

Case No.	Respondent	Summary of Findings	Summary of Board Action
<b>JANUARY 26, 2010.</b>			
M09-017	Richard K. Frost P.E. (Structural) #27341	On or about April 2008, Respondent failed to apply the technical knowledge and skill that would be applied by other qualified registrants who practice the same profession in the same area and at the same time. Respondent sealed structural calculations for a detached carport that were deficient in that Respondent failed to adequately review the plans before sealing them; the structural calculations addressed the vertical and lateral loads but did not provide sufficient details to address actual intended construction; there was no lateral support provided for the structure. After the carport had been constructed, the lack of bracing was observed. Additional bracing was needed to stabilize the structure.	<b>Letter of Reprimand</b> <b>Restitution</b> – Respondent shall pay client \$450.00 <b>Cost of Investigation</b> – Pay cost of investigation in the amount of \$115.00.
M09-026	William R. Kirk Land Surveyor #37931	On or about November 2007, Respondent failed to conduct a survey in accordance with the Arizona Boundary Survey Minimum Standards. Respondent located three of the corners of a lot and set the northwest corner. The survey was deficient in that there was a one foot chaining error causing the corner to be located incorrectly and encroach on the roadway by one foot; Respondent did not prepare a Results of Survey and record it in the Apache County Recorder's Office within the required time.	<b>Letter of Reprimand</b> <b>Amend Survey</b> – Respondent shall amend his Results of Survey and record it with the Apache County Recorder's Office. <b>Cost of Investigation</b> – Pay cost of investigation in the amount of \$105.00.

Case No.	Respondent	Summary of Findings	Summary of Board Action
<b>MAY 25, 2010</b>			
M08-008 and M08-123	Manuel T. Montano Land Surveyor #16580	<p>Respondent failed to conduct surveys in accordance with the Arizona Boundary Survey Minimum Standards.</p> <p style="text-align: center;">M08-008</p> <p>On about November 2005, Respondent prepared legal descriptions and did not clearly identify a basis of bearings; did not provide sufficient information to allow verification of the data by mathematical analysis; did not provide a reference to a curve within the legal descriptions being a non-tangent curve and did not identify the curves associated radial bearing; and did not reference specifics calls to recorded lot boundaries and/or road rights-of-way.</p> <p style="text-align: center;">M08-123</p> <p>On or about March 2008, Respondent prepared and sealed a lot split that is deficient and contains errors in that the lot split has the line common to parcels 1-B and 1-C cutting directly through a corner of the swimming pool; Respondent did not search for physical evidence that would afford the location of placement of boundary lines and property corners; and did not set property corners for the lot split and only noted on the lot split "to be set (later by owner)."</p>	<p><b>Letter of Reprimand</b>  <b>Restitution</b> – Respondent shall pay client \$1,000.00.  <b>Cost of Investigation</b> – Pay cost of investigation in the amount of \$265.00.</p>
M09-087	Edgar B. Reynolds Land Surveyor #31031	<p>On or about November 2008, Respondent failed to conduct a survey in accordance with the Arizona Boundary Survey Minimum Standards. Respondent prepared an ALTA survey and did not accept found monuments or set new monuments at a number of corners of the property being surveyed.</p>	<p><b>Letter of Reprimand</b>  <b>Amend Survey</b> – Respondent shall amend the survey and record the amended survey with the Pima County Recorder's Office.  <b>Cost of Investigation</b> – Pay cost of investigation in the amount of \$250.00.</p>
M10-020	Marc E. Schiff Architect #33585	<p>On or about July 8, 2009, Respondent plead guilty to two felonies in the District Court of the United States for the District of New Mexico. Respondent's violation of federal criminal statutes were reasonably related to Respondent's practice of architecture.</p>	<p><b>Voluntary Surrender</b> – Respondent shall voluntarily surrender his registration as an architect to the Board. Respondent shall not practice, offer to practice, or by any implication hold himself out as qualified to practice architecture until such time as he is registered by the Board.</p>

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<b>JUNE 22, 2010</b>			
M07-111 and M08-110	Geoffrey K. Brimhall Land Surveyor #33308	<p>Respondent failed to conduct surveys in accordance with the Arizona Boundary Survey Minimum Standards.</p> <p style="text-align: center;">M07-111</p> <p>On or about February 5, 2006, Respondent performed a survey of Lot 12 Samalayuca Estates, Tucson, Arizona. Respondent set property stakes but did not affix his RLS tag on the stakes and did not prepare a record of survey and record the survey.</p> <p style="text-align: center;">M08-110</p> <p>On or about June 2005, Respondent performed a survey / parcel split of the property located at Old Spanish Trail, Pima County, Arizona. Respondent set pins on the corners of the parcels and did not prepare a survey map and did not record the survey. Respondent did not show a basis of bearings, a surveyor's statement/certification; did not list all pertinent reference documents used as a basis of the survey; and the legal descriptions did not contain a clearly written basis of bearings.</p>	<p><b><i>Letter of Reprimand</i></b> <b><i>Amend Survey</i></b> – Respondent shall amend the Lot 12 Samalayuca Estates, Tucson, Arizona survey and record the amended survey with the Pima County Recorder's Office.</p> <p>Respondent shall prepare a survey map for the property located Old Spanish Trail, Pima County, Arizona and record the survey with the Pima County Recorder's Office.</p> <p><b><i>Cost of Investigation</i></b> – Pay cost of investigation in the amount of \$520.00.</p>

Case No.	Respondent	Summary of Findings	Summary of Board Action
<b>JULY 27, 2010</b>			
M08-088	Andrew M. Lasich P.E. (Structural) #46646	<p>Respondent failed to apply the technical knowledge and skill that would be applied by other qualified registrants who practice the same profession in the same area and at the same time.</p> <p>On or about February 2008, Respondent prepared structural details that are deficient in that Respondent did not provide an adequate structural detail for a cantilevered "moment" type connection to support a wood framed balcony for the one story building; did not provide sufficient information to the architect to reconstruct a double-cantilevered roof framing condition at the corner of an existing building that had previously failed</p> <p>On or about November 2007 through January 2008, Respondent prepared structural drawings and sealed structural calculations that are deficient in that Respondent did not include a roof diaphragm analysis in his calculations with the first submittal; provided a lateral analysis with the second submittal and provided calculations that were unclear; and made major revisions to his structural drawings and calculations and did not identify the revisions with clouds or similar notations or communicate the revisions made to his architect client.</p> <p>The lack of communication between all the parties involved with the project contributed to most of the problems with the project.</p>	<p><b>Administrative Penalty</b> -- Pay an administrative penalty of \$500.00.</p> <p><b>Professional Education</b> -- Take and successfully complete a professional course in the area of wood framed elements/connections and lateral analysis.</p> <p><b>Cost of Investigation</b> -- Pay cost of investigation in the amount of \$345.00.</p>
M08-105	John M. Ware Land Surveyor #37937	<p>Respondent failed to conduct surveys in accordance with the Arizona Boundary Survey Minimum Standards.</p> <p>On or about September 2006, April 2007 and May 2007, Respondent prepared Results of Surveys for the Elwood Survey that are deficient in that Respondent did not perform the necessary records research for the survey; rejected the pipe (C-E 1/16) and set a monument west of the pipe and did not explain why he rejected the pipe; did not perform the necessary field ties on the survey; and did not include a complete list of pertinent references that were used as a basis for the survey.</p> <p>On or about August 28, 2006, Respondent performed a Result of Survey that was deficient in that the monuments shown as set on the survey map and recorded in August 2006 were not set until January 2008.</p>	<p><b>Letter of Reprimand</b></p> <p><b>Amend Survey</b> -- Respondent shall amend the Elwood Survey and record the amended survey with the Maricopa County Recorder's Office.</p> <p><b>Cost of Investigation</b> -- Pay cost of investigation in the amount of \$490.00.</p>

Case No.	Respondent	Summary of Findings	Summary of Board Action
<b>JULY 27, 2010</b>			
M09-035	Jefferson M. Anderson Land Surveyor #21751	On or about July 2007, Respondent failed to conduct a survey in accordance with the Arizona Boundary Survey Minimum Standards. Respondent's survey is deficient in that Respondent did not show measured parcel boundary information between found monuments; held and accepted the monuments found in the field, but did not represent that fact on the survey map; showed only record bearings and distances along the property lines with bearing and distance ties to monuments; did not provide a surveyor's statement/certification as required and did not explain point numbers shown on the map at several locations on his legend.	<i>Amend Survey</i> – Respondent shall amend the survey and record the amended survey with the Pima County Recorder's Office. <i>Cost of Investigation</i> – Pay cost of investigation in the amount of \$255.00.
M10-019	Albert Branch Hammon Land Surveyor #41142	On or about July 8, 2003, Respondent filed an application with the Board for a Land Surveyor Registration and failed to disclose two felony convictions.	<i>Voluntary Surrender</i> – Respondent voluntarily surrendered his registration as a land surveyor. Respondent shall not practice, offer to practice, or by any implication hold himself out as qualified to practice land surveying until such time as he is registered by the Board.

Case No.	Respondent	Summary of Findings	Summary of Board Action
<b>AUGUST 24, 2010</b>			
M08-024	Delbert Andrew Rapier P.E. (Civil) #35917	<p>On or about September 28, 2007, Respondent sealed a letter to his client regarding repairs to the concrete slab and may have failed to apply the technical knowledge and skill that would be applied by other qualified registrants who practice the same profession in the same area and at the same time. Respondent incorrectly stated in the conclusion in his letter, "The repairs have been made according to specified methods and to the accepted industry standards."</p> <p>Respondent did not adequately supervise his bona fide employee in the observation and documentation of the concrete slab repair work; did not ensure that his bona fide employee was aware of the specified method for the repair work (v-notching and epoxy injection) and/or adequately prepared to perform oversight and documentation of this work.</p>	<p><b><i>Letter of Reprimand</i></b>  <b><i>Cost of Investigation</i></b> – Pay cost of investigation in the amount of \$470.00.</p>
M10-039	Faithful+Gould, Inc.	<p>On or about August 2009 through September 2009, Respondent Firm provided engineering services in the State of Arizona without firm registration.</p>	<p><b><i>Administrative Penalty</i></b> – Pay an administrative penalty of \$2,000.00.  <b><i>Cost of Investigation</i></b> – Pay cost of investigation in the amount of \$55.00.</p>

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<b>OCTOBER 26, 2010</b>			
M08-023	Sunilkumar C. Shah P.E. (Civil) #41720	On or about January 2006, Respondent sealed a letter regarding repairs to a concrete slab that stated they had confirmed the repairs were completed to specifications. Respondent did not visit the site during the repair process or after the repairs were completed to provide independent observation and documentation of the repair process.	<i>Letter of Reprimand</i> <i>Cost of Investigation</i> – Pay cost of investigation in the amount of \$465.00.
M09-059	Philip Baptiste Architect #35462	On or about June 2007, Respondent provided professional services without registering the firm. Respondent signed, stamped, and sealed plans that were not prepared by him or his bona fide employee.	<i>Administrative Penalty</i> – Pay an administrative penalty of \$2,000.00. <i>Cost of Investigation</i> – Pay cost of investigation in the amount of \$85.00.
M09-138	Jonathan L. Johns P.E. (Civil) #28165	On or about May 2003 - March 2004, Respondent prepared four (4) lot splits and two (2) revised lot splits, and failed to conduct the lot splits in accordance with the Arizona Boundary Survey Minimum Standards. Respondent did not perform a field survey and did not set any monumentation in the field for any of the lots created; Respondent's legend has discrepancies; the symbols in the legend do not appear on the maps; symbols on the maps do not appear on the legend; Respondent did not show a surveyor's statement or certification on the lot splits; the basis of bearing is unclear as to how it can be applied in the field; and Respondent did not explain why he did not accept the monument found at the west one quarter corner of Section 6.	<i>Letter of Reprimand</i> <i>Assurance Of Discontinuance</i> – Respondent shall not engage in the practice of land surveying that includes location of land boundaries within the State of Arizona until Respondent is granted registration as a land surveyor by the Board as required by A.R.S. § 32-121. <i>Cost of Investigation</i> – Pay cost of investigation in the amount of \$335.00.
M10-009	Marcellus Lisotta P.E. (Civil) #28620	On or about August 2007, Respondent prepared site plans and water and sewer plans. Respondent did not verify the as built location of the offsite sewer line prior to completing the plans for the project and incorrectly engineered the sewer tie-in to the existing sewer.	<i>Letter of Reprimand</i> <i>Cost of Investigation</i> – Pay cost of investigation in the amount of \$480.00.
M10-046	Donald C. Allen Land Surveyor #39258	Respondent failed to comply with his April 28, 2009 Consent Agreement and Order and his October 18, 2009 Amended Consent Agreement and Order.	<i>Revocation</i> of Respondent's Land Surveyor Registration No. 39258.

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<b>SEPTEMBER 28, 2010</b>			
M10-017	Resource Concepts, Inc.	On or about October 2006, October 2007 and July 2008 through August 2009, Respondent Firm provided engineering services in the State of Arizona without registration.	<p><i>Administrative Penalty</i> – Pay an administrative penalty of \$2,000.00.</p> <p><i>Cost of Investigation</i> – Pay cost of investigation in the amount of \$70.00.</p>