cases, the Presiding Officer, with respect to Agenda Item R, review of open cases, suggested that the Committee go immediately into closed session.

Upon a motion by Mr. Jewell, and seconded by Ms. Allen, the Committee approved by unanimous vote that the meeting be recessed and that the Committee immediately reconvene in closed session for the purpose of consultation on Committee matters within the jurisdiction of the Board as permitted by Code of Virginia § 2.2-3711(A)(28).

The non-members in attendance to reasonably aid in the consideration of the topic were:

Rai K. Minor, Investigator

The members voting "AYE" were Mr. Jewell and Ms. Allen. This motion was made with respect to the matter identified as Agenda Item I, the review of open cases.

Upon a motion by Mr. Jewell, and seconded by Ms. Allen, the Committee approved by unanimous vote that the closed meeting, as authorized by Code of Virginia § 2.2-3711(A)(28), be adjourned, and that the Committee immediately reconvene in open public meeting. The members voting "AYE" were Mr. Jewell and Ms. Allen.

Upon a motion by Mr. Jewell, and seconded by Ms. Allen, the Committee made the following certification:

WHEREAS, the Board of Accountancy's Enforcement Committee has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act (FOIA); and,

WHEREAS, Code of Virginia § 2.2-3712 requires a certification by this Board of Accountancy that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Board of Accountancy's Enforcement Committee hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Board of Accountancy.

ROLL CALL VOTE: Wade A. Jewell, Executive Director, Presiding Officer - Aye and

Rebekah E. Allen, Enforcement Director - Aye

VOTE:

AYES: Two (2)

NAYS: None.

Upon a motion by Mr. Jewell, and seconded by Ms. Allen, the Committee voted to take action, as follows:

File No. 2016-CPE-0055 will be offered a Consent Order.

File Nos. 2017-099-059C and 2017-103-063C will be issued a letter declining further disciplinary action.

File No. 2017-099-059C given ten (10) days to submit additional documentation for the Enforcement Committee's consideration.

File Nos. 2017-115-009E, 2017-112-006E, 2017-116-010E, 2017-114-008E, and 2017-113-007E will be issued a recommendation for reinstatement.

The meeting was recessed at 4:20 P.M.

Wade A. Jewell, Executive Director
Presiding Officer