Let's Hope



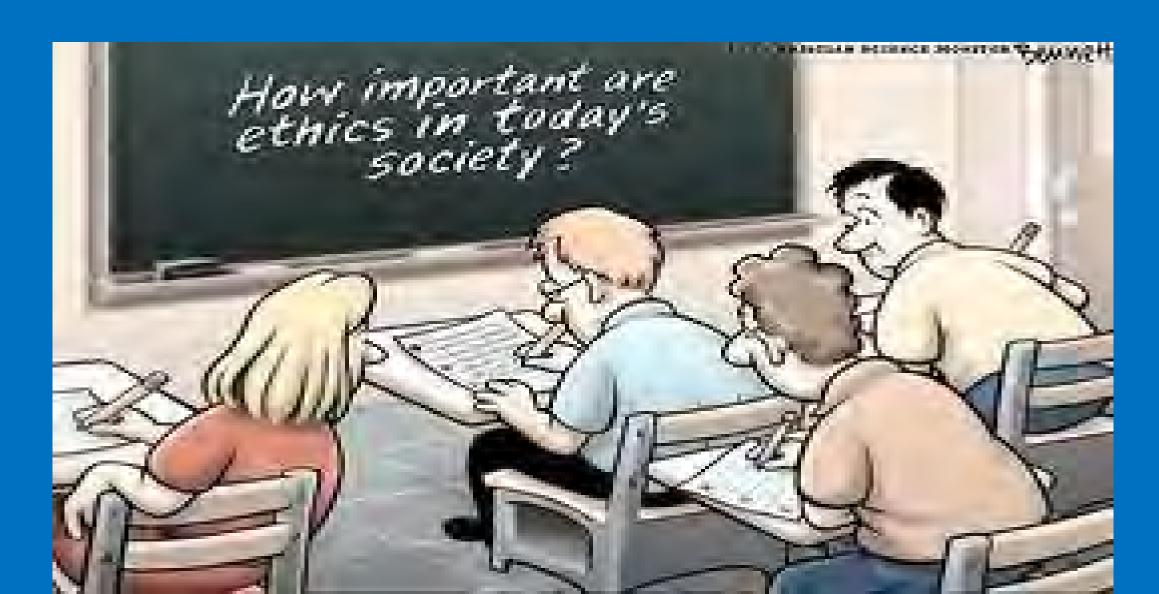
ETHICS TRAINING SESSION ACFE ALBANY AREA CHAPTER



ACFE New York Capital Chapter, NY February 18, 2022

Dr. Richard E. Hurley, Ph.D., JD, MS, BA, CPA, CFE
Professor School of Business @ University of Connecticut <u>richard.hurley@uconn.edu</u>

CFA TRAINING SESSION in ETHICS



KEY CONCEPTS for CFE's

BIAS COMPETENCE COMMUNICATION COMPETENCE CONFIDENTIALITY **COURAGE** HONESTY

INTEGRITY KNOWLEDGE **OBJECTIVITY OPINION PREJUDICE**

RELEVANT SKILLS

Driver Ed in 2050



WHY STUDY ETHICS

- 1) The study of ethics can help people sort out complex issues and determine what principles would be best.
- 2) Ethics can provide help to adjudicate between conflicting principles.
- 3) People may have inadequate beliefs "Caveat Emptor."
- 4} Are opinions worth holding on to Family vs. Job.
- 5} Learn to identify the basic ethical principles in order to grasp the underlying structure of ethical reasoning.

Why Have a Code

- Shows Employees you are Responsible
- > Show Customers you Value Integrity
- > Prevents 'innocent' Violations of Ethics
- Provides a Clear Point of Reference when enforcing Corrective Action

Why Do CFEs Need Ethics?

If you do not have a Code – then – you must be unethical & unprofessional.

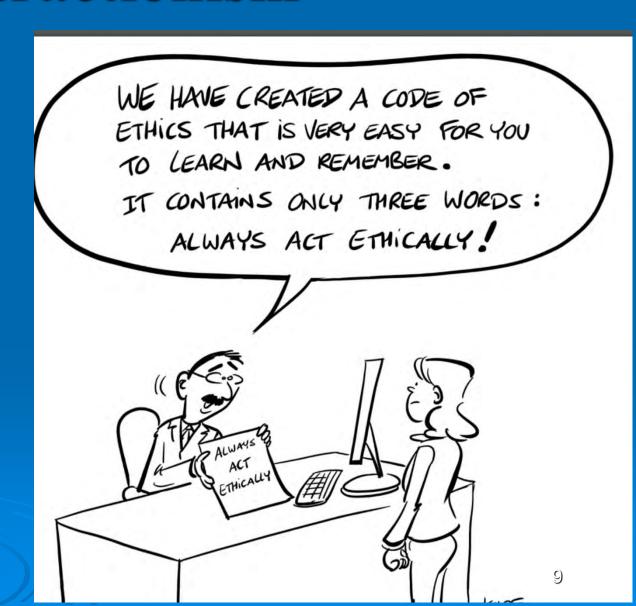
Integrity is critical & Character is important

Provides a standard in which to investigate

It's the right thing to do

Moral Abstractionism

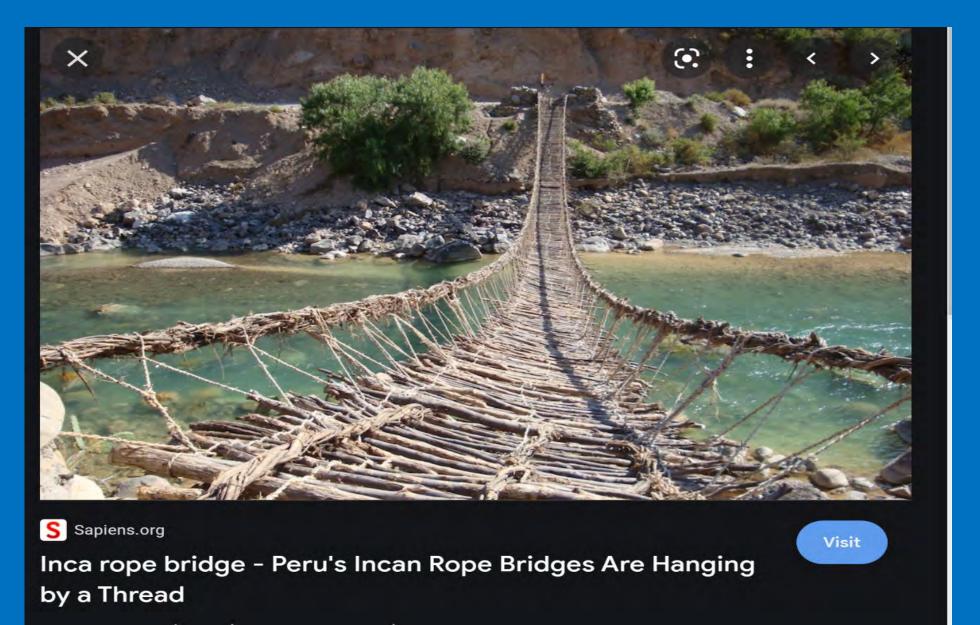
The view that ethics is about highly ideal prescriptions that cannot be actually realized or operationalized. A risk is that ethics cannot give practical guidance.



ACFE Ethics

- Do the right thing?
- > Rules to distinguish between right & wrong
- > ACFE Bylaws (11th Ed)
- > ACFE Code of Professional Ethics
- > ACFE Code of Professional Standards
- Guidance on Code of Professional Standards

COURAGE to make Decisions



Amherst Drops Legacy Applicants

THE POINTLESS END OF LEGACY ADMISSIONS

Whenever a major reform is announced from within the admissions world, it's a good idea to ask yourself what new powers the admissions department has given itself.

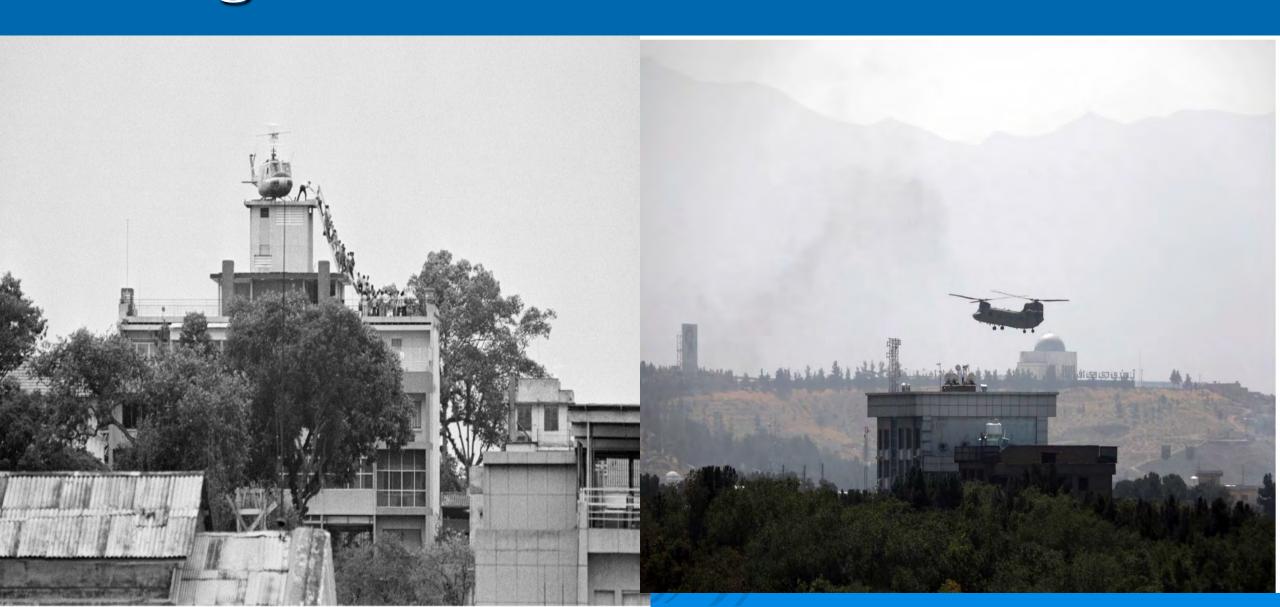
By Matt Feeney

November 23, 2021



Saigon 1975

KABUL 2021



Pilot sees a Person clinging to the Plane



LIMO - Trial or Plea



Sentenced to 5 Years Probation + 1,000 CS

The Limo Operator From A 2018 Crash That Killed 20 People Will Avoid Prison Time

September 2, 2021 · 6:06 PM ET

THE ASSOCIATED PRESS



6 Sandy Hook \$73 Million Settlement 21

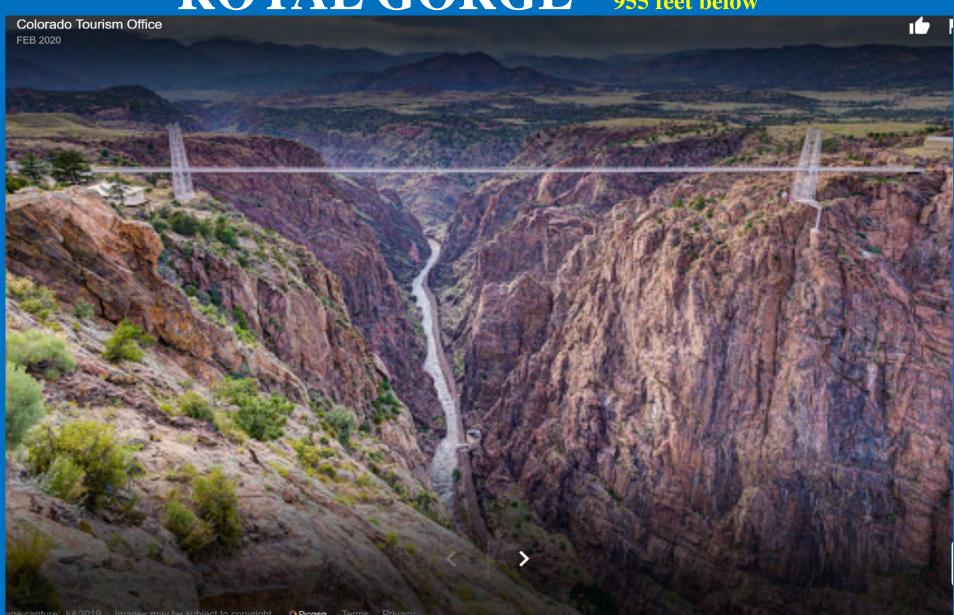
Sandy Hook families hope the Remington settlement prompts change in the gun industry

February 16, 2022 · 1:21 PM ET

NELL CLARK



Courage to become a Whistle Blower ROYAL GORGE 955 feet below



LIQUID vs. MONEY

U.S. SECURITIES AND EXCHANGE COMMISSION

Search SEC.gov

IONS & OFFICES

ENFORCEMENT

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EDUCATION

FILINGS

Press Release

SEC Surpasses \$1 Billion in Awards to Whistleblowers with Two Awards Totaling \$114 Million

FOR IMMEDIATE RELEASE 2021-177

Washington D.C., Sept. 15, 2021 — The Securities and Exchange Commission today announced awards of approximately \$110 million and \$4 million to two whistleblowers whose information and assistance led to successful SEC and related actions. With these awards, the SEC's whistleblower program has now paid more than \$1 billion in awards to 207 whistleblowers, including over \$500 million in fiscal year 2021 alone. The \$110 million award stands as the second-highest award in the program's history, following the over \$114 million whistleblower award the SEC issued in October 2020.

Just One Tip after 2 years Missing



Paislee Shultis, 4, was reported missing from Cayuga Heights in 2019. Saugerties Police

Do You Protect Your Son or Not?



Moral Accidentalism

The view that some events just simply do not have any cause. A risk is the denial of moral responsibility.



Alec Baldwin 2021

"I never pulled the trigger?

The Movie Rust -



Moral Arithmeticism

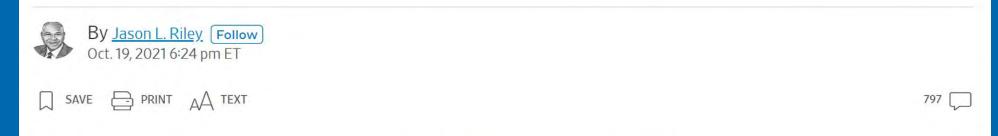
The view that what is morally good and bad can be calculated. A risk is that what cannot be calculated is ignored



Proposition 47 Passed in 2014

San Francisco Has Become a Shoplifter's Paradise

Walgreens has closed 22 stores in the city, where thefts under \$950 are effectively decriminalized.





Hidden Consequences

Local "San Francisco" lawmakers have said that Walgreens is too preoccupied with boosting profits, that theft isn't that bad, and that the chain should just suck up the losses. Walgreens has closed 22 stores in the Bay Area.



WEDNESDAY, FEBRUARY 9, 2022 / Mostly surmy, 49° / Weather: P. 36 ** LATE CITY FINAL nypost.com

hoplifter walks SEARS is up in 72 of 77 "Only the squirrels are safe," an NYPD cop says of shootings, robberies or shootings, robberles and other crimes up across the city. At an East Village Trader Joe's, a Post photographer witnessed this man brazenly walk out with **NYC** police precincts free meat, part of a rash of shoplifting cases.

Average Profit Margin in Market is 1%

- > Fact Pattern: 10 steaks @ \$10 per stake = \$100
- Question What is the total amount of sales that the merchant would have to generate in order to recoup the \$100 in Stolen Steaks – with a 1%.
- A} \$10
- B} \$100
- C} \$1,000
- D} \$10,000
- E) None of the above

1 TRILLION DOLLARS

The height of a stack of 1,000,000,000,000 (one trillion) one dollar bills measures 67,866 miles. This would reach more than one fourth the way from the earth to the moon.



\$6 Trillion will get you to the Moon & 1/2 Back





Code of Ethics

All ACFE Members must meet the rigorous criteria for admission to the Association of Certified Fraud Examiners. Thereafter, they must exemplify the highest moral and ethical standards and must agree to abide by the bylaws of the ACFE and the Code of Professional Ethics.



Code of Professional Ethics Section I

ACFE Member shall demonstrate a commitment to professionalism and diligence in the performance of his or her duties.



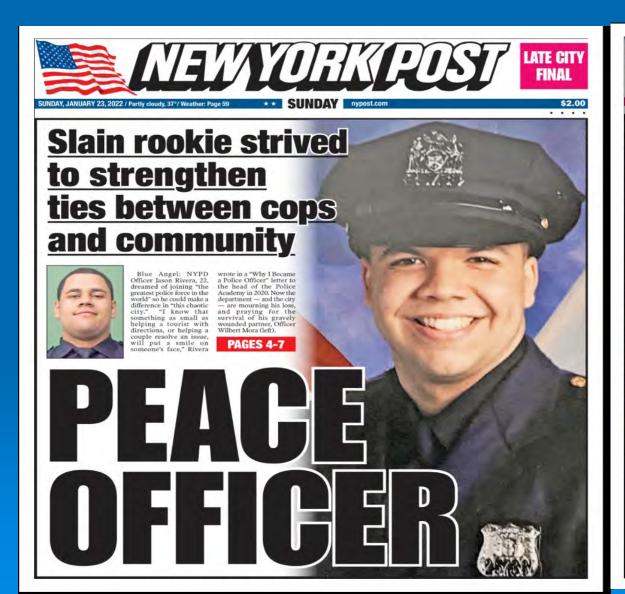


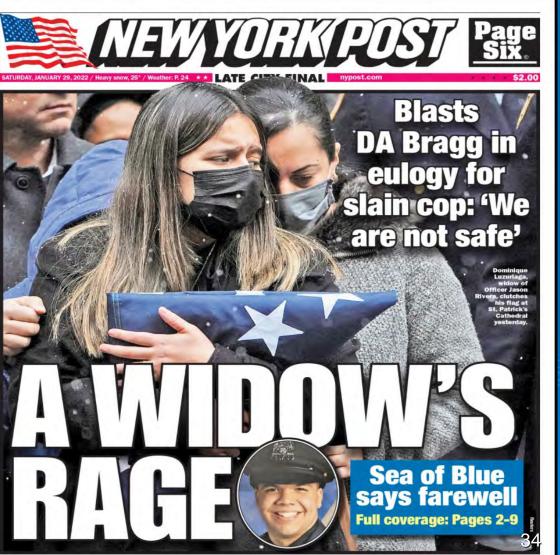




20 years after 9/11, a day of remembrance and an ode to the city's resilience

Gave the last full Measure of Devotion





Code of Professional Ethics Section II

ACFE Member shall not engage in any illegal or unethical conduct, or any activity which would constitute a conflict of interest that has not been properly disclosed to the appropriate parties.

JOHN RIGAS

9/30/2021 Adelphia Comm.



CONFLICT OF INTEREST

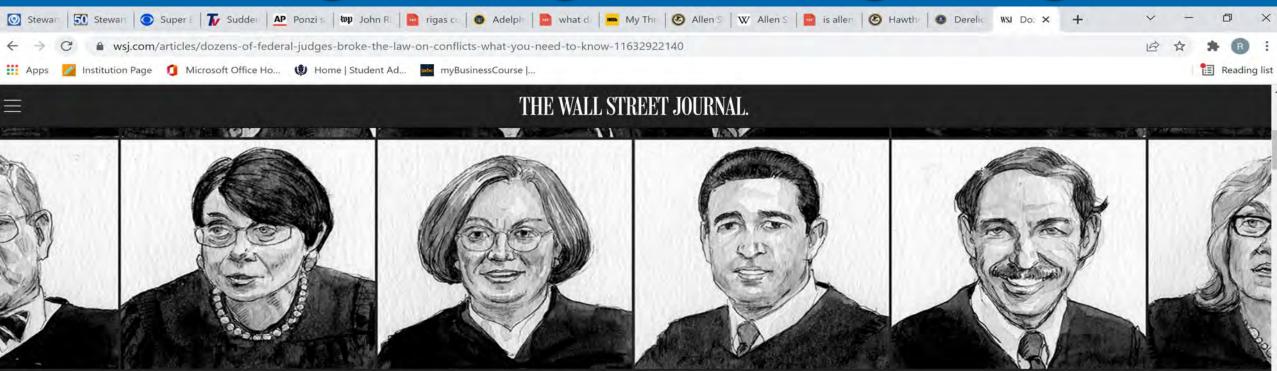
> John Rigas Cable TV Adelphia - CFO, CEO, Chairman of Board.

> Tim Rigas - CFO, CAO, Treasurer, Board Member, Chairman of the Audit Committee.

Michael Rigas - Exec. V-P Operations, Board Member, Chairmen of the Audit Committee.

James Rigas – Director, Exec. V-P Strategic Panning

Judges Doing the Wrong Thing



ILLUSTRATIONS: ART LIEN FOR THE WALL STREET JOURNAL

HIDDEN INTERESTS

Dozens of Federal Judges Had Financial Conflicts: What You Need to Know

A Wall Street Journal investigation finds more than 130 federal judges unlawfully ruled in cases involving companies in which they or their families held shares

By Michael Siconolfi, Coulter Jones Follow , Joe Palazzolo Follow and James V. Grimaldi Follow
Updated Jan. 25, 2022 12:48 pm ET

SAVE SHARE AA TEXT

RESPONSES



wsi.com/articles/judge-rodney-gilstrap-sets-an-unwanted-record-most-cases-with-financial-conflicts-11632920541

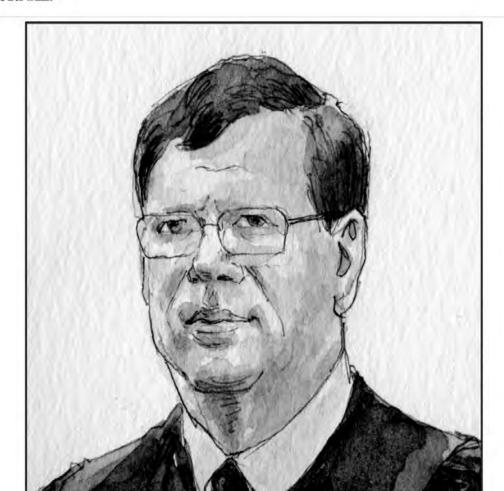


HIDDEN INTERESTS

Institution Page 1 Microsoft Office Ho... W Home | Student Ad... myBusinessCourse |...

Judge Rodney Gilstrap Sets an Unwanted Record: Most Cases With Financial Conflicts

The patent-law expert took on 138 cases involving companies in which he or his spouse had a financial interest, a Wall Street Journal investigation found



Code of Professional Ethics Section III

ACFE Member shall, ... exhibit the highest level of integrity in the performance of all professional assignments, and will accept only assignments for which there is a reasonable expectation that the assignment will be completed with professional competence.

Truthfulness is Perception

Fact Checker • Analysis

Trump's false or misleading claims total 30,573 over 4 years



Ad closed by Google

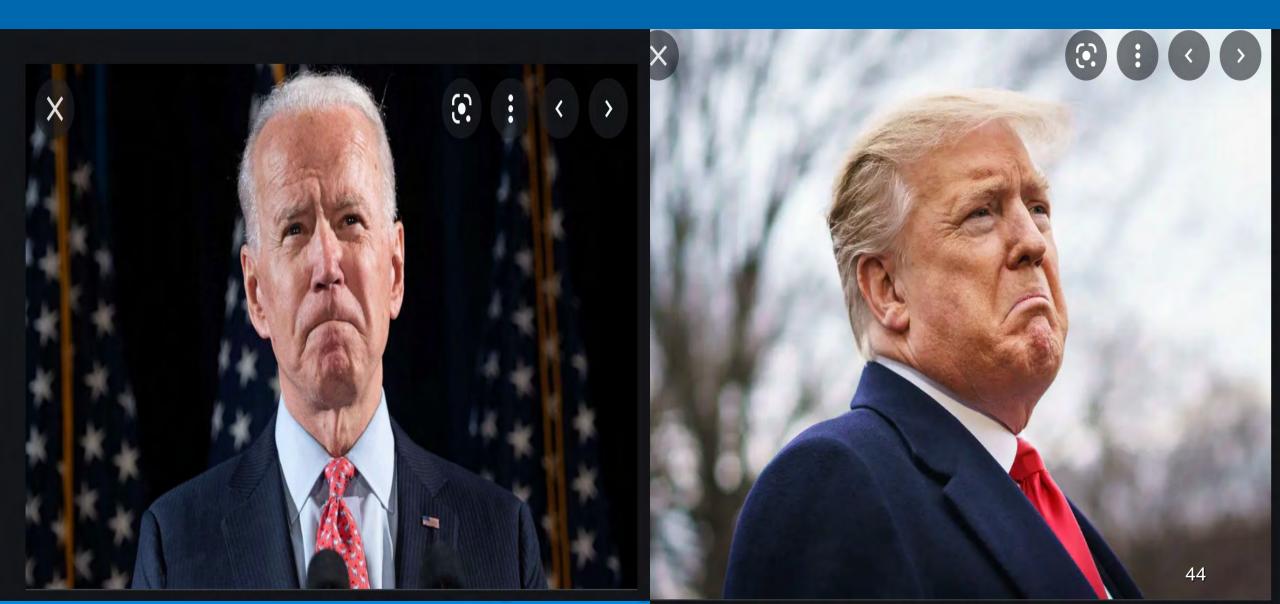
Code of Professional Ethics Section IV

ACFE Member will comply with the lawful order of the court, testify to matters truthfully & without bias and prejudice.

To Tell the Truth, the Whole Truth, Nothing But the Truth...



WITHOUT BIAS & PREJUDICE



Code of Professional Ethics Section V

ACFE Member will obtain evidence and other documentation to establish a reasonable basis for any opinion rendered. No opinion shall be expressed regarding the guilt or innocence of any person or party.



MONDAY, JANUARY 17, 2022 / Flurries, 46° / Weather: P. 18 ** LATE CITY FINAL nypost.com

NYers aren't buying

Adams' claim dread is just 'perception' after deadly subway push



One day after Simon Martial shoved Michelle Go to her death in front of a train, Mayor Adams pooh-poohed the "percep-tion of fear." Fumed one straphanger: "How can he say the subways are safe?!



IT'S REALITY, MR. MAYOR EDITORIAL: P. 26

Code of Professional Ethics Section VI

ACFE Member shall not reveal any confidential information obtained during a professional engagement without proper authorization

CONFIDETIALITY Gen. Milley



Code of Professional Ethics Section VII

ACFE Member shall reveal all matters discovered during the course of an examination, which if omitted, could cause a distortion of the facts.

FBI Justice Dept. Reviewing-Inaction

Christopher Wray

Director

Federal Bureau of Investigation





Statement Before the Senate Judiciary Committee

Washington, D.C.

September 15, 2021

Dereliction of Duty: Examining the Inspector General's Report on the FBI's Handling of the Larry Nassar Investigation

Opening Statement (Remarks as Delivered)

Good morning, Mr. Chairman, Ranking Member Grassley, and members of the committee.

What's In Your LAPTOP



Hunter Biden makes rare comment about seized laptop 01:57

Washington (CNN) — President Joe Biden's son Hunter dodged several questions in a new interview about a controversial laptop that is tied to him and was seized by the FBI in 2019.





Code of Professional Ethics Section VIII

ACFE Member shall continually strive to increase the competence & effectiveness of professional service performed.

* THE BLUE S RRITHERS 2021

STARRING & CHRIS CUOMO





2 days ago



Marlette cartoon: The Cuomo Bros. Andy Marlette, Amarlette@pnj.com



LOTS of Foreign \$ Coming to US

The 2021 Netflix series "Cocaine Cowboys: The Kings of Miami," which chronicles the illegal drug trade that took place in Miami during the 1970s and 1980s, featured the once-beautiful building of Surfside now subjected to disaster: the Champlain Towers building.



Laundering Money Permits – Bribes - Construction

CFE Code of 1/17/2018 Professional Standards

> Section I - These Standards express basic principles of ethical behavior to guide members in the fulfilling of their duties and obligations.

> Section II - Fraud Examination — assignment or engagement, a substantial purpose of which involves the PREVENTION, DETECTION, INVESTIGATION, or resolution of fraud or fraud-related conduct.

Integrity and Objectivity

Section III Part A

- 1. CFE's shall not sacrifice integrity to serve the client, employer or the public interest
- 2. CFE's shall investigate for actual, potential, and perceived conflicts of interests
- 3. CFE's shall maintain objectivity throughout the fraud examination
- 4. CFE's shall not commit acts discreditable to the ACFE
- 5. CFE's shall not make a false statement when testifying under oath

OBJECTIVITY *

> "...ability to conduct fraud examinations without being influenced by one's own personal feelings ...

> and is not influenced by bias, prejudice, or other information that cannot be substantiated or that has no foundation."

BIAS - PREJUDICE

> "Bias refers to partiality that prevents an individual from objectively considering an issue or situation..."

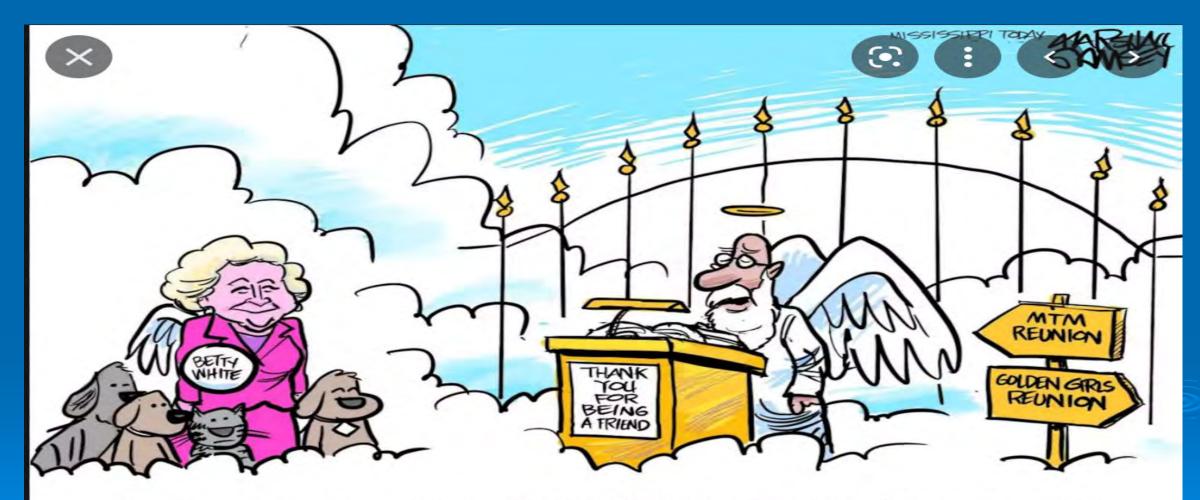
> "...whereas prejudice refers to a preconceived attitude, belief, or feeling that prevents objective consideration of an issues or situation."

Amoralism

The view that ethical norms do not have a separate objective reality or basis. A risk is that every ethical norm can be negotiated and destroyed (or undermined).



Once in a LIFETIME



"IT SAYS SO MUCH ABOUT YOUR LIFE and LEGACY IF PEOPLE THINK YOU DIED TOO SOON at 99."

"I Don't Understand How People Can Get So Anti-Something."



Storming of the Bastille July 14, 1789 USA STYLE



steven mintz / roselyn morris

ETHICAL OBLIGATIONS AND DECISION-MAKING IN ACCOUNTING

text and cason

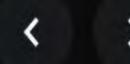












Integrity is what you do when no one is watching; its doing the right thing all the time, even when it may work to your disadvantage.

— Tony Dungy —

AZ QUOTES

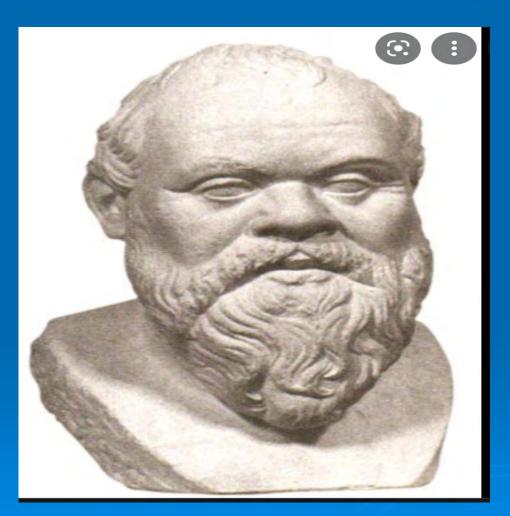
Strong Ethical Standards

Strong Ethical Standards and Ethical Behavior are critical to maintaining the public's trust and confidence and protecting the overall public interest.

REMEMBER ENRON

The Credibility of Reliable Financial Reporting Information is Dependent on the Accounting Profession Being Ethical.

SOCRATES need some Good Moral Character



"Morality based on emotional values is illusion."

MORAL COMPASS

EACH OF US IS GUIDED BY OUR OWN "MORAL COMPASS."

NOT EVERY PERSON'S "MORAL COMPASS" POINTS IN THE SAME DIRECTION.

RECENT headlines are clear evidence of this be it HOLLYWOOD celebrities, professional athletes, or political figures. *MOMS as Domestic TERRORISTS*

What's in Your Moral Compass? Who Needs a Moral Compass?



















MARIO BROTHERS







CNN fires Chris Cuomo for role in fighting brother's sexual harassment scandal



Star suspended indefinitely for lies about aiding shamed bro Cuomo

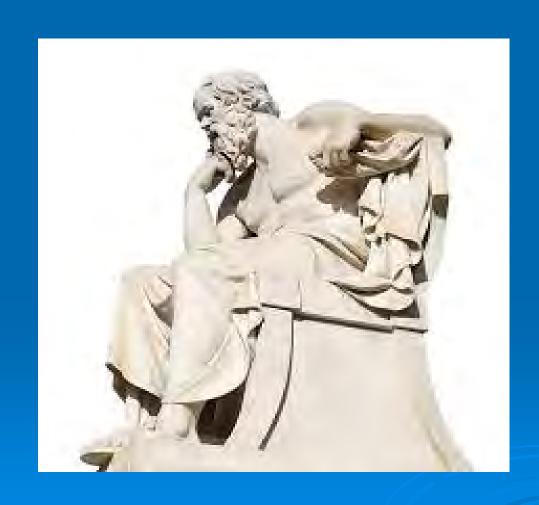




NAME CHANGE IS NEEDED

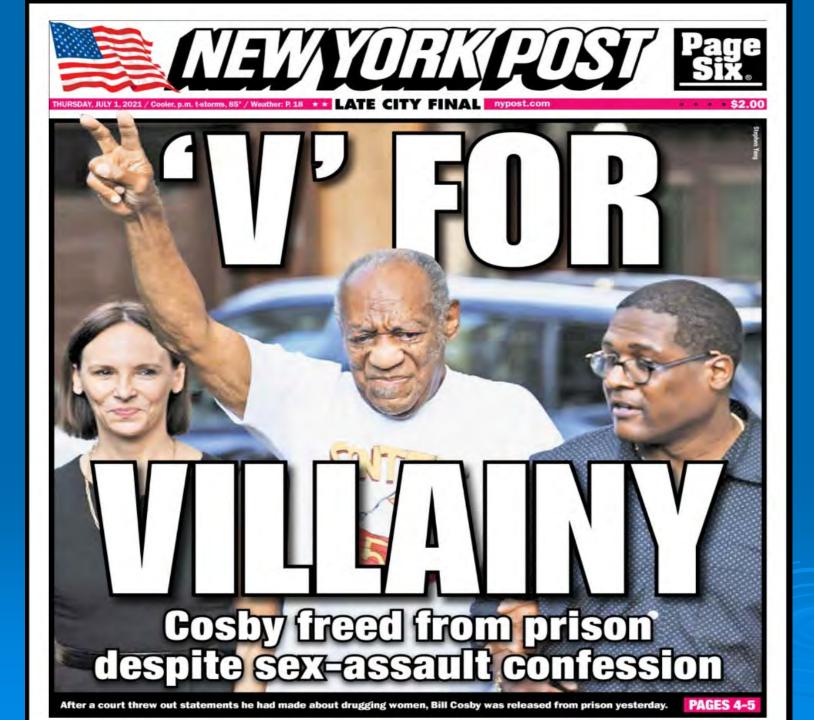


ARISTOTLE



"We are what we repeatedly do."

< Check the Pose



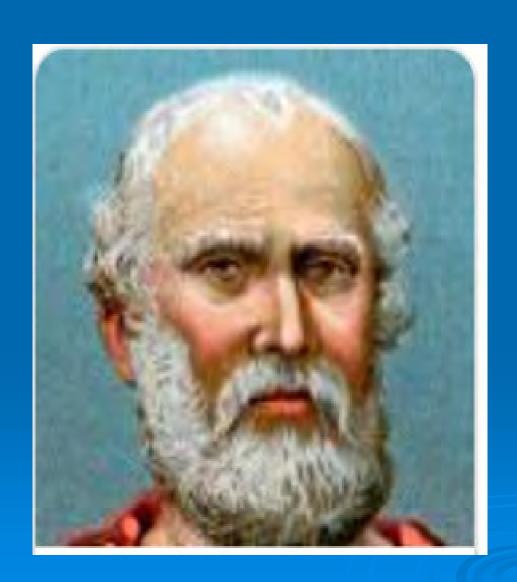




PORCH PIRATES

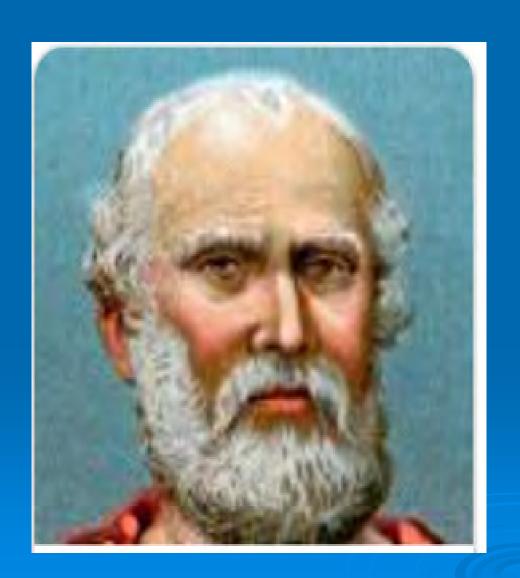


PLATO



>"Wise men speak because they have something to say; fools because they have to say something."

PLATO



>"Opinion is the medium

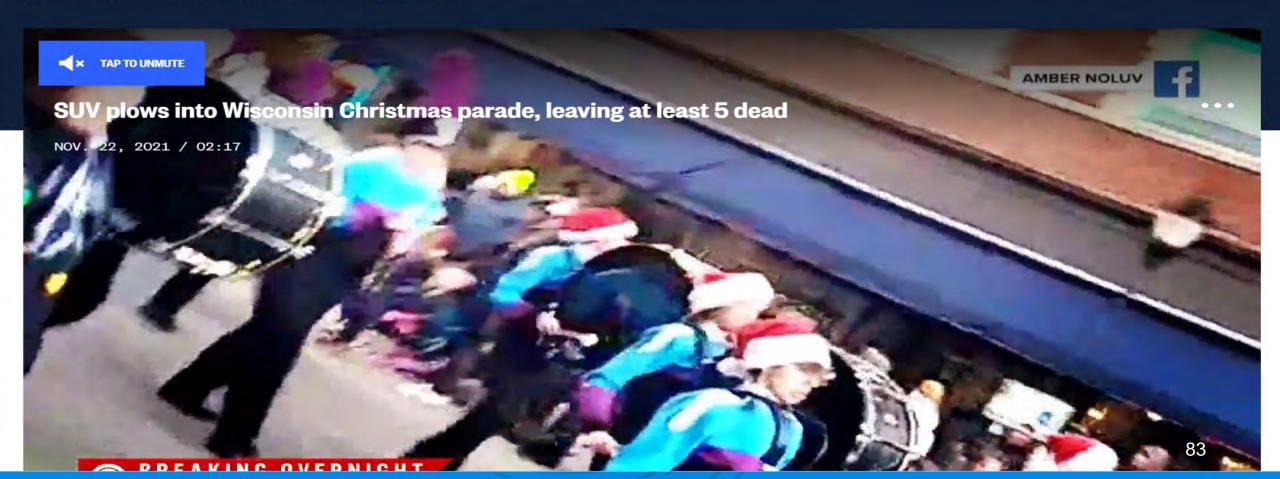
between

knowledge and ignorance."

DA and Judge Agree to a \$1,000 Bond

Christmas parade

Police say Darrell Brooks, 39, was fleeing a domestic incident when the SUV he was driving plowed into the Waukesha parade.



CFE TRAINING SESSION in ETHICS



ALL ABOARD THE ETHICS TRAIN

- > Ethical conduct, both in and out of the office.
- Customer privacy and data protection.
- > Company code of ethics.
- > Common ethical dilemmas.
- > Company culture.
- > Customer relations.
- > Regulatory and compliance training



Mintz and Morris 2019

"Ethics deals with wellbased standards of how people ought to act. Ethics does not describe the way people do act. Ethics relates to the way people should act, and it is prescriptive {by the book}, not descriptive {by the narrative."}

This International Student Edition is for use outside of the U.S.

ETHICAL OBLIGATIONS AND DECISION-MAKING IN ACCOUNTING

steven mintz / roselyn morris



Bernie MADEOFF Died April 14, 2021

"Mastermind" of the biggest Ponzi Scheme on record. Fleeced his own kind.

His 150 year sentenced was cut short.



Bernie EBBERS Died February 2020

"Mastermind" of the biggest accounting scheme – baking the books in billions of dollars {AKA Dough"} never finished his 25 year sentence.

Bernard Ebbers, Telecom CEO Sent To Prison In Accounting Scandal, Dies

February 3, 2020 · 1:39 PM ET





Jennifer Holmes

BLOOD TEST
EQUIPMENT was
a complete fake –
Key Investors
Lost Millions –

Trial is ongoing

Nov 30, 2021 at 7:24 pm ET

Prosecution Says Holmes Violated Contracts With Pharmaceutical Companies When She Added Their Logos

By Heather Somerville



Elizabeth Holmes, in dark outfit, arrived Tuesday at federal court in San Jose, Ca., for a day of cross-

What Were You Thinking?

As the jury deliberates Elizabeth Holmes' fate, experts say 'fraud is complicated'

December 29, 2021 · 5:01 AM ET





BLOOD MONEY DONORS in Millions

- > Walton Family
- \$125 M > Murdoch
- > DeVos Family
- > Cox Family
- > PFM Health Services
- > Carlos Slim
- > Andreas Dracopoulos
- > Robert Kraft

- \$150 M
- \$100 M
- \$100 M
- \$ 96 M
- \$ 30 M
- \$ 25 M

- There is No
- Monopoly on

Stupidity

JUDGEMENT DAY

Elizabeth Holmes found guilty of defrauding investors

The jury found she didn't conspire to defraud patients, though

By Nicole Wetsman and Elizabeth Lopatto (Jan 3, 2022, 7:23pm EST









QUESTIONS to ASK

Duska & Duska Accounting Ethics Blackwell

Is the Action Good For Me?
Is the Action Good or Harmful for Society?
Is the Action Fair or Just?
Does the Action Violate Anyone's Rights?
Have I Made a Commitment, Implied or Explicit?

Utilitarian View

Basic Utilitarian View is:

Correct decision is the one that produces the greatest benefit for the most people.

Courses of Action you take will be after careful consideration of alternative actions

Predict the Consequences

Shots-Fired-Charges-Dismissed-Lawsuit

Doctor accused of stealing vaccine plans to sue Harris County, CBS News has learned

CBS Morning's lead national correspondent David Begnaud broke the news on KHOU 11 Friday morning.



MORAL {1} ISSUES

1. Lying – misled – distort the truth White lies ok? **Tact over Honesty?** Protect someone? **False Praise**

MORAL (2) ISSUES

2. Stealing Cash - no Office Supplies ok? Picking Flowers in a National? **Hunting Out of Season?** Finding a Wallet Forgot to Pay for Gas

Sometimes Stealing is in One's DNA



MORAL (3) ISSUES

3. FRAUD & DECEIT

Package at your Door – UPS error

Train ticket – conductor fails to punch ok

Dress for success – but you are not

First Date rent a JAG

At a concert – no door person – walk in?

MORAL {4} ISSUES

4. Taking unfair advantage of others **Inside Information** Granting shots to relatives first **Charging Higher Prices when supply low** Pay C-suite people more - layoff others You can dance Monday but not Saturday

MORAL (5) ISSUES

Making personal bad judgments Low bar or high bar Grow some green stuff - medicinal use Workers Comp or Workers Romp Cultural Relativism "Cost of doing Business"

MORAL (6) ISSUES

6. Taking bribes, payoffs or kickbacks **Quid Pro Quo – Present for Connections** Provide information about audits Afraid of job loss if you say no No place to ask for help Toughest word in the English "NO"

MORAL (7) ISSUES

7. Permitting Organizational abuse **Unequal Pay Unfair performance Evaluations Overtime demands Demand Loyalty** Sexual Harassment - See "Mario Bros"

MORAL (8) ISSUES

Hiding vs. divulging information Tell your spouse you lost \$\$ at Saratoga Flaws in the product - see Boeing Trade secrets, client's list, tax returns Disloyal - whistleblowing - leaking info Act with integrity

MORAL (10) ISSUES

Balancing ethical dilemmas Equally desirable choices Undesirable options Which one is more right or less wrong What is fair depends on your lens Not everyone has the same compass

MORAL {10} ISSUES

10. Condoning unethical acts **Obligation to report** Is it acceptable to say nothing? Should you investigate? FBI Is it ethical to ignore the situation Is it acceptable to blame the victim?

Frameworks for Ethical Decision Making

The Power of Ethical Manage, Blanchard & Peale Most people know right from wrong but often those same people charge ahead without thinking and then try to rationalize after their decision after the fact.

1. Is it legal?
Will I be violating civil law?
Will I be violating company policy

Ethics Check

2. Is it Fair and Balance?
Is it Fair to all parties – Long & Short Term?
Does it promote a win-win environment

Ethics Check

3. How will it make me feel about myself?

Will it make me feel proud?
Would I feel good if my family knew about it?
Would I feel good if my decision
was published in the local newspaper?



From the authors of The Responsible Manager: Practical Strategies for Ethical Decision Making, Michael Rion

1. Why is this bothering me?

Is this really an ethical dilemma?

Are there competing interests involved?

What principles & rules are applicable?

Clarify issue in terms of fairness & integrity

2. Who else matters?

Who are the Stakeholders
What impact will my decision have on them?
Remember the Golden "Rule"

3. Is this really my problem?

Question of responsibility & obligation

Extent of responsibility – me – boss – others?

Moral obligation or just a good deed

Above and beyond the call of duty situation?

4. What do others think?

Get opinions from others
Other important information
Elicits facts, principle, & perspectives
Seek out well informed professionals

5. Am I being true to myself? Check on decisions ethical validity Decision ethically justified? Am I happy with my decision? **Consistent with Code of Professional Conduct** How would I feel if decision reported in newspaper

Ethics Check Six Step Process

- STEP 1 Recognize and define the problem
- STEP 2 Determine the facts
- STEP 3 Identify alternatives
- STEP 4 Apply ethical principles
- STEP 5 Make a final decision
- STEP 6 Communicate the decision

HAPPY TIMES



THAT"S ALL FOLKS

