

West Virginia Board of Accountancy

405 Capitol Street, Suite 908
Charleston, West Virginia 25301-1744

Jim Justice, Governor



Board Members:
Robin M. Baylous, CPA – President
Horace W. Emery, CPA – Vice-President
Richard A. Riley, CPA, PhD, CFE, CFF – Secretary
Theodore A. Lopez, CPA - Assistant Secretary
Joseph T. Holley, CPA
Harold B. Davis, CPA
Jean A. Bailey, Public Member

Brenda S. Turley, Executive Director

Tuesday, February 11, 2020 1:30 p.m. Board Meeting Minutes Page 1 of 2

The Board of Accountancy met on Tuesday, February 11, 2020 a.m. via teleconference to consider two disciplinary matters.

Board Members in Attendance were:

Robin M. Baylous, CPA - President
Horace W. Emery, CPA
Richard A. Riley, Jr., CPA
Theodore A. Lopez, CPA
Joseph T. Holley, CPA
Harold B. Davis, CPA
Jean A. Bailey, Public Member

Others in Attendance were:

Keith D. Fisher, Assistant Attorney General
Brenda S. Turley, Executive Director
Stefani D. Young, Board Staff

The meeting was called to order by Board President Robin Baylous at 1:31 p.m.

Upon motion by Joe Holley and second by Harold Davis, the Board went into Executive Session at 1:32 p.m. to consider disciplinary matters pursuant to W. Va. Code § 6-9A-4. Motion carried.

Upon motion by Joe Holley and second by Ted Lopez, the Board came out of Executive Session at 2:13 p.m. and made the following actions part of the record.

WVBOA v. Jay Michael Clem

Upon motion by Horace Emery and second by Joe Holley, the Board voted to accept the Hearing Examiner's Recommended Decision, issued January 27, 2020, and to enter a Final Order:

- 1) Revoking Mr. Clem's license;
- 2) Levying the administrative costs of \$3,586.09, which include costs for the hearing examiner, court reporter, service of the *Notice of Hearing*, as well as Certified Mail charges for letters mailed to Mr. Clem and the complainants;
- 3) Instructing Mr. Clem to cease using the C.P.A. or Certified Public Accountant credential on all documents, and to remove the Certified Public Accountant or CPA credential from all venues, including business cards, social media, as well as the business office window; and
- 4.) Instructing Mr. Clem to return his Certified Public Accountant license and wall certificate to the West Virginia Board of Accountancy.

Motion carried.

2020-04 Upon new information received since the last Board meeting, the Board voted to rescind the January 24, 2020 Board meeting decision to summarily suspend the licensee's certificate pursuant to WV Code § 30-1-8. Upon motion by Horace Emery and second by Jean Bailey, the Board instructed the Executive Director to send a letter to the

licensee's new address enclosing the pending complaint and advising him that the *Request for an Extension to Secure CPE Hours* will be held in abeyance until he responds to the complaint filed on October 15, 2019. Motion carried.

The Board members agreed on the following dates for the next Board meetings:

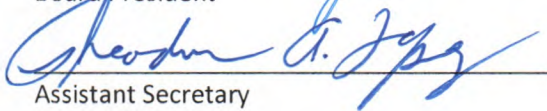
Wednesday, May 6, 2020

Friday, July 17, 2020


With no further business to come before the Board, upon motion made by Joe Holley and seconded by Harold Davis, the meeting was adjourned at 2:30 p.m. We certify that this is a true copy of the Minutes of the West Virginia Board of Accountancy for Tuesday, February 11, 2020.

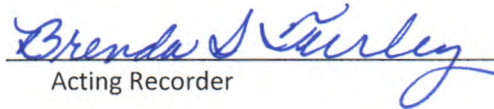


Board President



Assistant Secretary


Secretary



Acting Recorder