

NOTICE OF DISCIPLINE – DARRELL MATHISON

SUMMARY OF THE FINDINGS OF UNPROFESSIONAL CONDUCT – DARRELL MATHISON NOTICE OF SUSPENSION

The discipline hearing of Darrell Mathison was held in Edmonton, AB on September 25, 26, 27, 2018 and October 10, 2018. In the written decision of the discipline tribunal dated, December 19, 2018, after all of the verbal and written evidence and the submissions placed before it, a discipline tribunal found Darrell Mathison's conduct constituted unprofessional conduct in that he:

1. For the months April to September 2015, received \$8,000 per month from CP while Chief Financial Officer (CFO) of CP, when he knew or ought to have known that he was not authorized to receive it;
2. Did not perform his duties as CFO of CP with integrity and due care, in that he:
 - a. paid, or authorized the payment of, funds that were payable to a supplier/third party to one or more companies in which he was a shareholder when he was specifically instructed by the Chief Executive Officer (CEO) of CP, not to do so;
 - and
 - b. paid a bonus to himself, or authorized the payment of a bonus to himself, from CP that he knew or ought to have known was to be used to offset a loan owed by him to CP.

All of which is contrary to the provisions of the *Chartered Professional Accountants Act*, SA 2014, c. C-10.2, the *Regulated Accounting Profession Act*, RSA 2000, c. R-12, or the regulations, bylaws, Rules of Professional Conduct enacted pursuant thereto or standards of practice, constituting unprofessional conduct.

ORDERS

The Discipline Tribunal carefully considered both of the parties' submissions on sanctions, the discipline tribunal made the following orders in its written decision dated March 28, 2019:

- a) Suspension of Mr. Mathison's registration for a period of two years commencing on March 28, 2019;
- b) Mr. Mathison shall receive a written reprimand from the Tribunal Chair;
- c) Within one year of the Decision, successfully complete the following course in ethics: Athabasca University course Philosophy (PHIL) 333 on Professional Ethics
- d) Mr. Mathison shall pay a total fine of \$15,000.00 being:
 - i. \$10,000.00 for Allegation 1; and
 - ii. \$5,000.00 for Allegation 2payable in full within ninety (90) days of being served the Decision;
- e) Mr. Mathison shall pay 100% of the costs of the investigation, hearing, and compliance with each and every Order, payable in full within ninety (180) days of Mr. Mathison being served with a statement of costs;
- f) As soon as practical the Discipline Tribunal Secretary is directed:

- i. To provide notice of the Tribunal Decision in accordance with Section 98 of the *CPA Act* and Section 1550 of the *Bylaws*; and
 - ii. To place a notice of suspension in the *Edmonton Journal* on a named basis indicating that more information be obtained at CPA Alberta.
- g) If Mr. Mathison fails to comply with each and every Order as specified above or fails to comply with any of the requirements of a suspended member or any of the restrictions on a suspended member, the registration of Mr. Mathison shall immediately be cancelled.

Please note Darrell Mathison has appealed the decisions of the Discipline Tribunal dated December 19, 2018 and March 28, 2019.

Additionally, the Complaints Inquiry Committee has appealed an order of the Discipline Tribunal dated March 28, 2019.

Discipline Tribunal Secretary