

## **SUMMARY OF SANCTION AGREEMENT GREG A. GARTON**

On 15<sup>th</sup> day of October, 2020, the Complaints Inquiry Committee approved and accepted a sanction agreement pursuant to the provisions of s. 74 of the *Chartered Professional Accountants Act*.

Greg A. Garton, admits to the allegations of unprofessional conduct, in that he:

1. Failed to carry out his duties as the Controller for SHS Inc. with integrity and due care, in that he:
  - a) used his corporate credit card, issued by SHS Inc., for use towards not less than \$2,621.52 of personal expenses;
  - b) for the months August 2017 to March 2018, received \$125 per month in salary from SHS Inc. while Controller of SHS Inc., when he knew or ought to have known that he was not authorized to receive it;
  - c) received the following bonuses or payments from SHS Inc., when he knew or ought to have known that he was not authorized to receive them:
    - i. in December 2016, a payment through payroll of \$1,500;
    - ii. in 2017, a payment of \$2,250 in March, \$550 in April, \$1,200 in June and \$1,000 in October; and
    - iii. in 2017, a payment of \$500 for miscellaneous pay;
  - d) in 2017, received a payment of \$2,465.24 for overtime that he knew or ought to have known that he was not authorized to receive;
  - e) paid the following amounts from SHS Inc. to his RRSP, or authorized the payment of them to his RRSP, that he knew or ought to have known that he was not authorized to receive:
    - i. in 2015, \$722.56; and
    - ii. in 2016, \$793.98;
  - f) in 2018, received \$866 for vacation pay that he knew or ought to have known he was not authorized to receive;

and

- g) received the following payments from SHS Inc. for vehicle and phone allowances that he knew or ought to have known he was not authorized to receive:
  - i. in 2018, a phone allowance overpayment of \$255;
  - ii. in 2017, \$3,400 for vehicle allowances; and
  - iii. in 2018, \$4,800 for vehicle allowances.

AND, Greg A. Garton, and the Complaints Inquiry Committee agree that the sanctions to be imposed in consequence thereof will be:

1. Voluntary resignation of registration pursuant to section 75 of the *CPA Act* and that, as a result, in accordance with section 75, the proceedings are discontinued, on the following conditions that, pursuant to section 75(2), must be met before Greg A. Garton becomes entitled to apply for reinstatement of registration:
  - a) The time period after the acceptance of this sanction agreement that must elapse before an application for reinstatement of registration will be considered will, as a result of the Mitigating Factors, be eighteen (18) months; and
  - b) Before an application for reinstatement of registration will be considered, Greg A. Garton must tender a report from a psychiatrist, physician or registered psychologist that addresses the following issues at minimum:
    - i) Greg A. Garton's then-current condition with respect to the Mental Health Issues, and how he is, at that time, managing any diagnoses thereof; and
    - i) Whether Greg A. Garton is fit to resume providing professional accounting services, considering the fiduciary, confidential and ethical aspects of the relationship between a registrant and those receiving professional services from him;
2. Payment of a fine of \$15,000 payable within 365 days of the statement of costs being served;
3. Payment of 80% of the costs of the investigation, hearing and compliance with the orders, to a maximum of \$15,000, in accordance with bylaw 1601, within 365 days of the statement of costs being served; and
4. Mandatory publication pursuant to section 98 of the *CPA Act* and bylaws 1550-1557.

Discipline Tribunal Secretary  
October 2020