

**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:

Myron Powers  
License No. 17252

Respondent.

No. ACB-1452

CONSENT AGREEMENT

The Washington State Board of Accountancy (Board) and Myron Powers (Respondent), stipulate and agree as follows:

**Section 1: Procedural Stipulations**

- 1.1 Respondent understands that the Board may issue a statement of charges in this matter and 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 understands that should the Board prevail at hearing based on a 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.
- 1.3 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 which 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.

- 1.4 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 to issue a 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 Respondent holds a valid Certified Public Accountant (CPA) license to practice public accounting (License No. 17252, issued on November 14, 1994) in Washington State.
- 2.2 On December 4, 2013, Respondent was convicted of felony harassment under RCW 9A.46.020(1), and (2)(b). The conviction was the result of a road incident in which Respondent displayed his firearm to another driver.
- 2.3 Respondent was found to have met all the requirements of his sentence on January 8, 2015. Respondent is forbidden from possessing firearms until 2020.

### **Section 3: Conclusions of Law**

- 3.1 The Board has jurisdiction over the Respondent and the subject matter of this proceeding.
- 3.2 The conduct described in Stipulated Facts 2.1 through 2.3 constitute cause for Board discipline under RCW 18.04.295, for violations of WAC 4-30-052(1). WAC 4-30-052(1) states that licensees must not commit, or allow others to commit in their name, any act that reflects adversely on their fitness to represent themselves as a CPA.
- 3.3 The conduct described in Stipulated Facts 2.1 through 2.3 constitute cause for Board discipline under RCW 18.04.295, for violations of WAC 4-30-142(8). WAC 4-30-142(8) states that any state or federal criminal conviction is basis for Board discipline.

### **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 individual license is suspended for three (3) years.
  - 4.2.2 The suspension described in paragraph 4.2.1 shall be stayed. If it is determined, after due notice and opportunity for a hearing, that during the stayed suspension Respondent violates or fails to comply with the terms of this Consent Agreement, Chapter 18 RCW, and/or Title 4 WAC, the board may vacate the stay and impose the original suspension period in paragraph 4.2.1.

I, MYRON POWERS, 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 29th day of March, 2016.

RESPONDENT

Myron F. Powers Jr.  
Myron Powers

The Board accepts and enters this Consent Agreement.

DATED this 1st day of April, 2016.

WASHINGTON STATE  
BOARD OF ACCOUNTANCY

Thomas Neill, CPA  
Thomas G. Neill, CPA  
Chair