

ALABAMA STATE BOARD OF PUBLIC ACCOUNTANCY

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J. LAMAR HARRIS, CPA
EXECUTIVE DIRECTOR

May 23, 1997

CERTIFIED MAIL P831870063

Mr. F. Ralph Dowdy
McGriff, Dowdy & Associates, P.C.
Civic Plaza, Suite 500
307 Clinton Avenue West
Huntsville, Alabama 35801

Dear Mr. Dowdy:

Attached is the Order by the Alabama State Board of Public Accountancy ("the Board") dated May 6, 1997. The Order revokes your Alabama CPA Certificate No. 845 and your Permit To Practice No. 2208.

This Board action requires that you cease holding yourself out as a Certified Public Accountant and discontinue any practice of public accounting in the State of Alabama. The Board also requires the return of the revoked CPA Certificate to the Board Office at the address shown above.

If you have questions, please call me at the number shown above.

Sincerely,



J. Lamar Harris, CPA
Executive Director

JLH/C:ADOWDY.DOC

Attachment

cc: Mr. L. Drew Redden, Esq.
Mr. Robert D. Tambling, Esq.

BEFORE THE ALABAMA STATE BOARD OF PUBLIC ACCOUNTANCY

IN THE MATTER OF)
THE COMPLAINT AGAINST:)
F. RALPH DOWDY, CPA) CASE NO. 97-5
CERTIFICATE NO. 845)
RESPONDENT.)

ORDER

COMES NOW the Alabama State Board of Public Accountancy ("the Board"), and, following a full and fair hearing before the Board on Tuesday, May 6, 1997, in Montgomery, in the matter of the complaint against F. Ralph Dowdy, CPA, Certificate No. 845, makes the following Findings of Fact and Conclusions of Law in support of this Order.

FINDINGS OF FACT

1. Respondent is a duly certified public accountant in the State of Alabama, and was so certified at all times relevant to the complaint.
2. Respondent was provided with notice of the hearing by certified mail, return receipt requested, to the address on file with the Board.
3. The certified mail receipt was signed and returned to the Board.
4. Respondent attended the hearing with L. Drew Redden, Esq. as counsel. Mr. Redden presented motions, documentary evidence and oral argument on behalf of the Respondent.
5. Documentary evidence designated as Boards' Exhibits 1-3 and Respondents' Exhibits 1-18 were admitted into evidence and published to the Board. Respondents' Exhibits 11-17 were specifically admitted into evidence by reference and comprise the entire 7 volume transcript of the criminal proceedings in Case No. CC94-25 in the Circuit Court of Marshall County.

6. The evidence presented at the hearing established that on or about August 29, 1996, the Respondent was convicted by a Marshall County jury of Perjury in the First Degree.

7. Swearing falsely is an element of the offense of Perjury in the First Degree and the Board finds that Respondent swore falsely and that swearing falsely is a misrepresentation of facts and dishonest.

8. The Board also finds that the conduct of the Respondent was related to his practice of public accounting which included, but was not limited to, the rendering of tax and management advisory services.

CONCLUSIONS OF LAW

1. Dishonesty in the practice of public accounting is a cause for revocation under Code of Alabama 1975, Section 34-1-12(a)(2).

2. Conviction of a crime, an element of which is dishonesty, under the laws of Alabama is a cause for revocation under Code of Alabama 1975, Section 34-1-12(a)(5).

3. Conviction of a felony under laws of Alabama is a cause for revocation under Code of Alabama 1975, Section 34-1-12(a)(6).

4. Conduct discreditable to the public accounting profession is a cause for revocation under Code of Alabama 1975, Section 34-1-12(a)(11).

5. Knowingly misrepresenting facts when engaged in the practice of public accounting is a cause for revocation under Code of Alabama 1975, Section 34-1-12(a)(4) and Rule 30-X-6-.02(2) (Integrity and Objectivity) of the Rules of Professional Conduct of the Board.

6. Engaging in conduct discreditable to the public accounting profession is a cause for revocation under Code of Alabama 1975, Section 34-1-12(a)(4) and Rule 30-X-6-.05(1) (Conduct in General) of the Rules of Professional Conduct of the Board.

CONCLUSION

Based on the Findings of Fact and Conclusions of Law set forth above, the Board finds that the Respondent is guilty of all charges alleged and, thus, his certificate and permit to practice public accounting is due to be revoked on each of the six charges, separately and severally.

It is, therefore, ORDERED, ADJUDGED AND DECREED by this Board that the certificate and permit to practice of the Respondent is hereby REVOKED.

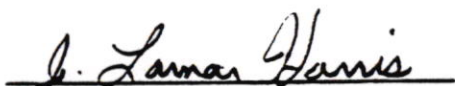
DONE this 6th day of May, 1997.

ALABAMA STATE BOARD OF PUBLIC ACCOUNTANCY

CONCUR:

MS. BOLLINGER
MESSRS. WHITE, BATSON,
LAWRENCE, AND MCCULLAR

ATTEST:



J. Lamar Harris, CPA
Executive Director
May 23, 1997