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# **2015 MSCPA** Convention

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# Do You Believe You Will Never Be Sued?

By Ronald C. Parisi, CPA, JD

Some CPAs believe that they will never be sued and therefore believe they do not need professional liability or other forms of insurance. The reasons I've heard for this position vary, but some common ones include, "I don't make mistakes," "All of my clients are friends," or "I do tax work only." The problem with this approach is that it is not effective risk management and could put even the most cautious CPA firm at risk.

It is important, of course, for CPAs to take every precaution feasible to ensure error-free work, but that may not be enough to ensure a firm's security. In our litigious society a firm should be prepared for any unexpected bump in the road.

To shed more light on this point, following are some responses to five common reasons CPAs cite for not having insurance:

### 1. "I have a low-risk practice."

Having a lower-than-average risk profile still leaves you vulnerable. For example, claims stemming from tax work, perceived as lower risk, occur more frequently than other types, representing about 60 percent of all claims (see chart, "Claims by Frequency vs. Severity"). Tax

continued on page 7

# **MEMORIAL GIFT**

In Memory of MALCOLM E. "MIKE" WAREN, JR. Brandon to the **EDUCATION FOUNDATION** By BETH B. BURGESS Flowood

# New CPAs Honored Nov. 9 During State Board Ceremony

The Mississippi State Board of Public Accountancy honored new CPAs during their Fall ceremony Nov. 9 at the New Capitol. State Society President Beth Burgess provided an introduction to the MSCPA and Daniel Scarbrough, President of the Young CPA Network, urged the new CPAs to become active in Young CPA Network Activities. Keynote speaker was Mississippi Lt. Gov. Tate Reeves. Willie B. Sims, Chairman of the State Board, administered the Oath of Title. The new CPAs included Molly E. Bass, Brandi Nicole Bracey, Bridget G. Butler, Botao Chen, Derrick Jerome Garner, Kristin Lanell Howard, Bobby Joe Huffstatler, Jr., Christine Robin Hyde, Michael Edward Ketchum, Tolliver Camp McMullen, Ekaterina Vasilyevna Neveykina, Tracie Stephens Riggin, Jennifer Michelle Scott, Amy Jolene Smith, Stuart Lee Southwell, Angela Lovell Sumrall, Amanda Talbert-Ivester, Kathryn Schwartz Taylor, Jody

Derek Thornton, Megan Marianna Toles, Florence Bell Williams, Thomas Michael Wirt, and Heather Baker Woodson.





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Opinions expressed are not necessarily the official policy of the MSCPA. Advertising is accepted in good faith that the product/services are of value stated.



KAREN MOODY, MSCPA President-Elect, attended the Fall Leadership Conference for State Society Presidents-Elect held in conjunction with AICPA Fall Council in Los Angeles during October. Incoming State Society Presidents were briefed on national issues and met with other Society volunteer leaders. From left are AICPA President Barry Melancon; MSCPA Executive Director Jack Coppenbarger; President-Elect Karen Moody; and AICPA Vice Chair Tommye Barie.

# Welcome New Members

New members include: Charles F. Farmer, IV, Jason Daniel Hicks, Clark Clifton Luke, Tolliver C. McMullen, John P. Paris, Amy Jolene Smith, Tara Beth Stigall, and David Matthew Wise.

Now completing the membership process are:

Brandi Nicole Bracey was born in Columbia, MS, and received her Bachelor's degree with an emphasis in accounting from the University of Southern Mississippi. She is an Internal Auditor with South Mississippi Electric Power Association in Hattiesburg.

Stacie Salter Brown was born in Nashville and attended Mississippi State University and Mississippi College earning a BSBA with an accounting major. She is a Manager with Carr, Riggs & Ingram in Ridgeland.

**Timothy Joseph Burns** was born in Jackson and received Bachelor of Accountancy and Master of Professional Accountancy degrees from Mississippi State University. He is a Staff Accountant with T. E. Lott & Company in Columbus.

Christopher John Cousin was born in Covington, Louisiana and earned BBA and MAcc degrees from Millsaps College. He is a Staff Auditor with Carr, Riggs & Ingram in Ridgeland.

Grant Jordan Gatlin was born in Tupelo and is applying as an Associate Member. He attended the University of Mississippi where he earned a BS degree and obtained additional accounting coursework. He is an Audit Associate with Watkins Uiberall, PLLC in Tupelo.

Christine Robin Hyde was born in Metairie, Louisiana and received her Bachelor of Accountancy and Bachelor of Business Administration degrees from Mississippi State University. She is a Staff Accountant with Denmiss, LLC in Flowood.

Samantha Guthrie Thames was continued on page 8

#### Tech Bit 113 By Gregg Marshall, CPMR, CSP, CMC

I have been using Portable Apps to carry a complete open source alternative to Microsoft Office on a flash drive since 2009. I can carry a complete office set up that will run on any Windows computer I can find, such as a spare at a client or the hotel's business center.

I can have LibreOffice, which does a good job with Microsoft Office files, along with several development tools I use. And even a tricked out collection of almost everything barely takes half of an 8 gigabyte flash drive.

Programs and data stay on the flash drive. You plug it in, do your work, and when you are done, remove it. All trace of your visit goes with you.

It has been fun watching the Portable Apps ecosystem grow. More and more programs are available. I can even have a web server that runs on the flash drive and lets me work on a new website anywhere I might be.

I have also found a new use for Portable Apps.

I try a lot of software. Generally the process with new software is to install it, try it out and if it doesn't work out, uninstall it. Unfortunately most uninstall procedures generally leave little bits and pieces of the program—both files and registry entries. They clutter up your computer, and are one of the reasons why computers slow down with time.

With so many applications available in Portable App format, many of the programs I want to try are available for the Portable App platform. I can install them on my Portable App flash drive, try them out and if they don't work out uninstall them from the Portable App drive. Sure there are still bits and pieces left over, but I can reformat the drive and reinstall the apps I want to keep. And my desktop and laptop aren't collecting any extraneous

I've got my Portable Apps installation on a Kingston DataTraveler® Ultimate 3.0. I have found the Kingston products to be reliable and this flash drive is fast.

Because it is going through a USB port, it isn't as fast as the PCI SSD drive in my desktop or laptop, but it seems as fast as any direct connect hard drive. I had tried a Super Talent USB 3 drive, but it failed. continued on page 7

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# Document Your Way to Better Client Communications

By Randy R. Werner, J.D., LL.M./Tax, CPA

A significant number of professional liability claims have resulted over the years from CPAs providing oral advice to clients without documenting it. When advice is provided to help clients make informed decisions, such advice should always be captured in writing. This will help CPAs avoid disputes later on as memories begin to fade or clients become unhappy with the results of their decisions.

Jury studies have shown that jurors (i.e., members of the public) generally consider CPAs to be experts in documentation. Falling short of that expectation may cause CPAs to be viewed as falling below the standard of care for the services rendered.

A general rule in any engagement is that advice that can result in adverse tax or financial consequences puts the adviser at risk, and the more adverse the consequences, the higher the risk. Advisory and consulting services are good examples of areas where CPAs often keep insufficient records to support the work they have performed.

In some engagements CPAs should not only document the advice given, but also obtain the client's written consent to the decisions made. This is often done with an "informed consent" letter that provides the advice and obtains the client's understanding and consent.

The following are a few examples of how informed consent letters can be used effectively to better manage risk.

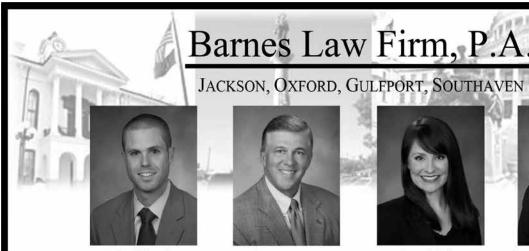
### **Entity Selection Issues**

Decisions about Sub-S or C Corporation selections or conversions are made because clients believe that the benefits of their choices will outweigh the detriments. But sometimes events occurring after the choice make it less beneficial than originally planned, exposing the CPA to liability. Sometimes CPA liability results from neglecting to provide adequate consultations with clients before these decisions

are made. For example, a consultation should occur (which may not result in an S election) when a closely held C corporation holds substantially appreciated assets.

Loss Prevention Tips: Provide the client with a full consultation describing all negative and positive tax ramifications involved, and document the consultation in an informed consent letter, providing a summary of the issues discussed. Also, provide an area at the bottom of the letter that: 1) allows the client to indicate they have read and understand the summary letter; and 2) provides the client an opportunity to affirmatively indicate whether they want an S election. Informed consent is important in these situations because of the technical nature of the tax ramifications and the difficulty of discerning the pros and cons without a written explanation. Documentation will also inhibit the client from later asserting that your firm is responsible for unexpected events or less-

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S. Grav Edmondson JD. LL.M



Harris "Trip" H. Barnes, III JD. LL.M



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# **BETTER CLIENT COMMS**

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than-optimal results.

#### **Estate Tax Planning**

There is generally a long period between the time that estate planning decisions are made and the time that the results of the decisions are known. Memories of the CPA's advice and the client's decisions fade over time, making documentation of the advice and decisions all the more important.

Sometimes the client dies, and the CPA is then dealing with unhappy, litigious beneficiaries. Since heirs are typically not involved in the planning process, they may allege that the decisions were not fully understood by the deceased. Documentation of the original planning and decision-making process then becomes the CPA's primary line of defense against these and other allegations.

Loss Prevention Tips: Implement a policy to detail all planning advice in an informed consent letters, outlining the pros, cons and options in terms the client

will understand, and obtain client consent. Effective informed consent letters clarify that the CPA advises and informs, and the client decides. With this letter, it is difficult for claimants to make it appear that the CPA made the decisions.

Tax professionals must be certain of their competency in this area and must be sure to document reliance upon the attorneys drafting the estate plan. Also be sure to document which professionals are responsible for each aspect of the plan.

#### **Aggressive or Gray Tax Strategies**

In some tax planning situations, the tax advantages of a plan may be negated or offset by the taxing authorities later applying rules in a manner that creates adverse effects such as additional tax liabilities. Or a taxing authority may successfully challenge certain amounts shown on a tax return and assess additional taxes, penalties and interest. If the CPA does not prepare the client for the possibility of such situations, the client may then turn to the CPA to pay the additional liabilities. Failure to advise your client of this possibility may be

construed as falling below the standard of care and professional standards.

Loss Prevention Tips: Good risk management in this area involves advising clients on the consequences and risks of taking an aggressive or gray tax position in filing a tax return, and documenting the advice. Put all tax planning advice in an informed consent letter outlining the pros, cons, alternatives and risks associated with each tax alternative, including potential additional fees. Obtain the clients' consent to the risks before filing the return. If the client takes a gray position without disclosing it on a tax return, document the client's decision as well as the client's acceptance of responsibility for all tax, penalty or interest.

After completing your due diligence, if you are still uncertain whether the position the client wants you to take is reasonable, it may be appropriate to have the client provide you with an opinion from tax counsel confirming that the position has a realistic possibility of being sustained on its merits if challenged. If you're advising a client on a complex transaction

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# **NEVER BE SUED**

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claims can also be severe (i.e., in large dollar amounts) when triggered by issues such as estate taxes or foreign financial interests. You may be sued for damages you never anticipated, such as a client losing funds from embezzlement in their offices.

#### 2. "I've known my clients for years."

Good working relationships with clients don't always hold up if the client becomes disappointed for any reason, even if it is unrelated to the CPA's work. Any significant loss can lead to a dispute. Claims files are brimming with cases of good CPA-client relationships souring due to a variety of problems.

#### 3. "I don't make mistakes."

Even when the CPA is doing everything by the book, an unfavorable jury verdict can still put the firm in jeopardy. Public expectations of CPA responsibilities have risen significantly over the years, putting even the best and most cautious CPAs at risk.

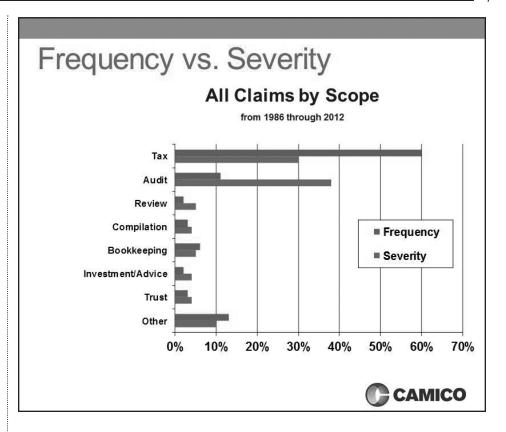
# 4. "I don't have insurance in order to avoid being sued."

A CPA who avoids insurance coverage does not always avoid a lawsuit. The party filing a lawsuit won't even know whether the CPA is covered, and a CPA's lack of insurance won't stop an attorney from going after the CPA's personal assets. The CPA in a claim situation sometimes needs to be defended in a court of law, and professional liability insurance pays for that defense as well as any legal counsel designated by the insurance company to defend the CPA.

# 5. "All of my assets are in my spouse's name."

With technology so thoroughly integrated into society, it's easier than ever to track down someone's assets. Putting assets in a spouse's name will not make them immune from a lawsuit.

A prudent approach to risk management begins by having a reliable insurance program that includes comprehensive risk management resources designed specifically for CPAs. When the firm fully engages in utilizing those resources, it is well on its way to a more secure future.



Ron Parisi is executive vice president of risk management for CAMICO (www.camico.com). In that capacity he is responsible for executive oversight of the company's underwriting and claims functions.

# **TECH BIT 113**

continued from page 3

It would show up in Windows Explorer, but then all files disappeared. Unplugged and reinserted would return the files for a few minutes, then gone again. Data is far too important to trust to drives you can't depend on. So I switched back to a brand I know and trust.

If you haven't tried Portable Apps, I'd suggest you go to http://www.portableapps.com and download the installer. From there you can use the platform to download and install the applications you might need when you travel. Or you can experiment with applications before installing them permanently on your computer. Don't forget to use a reliable flash drive.

Gregg Marshall, CPMR, CSP, CMC is a speaker, author and consultant. He can be reached by e-mail at gmarshall@vendor-tech.com, or visit his website at http://www.vendor-tech.com.

# **BETTER CLIENT COMMS**

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or exchange, you may want to have your legal counsel review the documentation before passing it on to your client.

Documentation should be factual, professional, and without personal comments that may be inappropriate and damaging to the integrity of the documentation. Ask yourself whether you or your client would be harmed if the documentation was presented to the "ladies and gentlemen of the jury." The answer to that question may indicate whether the firm has a problem with the adequacy or appropriateness of its documentation.

Randy R. Werner, J.D., LL.M./Tax, CPA, is a loss prevention executive with CAMICO (www.camico.com). She responds to CAMICO loss prevention hotline inquiries and speaks to CPA groups on various topics.

# **BENEFITS BYLINE: Confused About Health Care Reform?**

from David B. Ellis, RHU, CBC, MBA; Employee Benefits Consultant, Brown and Brown of Louisiana, LLC dba Robert Ellis and Associates

You're in good company. Now, when important decisions need to be made regarding the future of their health insurance, most Americans find the information from government and news organizations regarding Health Care Reform contradictory and confusing. Because we understand your frustration at the many uncertainties surrounding the implementation of the Affordable Care Act (ACA), we've listed below some highlights of a few Health Care Reform "definites" (as of this writing!) for your information:

Many carriers (including your MSCPA-sponsored program) have announced early renewals on existing policies to allow current insureds to avoid the anticipated premium increases associated with ACA programs for another year. By renewing prior to the 1/1/14 implementation of Health Care Reform, carriers can guarantee 12 months of current benefits and premiums before transitioning them to an ACA compliant plan or terminating their coverage;

In the same vein, your MSCPA program along with many other carriers have elected to offer new business effective dates up to 12/31/13 instead of 01/01/14. These non-traditional effectives date may let prospective clients purchase non-ACA compliant

programs at lower rates. It's possible that this may cause your deductible to begin early;

Enrollment is open now to purchase insurance through the National Exchange Program with an effective date of 01/01/2014 or later (though the website continues to have issues). Remember that obtaining coverage through the Exchange is ONLY beneficial to those that will qualify financially for a subsidy or tax credit.

Employers who have been paying for individual policies for their employees rather than forming a true group plan should talk to their tax preparers. Although the employer may still be allowed to take a deduction for these individual premiums, under the new guidelines it's possible the employee may have to report the premiums paid as taxable income. There may also be ERISA and possible legal ramifications to this method of providing employee benefits to staff;

For non-grandfathered groups under 20 employees, Medicare will no longer be primary to those covered employees age 65 and over effective 01/01/2014. This means that the employer's group plan will become the primary coverage, coordinating with Medicare after claims have been processed through the group plan. Carri-

ers can only rate employees (including Medicare age) subject to ACA rating guidelines, basing premium only on geographic location, family composition, age and tobacco use. As a result, employers may wish to encourage their more senior staff members to take Medicare Parts A & B and move to a Medicare Supplement plan to obtain lower rates.

Although 01/01/14 remains the implementation date of the Affordable Care Act, don't let the frenzy surrounding Health Care Reform push you to make a decision you might later regret. The decisions you make today regarding your medical coverage could have a significant impact on your future benefits, cost, and access to care; particularly if you have a Grandfathered plan. As the sponsored insurance consultant for the Mississippi Society of Certified Public Accountants, we encourage you to review your current plan and the options available to you, your family and your staff prior to 01/01/2014.

If you have any questions regarding Health Care Reform, your current benefits, or the MSCPA-sponsored portfolio, please contact: Brown & Brown of Louisiana, LLC dba Robert Ellis & Associates at 1-888-503-5547

# KOERBER RECEIVES BUSINESS VALUATION AWARD



The American Institute of CPAs presented the **2013** Accredited in Business Valuation Champion of the Year Award to Jim Koerber, CPA/ABV/CFF, CVA, CFE. The award was presented at the American Institute of CPAs' 2013 Forensic & Valuation Services Conference in Las Vegas, Nevada. Koerber is a shareholder in The Koerber Company, PA, a Hattiesburg, Mississippi CPA firm that limits its practice to business valuation and litigation services for attorneys, CPAs, and their clients.

# **NEW MEMBERS**

continued from page 2

born in Hattiesburg and received her Bachelor of Accountancy from the University of Mississippi and Master of Professional Accountancy from the University of Southern Mississippi. She is a CPA with Kemp, Williams, Steverson & Bernard, PA in Meridian.

Howard Lester Triplett was born in Flowood and received his Bachelor of Accountancy and Master of Taxation from Mississippi State University. He is a Staff Accountant with Carr, Riggs & Ingram in Ridgeland.



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# Conflicts of Interest Still Cause Trouble for CPAs by Duncan B. Will, CPA/ABV/CFF, CFE

Conflicts of interest have long been a major factor in professional liability claims against CPAs. Part of the problem is that potential conflicts of interest are hard to recognize or identify until something goes wrong. When clients are satisfied, they tend to perceive the CPA as a competent advisor who has their best interests at heart. It's not until clients become disappointed that their perception of the CPA begins to change. The CPA appears to no longer have the client's best interests in mind. Sometimes the CPA may even appear to have sacrificed the best interests of his client to benefit himself or another party to the detriment of the client.

One common claim scenario is that of the CPA advising both parties to a transaction, or helping the parties resolve a dispute. For example, the CPA will sometimes agree to represent both the husband and the wife in a divorce when they are still friendly and cooperative. Many times, though, the relationship in a divorce will deteriorate rapidly, and the CPA is then caught in the middle.

The same is true for dissolutions or disputes between business partners. Disputes between partners or owners often result in the CPA's advice becoming perceived by one of them as favoring the other partner.

Participating in business deals or investments with clients is another common scenario where everyone is happy as long as the investment performs well. But as soon as it takes a downturn or falls apart, the client's perception of the CPA begins to change.

#### **CASE STUDY**

Consider the following case study (the names have been changed):

For decades, Paul Noble, the founder and managing partner of his CPA firm, had served as a trusted financial advisor to his clients. Like many CPAs, he also had his own personal financial advisor—stockbroker Rich Arrington. Noble frequently shared advice he received from Arrington with his firm's clients and partners.

Chad Pennyworth, a junior broker at Arrington's brokerage house, worked with some of Noble's clients and took on many of Arrington's accounts when Arrington retired. Noble trusted Arrington's judgment in Pennyworth's training and development. Though Noble did not refer any of his clients or acquaintances to Pennyworth, he did inform a number of them that he had elected to work with him. Because of Noble's reputation, many of his clients chose to engage Pennyworth as their own broker when they learned that Noble had done so.

Almost immediately after Arrington left, Pennyworth sold Noble some bonds, based on incorrect information that misidentified the bonds' guarantor as the state, when the bonds were actually guaranteed by a financially challenged local school district.

Pennyworth acknowledged the mistake to Noble, and the brokerage firm agreed to repurchase the bonds from Noble's portfolio, subject to a nondisclosure agreement, which Noble signed. Within a couple of weeks Noble was pleased to see that a safer alternative was substituted for the bond investment.

Two years later, though, Noble had mixed feelings when he read of the financial disaster that was all over the news: the failure of a local school district and the worthlessness of the bonds it had guaranteed. A number of pension funds and investors, including some of his clients, were hurt badly by the losses. Noble felt sorry for the investors but was relieved that he had been able to avoid a similar fate.

His relief turned to dismay over the next few days, as some of his clients called him to discuss the impact of the losses they had sustained and their intentions to sue Pennyworth and the brokerage house.

Noble's hands had been tied because of the nondisclosure agreement. He had not warned his clients of the elevated risk of the bond investment, and his clients were now surprised to learn that he was not in their failed investment.

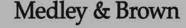
During the course of the subsequent class action lawsuit against Pennyworth and the brokerage house, Noble's initial investment, the reversal of that transaction, and the nondisclosure agreement became public knowledge. Noble's reputation was ruined. He was now seen as a greedy, self-interested collaborator. Ultimately, Noble and his firm were added to the list of defendants in the class action lawsuit. His former clients alleged that Noble and his firm had a duty to disclose the concerns regarding their investment, had ignored the apparent conflict of interest, and had prioritized their own interests over those of their clients.

#### LOSS PREVENTION TIPS

Recognize and communicate potential conflicts of interests. Project the scenario forward to anticipate what would happen if things go wrong. Juries tend to sympathize with clients—especially with the benefit of hindsight and all of the evidence laid out by a skilled attorney.

Embrace "active ethics." The CPA should recognize that his or her own personal interests can be adverse to client interests and should not agree to sign nondisclosure agreements without first being able to protect clients. Moreover, disclosing a conflict of interest with clients, while helpful, doesn't solve the problem, even if the clients sign the disclosure. It can later be argued that the clients' consent was not "informed" by a third party (such as an attorney). Don't get too comfortable with

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# CONTINUING EDUCATION

# **DECEMBER 2013**

December 3, 2013 MISSISSIPPI TAX INSTITUTE

Tuesday Discussion Leader: PANEL

Jackson Cost: Members: \$175 Non-Members: \$175 AICPA Member Discount: \$0

Hilton Jackson Course Hours: 8:30-5:00

LEVEL: Update CPE Credit: 8 Tax VENDOR: n/a ACRONYM: MTI

COURSE OBJECTIVES AND DESCRIPTION: A detailed agenda will be available on at www.ms-cpa.org several weeks prior to this event.

December 9, 2013 Ethics, Rules & Regulations

Monday Discussion Leader: Donna Ingram, CPA, CFE, CRFA

Hattiesburg Cost: Members: \$140 Non-Members: \$180 AICPA Member Discount: \$0

Convention Center Course Hours: 8:30-12

LEVEL: Update CPE Credit: 4 Ethics VENDOR: Self-developed ACRONYM: ERR-9

COURSE OBJECTIVES AND DESCRIPTION: This seminar satisfies the State Board's requirement for three hours of general ethics and one hour of Mississippi Rules and Regulations.

December 9, 2013 Fraud Happened . . . . Now What?

Monday Discussion Leader: Donna Ingram, CPA, CFE, CRFA

Hattiesburg NEW Cost: Members: \$140 Non-Members: \$180 AICPA Member Discount: \$0

Convention Center Course Hours: 1:00-4:30

LEVEL: Intermediate CPE Credit: 4 A&A VENDOR: Self-developed ACRONYM: FHNW4-5

COURSE OBJECTIVES AND DESCRIPTION: In this course you will step into the shoes of the investigator engaged to uncover the facts (who, how, and how much) of a fraudulent crime. Many small businesses have limited resources for sophisticated systems of internal controls to exist; and when this is coupled with a lack of management oversight, company assets are exposed to increased risk of theft and abuse. You will have an opportunity to expose system weaknesses and develop system enhancements that will not only apply in the sample case, but can be recommended in real life too.

December 9, 2013 Annual Federal Tax Update

Monday Discussion Leader: Jan Lewis, CPA

Hattiesburg Cost: Members: \$255 Non-Members: \$330 AICPA Member Discount: \$30

Convention Center Course Hours: 9:00-5:00

LEVEL: Update CPE Credit: 8 Tax VENDOR: AICPA ACRONYM: PTU-2

COURSE OBJECTIVES AND DESCRIPTION: This course summarizes the legislative, judicial and IRS changes for Federal Income Taxes for the current year (through the date of publication) and how these changes impact tax compliance and year-end tax planning for individuals and businesses. Upon completion of this course, participants will be able to discuss: Return Preparation Applications; Strategies for Tax Savings; Business Entity Changes; Income Taxation of Estates and Trusts; IRS Administrative Issues, Compliance and New Forms; Court Cases Settled in the Last Year that Provide Tax Return Position Authority; IRS Rulings, Procedures and Notices for the Last Year; New Tax Return Disclosures for 2012; and more.

December 10, 2013 New Medicine: Key Issues CPAs Need to Know About the Patient Protection

and Affordable Care Act

Tuesday Discussion Leader: William F. (Bill) Taylor, CPA

Hattiesburg New Cost: Members: \$140 Non-Members: \$180 AICPA Member Discount: \$0

Convention Center Course Hours: 8:30-12

LEVEL: Basic CPE Credit: 4 Tax VENDOR: Surgent-McCoy ACRONYM: NME4-2

COURSE OBJECTIVES AND DESCRIPTION: Now that the Supreme Court has upheld the constitutionality of the Patient Protection and Affordable Care Act, CPAs and other tax advisors need to understand the tax and health insurance related changes contained in that legislation, many of which begin in 2013. This legislation has important implications for employers' health care plans, and contains significant tax law changes that affect individual and business clients. This course will focus on the key issues and planning strategies that CPAs and other tax practitioners need to know in order to advise their clients regarding this far-reaching legislation. Detailed examination of the proposed regulations on the additional taxes on unearned income and earned income beginning in 2013 is included.

December 10, 2013 Maximizing Your Social Security Benefits

Tuesday Discussion Leader: William F. (Bill) Taylor, CPA

Hattiesburg NEW Cost: Members: \$140 Non-Members: \$180 AICPA Member Discount: \$0

Convention Center Course Hours: 1:00-4:30

COURSE OBJECTIVES AND DESCRIPTION: As the baby boomer generation approaches retirement, financial and tax planners can expect increased demand for strategies that dovetail Social Security with other retirement objectives. This course provides tax and financial planning professionals with both the background information on the Social Security system and the strategies clients will need in dealing with it. Objectives: Identify who is entitled to retirement benefits and in what amounts; Be aware of what factors must be considered in determining when to take benefits; Understand the impact of reductions or enhancements to the benefits on planning. Topics: Retirement benefits, spousal benefits, at what age to claim social security benefits, coordinating social security benefits with IRA benefits, and more.

December 10, 2013 Revenue Recognition: Getting the New Standard Right

Tuesday Discussion Leader: James R. (Jim) Crockett, CPA, DBA

Hattiesburg Cost: Members: \$255 Non-Members: \$330 AICPA Member Discount: \$30

Convention Center Course Hours: 9:00-5:00

LEVEL: Intermediate CPE Credit: 8 A&A VENDOR: AICPA ACRONYM: RRNS-3

COURSE OBJECTIVES AND DESCRIPTION: Revenue recognition has been the cause of audit failures and the focus of corporate abuse and fraud for many years. The new standard on revenue recognition, currently expected to be issued in the first quarter of 2013, is intended to improve the financial reporting of revenues. This course will provide financial professionals with the necessary tools to understand how to work with the new concepts and principles of revenue recognition. In addition, through practical examples, this course will assist you in avoiding revenue recognition traps. Upon completion of this course, participants will be able to discuss: Current Revenue Recognition Challenges; SEC Guidance; Revenue Recognition for Certain Industries; Multiple Deliverable Revenue Arrangements; Proposed Contract Method; Special Issues with Proposed Standard; and more.

December 11, 2013 Select Estate and Life Planning Issues for the Middle-Income Client

Wednesday Discussion Leader: William F. (Bill) Taylor, CPA

Ridgeland NEW Cost: Members: \$140 Non-Members: \$180 AICPA Member Discount: \$0

MSCPA Center Course Hours: 8:30-12:00

**LEVEL:** Basic **CPE Credit:** 4 Tax **VENDOR:** Surgent-McCoy **ACRONYM:** PMI4-2

COURSE OBJECTIVES AND DESCRIPTION: Clients think that estate planning only applies to the very rich. In truth, there are many issues of critical concern for which the middle-income client needs to plan. This course is a must-attend for all CPAs who work with middle-income clients and are looking for ways to provide additional quality services. Discussions will include: More than 20 documents that clients may use; Provisions you need in a will, Trusts and other arrangements for children; Durable powers of attorney for health care and for financial matters; Asset protection strategies; and more. Attend this seminar for personal and professional education.

December 11, 2013 Maximizing Your Social Security Benefits

Wednesday Discussion Leader: William F. (Bill) Taylor, CPA

Ridgeland NEW Cost: Members: \$140 Non-Members: \$180 AICPA Member Discount: \$0

MSCPA Center Course Hours: 1:00-4:30

LEVEL: Basic CPE Credit: 4 Tax VENDOR: Surgent-McCoy ACRONYM: SSR4-2

COURSE OBJECTIVES AND DESCRIPTION: As the baby boomer generation approaches retirement, financial and tax planners can expect increased demand for strategies that dovetail Social Security with other retirement objectives. This course provides tax and financial planning professionals with both the background information on the Social Security system and the strategies clients will need in dealing with it. Objectives: Identify who is entitled to retirement benefits and in what amounts; Be aware of what factors must be considered in determining when to take benefits; Understand the impact of reductions or enhancements to the benefits on planning. Topics: Retirement benefits, spousal benefits, at what age to claim social security benefits, coordinating social security benefits with IRA benefits, and more.

December 13, 2013 Health Care Reform Act: Critical Tax & Insurance Ramifications

Friday Discussion Leader: Bill Taylor, CPA

Ridgeland NEW Cost: Members: \$140 Non-Members: \$180 AICPA Member Discount: \$0

MSCPA Center Course Hours: 8:30-12:00

LEVEL: Update CPE Credit: 4 Tax VENDOR: ACRONYM: CL4HCRA

COURSE OBJECTIVES AND DESCRIPTION: Identify the tax provisions from the Health Care Reform Act that will be implemented this year and in future years. This seminar will help you better understand the impact of the Act so you can describe to your clients how health care and paying for coverage will change in the future. In addition, you'll discover how to use this information for tax planning opportunities. This topic is constantly changing so make sure you're up-to-date on the latest information, your clients are counting on you!!

December 19, 2013 Annual Tax Update

Thursday Discussion Leader: Patrick E. Kelley, CPA

Ridgeland NEW Cost: Members: \$255 Non-Members: \$330 AICPA Member Discount: \$0

MSCPA Center Course Hours: 9:00-5:00

COURSE OBJECTIVES AND DESCRIPTION: A comprehensive review of current developments affecting individuals, business entities, fiduciaries and transfer taxes. Topics covered will include current legislation; health care legislation provisions effective in 2013; regulations, rulings and other administrative pronouncements; and case law.

December 20, 2013 IRAs, SEPs, and SIMPLE Plans

Friday Discussion Leader: Patrick E. Kelley, CPA

Ridgeland NEW Cost: Members: \$140 Non-Members: \$180 AICPA Member Discount: \$0

MSCPA Center Course Hours: 8:30-12:00

LEVEL: Update CPE Credit: 4 Tax VENDOR: Pat Kelley ACRONYM: PKIRAS4

COURSE OBJECTIVES AND DESCRIPTION: A comprehensive review of regular and Roth IRAs, simplified employee pensions, SIMPLE plans and section 401(k) plans. Topics covered will include plan requirements, contribution and deduction limits, record-keeping and reporting, Roth conversions, "Solo" 401(k) arrangements, and Planning opportunities.

December 20, 2013 Retirement Plan Distributions

Friday Discussion Leader: Patrick E. Kelley, CPA

Ridgeland NEW Cost: Members: \$140 Non-Members: \$180 AICPA Member Discount: \$0

MSCPA Center Course Hours: 1:00-4:30

LEVEL: Update CPE Credit: 4 Tax VENDOR: Pat Kelley ACRONYM: PKRPD4

COURSE OBJECTIVES AND DESCRIPTION: This seminar will include a review of the problems and planning opportunities in connection with retirement plan distributions. Topics covered will include: Form and timing, Lump sums, Periodic payments, Rollovers and direct transfers, The early withdrawal penalty and exceptions, Required minimum distributions, Divorce and marital settlements, Qualified domestic relations orders, Inherited accounts / distributions after death, and other estate planning considerations.

NFW

#### **CPE REGISTRATION**

Due to space constraints, the previous course descriptions have been condensed. The full descriptions – as provided by the CPE vendors – are available through links on our web site: **www.ms-cpa.org** under EDUCATION. You may register through the members' portion of the web site or by mailing or faxing the registration portion below with your check or credit card number to: Mississippi Society of CPAs, 306 Southampton Row, Ridgeland, MS 39157. Fax: (601) 856-8255. Please check each course you wish to attend and circle each amount included to ensure we enter your payment correctly.

(√)	DATE	COU	RSE TITLE	CITY	LOCATION	* AICPA	MEM\$	NON- MEM\$	Rec'd Hrs.	Area
( )	Dec 3	Tu	MISSISSIPPI TAX INSTITUTE	Jackson	Hilton Jackson		175	175	8	Tax
( )	Dec 9	М	Ethics, Rules & Regulations	Hattiesburg	Convention Center		140	180	4	Ethics
ìí		М	Fraud Happened Now What?	Hattiesburg	Convention Center		140	180	4	A&A
( )		M	Annual Federal Tax Update	Hattiesburg	Convention Center		255	330	8	Tax
( )	Dec 10		New Medicine: Key Issues the Patient Protection & Affordable Care A				140	180	4	Tax
( )	Dec 10		Maximizing Your Social Security Benefits	Hattiesburg	Convention Center		140	180	4	Tax
( )	Dec 10		Revenue Recognition: Getting the New Standard Right	Hattiesburg	Convention Center		255	330	8	A&A
( )	Dec 11		Select Estate and Life Planning Issues for the Middle-Income Client	Ridgeland	MSCPA Center		140	180	4	Tax
( )	Dec 11	W	Maximizing Your Social Security Benefits	Ridgeland	MSCPA Center		140	180	4	Tax
( )	Dec 13		Health Care Reform Act: Critical Tax and Insurance Ramifications	Ridgeland	MSCPA Center		140	180	4	Tax
( )	Dec 19		Annual Tax Update	Ridgeland	MSCPA Center		255	330	8	Tax
( )	Dec 20	Fr	IRAs. SEPs. and SIMPLE Plans	Ridgeland	MSCPA Center		140	180	4	Tax
( )	Dec 20	Fr	Retirement Plan Distributions	Ridgeland	MSCPA Center		140	180	4	Tax
The	membe	r rat	AICPA members may deduct \$30 per day from fee. See <u>www.m.</u> e for CPE programs is available to all members of the MSCF	PA. Non-certif		o claim	the me	mber ra	te.	
Address City, State, Zip										
Are you a CPA?  Yes  No MSCPA Member?  Yes  No AICPA Member? Yes  No Member#										
Phone Fax										
Email Address (For Confirmations)										
Am	ount Due	\$			(Did you remember	to encircle	each amoi	unt and to t	ake qualifi	ed discounts?)

As a PRINTED HANDOUT

#### HAVE YOU MOVED OR CHANGED JOBS?

 $\star \star \star \star$  I wish to receive course materials:

If so, logon to the member portion of the web site in the upper right corner of the home page, and update your information. <a href="https://www.ms-cpa.org">www.ms-cpa.org</a>.

**REFUND POLICY**: You will receive a full refund if cancellation is received seven days prior to the scheduled date of the course. If you cancel within seven days, a fifty percent refund will be given.

Personnel substitutions are permitted.

No refunds are given for same-day cancellations or noshows.

PLEASE INDICATE METHOD OF PAYMENT C	REDIT CARD IS 🔲 P	ersonal			
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# **CONFLICTS OF INTEREST**

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disclosure as a form of protection. In the end, the question is whether there is a perception that the CPA no longer has unfettered loyalty to his or her clients.

Recognize there are risks associated with providing referrals. Clients often link the CPA who gives a referral to the professional who ultimately performs the services. In instances where it may be perceived that a CPA is offering a referral, the CPA should be careful to name three or more qualified professionals to perform the service, and encourage the client to perform their own due diligence in assessing the suitability of the professional's qualifications.

Duncan Will is the loss prevention manager and accounting and auditing specialist with CAMICO (www.camico.com). He advises policyholders through the CAMICO Loss Prevention hotline and speaks to CPA groups on a wide range of topics.



HORNE Wealth Advisors is seeking an experienced Wealth Advisor to join our team. We have a passion for helping affluent clients make wise choices about their money and wealth. Advisor's role involves development and management of client assets. Submit resumes to sara.yates@horne-llp.com. EOE M/F/D/V

# **CLASSIFIEDS**

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RESERVOIR AREA CPA firm of Fortenberry & Ballard, PC, is seeking candidates to fill positions in audit, tax, and financial services. We offer a competitive salary and benefits package, including bonus opportunities, as well as opportunity for advancement. Please send your resume in confidence to 1929 Spillway Road, Brandon, MS 39047 or e-mail to pat@fortcpa.com.

**LOCAL JACKSON CPA** wants to purchase small accounting/tax practice. Contact me at *cpa1900@yahoo.com*.

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seeks experienced audit and tax professionals interested in a rewarding career with one of the most established and respected CPA firms in the Jackson area. Excellent benefit package, competitive salary, and opportunity for advancement. Flexible work schedule is an option. Contact Debbie Holbrook (dholbrook@hrbccpa.com) or mail resume in confidence to P.O. Drawer 22507, Jackson, MS 39225-2507. For more information, visit our website at www.hrbccpa.com.

KPMG LLP seeks experienced audit professionals interested in a rewarding career with one of the largest and most dynamic CPA firms in the world. Competitive compensation, excellent benefits and ample opportunity for advancement are offered. Mail resumes in confidence to 188 E. Capitol Street, Suite 1100, Jackson, MS 39201, e-mail bsights@kpmg.com, or visit our website at www.kpmg.com.



JACKSON CPA FIRM of Breazeale, Saunders & O'Neil, Ltd. is seeking experienced audit and tax professionals, both full time and part time. Our staff enjoys state-of-the-art technology, intellectually challenging assignments and meaningful opportunities to enhance professional and personal skills. In addition to an excellent compensation package, we offer a family atmosphere with a strong emphasis on client-centered professionalism. Send resume in confidence to P. O. Box 80, Jackson, MS 39205-0080. FAX 601-355-9003



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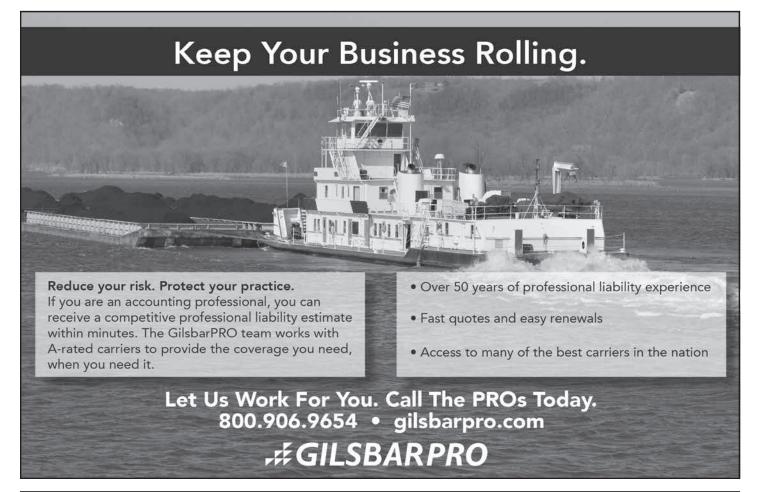
YOUR PRACTICE WANTED: We are North America's leader in practice sales. Let us navigate the complexities, locate the best match from a deep pool of qualified and serious buyers, and optimize your return on the years invested in building your practice. If you are considering a change, contact Mississippi broker Lori Newcomer, CPA, at (888) 277-6040 or LNewcomer@apsleader.com for a confidential discussion.

# Nominate a Member For MSCPA Officer

The MSCPA Nominations Committee is seeking nominations from the membership for the 2014-2015 candidate slate.

Members will elect a Vice President/President-Elect, Treasurer, Secretary and an At-Large Member to the Board of Governors at the 2014 MSCPA Annual Meeting. The Nominations Committee will work through December and is expected to report the slate at the January meeting of the Board of Governors.

You are invited to send names of suggested candidates to Lee Adams, Chairman, Nominations Committee, at *lee.adams@ergon.com* 





Mississippi Society of Certified Public Accountants

and its Education Foundation 306 Southampton Row Ridgeland, MS 39157 PRSRT STD U.S. POSTAGE PAID

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# **CLASSIFIEDS**

#### A REGIONAL PROFESSIONAL SERVICES

firm, currently has an opening for a Staff Accountant. This position will report directly to the Controller and will assist with researching and analyzing accounts; gathering and analyzing information from the general ledger and other accounting areas;

#### **ESSENTIAL FUNCTIONS:**

- Assist with the monthly close process;
- Develop spreadsheet and reports to analyze information and options;
- Preparing general ledger entries;
- · Maintain records and files;
- Assist in implementing technological efficiencies;
- Assist in preparing reports for management and owners reconciling accounts;
- Answer accounting and financial questions by researching and interpreting data from system;
- Assist in other financial duties as assigned by Controller.

#### MINIMUM QUALIFICATIONS:

- Undergraduate degree in Accounting or other related field
- 1-3 years' experience in accounting
- Ability to meet regulatory as well as company deadlines
- · Ability to work in a fast paced team environment
- Must be bondable, understand and comply with Firm policies and procedures and maintain confidentiality of all financial data.

Reply to File#1101,c/o MSCPA, 306 Southampton Row, Ridgeland, MS 39157.

ACCOUNTANT POSITION Greater Jackson

Chamber Partnership: Under the direction of the President/CEO, performs a variety of professional level accounting duties involved in preparing, maintaining, analyzing, verifying, and reconciling record of assets, liabilities, profit and loss, tax liability, or other financial activities with the organization. Maintains the accuracy of the Greater Jackson Chamber Partnership's ledgers and subsidiary financial systems; assists in the preparation of assigned budgets, annual audit, and

the preparation of assigned budgets, annual audit, and year end closing; and provides highly responsible staff assistance to assigned management staff. Bachelor's degree in Accounting is required. CPA designation and/or strong work experience is preferable. Salary commensurate with experience. All resumes can be mailed to the following:

Greater Jackson Chamber Partnership Attention: Duane O'Neill P.O. Box 22548 Jackson, MS 39225 WILSON & BIGGS PLLC, based in Ridgeland, is seeking audit professionals with two or more years experience. We are also seeking part-time applicants for work in the areas of tax and small business accounting. CPA license is preferred but not required. A competitive benefit package is available as well as a part-time/flex schedule. Please mail your resume to markb@wilsonbiggspllc.com or mail it to P.O. Box 930, Ridgeland, MS 39158.

FRANKS, FRANKS & JARRELL, P.A., a North Mississippi firm with over 60 years of service, is seeking an audit and/or tax professional. CPA not required but must be eligible. Excellent benefits, flexible hours, minimal travel and salary commensurate with experience. Resumes to accountant@ffjcpa.com.

CPA PRACTICE FOR SALE. Hancock County MS. Annual billing \$80,000. Price \$70,000. Tax & compilation, no audits. Email practiceforsale@outlook.

**BKD**, **LLP**, a top ten healthcare accounting and advisory firm in the U.S., is seeking experienced reimbursement consultant with five or more year's experience for its growing Mississippi healthcare practice. As a reimbursement consultant for BKD, you may work on a variety of financial, billing and compliance projects, but a primary focus would be in reimbursement consulting services. Resumes may be sent to 190 East Capitol Street, Suite 500, Jackson, MS 39201, or emailed to Jon Turner (jturner@bkd.com). Please visit www.bkd.com for more information.

NORTH MS CPA firm seeking candidates for all positions in auditing and tax. Competitive salary, benefits package and opportunity for advancement in a city recently listed as Money Magazine's 100 Best Places to Live. Please send your resume to 2042 McIngvale Road, Suite A, Hernando, MS 38632 or email pcaligaris@williamsandpitts.com. For more information visit our website at www.williamsandpitts.com

WILLIAMS, WEISS, HESTER & Company,

PLLC, -Jackson area firm is seeking experienced CPA that is interested in working in both tax and auditing/ accounting. We are a full service firm, that offers an opportunity for advancement. Please send your resume to P.O. Box 16506, Jackson, MS 39236 or contact Doug Hester at 601-981-7571.

**GRANTHAMPOOLE CPAs** is currently seeking SEASONAL TAX PROFESSIONALS. If you are excited about the opportunity for seasonal tax

employment, send your resume' to 1062 Highland Colony Parkway, Suite 201, Ridgeland, MS 39157. You may also email *llister@granthampoole.com* or fax to 601.499.2401. Fulltime, seasonal, and part-time staff members are valued at GranthamPoole with competitive salary, partner track, great benefits, and excellent opportunity for advancement.

STAFF ACCOUNTANT (TAX) PART-TIME

AND FLEXIBLE - Established Rankin County CPA firm is seeking an experienced professional who is interested in working an average of 800-1000 hours per year. Position requires a minimum of 2 years public accounting experience with an emphasis in tax. This part-time/seasonal position has flexible hours and the potential to telecommute. Please send resume in confidence to File #701, c/o MSCPA, 306 Southampton Row, Ridgeland, MS 39157.

McARTHUR THAMES SLAY & DEWS, PLLC,

a Hattiesburg firm with over 75 years of service to our clients, is seeking an audit/tax professional with 2-5 years' experience; CPA is required. We offer an excellent benefits package and salary commensurate with experience. Please send your resume to P.O. Box 15339, Hattiesburg, MS 39404, fax to 601-264-1099, email to info@mtsdcpa.com, or visit our website at www.mtsdcpa.com.

A CPA WITH SEVERAL YEARS of small business and tax accounting experience is seeking a part-time job. Contact Van Hawthorne @ 601 209-8237 or vanhawthorne@bellsouth.net

**BKD, LLP,** a top-tier accounting and advisory firm in the U.S., is seeking experienced audit professionals with 2 or more years experience for its Mississippi practice. Experience in healthcare, financial services, and/or manufacturing & distribution/commercial is favored though not necessarily required. CPA or CPA eligibility is required. Resumes may be sent to 190 East Capitol Street, Suite 500, Jackson, MS 39201, or emailed to *tadler@bkd.com*. Please visit *www.bkd.com* for more information.

INTERESTED IN SELLING YOUR PRACTICE?

Matthews, Cutrer & Lindsay, P.A., a Ridgeland based firm, is interested in acquiring additional accounting practices. If you are looking to retire now or in the near future, we would like to talk with you. Please contact Charles Lindsay at 601-898-8875 or email *clindsay*@ *mclcpa.net*.

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