



New Mexico Regulation and Licensing Department
BOARDS AND COMMISSIONS DIVISION
New Mexico Public Accountancy Board
5500 San Antonio Drive, NE • Suite A • Albuquerque, New Mexico 87109
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MINUTES
Board Meeting
February 20, 2018

BOARD MEMBERS IN ATTENDANCE: Mr. C. Jack Emmons, CPA, Chairman
Mr. Patrick Stewart, Vice Chair, Public Member
Mr. Dennis Houston, Secretary, Public Member
Ms. Maria Cassimus, Treasurer, CPA
Mr. William R. Golden, CPA (via phone)
Mr. Farley Vener, CPA
Mr. Benjamin Roybal, Esq., Public Member

BOARD MEMBERS NOT IN ATTENDANCE: None

**ATTORNEY GENERAL'S OFFICE
STAFF IN ATTENDANCE:**

Ms. Marlo Aragon, AAG, Board Counsel

PUBLIC IN ATTENDANCE:

Kelcy Flanagan, NMSCPA
Julia W. Jones, CPA
Peter A. Chew, CPA

BOARD STAFF IN ATTENDANCE:

Ms. Jeanette Contreras, Executive Director
Mr. Ernest Santucci, Investigator
Ms. Natalie Frazier, Licensing Administrator
Ms. Alexa Martinez, Financial Specialist

PLACE & TIME:

The New Mexico Public Accountancy Board held a Board Meeting on February 20, 2018, at 9:00 a.m. in the RLD Conference Room, 5500 San Antonio Dr. NE, Albuquerque, NM 87109.

1. CALL MEETING TO ORDER AND ROLL CALL

Chairman Emmons called the meeting to order at 9:07 a.m. Roll call was taken by Ms. Contreras.

MEMBERS PRESENT:

Mr. C. Jack Emmons, CPA, Chairman
Mr. Patrick Stewart, Vice Chair, Public Member (9:09 a.m.)
Mr. Dennis Houston, Secretary, Public Member
Ms. Maria Cassimus, Treasurer, CPA
Mr. William R. Golden, CPA (via phone)
Mr. Farley Vener, CPA
Mr. Benjamin Roybal, Esq., Public Member

MEMBERS ABSENT:

None

A quorum was determined to be present.

2. APPROVAL OF AGENDA

Member Farley Vener made a **MOTION** to approve the agenda as written. **Member** Dennis Houston **SECONDED** the motion. Motion **PASSED** by **UNANIMOUS APPROVAL**.

3. APPROVAL OF MINUTES FROM December 12, 2017, REGULAR BOARD MEETING

Member William Golden made a **MOTION** to approve the December 12, 2017, Regular Board Meeting Minutes as written. **Member** Farley Vener **SECONDED** the motion. Motion **PASSED** by **UNANIMOUS APPROVAL**.

4. EXECUTIVE DIRECTOR REPORT

Executive Director Report – Jeanette Contreras

5. NEW BUSINESS

- a) Adoption of 2018 Open Meetings Act Resolution- C. Jack Emmons

Member Farley Vener made a **MOTION** to adopt the 2018 Open Meetings Act Resolution. **Member** Patrick Stewart **SECONDED** the motion. Motion **PASSED** by **UNANIMOUS APPROVAL**.

- b) 36th Annual Conference for Executive Directors in Destin, Florida, March 13-16, 2018-Jeanette Contreras
- c) NASBA Updates- C. Jack Emmons
- d) Complaint Metrics- Farley Vener
- e) Desert Life Update- Kelcy Flanagan
- f) Change of Status Application for Ryder J. Nicholas- Natalie Frazier

Member Benjamin Roybal made a **MOTION** to approve the Change of Status Application of CPA license request by Ryder J. Nicholas pending the completion of 72 additional CPE hours in Audit and Accounting. **Member** Patrick Stewart **SECONDED** the motion. Motion **PASSED** by **UNANIMOUS APPROVAL**.

6. OLD BUSINESS

- g) Rules Committee Update- C. Jack Emmons
- h) May 14, 2018, Swearing in Ceremony, Keynote Speaker: Alfonso Alexander, Chief Relationship Officer of NASBA and President of NASBA's Center for the Public Trust (CPT)- C. Jack Emmons

7. PUBLIC COMMENT

Open Floor

8. EXECUTIVE SESSION

CHAIRMAN C. Jack Emmons made a **MOTION** that the New Mexico Public Accountancy Board enter into Executive Session to discuss the items listed under Agenda Item 8, Executive Session pursuant to Sections 10-15-1 H (1) of the Open Meetings Act authorizing closed sessions for matters related to issuance, suspension, renewal, or revocation of a license. **MEMBER** Patrick Stewart **SECONDED** the motion.

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Roll Call Vote:

<u>BOARD MEMBERS</u>	<u>VOTE</u>
C. Jack Emmons	YES
Patrick Stewart	YES
Dennis Houston	YES
Maria Cassimus	YES
William Golden	YES
Farley Vener	YES
Benjamin Roybal	YES

Motion **PASSED** by **UNANIMOUS APPROVAL**. The Board entered into Executive Session at 10:12 a.m., and the recorder was turned off.

The Board returned from Executive Session at 10:36 a.m. The matters discussed in the closed meeting were limited only to the items listed in the motion to close.

- a) Application No. 1078344 -- Approved

Member Patrick Stewart made a **MOTION** to approve the application. **Member** Dennis Houston **SECONDED** the motion. Motion **PASSED** by **UNANIMOUS APPROVAL**.

- b) Complaints:

- Case No. 2018-01 Issue NCA; defer issuance pending acceptance of a Pre-NCA Stipulated Agreement: payment of an \$800.00 fine (\$600.00 for CPE reporting cycle shortage, \$100.00 for not meeting the requisite 96 CPE Technical hours for the reporting cycle, and \$100.00 for not meeting the 20 CPE hour yearly minimum); and the completion of 26 CPE hours by March 23, 2018.
- Case No. 2018-02 Issue NCA; defer issuance pending acceptance of a Pre-NCA Stipulated Agreement: payment of a \$400.00 fine (\$250.00 for CPE reporting cycle shortage, \$50.00 for CPE Ethics hour shortage, and \$100.00 for not meeting the 20 CPE hour yearly minimum); and the completion of 13.5 CPE hours which must include 1 CPE Ethics hours by March 16, 2018.
- Case No. 2018-03 Issue NCA; defer issuance pending acceptance of a Pre-NCA Stipulated Agreement: payment of a \$500.00 fine; and the completion of 23 CPE hours by March 23, 2018.
- Case No. 2018-04 Issue NCA; defer issuance pending acceptance of a Pre-NCA Stipulated Agreement: payment of a \$250.00 fine; and the completion of 13 CPE hours by March 16, 2018.
- Case No. 2018-05 Issue NCA; defer issuance pending acceptance of a Pre-NCA Stipulated Agreement: payment of a \$450.00 fine (\$250.00 for CPE reporting cycle shortage, and \$200.00 for CPE Ethics hours shortage); and the completion of 8 CPE hours which must include 4 CPE Ethics hours by March 16, 2018.
- Case No. 2018-07 Issue NCA; defer issuance pending acceptance of a Pre-NCA Stipulated Agreement: payment of a \$600.00 fine (\$500.00 for CPE reporting cycle shortage, and \$100.00 for not meeting the 20 CPE hour yearly minimum); and the completion of 22.5 CPE hours by March 23, 2018.
- Case No. 2018-08 Issue NCA; defer issuance pending acceptance of a Pre-NCA Stipulated Agreement: payment of a \$50.00 fine; and the completion of 1 CPE Ethics hour by March 16, 2018.
- Case No. 2018-09 Issue NCA; defer issuance pending acceptance of a Pre-NCA Stipulated Agreement: payment of a \$50.00 fine; and the completion of 1 CPE Ethics hour by March 16, 2018.

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- Case No. 2018-10 Issue NCA; defer issuance pending acceptance of a Pre-NCA Stipulated Agreement: payment of a \$200.00 fine; and the completion of 4 CPE Ethics hours by March 16, 2018.
- Case No. 2018-12 Issue NCA; defer issuance pending acceptance of a Pre-NCA Stipulated Agreement: payment of a \$1,000.00 fine (\$800.00 for CPE reporting cycle shortage, \$100.00 for not meeting the requisite 96 CPE Technical hours for the reporting cycle, and \$100.00 for not meeting the 20 CPE hour yearly minimum); and the completion of 62 Technical CPE hours by April 4, 2018.
- Case No. 2018-13 Issue NCA; defer issuance pending acceptance of a Pre-NCA Stipulated Agreement: payment of an \$850.00 fine (\$750.00 for CPE reporting cycle shortage, \$100.00 for not meeting the requisite 96 CPE Technical hours for the reporting cycle); and the completion of 32 CPE hours which must include 30 Technical CPE hours by March 23, 2018.

Case No. 2018-01 through 2018-05, 2018-07 through 2018-10, and 2018-12 through 2018-13, **Member Patrick Stewart** made a **MOTION** to approve the recommendation of the Complaint Committee. **Member Dennis Houston** **SECONDED** the motion. Motion **PASSED** with five (5) in favor of and two (2) abstentions by **Member Maria Cassimus** and **Member Farley Vener**, members of the Complaint Committee.

c) Proposed Case Closures:

Case No. 2017-34 Close Case
Case No. 2017-40 Close Case
Case No. 2017-41 Close Case
Case No. 2017-43 Close Case
Case No. 2017-44 Close Case
Case No. 2017-45 Close Case
Case No. 2017-46 Close Case
Case No. 2017-47 Close Case

Member Patrick Stewart made a **MOTION** to approve the case closures. **Member Dennis Houston** **SECONDED** the motion. Motion **PASSED** by **UNANIMOUS APPROVAL**.

9. NEXT MEETING DATE AND LOCATION

Regular Board meeting, April 17, 2018, in the Albuquerque main conference room.

10. ADJOURNMENT

There being no other business to come before the Board, the meeting was adjourned at 10:45 a.m.


C. Jack Emmons, CPA, Chairman


Dennis Houston, Secretary