

BEFORE THE ALABAMA STATE
BOARD OF PUBLIC ACCOUNTANCY

IN THE MATTER OF)
THE COMPLAINT AGAINST:)
FRED R. JOHNSON, CPA) CASE NO. 02-2
CERTIFICATE NO. 2983)
RESPONDENT.)

FINAL ORDER

THIS CAUSE came to be heard before the Alabama State Board of Public Accountancy (the "Board"), on March 22, 2002 in Montgomery, Alabama. Mr. Fred R. Johnson offered a signed Consent Order and Wavier, which was ACCEPTED by the Board and is incorporated herein by reference.

It is therefore ORDERED, ADJUDGED and DECREED by the Board that the provisions set forth in the aforesaid Consent Order are hereby approved and that the terms and conditions thereof shall become effective immediately.

DONE this 22nd day of March, 2002.

ALABAMA STATE BOARD OF PUBLIC ACCOUNTANCY

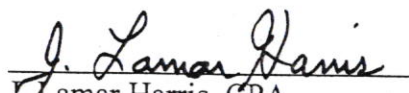
CONCUR:

MESSRS. DeLOACH, BATSON,
CARDEN AND KASSOUF

ABSTAIN:

MS. BOLLINGER

ATTEST:


J. Lamar Harris, CPA
Executive Director
March 25, 2002

**BEFORE THE ALABAMA STATE
BOARD OF PUBLIC ACCOUNTANCY**

IN THE MATTER OF)	
THE COMPLAINT AGAINST:)	
FRED R. JOHNSON, CPA)	CASE NO. 02-2
CERTIFICATE NO. 2983)	
)	
RESPONDENT.)	

CONSENT ORDER

The Alabama State Board of Public Accountancy (the "Board"), by and through its undersigned counsel, and Mr. Fred R. Johnson ("Respondent") agree to the Stipulation and Findings of Fact set forth below and hereby consent to the entry of this Order, subject to the approval of the Board, without further adjudication of any factual or legal issues which could or may be raised by the filing of an Administrative Complaint before the Board.

STIPULATION AND FINDINGS OF FACT

1. The Board has acquired and maintains jurisdiction over Respondent by virtue of *Code of Alabama 1975, § 34-1-1 et seq.* (Public Accountancy Act of 1973), and the rules and regulations promulgated thereunder. Respondent acknowledges and herein submits to the jurisdiction of the Board.

2. Respondent has been fully advised of his rights in this matter including the right to a fair hearing pursuant to the Alabama Administrative Procedure Act, *Code of Alabama 1975 § 41-22-20 et seq.*, and the Public Accountancy Act of 1973, *Code of Alabama 1975 § 34-1-1 et seq.*

3. Respondent understands that by submitting to this Consent Order he is waiving his rights as set forth herein, thus enabling the Board to adopt and enter this Consent Order without further process.

4. For purposes of this proceeding between the Board and Respondent, and for no other purpose or proceeding, Respondent admits the truth of the factual allegations made against

him in the above-styled Summons and Complaint. The Summons and Complaint filed in this case is incorporated herein by reference and is attached as Exhibit A.

5. Respondent understands that the Stipulation and Findings of Fact herein are subject to adoption or rejection by the Board. It is understood that, in deciding whether to adopt the Stipulation and Findings of Fact, the Board may receive oral or written communications from its staff, experts, attorney, or others. Such communications shall not disqualify the Board, staff, experts, attorney, or others from participating in this or other matters affecting Respondent.

6. It is agreed by all parties and the Board that, should the Board decline to approve this settlement, then this Consent Order and Waiver shall become null and void and the Respondent shall have all the rights and privileges under the laws of the State of Alabama and United States of America.

ORDER


Based upon the above referenced Stipulation and Findings of Fact, and Waiver attached hereto, Respondent stipulates that the Board may enter the following disciplinary order:

A. Respondent's certificate and permit to practice public accountancy as a Certified Public Accountant (CPA) in this State is revoked effective March 22, 2002. Respondent will surrender his CPA certificate and permit to practice public accountancy to the Board on or before March 22, 2002.

B. Respondent is ordered to pay an administrative fine in the amount of five hundred (\$500.00) dollars. Payment of the administrative fine shall be made payable to the Alabama State Board of Public Accountancy in the form of a cashier's check or money order. Payment shall be made on or before March 22, 2002.

FOR THE BOARD

3-19-02
Date


ROBERT D. TAMBLING
Attorney for the Alabama State
Board of Public Accountancy

FOR THE RESPONDENT

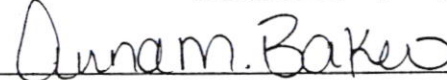
3/19/2002
Date


FRED R. JOHNSON

State of AL

County of Montgomery

Subscribed and sworn to before me, a Notary Public on this 19th day of March, 2002.


Notary Public
My Commission Expires: 8/2/03

WAIVER

I have read the Consent Order set forth above and understand and agree to the terms and conditions set forth therein. I understand that I am waving certain rights accorded to me by the Alabama Administrative Procedure Act, *Code of Alabama* 1975 § 41-22-1 *et seq.*, and the Public Accountancy Act of 1973, *Code of Alabama* 1975 § 34-1-1 *et seq.*, including the right to a hearing in this matter, the right to confront and cross examine witnesses who would testify against me, the right to testify and contest the charges and allegations which could be brought against me, the right to petition for reconsideration of the Board's decision and the right to seek review of that decision by the Courts of this State. I understand that by entering into this Consent Order I am enabling the Board to issue an order imposing upon me the conditions recited herein without further process or proceedings. I knowingly and intelligently waive all of the above rights and any other rights which may be accorded to me by the Alabama Administrative Procedure Act, the Public Accountancy Act of 1973, or other laws.

3/19/2002
DATE

Fred R. Johnson
FRED R. JOHNSON

3/19/2002
DATE

Carol Preston Magee
WITNESS

State of AL

County of Montgomery

Subscribed and sworn to before me, a Notary Public on this 19th day of March 2002.

Anna M. Baker
Notary Public

My Commission Expires: 8/2/03