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ORDER GRANTING PETITION TO TERMINATE BAR AND CONSENTING TO ASSOCIATION WITH A REGISTERED PUBLIC ACCOUNTING FIRM

In the Matter of Joseph M. Krusick, CPA,

PCAOB Release No. 105-2019-011

May 21, 2019

On April 12, 2016, the Public Company Accounting Oversight Board ("Board" or "PCAOB") issued an order instituting disciplinary proceedings, making findings and imposing sanctions that barred Joseph M. Krusick, CPA ("Krusick") from being an associated person of a registered public accounting firm.¹ Krusick was permitted, pursuant to the order, to petition for Board consent to associate with a registered public accounting firm after two years from the date of the order. Krusick has filed a petition to terminate the bar and for Board consent to associate with Moss, Krusick & Associates, LLC ("MKA"), a public accounting firm registered with the Board pursuant to Section 102 of the Sarbanes-Oxley Act of 2002, as amended, and PCAOB Rules.² By this Order, the Board is granting Krusick's petition.

In the order imposing sanctions against Krusick, the Board found that: (i) MKA violated PCAOB rules and standards concerning auditor independence, Section 10A(g) of the Securities and Exchange Act of 1934 ("Exchange Act") and Exchange Act Rule 10A-2 in connection with the audit of an issuer during several audit and professional engagement periods; and (ii) Krusick directly and substantially contributed to MKA's violations. Both MKA and Krusick consented to the entry of the order without admitting or denying the findings in it, except as to the Board's jurisdiction over them and the subject matter of the proceedings, which was admitted.

PCAOB Rule 5302(b) governs petitions to terminate a bar from being an associated person of a registered public accounting firm. Such petitions must be supported by an affidavit addressing certain factors and include certain exhibits as

¹ In the Matter of Moss, Krusick & Associates, LLC; and Joseph M. Krusick, CPA, PCAOB Release No. 105-2016-014 (Apr. 12, 2016).

In the order issued on April 12, 2016, the Board revoked MKA's registration with leave to reapply for registration after two years from the date of the order. On January 15, 2019, the Board approved MKA's registration application.

ORDER Page 2

specified in PCAOB Rule 5302(b)(2). PCAOB Rule 5302(b)(3) requires the petitioner to make a showing satisfactory for the Board to be able to determine that the proposed association would be consistent with the public interest. Such a determination depends on the petitioner's specific facts and circumstances.

On the basis of the information supplied and representations made relating to factors identified in PCAOB Rule 5302(b)(4), it appears that Krusick has met the requirements of PCAOB Rule 5302(b) and that he has complied with the April 12, 2016 order barring him from being an associated person of a registered public accounting firm. Moreover, nothing has come to the Board's attention that would be a basis for an adverse decision on Krusick's petition.

In view of the foregoing, the Board determines that the proposed association would be consistent with the public interest. Accordingly, it is hereby ORDERED that:

- A. The Board consents to Joseph M. Krusick, CPA's association with MKA, a registered public accounting firm;
- B. The bar against Joseph M. Krusick, CPA from being an associated person of a registered public accounting firm is hereby terminated; and
- C. Joseph M. Krusick, CPA agrees that, for a period of one year from the date the Board grants the petition to terminate his bar, Krusick undertakes:
 - that he will be supervised for all work performed that is subject to the Board's jurisdiction, as set forth in Title I of the Sarbanes-Oxley Act of 2002, as amended;
 - ii. that his supervisors will be W. Ed Moss, Jr., CPA, a partner at MKA and Jennifer K. Aros, CPA, MKA's quality control manager:
 - that he will provide all supervisors with a copy of the Board order granting the petition to terminate his bar; and
 - that he will certify in writing to the Director of the Division of Enforcement and Investigations, Public Company Accounting Oversight Board, 1666 K Street, N.W., Washington D.C. 20006, his compliance with the above undertakings. The certification shall identify the undertakings, provide written evidence of compliance in the form of a narrative, and be supported by exhibits sufficient to demonstrate compliance. Krusick shall submit such certification within thirty (30) days of the close of the one year period from the date the Board grants Krusick's petition to terminate his bar. During and after such one year period, Krusick shall also submit

ORDER

such additional evidence of and information concerning his compliance as the staff of the Division of Enforcement and Investigations may reasonably request.

ISSUED BY THE BOARD.

Phoebe W. Brown

Secretary

May 21, 2019