



DISCIPLINE NOTICE

On June 27, 2006 a Discipline Tribunal found **Company “A”** guilty of unprofessional conduct in having failed to maintain the good reputation of the profession with respect to an engagement in 2003 for a client to report on Insurance Reform – Premium and Claim Analysis by:

1. failing to ensure policies were in place and adhered to that would have prevented members of the firm from discussing the report with persons outside the firm without the consent of their client; and
2. having acted in conflict by compromising the interest of a client in favour of the perceived interests of other clients, self-interest, or both.

An Edmonton Partner of Company “A” was engaged to produce a report on Insurance Reform. The report was produced and posted on the client’s public website. After the publication of the report and the client’s press release, there was a negative reaction by a third party directed to the Toronto office of Company “A”. The Toronto office suggested revisions to the report but ultimately the report was withdrawn before an agreement with the client on revisions to the report was reached. During this time the third party was kept informed by the Toronto office concerning the proposed revisions and the request to remove the report from the client’s website.

The Discipline Tribunal ordered:

- a) That Company “A” be reprimanded in writing.
- b) That the Office Managing Partner of Company “A” – Edmonton Office send a letter of apology to the client by July 31, 2006.

The Tribunal further ordered that Company “A” pay:

- a) 100% of the costs (including the costs of publication) of the investigation and hearing within 45 days from the date of issuance of the statement of costs; and
- b) fines in the amount of \$40,000 (\$20,000 for each of two findings of unprofessional conduct) within 45 days from the date of issuance of the statement of costs

In addition to this notice, the Tribunal further ordered publication of a summary of the findings and sanctions to all provincial institutes, the Institute of Chartered Accountants of Bermuda, to any other provincial organization to which Company “A” belongs, to those provincial institutes to which Company “A” apply for membership in the future, to anyone who directs an enquiry to the Institute about the discipline history of Company “A”, and publication in the business sections of *Globe & Mail*, *the National Post*, *the Edmonton Journal*, and *the Calgary Herald*.

Jude Corrin
Discipline Tribunal Secretary
August 1, 2006