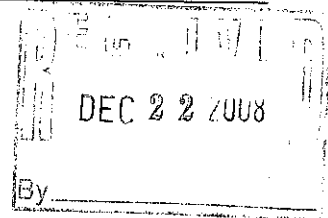


**BEFORE THE ACCOUNTANCY EXAMINING BOARD
OF THE STATE OF IOWA**

IN THE MATTER OF:)
Keith James Habel, CPA)
Honkamp Krueger & Company, P.C.)
2345 JFK Road)
P.O. Box 699)
Dubuque, IA 52004)

Respondent.)

Case No. 08-56



**COMBINED STATEMENT OF
CHARGES AND CONSENT ORDER
IN DISCIPLINARY CASE**

Department of Commerce
Professional Licensing Bureau
FILED 12/22/08 (Date)

Accountancy Examining Board

A. Statement of Charges



Signature, Executive Officer

1. The Iowa Accountancy Examining Board ("Board") has jurisdiction of this disciplinary matter pursuant to Iowa Code chapters 17A, 272C, and 542 (2007).

2. Respondent was issued Iowa CPA certificate number O11487 on the 10th day of May 2004. Respondent allowed his certificate to lapse as of June 30, 2004 and did not apply to reinstate his certificate until June 23, 2008; when he sent in an application to reinstate his certificate. Upon receiving the reinstatement application Mr. Habel noted on his statement of professional activities while his license was lapsed that he had worked full-time for Honkamp Krueger & Company, P.C. as a staff auditor for the years 2005-2007 auditing small privately owned companies for profit and not-for-profit in industries such as gambling, manufacturing, retail and HUD apartment complexes. His individual certificate is currently active as of August 14, 2008 when the board received his complete reinstatement application and will next expire on June 30, 2010.

3. The Board charges Respondent with practicing public accountancy on a lapsed certificate in violation of Iowa Code sections 272C.10(3), 542.10(c) and (j); and 193A Iowa Administrative Code 5.5(2).

4. The Board and Respondent have agreed to fully resolve these charges through the following Consent Order, rather than proceed to contested case hearing.

B. Settlement Agreement and Consent Order

5. Respondent has a right to a hearing on the charges, but waives his right to hearing and all attendant rights, including the right to seek judicial review, by freely and voluntarily entering into this Order. This Consent Order constitutes discipline against the Respondent, and is the final agency order in the contested case, pursuant to Iowa Code section 17A.10 and 193 Iowa Administrative Code 7.42.

6. Respondent agrees the State's counsel may present this Order to the Board and may have ex parte communications with the Board while presenting it.

7. This Order shall be part of the permanent record of Respondent and shall be considered by the Board in determining the nature and severity of any future disciplinary action to be imposed in the event of any future violations.

8. This Combined Statement of Charges and Consent Order is a public record available for inspection and copying in accordance with the requirements of Iowa Code chapter 22 (2007).

9. Failure to comply with the provisions of this Order shall be grounds for further disciplinary action pursuant to Iowa Code section 272C.3(2)(a) (2007). However, no action may be taken against Respondent for violations of these provisions without a hearing, or waiver of hearing.

10. This Order is subject to approval of the Board:

(a) If the Board fails to approve this Order, it shall be of no force or effect on either party, and it shall not be admissible for any purpose in further proceedings in this matter.

(b) If the Board approves this Order, it shall fully dispose of all issues in this case.

IT IS THEREFORE ORDERED:

- A. Respondent is reprimanded for practicing public accountancy on a lapsed certificate.
- B. Respondent shall pay a civil penalty of \$500.00 no later than 30 days from the date that this order is signed by both parties.
- C. Respondent shall notify the clients for whom he provided services while using the title "CPA" while he was not properly certified. Respondent shall include in his client notification list any client for whom he provided services while using the CPA title while his license was lapsed. Respondent shall send a copy of the proposed notification letter to the Board office for pre-approval prior to mailing. After the letters have been mailed, he may submit a listing with the names of clients to whom he sent the letter so that the Board can selectively confirm client notification. Alternatively, Respondent may sign and submit an affidavit to the Board attesting

that during the lapse period Respondent performed attest services under the supervision of CPAs who were certified in Iowa, and that neither he nor the firm called Respondent a CPA in a direct communication with a client.

AGREED AND ACCEPTED:

The Respondent

[Redacted Signature]

Keith J. Habel, CPA

12/18/08
Date

**The Iowa Accountancy
Examining Board**

[Redacted Signature]

By: Telford A. Lodden, CPA, Chair

1/6/2009
Date

KEITH HABEL AFFIDAVIT

Case No.: 08-56
Date: December 18, 2008

I Keith J. Habel, being duly sworn, deposes and says that during the period that my accountants license was lapsed performed attest services under the supervision of CPAs who were certified in Iowa, and that neither I nor the firm (Honkamp Krueger & Co., P.C.) called Keith J. Habel a CPA in a direct communication with a client.

[Redacted Signature]

(Keith J. Habel)

12/18/08
(Date)

I, CONNIE A BEAVER, a Notary Public of Dubuque County Iowa, hereby certify that Keith J. Habel personally known to me to be the affiant in the foregoing affidavit, personally appeared before me this day and having been by me duly sworn deposes and says that the facts set forth in the above affidavit are true and correct.

Witness my hand and official seal this the 18th day of December, 2008.

(SEAL)

CONNIE A. BEAVER
Notarial Seal - IOWA
Commission Number 188763
My Commission Expires: 7-13-10

[Redacted Signature]

Notary Public

My Commission expires:

7 / 13 / 10