



**Pennsylvania
DEPARTMENT OF STATE**

**STATE BUSINESS LICENSING BOARDS
DISCIPLINARY ACTIONS
4th Quarter 2006**

Secretary of the Commonwealth Pedro A. Cortés and Basil L. Merenda, Acting Deputy Secretary for Regulatory Programs and Commissioner of the Department's Bureau of Professional and Occupational Affairs, announced 26 disciplinary actions taken by the following State Business Licensing Boards: Accountancy; Architects; Auctioneer Examiners; Barber Examiners; Certified Real Estate Appraisers; Cosmetology; Funeral Directors; Landscape Architects; and Professional Engineers, Land Surveyors and Geologists.

Actions were taken against individuals or firms in the following counties: Allegheny (4 actions); Berks (1 action); Carbon (1 action); Centre (1 actions); Chester (2 actions); Crawford (1 action); Delaware (2 actions); Erie (1 action); Lawrence (1 action); Montgomery (3 actions); Philadelphia (5 actions); and Westmoreland (1 action). Three actions involved Pennsylvania licenses with out-of-state addresses.

BOARD OF ACCOUNTANCY

Allegheny County

Collins & Ganley of Pittsburgh, license no. AF-001749L, was assessed a \$2,000 civil penalty because it acted and held itself out as a certified public accounting firm without a current and active license. (10-16-06)

Bould & Associates of Pittsburgh, license no. AF-000684L, was assessed \$2,000 civil penalty because it acted and held itself out as a certified public accounting firm for 4 years without holding a current and active license. (11-20-06)

Berks County

Keith Stankiwicz of Reading, certificate no. CA-045608, was assessed a \$150 civil penalty for failing to complete at least 20 hours of continuing education in 2003. (11-21-06)

Chester County

Melissa E. Hawes of Malvern, license no. CA-046268, was assessed a \$2,900 civil penalty because Hawes engaged in the practice of public accounting in the commonwealth; used the abbreviation "CPA" and held herself out as a certified public accountant and engaged in public accounting after April 30, 2004 and before Dec. 30, 2004 when she was not currently licensed because her license had expired on April 30, 2004. (11-20-06)

Delaware County

Thomas J. Motley of Swarthmore, certificate no. CA-012413-L, had his certificate of certified public accountant revoked based on his guilty pleas to state felony charges of theft by deception, deceptive business practices and securities fraud. (10/18/06)

Erie County

John P. Carone of Erie, license no. CA-024953L, was assessed a \$1,000 civil penalty because Carone acted and held himself out as a certified public accountant without a current and active license. (11-20-06)

Montgomery County

Charles V. Cleghorn of Jenkintown was directed to do the following within 30 days or face the revocation of his previously suspended certificate no. CA-004907-L: either surrender his certificate or submit a notarized statement that his certificate has been lost, misplaced or stolen; and either tender full payment of a previously assessed \$1,000 civil penalty or submit documentation that he has a payment plan with the Office of Attorney General regarding the civil penalty. (10/18/06)

Andrew Cunningham of North Wales had his application to sit for the CPA examination denied because of his prior disciplinary record relating to federal felonies in the practice of public accounting. (11/13/06)

Westmoreland County

Samuel G. White of Ligonier, license no. CA-024953L, was assessed a \$1,500 civil penalty and a public reprimand was placed on White's license. White acted and held himself out as a certified public accountant for more than two years without a current and active license. (11-20-06)

Out of State

Christopher John Stephens, Jr. of Rolling Hills, CA, certificate no. CA-027676-L, was assessed a \$1,000 civil penalty and ordered to complete 27½ hours of make-up continuing education based on his failure to fulfill his continuing education requirement for the 2002-2003 reporting period. (11-09-06)

BOARD OF ARCHITECTS LICENSURE

Centre County

Ernest Romanini, Jr. of Lemont, license no. RA-012343-B, was assessed a \$5,000 civil penalty. Romanini engaged in the practice of architecture when his certificate to practice architecture in the commonwealth was expired. (11-30-06)

BOARD OF AUCTIONEER EXAMINERS

Carbon County

Joseph J. McGowan of Lehighon, license no. AU-003614-L, had his auctioneer license revoked based upon his failure to pay over moneys belonging to others, which came into his possession arising out of a sales transaction within a reasonable time. (09-13-06)

Lawrence County

Samuel H. Kerr of New Castle, license no. AU-000484-L, was assessed a \$1,000 civil penalty because Kerr engaged in the practice of auctioneering when he did not hold a valid individual auctioneer's license to do so. (11-06-06)

BOARD OF BARBER EXAMINERS

Allegheny County

Michael A. Brisco of Pittsburgh, license no. BL051052L, was suspended by the Allegheny County Court of Common Pleas on Aug. 21, 2006. The court issued the suspension, which was effective immediately, under section 4355 of the Domestic Relations Code. (10-26-06)

Montgomery County

Todd A. Phillips of Pottstown, license no. BL050196L, was suspended by the Montgomery County Court of Common Pleas on Oct. 12, 2006. The court issued the suspension, which was effective immediately, under section 4355 of the Domestic Relations Code. (11-03-06)

Philadelphia County

Cheikh Diall of Philadelphia, t/d/b/a Fatou African Hair Gallery, license no. BO-107932, was assessed a \$750 civil penalty because Diall employed four unlicensed individuals, did not have a current license or consumer sticker displayed on the shop premises, did not meet minimum equipment, maintenance and sanitation requirements, and moved to another location and conducted business at a new location prior to application, approval and inspection by the Board. (10-23-06)

Thomas Kravitz of Philadelphia, license no. BL-051742-L, was assessed a \$150 civil penalty because Kravitz violated a lawful disciplinary order of the board. (10-23-06)

Darnel L. Smith of Philadelphia, license no. BL-052294, was suspended by the Philadelphia County Court of Common Pleas on Oct. 23, 2006. The court issued the suspension, which was effective immediately, under section 4355 of the Domestic Relations Code. (11-03-06)

Khaliff R. Williams of Philadelphia, license no. BL-052562, was suspended by the Philadelphia County Court of Common Pleas on Oct. 19, 2006. The court issued the suspension, which was effective immediately, under section 4355 of the Domestic Relations Code. (11-03-06)

Frederick Sellers of Philadelphia, license no. BM093379, was suspended by the Philadelphia County Court of Common Pleas on Oct. 20, 2006. The court issued the suspension, which was effective immediately, under section 4355 of the Domestic Relations Code. (11-06-06)

BOARD OF CERTIFIED REAL ESTATE APPRAISERS

Crawford County

Richard L. Bauer of Titusville, certificate nos. RL-001018L and BA-002605L, permanently and voluntarily surrendered his appraisal certificates. Bauer failed to comply with the requirements of the Uniform Standards of Professional Appraisal Practice. (11-9-06)

BOARD OF COSMETOLOGY

Delaware County

Kevin T. Gaskins of Upper Darby, license no. CO-234027L, was suspended by the Philadelphia County Court of Common Pleas on Oct. 23, 2006. The court issued the suspension, which was effective immediately, under section 4355 of the Domestic Relations Code. (11-07-06)

STATE BOARD OF FUNERAL DIRECTORS

Chester County

Johnston-Ruffenach Funeral Home, Inc. of Oxford, license no. FR-000497-L was assessed a \$1,500 civil penalty and had a public reprimand placed on its permanent board record. Johnston-Ruffenach Funeral Home failed to utilize its name as licensed, failed to contain the name of the supervisor in their advertising, failed to display licenses conspicuously in the funeral establishment, failed to utilize forms or statements that conform with the requirements imposed by the FTC, and for negligence or misconduct in carrying on the profession for failing to abide by FTC requirements. (11-01-06)

STATE BOARD OF LANDSCAPE ARCHITECTS

Out of State

Carl Edward Hintz of Stockton, NJ, license no. LA-001439L, was assessed a \$1,000 civil penalty. Hintz practiced landscape architecture and used the title or term "landscape architect" during a period while he was not duly licensed as his registration with the board had lapsed. (11-09-06)

STATE BOARD OF PROFESSIONAL ENGINEERS, LAND SURVEYORS AND GEOLOGISTS

Allegheny County

Douglas John Evans of Coraopolis, license nos. PE-053631E & PG-001706G, was assessed a \$9,000 civil penalty because Evans practiced engineering for four and a half years on an expired license. (11-15-06)

Out of State

Mark P. Neisser of Marlton, NJ, license no. PE-032203E, was suspended for a period of six months; required to successfully complete a board-approved course in engineering ethics during the six months suspension; assessed a \$1,000 civil penalty; and a public reprimand was placed on his permanent board record. Neisser committed misconduct in the practice of engineering through being convicted for a criminal offense such as extortion, bribery or fraud or entry of a plea of *Nolo Contendere* to a charge thereof for conduct relating to the practice of engineering, and further violated the CHIRA because Neisser has been convicted of a felony. (9-27-06)

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***A complete list of sanctions is available online at
www.state.pa.us
Keyword: licensing disciplinary actions.***

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