

IOWA BOARD OF ACCOUNTANCY

IN THE MATTER OF)	
JACK A. O'BRIEN)	
IOWA CPA CERTIFICATE)	STIPULATION
NO. 662)	
RESPONDENT)	

WHEREAS, certain matters have come to the attention of the Iowa Board of Accountancy which indicate that Jack A. O'Brien failed to use generally accepted auditing standards and generally accepted accounting principles in the performance of financial statements for Martin Meats, Inc. for the year July 31, 1978; and

WHEREAS, the Iowa Board of Accountancy has caused this matter to be investigated by a certified public accountant who is independent of the Board; and

WHEREAS, following the investigation, Jack A. O'Brien was given the opportunity to appear voluntarily with legal counsel before the Board's Committee on Ethics and Enforcement to be apprised of the results of the investigation and to orally present additional data, views, and comments at informal conferences held on March 27, 1979 and July 17, 1979; and

WHEREAS, following the investigation, Jack A. O'Brien with full knowledge of the character of the investigation, its potential legal consequences, the right to counsel, and the right to formal adjudicatory proceedings under Section 116.23 of the Code of Iowa, did appear voluntarily;

NOW THEREFORE, the Iowa Board of Accountancy and Jack A. O'Brien do hereby stipulate and agree as follows:

1. Jack A. O'Brien admits the jurisdiction of the Iowa Board of Accountancy over the persons and subject matter of this action.
2. To impose a period of continuing supervision under certain conditions by which Jack A. O'Brien agrees to the following:
 - A. To implement a system of quality control for his firm which is to be supported by written documentation and consistent with Statement on Auditing Standards No. 4.
 - B. To earn a minimum of thirty (30) hours of continuing education in calendar years 1979 and 1980 through continuing education courses relating to auditing and accounting subjects, and to certify his attendance to the satisfaction of this Board.

C. To a review of the system of quality control, as identified by paragraph A above, by an independent investigator employed by the Board. The investigator will select and review, at the offices of Mr. O'Brien, audited and unaudited financial statements and related working papers, prepared by Mr. O'Brien and/or his staff. This review will occur at a date to be determined by the Iowa Board of Accountancy, but not later than the second quarter of 1980. The investigator will prepare and submit to the Board a written report identifying the extent to which Mr. O'Brien is in compliance with the provisions of Statement on Auditing Standards No. 4 issued by the American Institute of Certified Public Accountants.

D. To a follow-up review of the system of quality control, as identified by paragraph A above, by an independent investigator employed by the Board. The investigator will select and review, at the offices of Mr. O'Brien, audited and unaudited financial statements, and related working papers, prepared by Mr. O'Brien and/or his staff. This follow-up review will occur at a date to be determined by the Iowa Board of Accountancy, but not later than the second quarter of 1981. The investigator will prepare and submit to the Board a written report identifying the extent to which deficiencies, if any, noted in the report resulting from the initial review have been corrected.

E. Upon receipt of the follow-up report, the Iowa Board of Accountancy shall review the report and determine if Mr. O'Brien was in substantial compliance with the provisions of Statement on Auditing Standards No. 4 as of the date of the report and if so, shall repeal the supervision on July 1, 1981. If the report indicates substantial noncompliance with the provisions of Statement on Auditing Standards No. 4, the Board shall proceed to set a date for a formal hearing on charges to be contained in the Notice of Hearing.

3. This stipulation is entered into by Jack A. O'Brien voluntarily and without coercion or threat of any kind by any person or body and Jack A. O'Brien fully realizes the legal consequences of this stipulation.

Dated this 9th day of October 1979.

[REDACTED]
Member, Iowa Board of Accountancy

[REDACTED]
Jack A. O'Brien, Respondent
Iowa CPA Certificate No. 662

[REDACTED]
Member, Iowa Board of Accountancy

[REDACTED]
Attorney for Respondent or Witness

[REDACTED]
Member, Iowa Board of Accountancy

[REDACTED]
Member, Iowa Board of Accountancy