

## **Sanction Agreement CIC 2010.06 Kenneth Kobly, FCGA – Practice Restriction**

### **Details of the complaint**

The Chair of the Practice Review Committee filed a complaint against the member for failing to comply with a follow-up practice review ordered by the Practice Review Committee after failing to comply with his 20-year standard practice review.

### **CIC Investigation**

An investigation was completed by CanPro Global. During the investigation, the member acknowledged to the investigator that he did not meet the practice review standards on either the original practice review or the follow-up practice review. As a result of the investigation, the CIC referred the matter to hearing.

### **Referred to hearing**

The allegations forwarded to hearing were:

- (a) During the first follow-up review on February 10, 2010 Kobly did not demonstrate any apparent attempt to correct deficiencies identified during his initial practice review on November 25, 2008;
- (b) He was not current on disclosure requirements or review procedures and requirements; and
- (c) He lacked a personalized quality control manual.

The member took responsibility for his lack of compliance. Pursuant to section 74 of the *Regulated Accounting Profession Act* (the Act), Kobly elected to proceed by way of Sanction Agreement. A sanction agreement brings with it an admittance of unprofessional conduct, and there is no appeal.

### **Terms of Sanction Agreement**

Kobly admitted the allegations and agreed to:

- (a) Have his practice restricted to performing non-assurance engagements, and to sign an undertaking to this effect;
- (b) Undergo additional practice reviews at his cost – one no later than October 31, 2011, and another no later than October 31, 2012;
- (c) Complete a course of at least 7 hours covering the new accounting standards for private enterprises (ASPE); and
- (d) Pay all costs related to the investigation and legal counsel for the CIC.

Failure to comply with any of the orders in the Sanction Agreement will result in the suspension of his membership. If, after 60 days, the violation is not remedied, his membership will be cancelled.

The practice restriction shall be published on the website for the period of time that the practice restriction is in effect.

June 2011

Discipline Tribunal Secretary