

**PUBLIC SESSION MINUTES**  
**North Carolina State Board of CPA Examiners**  
**October 29, 2014**  
**Ballantyne Hotel**  
**Charlotte, NC**

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**MEMBERS ATTENDING:** Miley (Bucky) Glover, CPA, President; Michael H. Womble, CPA, Vice President; Wm. Hunter Cook, CPA, Secretary-Treasurer; Tawannah G. Allen, Ed.D; Murchison (Bo) Biggs, CPA; and George W. Rohe, CPA.

**STAFF ATTENDING:** Robert N. Brooks, Executive Director; David R. Nance, CPA, Deputy Director; Frank Trainor, Esq., Staff Attorney (via telephone); and Noel L. Allen, Legal Counsel.

**GUESTS:** James T. Ahler, CEO, NCACPA; Sharon Bryson, COO, NCACPA; Dave Horne, Esq., Legal Counsel, NCACPA; Cindy Brown, CPA, NCACPA; Cal Christian, CPA, NCACPA; Joan Pharr, CPA, NCACPA; Rollin Groseclose, CPA, NCACPA; Michael Massey, CPA, NCACPA; Austin Wachten, CPA, NCACPA; Sammy Williams, CPA, NCACPA; Jared Plummer, CPA, NCACPA; Kate Hinson, CPA, NCACPA; Mark Sotichack, CPA, NCACPA; Susan Barrett, CPA, NCACPA; Ben Hamrick, CPA, NCACPA; Andrea Eason, CPA, NCACPA; Peetra Watson, CPA, NCACPA; Dan Purvine, CPA, NCACPA; Art Winstead, CPA, NCACPA; Marci Thomas, CPA, NCACPA; Lorrie Leonhardt, NCACPA Staff, Alison Mendys Abousslewan, NCACPA Staff; Amanda Davis, NCACPA Staff; Jennifer Rowell, NCACPA Staff; Holly Bazemore, NCACPA Staff; Alexis Verbic, NCACPA Staff; and Nikki Vann, NCACPA Staff.

**CALL TO ORDER:** President Glover called the meeting to order at 10:06 a.m.

**MINUTES:** The minutes of the September 22, 2014, meeting were approved as submitted.

**FINANCIAL AND BUDGETARY ITEMS:** The September 2014 financial statements were accepted as submitted.

**LEGISLATIVE AND RULE-MAKING ITEMS:** President Glover led a discussion on the CPE time rule with presentations by Dr. Allen and Joan Pharr. President Glover also led a discussion on the firm name rule with presentations by Mr. Cook and Ben Hamrick.

**NATIONAL ORGANIZATION ITEMS:** Messrs. Womble and Biggs moved to approve the draft response to the AICPA Discussion Paper, *Enhancing Audit Quality*, after Messrs. Glover, Cook, and Nance concurred on changes.

**REPORT OF THE PROFESSIONAL STANDARDS COMMITTEE:** Mr. Cook moved and the Board approved the following recommendations of the Committee:

Case No. C2012259-2 and Case No. C2012415 - George M. Gabler - Approve the signed Consent Order (Appendix I) for the voluntary permanent surrender of NC CPA Certificate No. 29752 issued to George M. Gabler with six (6) affirmative and zero (0) negative votes.

Case No. C2013045 - Ernst & Young, LLP - Approve the signed Consent Order (Appendix II). Mr. Cook did not participate in the discussion of this matter nor did he vote on this matter.

Case No. C2013230 - Susan F. Ureda - Approve the signed Consent Order (Appendix III).

Case No. C2013167-2 - David R. Dracup, CPA, PA - Approve the signed Consent Order (Appendix IV).

Case No. C2014086 - Christina M. Rivera - Approve the signed Consent Order (Appendix V) for the permanent revocation of NC CPA Certificate No. 32413 issued to Christina M. Rivera with six (6) affirmative and zero (0) negative votes,

Case No. UT20141111 - Daniel J. Brady - Approve the signed Notice of Apparent Violation and Demand to Cease and Desist (Appendix VI).

Case No. C2013271-1 - Close the case without prejudice and with a Letter of Warning.

Case No. C2013274 - Close the case without prejudice and with a Letter of Warning.

**REPORT OF THE PROFESSIONAL EDUCATION AND APPLICATIONS COMMITTEE:** Dr. Allen moved and the Board approved the following recommendations of the Committee:

**Transfer of Grades Applications** - The Committee recommended that the Board approve the following:

Charlotte Pait Brewer  
Trang Hien Nguyen

Kyle Phillip Nygaard  
Sylvia Ruxandra Seaver

**Original Certificate Applications** - The Committee recommended that the Board approve the following:

Briarlee D. Barrow

Ryan David Beckstead

Darryl Wesley Bennett, Jr.  
Adam David Brawley  
Charlotte Pait Brewer  
Jessica Seymour Brintle  
Abigail Leigh Campbell  
Margaret Mary Rogers Cherry  
Scott Miller Croner  
Mark Andrew Davis  
Veronica Felicia Edwards  
Michael Richard Gerew  
Brooke Kaitlyn Goodwin  
Nicholas Merrill Graham  
Jiajia Hao  
Camille Marie Hefner  
Shan Ismeal Ijaz  
Kevin Reece Ingold  
Braden Alexander Jackson  
Joshua Keith Jones  
Vasyl Khohkla  
Jonathan Allen Kittel  
Heather Lauren Koob  
Kevin Scott Lee  
Katie Suzanne Mazzeo  
Daniel de Moraes Mendonca  
Benjamin Michael Miley

Matthew Robert Miller  
William Markham Montgomery  
Kaitlyn Hunter Moore  
Jeffrey Lee Nakayama  
Thomas Charles Natale  
Trang Hien Nguyen  
Robert Clayton Nicholson, II  
Kyle Phillip Nygaard  
John Charles Payne  
Andrew Fredrick Pearson  
Sharon Wine Pratto  
Teresa Hope Redman  
Daniel Robert Schillaci  
Laura Suzanne Scott  
John Avery Scotton, Jr.  
Sylvia Ruxandra Seaver  
Courtney Shanice Smith  
Sally-Anne Tabora  
Anthony Dominic Tallarico  
Adam Edward Taylor, Sr.  
Jaclyn Austin Taylor  
Alan Lane Toler  
William Bradley Tucker  
Travis Clint VanHoy

**Reciprocal Certificate Applications** - The Committee recommended that the Board approve the following:

Cynthia Diane Austen  
Sharon Ann Bernacki  
Meredith Leigh Guelbert  
Jeffrey Robert Johnson

Michael Dwayne May  
Michelle Rene Robe  
Nancy Amanda Sayer  
Anthony Francis Welsch

**Temporary Permits** - The Committee recommended that the Board approve the following temporary permits that were approved by the Executive Director:

Robert Allen Gindes, T8094  
Lisa LeAnn Jones, T8095  
Craig J. Adams, T8096  
Brandon Scott Miller, T8100  
Kathy L. Allen, T8101  
Christopher Paul Stock, T8102

Jon A. Manning, T8103  
Shelley Diane Greene, T8104  
Karen J. Mink, T8163  
Janet Lynn Fella, T8164  
Brian Michael McGrath, T8165  
Kenneth Scott Doty, T8166

Dan Wangendo Ndikwe, T8167  
Jeremy Grier Dunn, T8168  
Sara Elizabeth Bryan Hutter, T8169

Anthony Joseph Hoffmaster, T8170  
Amber P. Messmer, T8171  
Stuart Marc Kurtz, T8172

**Reinstatements** - The Committee recommended that the Board approve the following:

Sonal Thakkar Amin, #28740  
Anne Trammell Bartholomew, #20266  
Debra Jo Bradsher, #16493

Kenneth Everett Johnson, #18518  
Ericka Faye Kranitz, #31595  
Sarah English Pinion, #18242

**Firm Registrations** - The Committee recommended that the Board approve the following professional corporations, professional limited liability companies, and limited liability partnerships that were approved by the Executive Director:

Larry A. Clark, CPA, PLLC

Sovereign CPA Services, PLLC

**Extension Requests** - The Committee recommended that the Board approve the following individuals for extension for completion of CPE until the dates noted:

Phyllis Sanders, #20385 (6/30/14)

Jayne Shoop, #32348 (1/31/14)

**Letter of Warning** - The Committee recommended that the Board approve the requests to rescind the letters of warning awarded to the individuals listed below:

James E. Harrison, #19145  
Rachel H. Jordan, #22056

Janet Monaghan, #30092

**Examinations** -The Committee recommended that the Board approve the following staff-approved applicants to sit for the Uniform CPA Examination:

Israel Abitbol  
Allison Adkins  
Layla Alhashim  
Stephen Allen  
Ahmad Altaher  
Christopher Anderson  
Garnett Antle-Kara  
LaTisha Ashley  
Catherine Ayers  
Theodore Bacote  
Jess Bankhead  
Nicolas Barnes  
Brian Bartholomew

David Batkiewicz  
Mary Beets  
Cory Billings  
Alexander Bishop  
Seth Bishop  
Melanie Bissonnette  
Benjamin Blackmon  
Nicholas Bost  
Audrey Bostic  
Sara Boswell  
Ryan Bourg  
Jackelyn Branco  
Madeline Bray

Darien Brockington  
Patrick Brooks  
Rebecca Brooks  
David Broome  
Joshua Brown  
Evan Buckingham  
Mark Bumper  
Christina Burnett  
Matthew Bustamante  
Andrew Cafarella  
Daniel Carter  
Danielle Carty  
Joel Chambers  
Felix Chang  
Chun-Yuh Chou  
Ryan Christians  
Ruth Chu  
Tyler Cima  
Stephen Cobb  
Aikaterini Coker  
Kelsey Conner  
Charlene Cook Controne  
Jacob Cooper  
John Copley  
Hallie Corday  
Ryan Cote  
Brittany Cowan  
Elizabeth Coy  
Anna Crawford  
Bryce Creedon  
Raven Cross  
Scott Crysel  
Andrew Cullinan  
Natalie Cuzmenco  
Corey Dalton  
Lauren Daughtry  
Monica Davis  
Vivian Denoyer  
Elizabeth Dinndorf  
Rebecca DiPalazzo  
Holly Disbrow  
Melissa Dodson  
Amanda Doiron

Lauren Donadio  
Garret Drogosch  
Daniel Drouin  
Nicholas Dunbar  
Kelsey Dunn  
Marcus Dyer  
Kellie Earnhardt  
Felicia Edwards  
Susan Eisenhardt  
Sarah Eljabaly  
Maria Errazo  
Hisham Fahim  
Sean Feeley  
David Ferguson  
Michael Fillmer  
Mary Fischer  
Heather Ford  
Sarah Forman  
Steven Foster  
Nathan Francis  
George Freeman  
Matthew Fussell  
Rachel Gable  
Christopher Gaddy  
Rafaela Gaines  
James Gambill  
Wenyu Gao  
Carolyn Gile  
Preston Giles  
Jamie Gillan  
Brent Gillespie  
Joel Gillie  
Benjamin Goodwin  
Mihaela Gorciu  
Taylor Gray  
Kristen Griffith  
Caleb Grim  
Cynthia Grose  
Robert Hales  
Mallory Hammett  
Michael Hancock  
Paul Hardin  
Geri Hare

Ashley Hare Massey  
Kevin Harris  
Lauren Hatch  
John Haus  
Heather Hayes  
Tammi Heise  
Kesley Heit  
Alyssa Helms  
Heather Hess  
Matthew Hess  
Elizabeth Hester  
Colethia Hinton  
Matt Hockenberry  
Kate Hogan  
Julia Howe  
Jordan Hudson  
Walter Hughes  
Fatimatu Ingawa  
Ruth Innocent  
Michael Irvin  
Jeremy Jacobs  
Laura Jacobson  
Andrew Jarrett  
Michelle Jenkins  
Chanet Johnson  
Jessica Johnson  
Ashleigh Joines  
Christopher Jones  
Jaskamal Kaur  
Ashley Keen  
Jeramee Kerl  
Laura Kessler  
Johnathan Kildosher  
Kristina Klier  
Kelly Krebs  
Ying Ying Lang  
Thomas Langa  
Adam Lanier  
Dandan Laubacker  
Jason Lawrence  
Camie Le  
Molly Le  
Jessica Lea

Molly Little  
Nadine Lloyd  
Tijuana Locus  
Sonya Long  
Stuart Long  
Austin Lowe  
Awamary Lowe Khan  
Travis Lowman  
Evelyne Makatiani  
Anthony Mangano  
Matthew Markoff  
Christina Martin  
Jeremy Martin  
Larry Martin  
Courtney Mayes  
Christopher McCoy  
Raymond McKinney  
Kristen McLamb  
Chelsea McLaughlin  
Joshua McLaughlin  
Carson McLean  
Robert McPherson  
Amber Metts  
Allison Metz  
Ashley Middleton  
Andrew Miles  
Melissa Milteer  
Tevin Milton  
Praxi Mittal  
Nicholas Moffitt  
Rubin Moise  
Danielle Moody  
Benjamin Morman  
Dalton Morris  
Jessica Murphy  
Jeremy Musgrave  
Jarrett Nagel  
Mildrid Ngamele  
Brian Nguyen  
Keeva Nichols  
Adam Nicholson  
Farah Noameshie  
Casey Noble

James Nobles	Allison Simmons
Maxwell Ofori	Karine Simonyants
Eric Ogilvie	Jyoti Singh
Adaora Okonkwo	Misti Skinner
Anthony Okunak	Lanita Slaughter
Miles Onafowora	Joseph Smith
David Padykula	Julie Smith
Nicholas Pagano	Kelsey Smith
Meagan Parrott	Rhonda Smith
Karla Patel	Riley Smith
Blake Patterson	Suzanne Smith
Mallery Patterson	Grady Smyth Gilbert
Brandy Perry	Eric Sommermann
Lynda Peterson	Tammy Southerland
Drew Phillips	Garry Spence
Morgan Phillips	Neil Spence
Whitney Phillips	Alyssa Starnes
Maribel Pinol	Stephanie Stidham
Taylor Pittman	Steven Strickland
Kerry Porter	Michael Strom
Alexander Prytyskach	Edward Summersill
Donnell Raye	Jenni Swartout
John Reece	Andrew Swint
Natalie Reed	Kayla Sykes
Melissa Reeger	Jeremiah Tate
Ann Reinking	Rebekah Taylor
Phoebe Roberts	Tamara Temple
Jonathan Robinson	Brittany Tetlow
Nicole Rocco	Christopher Thompson
Mary Rockecharlie	Sabrina Thompson
Tracey Rogers	Jamie Thornburg
Kimberly Rohr	Jeremy Tomlinson
Holden Rudd	Kaleb Tucker
Tracy Rumfelt	Rebecca Urquhart
Sarah Rupp	Jonathan Virgie
Shaurnetta Russell	Christopher Walker
Kenrick Samuelson	Kandi Walls
Jonathan Sawyer	Yue Wang
Amanda Scott	Cherise Washington
Elizabeth Senczy	Stephen Watts
Pamela Seward	Amanda Webb
Kushal Shah	Binbin Weng
Samip Shah	Elizabeth Whitaker

Alex White  
Shauna Whitener  
Christopher Wicks  
Tyler Wikse  
LaToya Wiley  
Kristen Wilkinson  
David Williams  
Laronda Williams

Nellie Wilson  
April Wright  
Feng Wu  
Jack Xie  
Anthony Yorio  
Yao Zhang  
Michael Zimmerman

**Rescind Form of Practice Statement** - The Committee recommended that the Board approve a request from Randy Keith Jordan (#19241) to rescind his Form of Practice Statement.

**Hypothetical Firm Name** - The Committee referred this matter to the full Board, where it was discussed in Closed Session.

**CLOSED SESSION:** Messrs. Womble and Cook moved to enter Closed Session to discuss a legal matter and an application. Motion passed.

**PUBLIC SESSION:** Messrs. Cook and Biggs moved to re-enter Public Session to continue with the agenda. Motion passed.

**EXECUTIVE STAFF AND LEGAL COUNSEL REPORT:** The Board approved the proposed 2015 Board meeting dates.

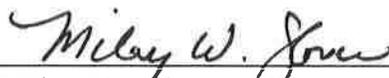
The Executive Staff and Staff Attorney were instructed to respond to the request by the Attorney General regarding a complaint.

**ADJOURNMENT:** Messrs. Cook and Biggs moved to adjourn the meeting at 2:38 p.m. Motion passed.

Respectfully submitted:

Attested to by:

  
Robert N. Brooks  
Executive Director

  
Miley W. Glover, CPA  
President

NORTH CAROLINA  
WAKE COUNTY

BEFORE THE NORTH CAROLINA STATE BOARD OF  
CERTIFIED PUBLIC ACCOUNTANT EXAMINERS  
CASE #: C2012259-2 and C2012415

IN THE MATTER OF:  
George M. Gabler, #29752  
Respondent

CONSENT ORDER

THIS CAUSE, coming before the North Carolina State Board of CPA Examiners ("Board") at its offices at 1101 Oberlin Road, Raleigh, Wake County, North Carolina, with a quorum present. Pursuant to N. C. Gen. Stat. § 150B-41, the Board and Respondent stipulate to the following:

1. George M. Gabler (hereinafter "Respondent") is the holder of North Carolina certificate number 29752 as a Certified Public Accountant.
2. Respondent acted as an escrow agent for clients in a project in which he had a related pecuniary interest by way of ownership in a limited liability company.
3. Respondent pleaded guilty to one count of knowingly concealing the felony of others to unrelated real estate transactions.
4. Respondent wishes to resolve this matter by consent and agrees that the Board staff and counsel may discuss this Consent Order with the Board *ex parte*, whether or not the Board accepts this Consent Order as written. Respondent understands and agrees that this Consent Order is subject to review and approval by the Board and is not effective until approved by the Board at a duly constituted Board Meeting.

BASED upon the foregoing, the Board makes the following Conclusions of Law:

1. Respondent is subject to the provisions of Chapter 93 of the North Carolina General Statutes and Title 21, Chapter 08 of the North Carolina Administrative Code, including the Rules of Professional Ethics and Conduct promulgated and adopted therein by the Board.
2. If proven, Respondent's actions, as set forth above, could constitute violations of 21 NCAC 08N .0202, .0203, .0303(a) and .0212.

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3. Per N.C. Gen. Stat. § 93-12(9), and also by virtue of Respondent's consent to this order, Respondent is subject to the action set forth below.

BASED on the foregoing and in lieu of disciplinary action or further proceedings, the Board and Respondent agree to the following Order:

1. Respondent voluntarily surrenders his North Carolina CPA certificate without the ability to apply for reissuance, reinstatement, or modification of discipline. As such, Respondent shall not offer or render services as a CPA or otherwise trade upon or use the CPA title in this State whether through CPA mobility provisions or substantial equivalency practice privileges or in any other manner.
2. Respondent waives any rights, privileges, or protections that may be afforded by 21 NCAC 08J .0105, .0106, 08I .0104, or N.C. Gen. Stat. § 93-10.

CONSENTED TO THIS THE 16<sup>th</sup> DAY OF September, 2014.  
(Day) (Month) (Year)

George M. Gabler  
Respondent

APPROVED BY THE BOARD THIS THE 29 DAY OF OCTOBER,  
2014.  
(Year) (Day) (Month)

NORTH CAROLINA STATE BOARD OF CERTIFIED  
PUBLIC ACCOUNTANT EXAMINERS



BY: Miley W. Jones  
President

NC BOARD OF  
SEP 19 2014  
CPA EXAMINERS

NORTH CAROLINA  
WAKE COUNTY

BEFORE THE NORTH CAROLINA STATE BOARD OF  
CERTIFIED PUBLIC ACCOUNTANT EXAMINERS  
CASE #: C2013045

IN THE MATTER OF:  
Ernst & Young LLP  
Respondent

CONSENT ORDER

THIS CAUSE, coming before the North Carolina State Board of CPA Examiners ("Board") at its offices at 1101 Oberlin Road, Raleigh, Wake County, North Carolina, with a quorum present. Pursuant to N. C. Gen. Stat. § 150B-41, the Board and Respondent stipulate to the following:

1. Ernst & Young LLP (hereinafter "E&Y" or "Respondent Firm") is a registered certified public accounting limited liability partnership in North Carolina.
2. Respondent Firm entered into a Non-Prosecution Agreement ("NPA") with the United States Department of Justice on February 26, 2013.
3. As described in the Statement of Facts attached to the NPA, from the period of 1999 through 2002, E&Y, in conjunction with various law firms, banks and investment advisors, developed, marketed, and implemented certain tax shelters that were intended to assist high net worth individuals to defer, reduce, or eliminate their income taxes. A small number of the tax shelters were sold to North Carolina clients.
4. Also, as set forth in the Statement of Facts:

A small group within E&Y known as the Strategic Individual Solutions Group ("SISG") was primarily responsible for supervising and coordinating the marketing, implementation and defense of E&Y's tax shelter products.

\* \* \*

Unlike certain other accounting firms that marketed similar tax shelter products, the senior management of E&Y did not participate in the criminal wrongdoing of the SISG members. Indeed, certain members of SISG withheld important information from E&Y's senior management.

\* \* \*

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The wrongdoing in this case by a small group of professionals at E&Y represented a deviation from the more than 100-year history of ethical and professional conduct by E&Y and its partners.

5. E&Y has confirmed that SISG was disbanded in early 2003 and that no North Carolina licensees were members of SISG.
6. E&Y has also produced evidence showing that it has undertaken an extensive program to ensure that similar conduct cannot be repeated. In fact the NPA notes that at the time that E&Y implemented its program, it "was praised by the IRS and recognized as a good working model for agreements with practitioners."
7. Respondent Firm wishes to resolve this matter by consent and agrees that the Board staff and counsel may discuss this Consent Order with the Board *ex parte*, whether or not the Board accepts this Consent Order as written. Respondent Firm understands and agrees that this Consent Order is subject to review and approval by the Board and is not effective until approved by the Board at a duly constituted Board Meeting.

BASED upon the foregoing, the Board makes the following Conclusions of Law:

1. Respondent Firm is subject to the provisions of Chapter 93 of the North Carolina General Statutes and Title 21, Chapter 08 of the North Carolina Administrative Code, including the Rules of Professional Ethics and Conduct promulgated and adopted therein by the Board.
2. The actions of the SISG members, as set forth above, violated 21 NCAC 08N .0201, .0203(a), .0207, .0211(b) and .0301(b). Although there is evidence in the record that SISG intentionally withheld material information from E&Y's senior management and none of those SISG members were North Carolina licensees, E&Y is nevertheless responsible for the actions taken by its employees per 21 NCAC 08N .0103.
3. Per N.C. Gen. Stat. § 93-12(9), and also by virtue of Respondent's consent to this order, Respondent is subject to the discipline set forth below.

BASED on the foregoing and in lieu of further proceedings, the Board and Respondent agree to the following Order:

1. Respondent Firm is censured.

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2. Respondent Firm shall remit, with this signed Order, a civil payment of twelve thousand dollars (\$12,000.00).
3. Respondent Firm shall reimburse the Board for one thousand seven hundred twenty-five dollars (\$1,725.00) in administrative costs incurred by the Board in its investigation of this matter. Said administrative costs must be remitted to the Board with this signed Order.

CONSENTED TO THIS THE 6<sup>th</sup> DAY OF October 2014.  
(Day) (Month) (Year)

Bruce M. Cornice

Individual authorized to sign on behalf of Respondent Firm

APPROVED BY THE BOARD THIS THE 29 DAY OF OCTOBER,  
(Day) (Month)  
2014.  
(Year)

NORTH CAROLINA STATE BOARD OF CERTIFIED  
PUBLIC ACCOUNTANT EXAMINERS



BY: Miley W. Jones  
President

NC BOARD OF  
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CPA EXAMINERS

NORTH CAROLINA  
WAKE COUNTY

BEFORE THE NORTH CAROLINA STATE BOARD OF  
CERTIFIED PUBLIC ACCOUNTANT EXAMINERS  
CASE #: C2013230

IN THE MATTER OF:  
Susan F. Ureda, #28881  
Respondent

CONSENT ORDER

THIS CAUSE, coming before the North Carolina State Board of CPA Examiners ("Board") at its offices at 1101 Oberlin Road, Raleigh, Wake County, North Carolina, with a quorum present. Pursuant to N. C. Gen. Stat. § 150B-41, the Board and Respondent stipulate to the following:

1. Susan F. Ureda, CPA (hereinafter "Respondent"), is the holder of North Carolina certificate number 28881 as a Certified Public Accountant.
2. The Board received a complaint from one of Respondent's clients ("Client") alleging that Respondent had provided inaccurate tax advice and that the Client's tax returns were inaccurate as a result.
3. The issue had some complexity and involved the tax treatment of the sale of a business with related shareholder loan transactions.
4. Respondent has noted the complexity of the transactions and has stated that she consulted with the Client and other tax professionals prior to finalizing the Client's taxes.
5. Respondent was unable to produce the documentation and information required to fully substantiate the tax position taken on the Client's returns.
6. Respondent wishes to resolve this matter by consent and agrees that the Board staff and counsel may discuss this Consent Order with the Board *ex parte*, whether or not the Board accepts this Consent Order as written. Respondent understands and agrees that this Consent Order is subject to review and approval by the Board and is not effective until approved by the Board at a duly constituted Board Meeting.

BASED upon the foregoing, the Board makes the following Conclusions of Law:

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Consent Order - 2  
Susan F. Ureda, CPA

1. Respondent is subject to the provisions of Chapter 93 of the North Carolina General Statutes and Title 21, Chapter 08 of the North Carolina Administrative Code, including the Rules of Professional Ethics and Conduct promulgated and adopted therein by the Board.
2. Respondent's actions as set out above constitute a violation of 21 NCAC 08N .0211.
3. Per N.C. Gen. Stat. § 93-12(9) and also by virtue of Respondent's consent to this order, Respondent is subject to the discipline set forth below.

BASED on the foregoing and in lieu of further proceedings, the Board and Respondent agree to the following Order:

1. Respondent is censured.

CONSENTED TO THIS THE 29 DAY OF September, 2014  
(Day) (Month) (Year)

Susan F. Ureda  
Respondent

APPROVED BY THE BOARD THIS THE 29 DAY OF OCTOBER,  
2014  
(Year) (Day) (Month)

NORTH CAROLINA STATE BOARD OF CERTIFIED  
PUBLIC ACCOUNTANT EXAMINERS



BY: Miley W. Jones  
President

NC BOARD OF  
OCT - 3 2014  
CPA EXAMINERS

NORTH CAROLINA  
WAKE COUNTY

BEFORE THE NORTH CAROLINA STATE BOARD OF  
CERTIFIED PUBLIC ACCOUNTANT EXAMINERS  
CASE #: C2013167-2

IN THE MATTER OF:  
David R. Dracup, CPA, PA  
Respondent

CONSENT ORDER

THIS CAUSE, coming before the North Carolina State Board of CPA Examiners ("Board") at its offices at 1101 Oberlin Road, Raleigh, Wake County, North Carolina, with a quorum present. Pursuant to N. C. Gen. Stat. § 150B-41, the Board and the Respondent stipulate to the following:

1. David R. Dracup, CPA, PA (hereinafter "Respondent firm"), is a registered certified public accounting corporation in North Carolina.
2. Respondent firm received a "fail" on its most recent system peer review, with an acceptance letter date of September 5, 2013.
3. The failed system peer review noted a material departure from Generally Accepted Auditing Standards ("GAAS") by Respondent firm due to a failure to have quality control policies and procedures for reviewing engagements and a failure to document audit procedures.
4. Respondent's principal was the only person working on audits at the time covered by the audit when Respondent did not have quality control policies and procedures for reviewing engagements written down.
5. Respondent took prompt action to remedy the procedural deficiencies identified before receiving any request to do so.
6. Respondent's principal has been licensed as a CPA in New York and then North Carolina for over 20 years collectively and has no prior disciplinary action.
7. Respondent firm wishes to resolve this matter by consent and agrees that the Board staff and counsel may discuss this Consent Order with the Board ex parte, whether or not the Board accepts this Consent Order as written. Respondent firm understands and agrees that this Consent Order is subject to review and approval by the Board and is not effective until approved by the Board at a duly constituted Board Meeting.

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CPA EXAMINERS

Consent Order - 2  
David R. Dracup, CPA, PA

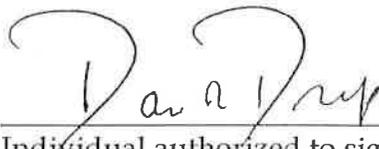
BASED upon the foregoing, the Board makes the following Conclusions of Law:

1. Respondent firm is subject to the provisions of Chapter 93 of the North Carolina General Statutes and Title 21, Chapter 08 of the North Carolina Administrative Code, including the Rules of Professional Ethics and Conduct promulgated and adopted therein by the Board.
2. Respondent firm's failure to comply with GAAS is a violation of 21 NCAC 08N .0403.
3. By virtue of Respondent firm's consent to this order, Respondent firm is subject to the discipline set forth below.

BASED on the foregoing and in lieu of further proceedings, the Board and Respondent firm agree to the following Order:

1. Respondent firm is censured.
2. Each of Respondent firm's professional staff participating in engagements subject to peer review shall take a minimum of eight (8) hours of group study Accounting and Auditing CPE related to Auditing, as part of their annual forty (40) hour CPE requirements, until such time as Respondent firm receives a pass on a system peer review.

CONSENTED TO THIS THE 8 DAY OF OCTOBER, 2014.



Individual authorized to sign on behalf of Respondent Firm

APPROVED BY THE BOARD THIS THE 29 DAY OF OCTOBER, 2014.

NORTH CAROLINA STATE BOARD OF CERTIFIED  
PUBLIC ACCOUNTANT EXAMINERS



BY: Miley W. Jones  
President

NC BOARD OF

OCT 15 2014

CPA EXAMINERS

NORTH CAROLINA  
WAKE COUNTY

BEFORE THE NORTH CAROLINA STATE BOARD OF  
CERTIFIED PUBLIC ACCOUNTANT EXAMINERS  
CASE #: C2014086

IN THE MATTER OF:

Cristina Madrinan Rivera, #32413  
Respondent

CONSENT ORDER

THIS CAUSE, coming before the North Carolina State Board of Certified Public Accountant Examiners ("Board") at its offices at 1101 Oberlin Road, Raleigh, Wake County, North Carolina, with a quorum present. Pursuant to N. C. Gen. Stat. § 150B-41, the Board and Respondent stipulate to the following:

1. Respondent is the holder of North Carolina certificate number 32413 as a Certified Public Accountant.
2. Respondent was employed by a non-profit corporation ("Employer") beginning in late 2011. The Employer registered as a Referendum Committee with the State Board of Elections and was, by design, only in operation for a limited period of time. Respondent was hired to, among other things, maintain the Employer's books and records, and create financial reports.
3. By 2012, the Employer was prepared to wind down operations. In October 2012, the Employer requested that Respondent perform final accounting and tax services for a specified amount of compensation. Respondent was paid by the Employer in October 2012 and performed the services.
4. Respondent's services to the Employer continued for longer than expected through calendar year 2013. During that time, the Employer and Respondent had no understanding regarding Respondent's compensation. Due to the non-profit nature of the Employer, other individuals had dedicated their services for free to the Employer.
5. During the latter part of 2012 and through 2013, Respondent dispersed at least an additional \$9,000.00 to herself. Respondent has admitted that the dispersals were made without authorization from the Employer.
6. Respondent promptly repaid the Employer \$10,000.00 when confronted by the Employer's Treasurer.
7. Respondent wishes to resolve this matter by consent and agrees that the Board staff and counsel may discuss this Consent Order with the Board *ex parte*, whether or not the Board accepts this Consent Order as written. Respondent understands and agrees that this Consent Order is subject to

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review and approval by the Board and is not effective until approved by the Board at a duly constituted Board Meeting.

BASED upon the foregoing, the Board makes the following Conclusions of Law:

1. Respondent is subject to the provisions of Chapter 93 of the North Carolina General Statutes and Title 21, Chapter 08 of the North Carolina Administrative Code, including the Rules of Professional Ethics and Conduct promulgated and adopted therein by the Board.
2. Respondent's actions as set out above constitute violations of 21 NCAC 08N .0202 and .0203.

BASED on the foregoing and in lieu of further proceedings, the Board and Respondent agree to the following Order:

1. The Certified Public Accountant certificate issued to Respondent, Cristina Madrinan Rivera, is hereby permanently revoked.
2. Respondent shall not offer or render services as a CPA or otherwise trade upon or use the CPA title in this State either through CPA mobility provisions or substantial equivalency practice privileges or in any other manner, nor shall Respondent claim or attempt to use any practice privileges in any other state based upon her permanently revoked North Carolina certificate.

CONSENTED TO THIS THE 30 DAY OF September, 2014  
(Day) (Month) (Year)

Cristina Madrinan Rivera  
Respondent

APPROVED BY THE BOARD THIS THE 29 DAY OF OCTOBER,  
2014  
(Day) (Month) (Year)

NORTH CAROLINA STATE BOARD OF CERTIFIED  
PUBLIC ACCOUNTANT EXAMINERS



BY: Miley W. Jones  
President

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THE NORTH CAROLINA STATE BOARD OF CERTIFIED PUBLIC  
ACCOUNTANT EXAMINERS

IN THE MATTER OF:

Daniel J. Brady

Respondent, File #UT2014111

NOTICE OF APPARENT VIOLATION &  
AGREEMENT TO CEASE AND DESIST

TO THE ABOVE NAMED RESPONDENT:

WHEREAS, the North Carolina State Board of Certified Public Accountant Examiners ("Board") is authorized by N. C. Gen. Stat. § 93-12 (16) to enforce the provisions of the North Carolina Certified Public Accountant Act ("Act") through actions for injunctive relief regarding "a single violation" of this Chapter; and,

WHEREAS, pursuant to N. C. Gen. Stat. § 93-1, "A 'certified public accountant' is a person who holds a certificate as a certified public accountant issued to him under the provisions of this Chapter."

WHEREAS, pursuant to N. C. Gen. Stat. § 93-3, "It shall be unlawful for any person who has not received a certificate of qualification or not been granted a practice privilege under N.C.G.S. §93-10 admitting the person to practice as a certified public accountant to assume or use such a title, or to use any words, letters, abbreviations, symbols or other means of identification to indicate that the person using same has been admitted to practice as a certified public accountant."

WHEREAS, pursuant to N. C. Gen. Stat. § 93-6, "It shall be unlawful for any person to engage in the public practice of accountancy in this State who is not a holder of a certificate as a certified public accountant issued by the Board, unless such person uses the term 'accountant' and only the term 'accountant' in connection with his name on all reports, letters of transmittal, or advice, and on all stationery and documents used in connection with his services as an accountant, and refrains from the use in any manner of any other title or designation in such practice."

WHEREAS, Respondent Daniel J. Brady (hereinafter "Respondent Brady") is not now nor has he ever been licensed as a certified public accountant in North Carolina or otherwise authorized by the Board to use the CPA title in this state, but his principal place of business is in North Carolina; and

WHEREAS, Respondent Brady, while working in North Carolina, signed an Independent Auditor's Report as a CPA. Respondent Brady's use of the title "CPA" or "Certified Public Accountant" conveys the false impression that he is authorized to use a title other than 'accountant' when, in fact, he is not lawfully authorized to use the title "certified public accountant" or "CPA" in this State. Such a representation is misleading and contrary to N. C. Gen. Stat. §§ 93-1, 93-3, and 93-6.

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