

**PUBLIC SESSION MINUTES**  
**North Carolina State Board of CPA Examiners**  
**June 18, 2020**  
**Via Videoconference**  
**1101 Oberlin Road**  
**Raleigh, NC 27605**

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**MEMBERS ATTENDING:** Michael S. Massey, CPA, President; Barton W. Baldwin, CPA, Vice President; Gary R. Massey, CPA, Secretary-Treasurer; Bernita W. Demery, CPA; Wanda B. Taylor, Esq.; Jennifer Van Zant, Esq.; and Arthur M. Winstead, Jr., CPA (all by simultaneous communication).

**STAFF ATTENDING:** Robert N. Brooks, Executive Director; David R. Nance, CPA, Deputy Director; Frank Trainor, Esq., Staff Attorney; Lisa R. Hearne, Communications Officer; Buck Winslow, Licensing Manager; and Noel L. Allen, Esq., Legal Counsel (all by simultaneous communication).

**GUESTS:** Sharon Bryson, CEO, NCACPA; Beth Monaghan, CPA, NCACPA Board of Directors; Douglas J. Brocker, Esq., The Brocker Law Firm, PA; W. Leon Rives, CPA, Rives & Associates, LLP; Leon Little Rives, II; Frederick Sharpless, Esq., Sharpless McClearn Lester Duffy, PA; Josh Waters, CPA, Medstream Anesthesia/Summit Billing Service, Michael S. Carey, CBH LLP, Jennifer Cantey, CPA, BMC Stock Building Supply; and Leslie Christian, Court Reporter (all by simultaneous communication).

**CALL TO ORDER:** President Massey called the meeting to order at 2:00 p.m.

**PUBLIC HEARING:** President Massey called the Public Hearing to order at 2:02 p.m. to hear Case Nos. C2013084-2, C2018297, I2012404-1, and I2012404-3 – William Leon Rives, CPA, Leon L. Rives, II, and Rives & Associates LLP. William Leon Rives, CPA, and Leon L. Rives, II, were present and represented by Fredrick Sharpless, Esq. Douglas J. Brocker, Esq., represented the Board. Messrs. Sharpless and Brocker made presentations to the Board. Mr. Winstead and Ms. Taylor moved to enter Closed Session to discuss the matters. Motion passed. The Board re-entered the Public Hearing, at which point Ms. Van Zant moved, and Mr. Winstead seconded the motion to refer the matter to the Office of Administrative Hearings to be presided over by an Administrative Law Judge. Motion passed with six (6) affirmative votes and one (1) negative vote by Mr. Baldwin. This Public Hearing is a matter is of public record

**MINUTES:** The minutes of the May 18, 2020, meeting were approved as submitted.

**FINANCIAL AND BUDGETARY ITEMS:** The May 2020 financial statements were accepted as submitted.

**STATE AND LOCAL ORGANIZATION ITEMS:** Mr. G. Massey provided an update on the Joint Task Force on Succession Planning with the Board and the NCACPA.

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

Case No. C2019327 - Neikirk, Mahoney & Co. PLLC - Approve the Signed Consent Order (Appendix I).

Case No. C2019339 Britt & Company, CPA, LLC - Approve the Signed Consent Order (Appendix II).

Case No. C2020004 - BMC CPAs, Inc. - Approve the Signed Consent Order (Appendix III).

Case No. C2020037 Mary Ann Helms Armstrong - Approve the Signed Consent Order (Appendix IV).

Case No. C2019344 - Waldron H. Rand & Company, P.C. - Approve the Signed Consent Order (Appendix V).

Case No. C2019187 - Close the case without prejudice.

Case No. C2019320 - Close the case without prejudice.

Case No. C2019348 - Close the case without prejudice.

Case Nos. C2020048-1 and C2020048-2 - Close the cases without prejudice with a Letter of Warning.

Case Nos. C2020055-1 and C2020055-2 - Close the cases without prejudice with a Letter of Warning.

Case Nos. C2020057-1 and C2020057-2 - Close the cases without prejudice with a Letter of Warning.

Case No. C2020069 - Close the case without prejudice.

**REPORT OF THE PROFESSIONAL EDUCATION AND APPLICATIONS COMMITTEE:** Mr. G. Massey moved, and the Board approved the following recommendations of the Committee:

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

Jan Zimmermann, T11930  
Shu Dong Mallari, T11931  
Melissa Yael Winston, T11932  
Daniel Patrick Kelley, T11933  
Karla J. Murphy, T11934

Kim Cherie Creasey, T11935  
Kimberly Kathryn Slone, T11936  
Hal Lincoln Young, T11937  
Daniel Francis Lisewski, T11945  
Anthony Robert Welburn, T11946

Grayling Bennett Pruitt, T11947  
Brittany Nicole Layton, T11948  
Brant John Sprunger, T11949  
Rodney Allen Tillinghast, T11950  
Megan Danielle Stanton, T11951  
Madeleine Griffin-Cone, T11952  
Steven Thomas Chambers, T11953  
Adam Quresh Sachee, T11954  
John Vela Delarosa, T11955  
Jonora Kinshasa Jones, T11956  
Elizabeth Ashlea Tucker, T11957  
Beverly Ann Erme-Cox, T11958  
Laurie H. Londergan, T11959

Hanseok Go, T11960  
Elizabeth Ashley Loudermilk, T11961  
Shana Wides Angers, T11962  
Aliya Sanderson, T11963  
Paul Vincent Shimp, T11964  
T'Andrea Latrelle Anissa White, T11965  
Christopher Alan Teats, T11966  
Jonathan Robert Rea, T11967  
Scott Gerard Falls, T11968  
Robert Newton Eberlein, T11969  
Alexander James Raborn, T11970  
Cynthia Jane Butcher, T11971

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

Jonathan Rhett Esser, #34425

Sarah Marie Windt, #36144

**Reissuance of New Certificate** - The Committee recommended that the Board approve the following applications for reissuance of new certificate:

Thomas Beverly Alvis, III, #33582

Barry Tyrone Leonard, #31241

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

Benjamin Stuart Goldstein, #12741: June 30, 2020

Maida Carol Metz Renson, #13724: June 30, 2020

Susan Beck Thomas, #17760: June 30, 2020

**Letter of Warning** - The Committee recommended that the Board approve the requests to rescind the Letter of Warning issued to Alan Louis Polivick, #39545.

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

Kate Adams  
Alexander Ade  
Michael Allen  
Deborah Anderson  
Nelson Ayson  
Camille Bailey  
Lauren Bakke  
Julie Barbour  
Tasha Barnes  
Jennifer Barrow

Amy Bayley  
Kristin Beck  
Madison Bencini  
Jacob Bishop  
Alexander Black  
Erika Blackston  
Angela Blackwell  
Meghan Bonham  
Andrew Bowden  
Jeffery Braddy

Luke Bradley  
Bryelle Braswell  
Molly Brogden  
Sarah Brooks  
Akhari Brown  
Hannah Brown  
Kayla Brown  
Stephen Brown  
Anthony Bui  
Duncan Bullins  
Melanie Burke  
Chelsea Burney  
Benjamin Canup  
Rosa Castaneda Avila  
Joshua Cathey  
Jonathan Cauble  
Brandi Cawthorn  
Marina Chaconas  
Caroline Clevenger  
Andrew Cogdell  
Patrick Combs  
Matthew Core  
Andrew Cornwell  
Rose Cossuto  
Michelle Council  
Sheridan Crissman  
Tucker Crowder  
Leslie Cunnane  
Kevin Dao  
Thomas Davenport  
Kaycee Davis  
Hunter Dawson  
William Deleo  
Alexander DeVane  
Nicole Dilone  
Paige Domhoff  
De-Kia Downer  
Megan Dyer  
Nicholas Eberhardt  
Caroline Eidson  
Anna Elghanayan  
Christa Ellis  
Frank Erickson  
Alec Esoda  
Emily Etgen  
Shane Ferrero

Alex Fisher  
Gema Flete  
Jamie Fox  
Andrew Freeman  
Nicholas Fuchs  
Mary Futrell  
Tracettia Gaither  
Breonna Garrison  
Morgan Garriss  
Faith Geraghty  
David Gibbons  
Colin Gough  
William Gross  
Edwin Guest  
Brian Hardin  
Ronnie Harper  
John Harsh  
Daniel Haskell  
Austen Hawkey  
Kailey Hedgepeth  
Anna Hergenrader  
Joseany Hernandez Juarbe  
Charles Hicks  
Hannah Higgins  
Matthew Holland  
Brandon Holleman  
Austin Horne  
Marcus Hulbert  
Darrell Hunter  
Alexander Jackson  
Melicia James  
Christopher Johnson  
Jacob Johnson  
Spencer Johnson  
Marissa Jones  
Jonathan Kane  
George Karnazes  
Jacey Katch  
Amanda Kilduff  
Aleksandar Krajisnik  
Jenna Landis  
Johnathan Lara  
Megan Leasure  
Trevor Lee  
Samantha LeGrand  
Caleb Lewis

Anthony Lott  
Andrew Mansell  
Nicholas Masinsin  
Ryan McMillin  
Corinne Monahan  
Tiaria Mulbah  
Rachel Mullican  
Sara Nicholson  
Connor Noonan  
Christian North  
Jared Onque  
Alexander Pantelakos  
Brett Parlier  
Evelyn Pearce  
Haley Perry  
Kalejah Pierce  
Brian Pinault  
Curtis Pouncy  
Carly Proctor  
Erica Propst  
Laura Purdy  
Dustin Ramos  
Charles Riker  
Faith Roberts  
Rachel Roeth  
Amber Romero  
Kathryn Sabol  
Kyra Schemmel  
Scott Sebbo  
Heather Shamblin

Elizabeth Sheehan  
Michael Shuster  
Joshua Siegal  
Indira Smith  
Michael Spurgeon  
Edward St. Amand  
Abigail Starnes  
Allan Staten  
Rachel Stewart  
Brandon Tahamtan  
Cheryl Taylor  
Cole Taylor  
David Templeton  
Elena Totchilova  
Shawn Turk  
Aniema Udoroh  
Carey Van  
Samuel Van Heukelom  
Erin Vankleek  
Alexis Vann  
Victoria Vidal  
Emilie Vincitorio  
Wendy Warner  
Collin Warren  
Emily Webb  
Shelby White  
Adam Winegar  
Sydney Wohlfert  
Kristi Woolard  
Hannah Zerwas

The Committee recommended that the Board consider the staff recommendation to extend specific Exam section credit windows. Ms. Taylor and Mr. Winstead moved to approve the recommendation that Exam credit sections expiring April 1-December 30, 2020, be extended until December 31, 2020. Motion passed with (6) affirmative votes. Ms. Demery did not participate in the discussion, nor did she vote on this matter.

**EXECUTIVE STAFF AND LEGAL COUNSEL REPORT:** President Massey discussed his plan to have Cheryl Farrar of NASBA facilitate the Board strategic planning session in October provided Ms. Farrar can be in Raleigh to facilitate the meeting.

Mr. Nance provided the monthly operational metrics and reported on the plan to implement a virtual technology system for Board and committee meetings.

The monthly Executive Staff report was provided as part of the agenda.

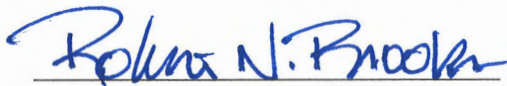
**CLOSED SESSION:** Ms. Demery and Mr. Massey moved to enter Closed Session to discuss the report of the Personnel Committee. Motion passed.

**REPORT OF THE PERSONNEL COMMITTEE:** Ms. Taylor and Mr. G. Massey moved to approve the recommendation of the Personnel Committee. Motion passed.

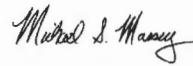
**ADJOURNMENT:** Messrs. G. Massey and Winstead moved to adjourn the meeting at 4:10 p.m. Motion passed.

Respectfully submitted:

Attested to by:



Robert N. Brooks  
Executive Director



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Michael S. Massey, CPA  
President

NORTH CAROLINA  
WAKE COUNTY

BEFORE THE NORTH CAROLINA STATE BOARD OF  
CERTIFIED PUBLIC ACCOUNTANT EXAMINERS  
CASE #: C2019327

IN THE MATTER OF:  
Neikirk, Mahoney & Co. PLLC,  
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. Neikirk, Mahoney & Co. PLLC (hereinafter "Respondent Firm"), has a principal place of business outside of North Carolina and has no office in North Carolina. Respondent Firm is not a registered certified public accounting firm in North Carolina.
2. Respondent Firm performed an audit of a retirement plan sponsored in North Carolina ("ERISA audit").
3. The North Carolina Accountancy Act, at N.C. Gen. Stat. § 93-10(c)(3), requires firms to provide notice without a fee to the Board prior to performing financial statement audits or other engagements performed in accordance with the Statements on Auditing Standards. The members or partners of Respondent Firm were unaware of the notice requirement.
4. Respondent Firm did not provide the Board with a Notification of Intent to Practice ("Notice") prior to performing the ERISA audit.
5. There is no indication that the audit performed by the Respondent Firm was otherwise deficient.
6. 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. By exercising the practice privilege afforded by N.C. Gen. Stat. § 93-10(c) of the Accountancy Act, Respondent Firm consented to comply with the laws of this State and to be subject to the jurisdiction and disciplinary authority of the Board.

NC BOARD OF  
JUN - 8 2020  
CPA EXAMINERS

Consent Order - 2  
Neikirk, Mahoney & Co. PLLC

3. Respondent Firm's failure to comply with N.C. Gen. Stat. § 93-10(c) of the Accountancy Act as set out above constitutes a violation of 21 NCAC 08N .0213.
4. Per N.C. Gen. Stat. § 93-12(9), 93-10(b) and also 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 shall remit, with this signed Order, a one thousand dollar (\$1,000) civil penalty.

CONSENTED TO THIS THE 4<sup>TH</sup> DAY OF June, 2020  
(Day) (Month) (Year)

Jeffrey J. Mahoney, MEMBER  
Individual authorized to sign on behalf of Respondent Firm

APPROVED BY THE BOARD THIS THE 18 DAY OF June, 2020  
(Day) (Month) (Year)

NORTH CAROLINA STATE BOARD OF CERTIFIED  
PUBLIC ACCOUNTANT EXAMINERS



BY: Michael S. Massey  
President

NC BOARD OF  
JUN - 8 2020  
CPA EXAMINERS



NORTH CAROLINA  
WAKE COUNTY

BEFORE THE NORTH CAROLINA STATE BOARD OF  
CERTIFIED PUBLIC ACCOUNTANT EXAMINERS  
CASE #: C2019339

IN THE MATTER OF:  
Britt & Company, CPA, LLC,  
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. Britt & Company, CPA, LLC (hereinafter "Respondent Firm"), has a principal place of business outside of North Carolina and has no office in North Carolina. Respondent Firm is not a registered certified public accounting firm in North Carolina.
2. Respondent Firm performed an audit of a retirement plan sponsored in North Carolina ("ERISA audit").
3. The North Carolina Accountancy Act, at N.C. Gen. Stat. § 93-10(c)(3), requires firms to provide notice without a fee to the Board prior to performing financial statement audits or other engagements performed in accordance with the Statements on Auditing Standards. The members or partners of Respondent Firm were unaware of the notice requirement.
4. Respondent Firm did not provide the Board with a Notification of Intent to Practice ("Notice") prior to performing the ERISA audit.
5. There is no indication that the audit performed by the Respondent Firm was otherwise deficient.
6. 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. By exercising the practice privilege afforded by N.C. Gen. Stat. § 93-10(c) of the Accountancy Act, Respondent Firm consented to comply with the laws of this State and to be subject to the jurisdiction and disciplinary authority of the Board.

NC BOARD OF

MAY 22 2020

CPA EXAMINERS


Consent Order - 2  
Britt & Company, CPA, LLC

3. Respondent Firm's failure to comply with N.C. Gen. Stat. § 93-10(c) of the Accountancy Act as set out above constitutes a violation of 21 NCAC 08N .0213.
4. Per N.C. Gen. Stat. § 93-12(9), 93-10(b) and also 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 shall remit, with this signed Order, a one thousand dollar (\$1,000) civil penalty.

CONSENTED TO THIS THE 13<sup>th</sup> DAY OF May, 2020  
(Day) (Month) (Year)

  
Individual authorized to sign on behalf of Respondent Firm

APPROVED BY THE BOARD THIS THE 18 DAY OF June, 2020  
(Day) (Month) (Year)

NORTH CAROLINA STATE BOARD OF CERTIFIED  
PUBLIC ACCOUNTANT EXAMINERS



BY: Michael S. Massey  
President

NORTH CAROLINA  
WAKE COUNTY

BEFORE THE NORTH CAROLINA STATE BOARD OF  
CERTIFIED PUBLIC ACCOUNTANT EXAMINERS  
CASE #: C2020004

IN THE MATTER OF:  
BMC CPAs, INC,  
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. BMC CPAs, INC (hereinafter "Respondent Firm"), has a principal place of business outside of North Carolina and has no office in North Carolina. Respondent Firm is not a registered certified public accounting firm in North Carolina.
2. Respondent Firm performed an audit of a retirement plan sponsored in North Carolina ("ERISA audit").
3. The North Carolina Accountancy Act, at N.C. Gen. Stat. § 93-10(c)(3), requires firms to provide notice without a fee to the Board prior to performing financial statement audits or other engagements performed in accordance with the Statements on Auditing Standards. The members or partners of Respondent Firm were unaware of the notice requirement.
4. Respondent Firm did not provide the Board with a Notification of Intent to Practice ("Notice") prior to performing the ERISA audit.
5. There is no indication that the audit performed by the Respondent Firm was otherwise deficient.
6. 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. By exercising the practice privilege afforded by N.C. Gen. Stat. § 93-10(c) of the Accountancy Act, Respondent Firm consented to comply with the laws of this State and to be subject to the jurisdiction and disciplinary authority of the Board. NC BOARD ●F

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CPA EXAMINERS

Consent Order - 2  
BMC CPAs, INC

3. Respondent Firm's failure to comply with N.C. Gen. Stat. § 93-10(c) of the Accountancy Act as set out above constitutes a violation of 21 NCAC 08N .0213.
4. Per N.C. Gen. Stat. § 93-12(9), 93-10(b) and also 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 shall remit, with this signed Order, a one thousand dollar (\$1,000) civil penalty.

CONSENTED TO THIS THE 30 DAY OF APRIL 2020  
(Day) (Month) (Year)

Anthony De Santos  
Individual authorized to sign on behalf of Respondent Firm

APPROVED BY THE BOARD THIS THE 18 DAY OF June, 2020.  
(Day) (Month) (Year)

NORTH CAROLINA STATE BOARD OF CERTIFIED  
PUBLIC ACCOUNTANT EXAMINERS



BY: Michael S. Massey  
President

NC BOARD OF

MAY 14 2020

CMAA EXAMINERS

NORTH CAROLINA  
WAKE COUNTY

BEFORE THE NORTH CAROLINA STATE BOARD OF  
CERTIFIED PUBLIC ACCOUNTANT EXAMINERS  
CASE #C2020037

IN THE MATTER OF:

Mary Ann Helms Armstrong, CPA, #30676  
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. Mary Ann Helms Armstrong, CPA (hereinafter "The Respondent"), is the holder of North Carolina certificate number 30676 as a Certified Public Accountant.
2. The Respondent informed the Board on her 2018-2019 individual certificate Renewal ("Renewal") that between January 1, 2017, and June 30, 2018, she had obtained the requisite forty (40) hours of continuing professional education ("CPE") to meet the 2017 CPE requirements.
3. Based on the Respondent's representation, the Board accepted her Renewal.
4. The Board staff requested that the Respondent provide certificates of completion for the CPE reported to meet her 2017 requirements.
5. The Respondent failed to provide documentation of at least two (2) hours of ethics from a sponsor registered with NASBA to meet her 2017 CPE requirements that she claimed on her 2018-2019 annual renewal.
6. The 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. The 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.

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Consent Order - 2

Mary Ann Helms Armstrong, CPA

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

1. The 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. The Respondent's actions as set out above constitute violations of 21 NCAC 08N .0202(a), .0202(b)(3), and .0202(b)(4).
3. Per N.C. Gen. Stat. § 93-12(9), and also by virtue of the Respondent's consent to this order, the Respondent is subject to the discipline set forth below.

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

1. The Respondent's failure to provide adequate documentation of CPE renders the Renewal insufficient and untimely. The Respondent's failure to adequately renew her certificate results in a forfeiture pursuant to N.C. Gen. Stat. § 93-12(15).
2. The Respondent must return her certificate to the Board within fifteen (15) days of her receipt of the Board's notification of its approval of this Consent Order.
3. The Respondent may apply for the reissuance of her certificate after one (1) year from the date the Board approves this Consent Order as long as the civil penalty required in number five (5) of this Order has been timely received by the Board.
4. The Respondent may apply to return her certificate to active status by submission and approval of a reissuance application which includes:
  - a. Application form,
  - b. Payment of the application fee,
  - c. Three (3) moral character affidavits, and
  - d. Forty (40) hours of CPE in the twelve (12) months preceding the application including an eight (8) hour accountancy law course as offered by the North Carolina Association of CPAs.

NC BOARD OF

JUN - 1 2020

CPA EXAMINING

Consent Order - 3  
Mary Ann Helms Armstrong, CPA

5. The Respondent shall pay a one thousand dollar (\$1,000) civil penalty, to be remitted to the Board prior to submitting a reissuance application.
6. The Respondent agrees that failure to timely comply with any terms of this agreement and Consent Order shall be deemed sufficient grounds for revocation of her certificate.

CONSENTED TO THIS THE 28<sup>th</sup> DAY OF May, 2020  
(Day) (Month) (Year)  
Mary Ann Helms Armstrong  
Respondent

APPROVED BY THE BOARD THIS THE 18 DAY OF June 2020  
(Day) (Month) (Year)

NORTH CAROLINA STATE BOARD OF CERTIFIED  
PUBLIC ACCOUNTANT EXAMINERS



BY: Michael S. Massey  
President

RECORDED ON  
JUN - 1 2020  
CPA EXAMINERS

NORTH CAROLINA  
WAKE COUNTY

BEFORE THE NORTH CAROLINA STATE BOARD OF  
CERTIFIED PUBLIC ACCOUNTANT EXAMINERS  
CASE #: C2019344

IN THE MATTER OF:  
Waldron H. Rand & Company, P.C.,  
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. Waldron H. Rand & Company, P.C. (hereinafter "Respondent Firm"), has a principal place of business outside of North Carolina and has no office in North Carolina. Respondent Firm is not a registered certified public accounting firm in North Carolina.
2. Respondent Firm performed an audit of a retirement plan sponsored in North Carolina ("ERISA audit").
3. The North Carolina Accountancy Act, at N.C. Gen. Stat. § 93-10(c)(3), requires firms to provide notice without a fee to the Board prior to performing financial statement audits or other engagements performed in accordance with the Statements on Auditing Standards. The members or partners of Respondent Firm were unaware of the notice requirement.
4. Respondent Firm did not provide the Board with a Notification of Intent to Practice ("Notice") prior to performing the ERISA audit.
5. There is no indication that the audit performed by the Respondent Firm was otherwise deficient.
6. 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. By exercising the practice privilege afforded by N.C. Gen. Stat. § 93-10(c) of the Accountancy Act, Respondent Firm consented to comply with the laws of this State and to be subject to the jurisdiction and disciplinary authority of the Board.

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CPA EXAMINERS



Consent Order - 2  
Waldron H. Rand & Company, P.C.

- Respondent Firm's failure to comply with N.C. Gen. Stat. § 93-10(c) of the Accountancy Act as set out above constitutes a violation of 21 NCAC 08N .0213.
- Per N.C. Gen. Stat. § 93-12(9), 93-10(b) and also 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:

- Respondent Firm shall remit, with this signed Order, a one thousand dollar (\$1,000) civil penalty.

CONSENTED TO THIS THE 1 DAY OF JUNE, 2020.  
(Day) (Month) (Year)

Rick H. Mason  
Individual authorized to sign on behalf of Respondent Firm

APPROVED BY THE BOARD THIS THE 18 DAY OF June, 2020.  
(Day) (Month) (Year)

NORTH CAROLINA STATE BOARD OF CERTIFIED  
PUBLIC ACCOUNTANT EXAMINERS



BY: Michael S. Massey  
President

NC BOARD OF  
JUN - 8 2020  
CPA EXAMINERS