

**PROCEEDINGS BEFORE THE
WASHINGTON STATE BOARD OF ACCOUNTANCY**

In the Matter of the Certified Public
Accountant (CPA) Certificate and/or
Licenses to Practice Public Accounting of:

Edward T. Vanderwel, CPA
License No. 14669

Respondent.

No. ACB-1492

CONSENT AGREEMENT

The Washington State Board of Accountancy (Board) and Edward T. Vanderwel
(Respondent), stipulate and agree as follows:

Section 1: Procedural Stipulations

- 1.1 Respondent understands that the Board has issued a Statement of Charges in this matter and may proceed to a hearing before the Board upon the merits of said charges. The Board has not done so in order to facilitate resolution of this matter in accordance with the legislative intent endorsed in RCW 34.05.060 and the provisions of WAC 4-30-140.
- 1.2 Respondent has the right to defend against a Statement of Charges by demanding a hearing and presenting evidence on the Respondent's behalf. Respondent voluntarily waives the right to a hearing and all other rights that may be accorded the Respondent by the Administrative Procedures Act, chapter 34.05 RCW, and the laws of Washington, including the right to petition the courts for judicial review.
- 1.3 Respondent understands that should the Board prevail at hearing based on the Statement of Charges that the Board has the power and authority to deny, suspend, revoke, or refuse to renew the Respondent's CPA certificate or any individual or firm licenses to practice

public accounting as a CPA or CPA firm in Washington and may impose a fine plus the Board's investigative and legal costs in bringing charges or impose conditions precedent to renewal of the certificate or license, or impose full restitution to injured parties.

- 1.4 Respondent wishes to expedite the resolution of this matter by means of this Consent Agreement and does not desire to proceed to a formal hearing based on the issuance of a Statement of Charges.
- 1.5 Respondent understands that the terms of this Consent Agreement are not binding unless approved by the Board and fully executed.
- 1.6 Should this Consent Agreement be rejected by the Board and the Board proceeds with the issued Statement of Charges, the Respondent waives any objection to the participation of any members of the Board at a hearing on this matter, other than the consulting Board member in this proceeding.

The parties further stipulate to the following Stipulated Facts, Conclusions of Law, and Agreed Order:

Section 2: Stipulated Facts

- 2.1 At all times material hereto, Edward T. Vanderwel, the Respondent herein, held an individual Certified Public Accountant (CPA) license to practice as a CPA in the state of Washington, No. 14669.
- 2.2 On June 25, 2012, Respondent submitted an application for renewal of his CPA license. Respondent self-reported failure to complete a Board approved Washington State Ethics course.
- 2.3 On June 29, 2012, Respondent completed a Pre-Lapsed Reinstatement application. As part of this application, Respondent was added into the 2015 CPE audit.

- 2.4 On April 26, 2015, Respondent submitted a renewal application, attesting that he met the CPE requirements for renewal.
- 2.5 For the 2015 CPE audit, Respondent had not completed the required Board approved Washington State ethics course.
- 2.6 On December 30, 2015, Respondent entered into an agreement with the Board through an Offer to Agree to Monetary Penalty and Remedial Resolution for failure to meet the CPE requirements for the 2015 renewal. As part of this Remedial Resolution, Respondent was added into the 2018 CPE audit.
- 2.7 On April 29, 2018, Respondent submitted an application for renewal of his CPA license. Respondent self-reported failure to complete a Board approved Washington State ethics course.

Section 3: Conclusions of Law

- 3.1 The Board has jurisdiction over the Respondent and the subject matter of this proceeding.
- 3.2 Failing to comply with an order of the Board, as set out above, constitutes cause for Board sanction under RCW 18.04.295(11) and WAC 4-30-142(14).
- 3.3 Failure to meet the CPE requirements for renewal of a credential, as set out above, constitutes cause for Board sanction under RCW 18.04.295(8) and WAC 4-30-134(2).

Section 4: Agreed Order

- 4.1 Respondent consents to the entry of this Agreement and has waived any right to a hearing.
- 4.2 Pursuant to RCW 18.04.295, the Board has the power to impose discipline. Based on the preceding Stipulated Facts and Conclusions of Law, the Board and Respondent agree that:
 - 4.2.1 Respondent's CPA license is suspended for three years.
 - 4.2.2 The suspension of Respondent's CPA license shall be stayed. Should the Respondent fail to meet any requirement of this Consent Agreement, the stay

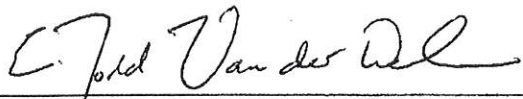
shall be immediately vacated and the three year suspension shall be imposed in its entirety. Additionally, if it is determined, after due notice and opportunity for hearing, that during the stayed suspension period Respondent violates or fails to comply Chapter 18 RCW, or Title 4 WAC, the Board may vacate the stay and impose any sanctions deemed appropriate by the Board.

- 4.2.3 Respondent shall pay the Board a fine in the amount of seven hundred fifty dollars (\$750) within 90 days of the service of this Agreement. Such fine shall be made payable to the Washington State Board of Accountancy and remitted to the Washington State Board of Accountancy at PO Box 9131, Olympia, WA, 98507-9131.
- 4.2.4 Respondent shall pay the Board the amount of two hundred fifty dollars (\$250) to reimburse the Board's investigative and legal costs within 90 days of the service of this Agreement. Such reimbursement shall be made payable to the Washington State Board of Accountancy and remitted to the Washington State Board of Accountancy at PO Box 9131, Olympia, WA 98507-9131.
- 4.2.5 Complete a Board approved Washington State Ethics course between January 1, 2019 and December 31, 2020. A certificate of completion shall be submitted to the Board no later than 30 days after completion of the course.
- 4.2.6 Respondent shall be included in, and must successfully pass, the next applicable CPE audit. Should Respondent fail to meet CPE requirements in the future, Respondent may be subject to additional disciplinary action, which may include an immediate one (1) year suspension of Respondent's license.

I, Edward T. Vanderwel, certify that I have read this Consent Agreement in its entirety, and that I fully understand and agree to all of it and that it may be presented to the Board without my appearance. If the Board accepts the Consent Agreement, I understand that I will receive a signed copy.

DATED this 3rd day of January, 2019.

RESPONDENT




Edward T. Vanderwel
CPA

The Board accepts and enters this Consent Agreement.

DATED this 11th day of JANUARY, 2019.

WASHINGTON STATE
BOARD OF ACCOUNTANCY



Mark Hugh, CPA
Chair