

Board Disciplinary Actions – Suspensions & Revocations January to December 2012

Suspension & Revocation categories include: Tax-related Issues, Due Professional Care and Discreditable Act

| Name | License # | City, State | Violation | Date | Authority |
|---|-----------|--------------------|---|---------|---|
| Abod, Kenneth J., Jr. | 12729 | Annandale, VA | Due Professional Care; SEC Suspension | 2/21/12 | § 54.1-4413.3 |
| Consent Order | | | | | |
| The Board ordered the suspension of Mr. Abod's Virginia CPA License to run concurrent with the SEC suspension that began on 7/23/2010. In addition, the Board ordered Mr. Abod to: 1) Provide proof to the Board of his application for reinstatement to practice before the SEC prior to applying for reinstatement of his Virginia CPA License; and 2) Reimburse the VBOA \$1,000 for investigative costs. | | | | | |
| Name | License # | City, State | Violation | Date | Authority |
| Zelubowski, Kenneth A. | 5992 | Virginia Beach, VA | Discreditable Acts; Due Professional Care | 4/26/12 | § 54.1-4413.3 (1,2,4) and 18VAC5-22-170 (A.3) |
| Consent Order | | | | | |
| Mr. Zelubowski agreed to the Board's immediate revocation of Mr. Zelubowski's Virginia CPA License for the failure to protect confidential financial client records and failing to respond to the Board upon request to a filed complaint. In addition, Mr. Zelubowski agreed to: 1) Return his wall certificate within 30 days of the entry date of the Order; and 2) Reimburse the VBOA \$500 for investigative costs. | | | | | |
| Name | License # | City, State | Violation | Date | Authority |
| Lorusso, John M., Jr. | 14260 | South Riding, VA | Discreditable Acts; Due Professional Care | 5/2/12 | § 54.1-4413.3 |
| Consent Order | | | | | |
| The Board ordered the suspension of Mr. Lorusso's Virginia CPA License for a period of no less than one year from the entry date of the Final Order. In addition, the Board ordered Mr. Lorusso to: 1) Remove the CPA designation from all signage, business cards, letterhead, resume, print/internet advertisements, email, software, websites and search engines; 2) Complete the following CPE and provide certificates of completion to the Board for: a) 8 hours in IRS Circular 230; b) 8 hours in the AICPA Code of Professional Conduct; c) 8 hours in the Statement of Standards for Tax Services (SSTS); d) 8 hours in ethics (may not be considered part of the annual CPE ethics requirements for the reporting years of 2012 or 2013); and e) 20 hours in Practice Management; 3) Make a presentation before the Board on the responsibilities of a Virginia CPA to his clients and to regulatory boards, such as the VBOA; 4) Pay \$2,500 monetary penalty for failing to provide to the Board upon request all CPE certificates of completion for the reporting years of 2008, 2009 and 2010; 5) Pay \$250 monetary penalty for failing to communicate with the Board upon request within the required 30 days; and 6) Reimburse the VBOA \$500 for investigative costs. For the Board to consider license reinstatement Mr. Lorusso is required to complete all terms and conditions of the Order. | | | | | |
| Name | License # | City, State | Violation | Date | Authority |
| Covington, John B., II | 27679 | Pamplin, VA | Discreditable Acts; Due Professional Care | 6/26/12 | § 54.1-4413.3 and 18VAC5-22-170 (A.3) |
| Final Order | | | | | |
| The Board ordered the revocation of Mr. Covington's Virginia CPA License. In addition, the Board ordered Mr. Covington to 1) Return his wall certificate within 30 days of the entry date of the Final Order; 2) Pay \$10,000 monetary penalty; and 3) Reimburse the VBOA \$500 for investigative costs. | | | | | |

Monetary penalties are paid to the State Literary Fund and not available for use by the VBOA. Failure to pay a monetary penalty will be subject to collection efforts through the Department of Debt Collections of the State Attorney General's office. The debt to the Commonwealth will be recorded with the Virginia Department of Taxation for collections by attachment to any and all Virginia Income Tax refunds or any other tax monies.

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| Cilenti, James C. | 27230 | Leesburg, VA | Discreditable Acts | 8/21/12 | § 54.1-4413.3 and 18VAC5-22-90 |
| Final Order | | | | | |
| The Board ordered the immediate revocation of Cilenti's CPA License and for Cilenti to: (1) Return his wall certificate; (2) Pay a monetary penalty of \$100,000; and (3) Reimburse the VBOA for the reasonable cost of \$500 for the investigation of this matter. | | | | | |
| Name | License # | City, State | Violation | Date | Authority |
| Coston, Dwayne H. | 12759 | Portsmouth, VA | Discreditable Acts; Practicing Public Accounting without a valid VA firm license; Failed to submit the required CPE; and Failed to notify the Board of his change of address | 8/21/12 | § 54.1-4412.1 , § 54.1-4413.3 , 18VAC5-22-90 (A), 18VAC5-22-140 (A) and 18VAC5-22-170 (B) |
| Consent Order | | | | | |
| The Board ordered the immediate revocation of Mr. Coston's CPA License and for Coston to: (1) Return his wall certificate; (2) Pay a monetary penalty of \$10,000; (3) Reimburse the VBOA for the reasonable cost of \$500 for the investigation of this matter; (4) Notify all clients by letter that he is no longer licensed by the VBOA as a CPA with a copy of such letter to the VBOA; (5) Advise all attest clients that they should seek an alternate CPA to provide their services; and (6) Remove all CPA signage from business cards, letterhead, computer software, advertisement, email signatures or any document in that he cannot use the CPA designation. | | | | | |
| As a condition of consideration for any future applications for CPA licensure Coston is required to: (1) Obtain an additional 20 hours of CPE in Peer Review; (2) Obtain an additional 20 hours of CPE in management of an accounting practice; and (3) Coston shall demonstrate to the Board's satisfaction that he has obtained sufficient knowledge of how to effectively manage the administrative and personnel side of a public accounting practice. The additional CPE will not be considered as part of the standard requirements of 120 CPE to include the 2 hours of Virginia-specific ethics CPE to become licensed in Virginia as a CPA. | | | | | |
| Name | License # | City, State | Violation | Date | Authority |
| Turner Jr., George | 29447 | Culpeper, VA | Discreditable Acts, and Failed to submit the required CPE | 8/21/12 | § 54.1-4413.3 and 18VAC5-22-90 (B) |
| Consent Order | | | | | |
| The Board ordered the immediate revocation of Mr. Turner's CPA License and for Turner to: (1) Return his wall certificate; (2) Pay a monetary penalty of \$50,000; (3) Remove all signage, business cards, letterhead, websites, telephone directory listings, advertising and other items containing the CPA designation; and (4) Reimburse the VBOA for the reasonable cost of \$500 for the investigation of this matter. | | | | | |

Monetary penalties are paid to the State Literary Fund and not available for use by the VBOA. Failure to pay a monetary penalty will be subject to collection efforts through the Department of Debt Collections of the State Attorney General's office. The debt to the Commonwealth will be recorded with the Virginia Department of Taxation for collections by attachment to any and all Virginia Income Tax refunds or any other tax monies.

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| Leftwich, Glen D. | 17133 | Keene, NH | SEC Judgment | 12/4/12 | § 54.1-4413.4 (B) and 18VAC5-22-90 (B) |
| Final Order | | | | | |
| The Board ordered that Leftwich's CPA License be placed on suspension for a period of no less than one year and for Leftwich to: (1) Remove all CPA signage to include but not limited to business cards, letterhead, email signatures, resumes, newspaper, internet ads and software; (2) Pay a monetary penalty of \$10,000; and (3) Reimburse the Virginia Board of Accountancy for the reasonable cost of \$1,000 for the investigation of this matter. | | | | | |

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