

**PROCEEDINGS BEFORE THE
WASHINGTON STATE BOARD OF ACCOUNTANCY**

In the Matter of the Certified Public
Accountant (CPA) Certificate and/or
Licenses to Practice Public Accounting of:



Respondent.

No. 

CONSENT AGREEMENT

The Washington State Board of Accountancy (Board) and 
(Respondent), stipulate and agree as follows:

Section I: Procedural Stipulations

- 1.1 Respondent understands that the Board has issued a statement of charges in this matter and may proceed to a hearing before the Board upon the merits of said charges. This Consent Agreement is in order to facilitate resolution of this matter in accordance with the legislative intent endorsed in RCW 34.05.060 and the provisions of WAC 4-30-140.
- 1.2 Respondent understands that should the Board prevail at hearing based on a statement of charges that the Board has the power and authority to deny, suspend, revoke, or refuse to renew the Respondent's CPA certificate or any individual or firm licenses to practice public accounting as a CPA or CPA firm in Washington and may impose a fine plus the Board's investigative and legal costs in bringing charges or impose conditions precedent to renewal of the certificate or license, or impose full restitution to injured parties.
- 1.3 Respondent has the right to defend against a statement of charges by demanding a hearing and presenting evidence on the Respondent's behalf. Respondent voluntarily waives the

Consent Agreement

right to a hearing and all other rights which may be accorded the Respondent by the Administrative Procedures Act, chapter 34.05 RCW, and the laws of Washington, including the right to petition the courts for judicial review.

- 1.4 Respondent, without admitting or denying the allegations/violations, wishes to expedite the resolution of this matter by means of this Consent Agreement and does not desire to proceed to a formal hearing based on the issuance of a statement of charges.
- 1.5 Respondent understands that the terms of this Consent Agreement are not binding unless approved by the Board and fully executed.

The parties further stipulate to the following Stipulated Facts, Conclusions of Law, and Agreed Order:

Section 2: Stipulated Facts

- 2.1 At all times material hereto, [REDACTED] the Respondent herein, held an individual Certified Public Accountant (CPA) certificate and individual license to practice as a CPA in the state of Washington, License No. [REDACTED]
- 2.2 On [REDACTED], the Securities and Exchange Commission (SEC) filed a complaint in the United States District Court, Southern District of Florida, listing Respondent as one of four defendants. The SEC alleged twenty (20) violations against Respondent.
- 2.3 On [REDACTED], Respondent provided a completed "Notification of a Reportable Event" form to the Board. WAC 4-30-036 requires CPAs notify the Board of such actions within 30 days of its issuance.
- 2.4 On [REDACTED] the Southern District of Florida entered Order Granting Plaintiff Securities and Exchange Commission's Motion for a Final Judgment of Permanent Injunction and Other Relief Against Defendant [REDACTED] ("Order"). The

Order, in part, required Respondent to pay disgorgement of [REDACTED] with prejudgment interest of [REDACTED] pay a civil fine of [REDACTED] and permanently barred Respondent from acting as an officer or director of any issuer that has a class of securities registered pursuant to Section 12 of the Exchange Act or that is required to file reports pursuant to Section 15(d) of the Exchange Act.

- 2.5 On [REDACTED], the SEC implemented Order Instituting Administrative Proceedings Pursuant to Rule 102(e) of the Commission's Rules of Practice, Making Findings, and Imposing Remedial Sanctions. [REDACTED]

Section 3: Conclusions of Law

- 3.1 The Board has jurisdiction over the Respondent and the subject matter of this proceeding.
- 3.2 These violations arise out of the facts [REDACTED]
- 3.3 Failure to remain honest and objective, not misrepresent facts, not subordinate their judgment to others, and remain free of conflicts of interest unless such conflicts are specifically permitted by board rule or professional standards listed in WAC 4-30-048 is a violation of WAC 4-30-040.
- 3.4 Failure to comply with required rules, regulations and professional standards is a violation of WAC 4-30-048.
- 3.5 Committing, or allow others to commit in their name, any act that reflects adversely on their fitness to represent themselves as a CPA which violate the rules of conduct is a violation of WAC 4-30-052.
- 3.6 Failure of a licensee to timely notify the Board of charges filed by the SEC, in the manner prescribed by the board is a violation of WAC 4-30-036, and basis for discipline under WAC 4-30-142(16)(b).

3.7 Dishonesty, fraud, or negligence while representing oneself as a licensee is grounds for discipline under WAC 4-30-142(5).

Section 4: Agreed Order

4.1 Respondent consents to the entry of this Agreement and has waived any right to a hearing.

4.2 Pursuant to RCW 18.04.295, the Board has the power to impose discipline. Based on the preceding Stipulated Facts and Conclusions of Law, the Board and Respondent agree that:

4.2.1 Respondent's CPA license is suspended for five (5) years.

4.2.2 Prior to the Board considering any reinstatement application from Respondent, Respondent shall:

4.2.2.1 Pay a fine of five thousand dollars (\$5,000).

4.2.2.2 Reimburse the Board five hundred dollars (\$500) for legal and investigative costs.

I, [REDACTED] certify that I have read this Consent Agreement in its entirety, and that I fully understand and agree to all of it and that it may be presented to the Board without my appearance. If the Board accepts the Consent Agreement, I understand that I will receive a signed copy.

DATED this [REDACTED] day of [REDACTED], [REDACTED]

RESPONDENT

[REDACTED]

The Board accepts and enters this Consent Agreement.

DATED this [redacted] day of [redacted], [redacted]

WASHINGTON STATE
BOARD OF ACCOUNTANCY

[redacted]
Chair

