

Melanie S. Griffin, Secretary

Ron DeSantis, Governor

March 30, 2023
Board of Accountancy
Department of Business and Professional Regulations
Division of Real Estate Board Room,
400 W. Robinson Street, Suite N901, Orlando, Florida 32801

Notice

Thursday, March 30, 2023

The meeting was called to order at 9:00 a.m. Roll call of Attendees was called by Roger Scarborough, and reflected the following persons present:

Board Members

William Blend (Chair)	Present
Brent Sparkman	Present
Jason Lafser	Present
Tracy Keegan	Present
Shireen Sackreiter	Present
Michelle Maingot	Present
William Benson	Present
Steve Platau	Present
Caridad Vasallo	Present

Staff

Roger Scarborough	Present
Kevin Brown	Present

Rachelle Munson, Senior Assistant Attorney General and Board Counsel. Danijela Janjic, Chief Attorney, Office of the General Counsel. Joseph Klein, Assistant General Counsel, Office of the General Counsel. Shelly Weir, Julian Dozier, and Paul Brown of the Florida Institute of Certified Public Accounting. Jennifer Green of Liberty Partners of Tallahassee. The court reporter was Donna Wolk. Ms. Keegan left the meeting at 12:00pm

1. Deceased

A moment of silence was held for deceased licensees.

2. Approve Minutes

a. February 8, 2023

Motion was made by Mr. Benson, seconded by Ms. Sackreiter, to approve minutes. Upon vote, the motion passed unanimously.

b. February 9, 2023

Motion was made by Mr. Benson, seconded by Ms. Sackreiter, to approve minutes. Upon vote, the motion passed unanimously

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3. OGC Final Action

Voluntary Relinquishment

a. Brown, Madge A.

Ms. Brown was not present.

Ms. Keegan was recused.

Ms. Pareja presented the case.

Motion was made by Ms. Sackreiter, seconded by Mr. Benson to accept the terms of the voluntary relinquishment. Upon vote, the motion passed unanimously.

Petitioner's Motion for Informal Hearing

b. Dreslin, David G.

Mr. Dreslin was not present.

Ms. Keegan was recused.

Ms. Miller presented the case.

Motion made by Mr. Sparkman, seconded by Mr. Benson to deny the request for continuance. Upon vote, the motion passed unanimously.

Motion was made by Ms. Maingot, seconded by Mr. Lafser to acknowledge that Respondent was properly served, and qualifies to have a hearing before the Board involving no disputed issues of material fact and accept the allegations of fact and violations of law set forth in the Administrative Complaint as the Board's findings of fact and conclusions of law. Upon vote, the motion passed unanimously.

Motion was made by Mr. Benson, seconded by Ms. Sackreiter to accept the recommended penalties as presented. Upon vote, the motion passed unanimously.

c. Heide, Alan G.

Mr. Heide was not present.

Ms. Keegan was recused.

Ms. Miller presented the case.

Motion was made by Mr. Platau, seconded by Mr. Benson to acknowledge that Respondent was properly served, and qualifies to have a hearing before the Board involving no disputed issues of material fact and accept the allegations of fact and violations of law set forth in the Administrative Complaint as the Board's findings of fact and conclusions of law. Upon vote, the motion passed unanimously.

Motion was made by Ms. Vasallo, seconded by Mr. Lafser to accept the recommended penalties as presented. Upon vote, the motion passed unanimously.

d. Mayerhoff, Gerald L.

Mr. Mayerhoff was not present.

Ms. Keegan was recused.

Ms. Miller presented the case.

This item was continued.

e. Sharshan, Andrew W.

Mr. Sharshan was not present.

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Ms. Keegan and Mr. Benson were recused.

Ms. Miller presented the case.

Motion was made by Mr. Platau, seconded by Mr. Sparkman to acknowledge that Respondent was properly served, and qualifies to have a hearing before the Board involving no disputed issues of material fact and accept the allegations of fact and violations of law set forth in the Administrative Complaint as the Board's findings of fact and conclusions of law. Upon vote, the motion passed unanimously.

Motion was made by Ms. Maingot, seconded by Ms. Sackreiter to accept the recommended penalties as presented. Upon vote, the motion passed unanimously.

f. Vickers, Ann M.

Ms. Vickers was present.

Ms. Keegan was recused.

Ms. Miller presented the case.

Motion was made by Ms. Maingot, seconded by Ms. Sackreiter to acknowledge that Respondent was properly served, and qualifies to have a hearing before the Board involving no disputed issues of material fact and accept the allegations of fact and violations of law set forth in the Administrative Complaint as the Board's findings of fact and conclusions of law. Upon vote, the motion passed unanimously.

Motion was made by Mr. Benson, seconded by Ms. Vasallo to accept the recommended penalties as presented. Upon vote, the motion passed unanimously.

g. Wade, Trudy G.

Ms. Wade was not present.

Ms. Keegan was recused.

Ms. Miller presented the case.

Motion was made by Mr. Lafser, seconded by Ms. Maingot to acknowledge that Respondent was properly served, and qualifies to have a hearing before the Board involving no disputed issues of material fact and accept the allegations of fact and violations of law set forth in the Administrative Complaint as the Board's findings of fact and conclusions of law. Upon vote, the motion passed unanimously.

Motion was made by Mr. Benson, seconded by Ms. Sackreiter to accept the recommended penalties as presented. Upon vote, the motion passed unanimously.

Waiver

h. Meyer, Margie E.

Ms. Meyer was not present.

Ms. Keegan was recused.

Ms. Miller presented the case.

Motion was made by Ms. Maingot, seconded by Mr. Lafser to acknowledge that Respondent was properly served, and failed to file an Election of Rights form or otherwise establish a disputed issue of material fact in response to the Administrative Complaint, pursuant to Rule 28-106.111, Florida Administrative Code and accept the allegations of fact and violations of law set forth in the Administrative Complaint as the Board's findings of fact and conclusions of law. Upon vote, the motion passed unanimously.

Motion was made by Mr. Benson, seconded by Mr. Platau to accept the recommended penalties. Upon vote, the motion passed unanimously.

i. Perry, Craig S.

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Mr. Perry was not present.

Ms. Keegan was recused.

Ms. Miller presented the case.

Motion was made by Ms. Sackreiter, seconded by Ms. Maingot to acknowledge that Respondent was properly served, and failed to file an Election of Rights form or otherwise establish a disputed issue of material fact in response to the Administrative Complaint, pursuant to Rule 28-106.111, Florida Administrative Code and accept the allegations of fact and violations of law set forth in the Administrative Complaint as the Board's findings of fact and conclusions of law. Upon vote, the motion passed unanimously.

Motion was made by Ms. Sackreiter, seconded by Mr. Lafser to accept the recommended penalties. Upon vote, the motion passed unanimously.

4. Petitions for Variance or Waiver from Rule

a. Boyer, Mildred

Ms. Boyer was not present.

Motion was made by Ms. Maingot, seconded by Ms. Vasallo, to deny the petition for permanent variance for Rule 61H1-31.004, F.A.C., Rule 61H1 - 31.006, F.A.C., and Rule 61H1-33.006(1) and (2) F.A.C. Upon vote, the motion passed unanimously.

b. Romagnino, Erika

Ms. Romagnino was not present.

Motion was made by Mr. Benson, seconded by Mr. Platau, to deny the petition for permanent variance for Rule 61H1-31.004, F.A.C., Rule 61H1 - 31.006, F.A.C., and Rule 61H1 - 33.006 (1)(2)(3) F.A.C. Upon vote, the motion passed unanimously.

5. Exams – Considerations

a. Asseff, Michael A.

Mr. Asseff was present.

Motion was made by Ms. Keegan, seconded by Ms. Sackrei, to approve for convictions only. Upon vote, the motion passed unanimously.

b. Freeman, Madison

Ms. Freeman was present.

Motion was made by Ms. Keegan, seconded by Mr. Lafser, to approve for convictions only. Upon vote, the motion passed unanimously.

c. Uecker, Joshua

Mr. Uecker was present.

Motion was made by Mr. Platau, seconded by Ms. Sackreiter, to approve for convictions only. Upon vote, the motion passed unanimously.

6. Endorsement – Considerations

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a. Kaplan, Kenneth

Mr. Kaplan was not present.

Motion was made by Ms. Keegan, seconded by Ms. Sackreiter, to continue the item, contingent on a 90-day waiver to be provided by the applicant no later than April 20, 2023. If the 90-day waiver is not provided by the deadline, then the application is denied. Upon vote, the motion passed unanimously.

b. Lewand, Gerard P.

Mr. Lewand was present.

Motion was made by Ms. Vasallo, seconded by Ms. Sackreiter, to approve for question four only. Upon vote, the motion passed unanimously.

c. Wahdan, Rami

Ms. Wahdan was not present.

Motion was made by Mr. Benson, seconded by Mr. Platau, to continue the item, contingent on a 90-day waiver to be provided by the applicant no later than April 20, 2023. If the 90-day waiver is not provided by the deadline, then the application is denied. Upon vote, the motion passed unanimously.

7. Initial Licensure

a. Gavagni, Eric M.

Mr. Gavagni was present.

Motion was made by Mr. Benson, seconded by Ms. Keegan, to approve for convictions only. Upon vote, the motion passed unanimously.

b. Rosato, Michael JW

Mr. Rosato was not present.

Motion was made by Mr. Benson, seconded by Ms. Maingot, to a continue the item, contingent on a 90-day waiver to be provided by the applicant no later than April 20, 2023. If the 90-day waiver is not provided by the deadline, then the application is denied. Upon vote, the motion passed unanimously.

8. Maintenance & Reactivation – Null and Void

a. Breedlove, Selena M.

Ms. Breedlove was present.

Motion was made by Ms. Keegan, seconded by Ms. Vasallo, to approve the request to reinstate the applicant's null and void license. Upon vote, the motion passed unanimously.

b. Elahi, Mujeeb

Mr. Elahi was not present.

Motion was made by Ms. Keegan, seconded by Ms. Vasallo, to approve the request to reinstate the applicant's null and void license. Upon vote, the motion passed with Mr. Blend voting no.

c. Gordon, Monte S.

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Mr. Gordon was present.

Motion was made by Ms. Keegan, seconded by Ms. Sackreiter, to approve the request to reinstate the applicant's null and void license. Upon vote, the motion passed unanimously.

d. Ingram, Merisa M.

Ms. Ingram was not present.

Motion was made by Ms. Vasallo, seconded by Mr. Lafser, to denied the request to reinstate the applicant's null and void license. Upon vote, the motion passed unanimously.

e. Kanji, Zahir

Mr. Kanji was present.

Motion was made by Mr. Platau, seconded by Ms. Keegan, to approve the request to reinstate the applicant's null and void license. Upon vote, the motion passed unanimously.

f. Pappas, Janine M.

Ms. Pappas was not present.

Motion was made by Mr. Benson, seconded by Ms. Keegan, to approve the request to reinstate the applicant's null and void license. Upon vote, the motion passed with Mr. Blend voting no.

g. Pesanelli, Mark D.

Mr. Pesanelli was not present.

This item was continued.

h. Torres-Novo, Rachel

Ms. Torres-Novo was present.

Motion was made by Ms. Keegan, seconded by Ms. Sackreiter, to approve the request to reinstate the applicant's null and void license. Upon vote, the motion passed unanimously.

9. Maintenance & Reactivation – Voluntary Relinquishment

Motion made by Mr. Platau, seconded by Ms. Sackreiter to ratify the list as presented. Upon vote, the motion passed unanimously

10. Reports

a. Prosecuting Attorney Report- Chief Attorney; Ms. Miller

Ms. Miller presented the Chief Attorney Report.

Motion made by Mr. Benson, seconded by Mr. Lafser to allow Chief Attorney to continue to prosecute year-old cases. Upon vote, the motion passed unanimously.

11. Rules

a. Board Memo

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This was an informational item.

b. March 2023 Rules Report

Ms. Munson presented the March 2023 Rules Report.

c. Rule 61H1-28.0052

Ms. Munson presented recommended technical changes to the proposed revision to the rule.

d. NASBA

i) Legal Counsel Annual Conference

Ms. Munson presented her report on the NASBA Legal Counsel conference.

ii) CPE Authorship Credit

Ms. Munson presented a plan to address CPE authorship.

12. Committees

a. Education Advisory Committee – February 14, 2023

Motion made by Ms. Maingot, seconded by Mr. Lafser to approve the minutes and ratify the decisions of the committee. Upon vote, the motion passes unanimously.

b. CPE Committee – Sean Dennis Appointment

Motion made by Mr. Platau, seconded by Mr. Benson to approve the appointment of Mr. Sean Dennis to the CPE Committee. Upon vote, the motion passes unanimously.

13. Administrative Items

a. Remarks from Chair

None at this time.

b. Remarks from Executive Director

Mr. Scarborough presented an update from the legislative session.

c. Update from Board Members Serving on NASBA Committees

None at this time.

14. National Association of State Boards of Accountancy

a. Proposed Changes to the UAA Model Rules

This was an informational item.

b. NASBA Regional Meeting – Savannah, GA – May 31- June 2, 2023

Mr. Scarborough informed the Board that there are two spots to attend the NASBA regional meeting in Savannah, GA. He requested that the Board members volunteer to attend the meeting.

15. Florida Institute of Certified Public Accountants

Ms. Weir presented updates from the NASBA Director's Conference. She additionally presented the FICPA's comments regarding the exam-window and proposed revisions to the UAA model rules. Ms. Weir additionally proposed that the state move to a 36-month exam window to align with other states' current proposals to move to the same window. Mr. Dozier presented a practitioner's perspective on the proposed revision to the exam window and the education requirements for licensure. Mr. Blend opened the floor to discussion regarding the exam window. Board members voiced that consistency with other states' policy and maintaining mobility were the most important considerations for the exam window extension.

Ms. Weir presented an update regarding legislature presented in Minnesota that will affect the education requirements for licensure in that state.

Ms. Weir, Mr. Dozier, and Ms. Green presented an update on the current legislative session.

16. Public Comments


a.

17. Adjourn

The meeting was adjourned at 1:00 p.m.



William Blend, Chair



Date