

**MINUTES OF THE KANSAS BOARD OF ACCOUNTANCY
AUGUST 27, 2010
LONDON STATE OFFICE BUILDING
TOPEKA, KS**

1. ADMINISTRATIVE MATTERS:

A. CALL TO ORDER:

Virginia A. Powell, CPA, Chair, called the meeting to order. Board members in attendance were Ms. Powell; Paul Allen, CPA; Jeffery Bottenberg, Public Member; Jeffrey Leioserowitz, CPA; Patricia O'Sullivan, Public Member; Kent Smoll, CPA; and Rodney Van Norden, CPA. Also in attendance were Susan Somers, Executive Director; Darin Conklin, General Counsel to the Board; Joseph Weiler, partner of Darin Conklin; Samuel Speed, Disciplinary Counsel to the Board; Mary MacBain, Kansas Society of CPAs, and Joyce Schartz, Public Accountants Association.

B-1. CONSENT CALENDAR:

The Board reviewed the minutes of the July 31, 2010, 2010 meeting; reciprocity certificates/permits to practice/firm registrations; the July 31, 2010 financials and the 2010 Annual Report. Mr. Smoll moved and Mr. Leiserowitz seconded to approve. Upon a vote, the motion carried.

2. CPA EXAM:

Ms. Somers reported that the AICPA erroneously reported a candidate's grades as not passing from the previous testing window, when the grade was a passing grade, which required the passing list to be revised. After review, Mr. Allen moved and Ms. O'Sullivan seconded to ratify the revised successful candidate list. Upon a vote, the motion passed.

3. CPE/PERMITS TO PRACTICE/PEER REVIEW/FIRM REGISTRATIONS:

A. The Board reviewed the list of Peer Reviews due and in process. Mr. Bottenberg moved, and Mr. Van Norden seconded that in the case of firms not timely complying with Peer Review, unless otherwise warranted, a "warning" letter would be sent notifying them that if they did not provide the Peer Review letter of completion or "in process" letter within thirty days from the date of the letter, a Summary Order of Suspension and imposition of a fine would be issued. If the firm complied within the thirty days, no disciplinary action would be taken. If the firm did not comply within the thirty days, the Summary Order of Suspension and Fine would be issued. For those firms who have received a second "warning"

letter, should the firm fail to comply again, a Summary Order would be issued without a warning letter. Upon a vote, the motion carried. The Board also set the next due date for Peer Review letters of completion or additional "in process" letters to be December 3, 2010, unless otherwise warranted. Upon a vote, the motion carried.

B. The Board reviewed a list of CPAs that had indicated that they weren't renewing or could not be located. No action was required to be taken.

C. Ms. Somers reported that she was currently conducting CPE audits on recent permit renewals and outlined some of the CPE that she was seeing. After discussion, the Board authorized Mr. Leiserowitz and Ms. O'Sullivan to review the CPE requirements for possible recommendations back to the Board.

D. The Board reviewed a request from William Schmidt regarding his requirement to complete an 8 hour management of an accounting practice course. Mr. Schmidt was encountering difficulty in finding 8 hours of acceptable CPE in that subject matter. After reviewing the information, Mr. Smoll moved and Ms. O'Sullivan seconded to amend the Consent Order requiring him to purchase the AICPA's practice management handbook and to take the Missouri Society of CPAs management of an accounting practice course on December 9, 2010 and to provide proof of attendance and proof of purchase of the AICPA practice management handbook to the Board on or before December 31, 2010.

4. HEARINGS:

A. WILLIAM A. O'CONNOR CONSENT ORDER: Ms. Powell recused herself from this matter. Mr. O'Connor appeared before the Board as a condition set forth in the Consent Order. Pursuant to K.S.A. 1-501, Mr. Van Norden moved and Ms. O'Sullivan seconded to close the hearing on this matter. Upon a vote, the motion carried.

When the Board reconvened its regular meeting, Mr. Leiserowitz moved and Ms. O'Sullivan seconded to approve the Consent Order. Upon a vote, the motion carried with Ms. Powell not participating.

B. DONALD DAVIS CONSENT ORDER: Mr. Smoll recused himself from this matter. Mr. Davis appeared before the Board as a condition set forth in the Consent Order. Pursuant to K.S.A. 1-501, Mr. Bottenberg moved and Ms. O'Sullivan seconded to close the hearing on this matter. Upon a vote, the motion carried.

When the Board reconvened its regular meeting, Mr. Leiserowitz moved and Mr. Van Norden seconded to approved the Consent Order as amended. Upon a vote, the motion carried with Mr. Smoll not participating.

C. KNUDTSON AND COMPANY CPAS, PA CONSENT ORDER: Mr. Smoll recused himself from this matter. Mr. Knudtson appeared before the Board as a condition set forth in the Consent Order, along with counsel, Joel Krieger. Pursuant to K.S.A. 1-501, Mr. Bottenberg moved and Mr. Leiserowitz seconded to close the hearing on the matter. Upon a vote, the motion carried.

When the Board reconvened, Mr. Bottenberg moved and Mr. Leiserowitz seconded, to approve the Consent Order. Upon a vote, the motion carried with Mr. Smoll not participating.

D. DAVID CARPENTER CONSENT ORDER: Mr. Bottenberg recused himself from this matter. Mr. Carpenter appeared before the Board as a condition set forth in the Consent Order, along with counsel, Clint Patty. Mr. Smoll moved and Ms. O'Sullivan seconded to approve the Consent Order revoking his CPA certificate. Upon a vote, the motion carried, with Mr. Bottenberg not participating.

E. STANLEY MONGER HEARING: Mr. Leiserowitz recused himself from this matter. Mr. Monger appeared before the Board for a hearing on a Summary Order of Suspension and Fine for Failure to Timely Comply with Peer Review along with counsel, Joel Krieger. Pursuant to K.S.A. 1-501, Mr. Smoll moved and Mr. Allen seconded to close the hearing on the matter. Upon a vote, the motion carried.

When the Board reconvened, Mr. Allen moved and Mr. Bottenberg seconded to approve the investigative Board member's communications with Mr. Monger's legal counsel and our disciplinary counsel for the purposes of documenting a consent order that is consistent with the outline presented to the Board and that Ms. Powell be appointed to act as the hearing officer to rule on the acceptability of that consent order. Upon a vote, the motion carried.

5. ADJOURN:

There being no further business to come before the Board, the meeting was adjourned.

/s/ Susan L. Somers
Susan L. Somers, Executive Director