

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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FILE COPY

STATE OF WISCONSIN
BEFORE THE EXAMINING BOARD OF ARCHITECTS,
PROFESSIONAL ENGINEERS, DESIGNERS AND LAND SURVEYORS
PROFESSIONAL ENGINEERS SECTION

IN THE MATTER OF THE DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	FINAL DECISION
	:	AND ORDER
THOMAS B. BULLOCK, P.E.,	:	CASE NO. 90 ENG 003
RESPONDENT.	:	

The parties to this action for the purposes of Wis. Stats. sec. 227.53 are:

Thomas B. Bullock, P.E.
N6959 Hwy. K
Fond du Lac, WI 54935

Examining Board of Architects, Professional Engineers,
Designers and Land Surveyors; Professional Engineers Section
P.O. Box 8935
Madison, Wisconsin 53708-8935

Department of Regulation and Licensing
Division of Enforcement
P.O. Box 8935
Madison, Wisconsin 53708-8935

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Board. The Board has reviewed this Stipulation and considers it acceptable. (

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Thomas B. Bullock, Respondent herein, N6959 Hwy. K, Fond du Lac, Wisconsin 54935, is duly licensed as a professional engineer in the State of Wisconsin, license no. 9762, granted October 14, 1966.
2. The Department of Regulation and Licensing has received notice of misrepresentation of licensure by the Respondent.
3. The Respondent admits that he had allowed his certificate of registration to lapse and misrepresented to his employer in its application for the renewal of a certificate of authorization to practice professional engineering to the Department of Regulation and Licensing, Division of Enforcement, that he was a currently licensed professional engineer.

CONCLUSIONS OF LAW

1. The Professional Engineers Section has jurisdiction in this matter pursuant to Wis. Stats., sec. 443.11.

2. Respondent's conduct as set forth in paragraph 3 of the Findings of Fact above constitutes violations of the Wisconsin Administrative Code provisions relating to the practice of professional engineering and is therefore unprofessional conduct contrary to Wis. Stats., sec. 443.02(1) thru (3), and Wis. Adm. Code, sec. A-E 8.03(3)(c), and Respondent is therefore subject to disciplinary action by the Professional Engineers Section, pursuant to sec. 443.11, Wis. Stats.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that the attached stipulation of the parties is accepted.

IT IS FURTHER ORDERED that within six (6) months of this Order the Respondent shall successfully complete four (4) hours of Ethics and Professional Conduct related education.

IT IS FURTHER ORDERED that in the event Respondent fails to comply with the required four (4) hours of education as set forth above within six (6) months of the date of this Order and fails to verify the same to the Department of Regulation and Licensing within seven (7) months of the date of this Order, then his individual license shall be indefinitely suspended until he has complied with the terms of this Order.

IT IS FURTHER ORDERED that the Examining Board of Architects, Professional Engineers, Designers and Land Surveyors shall close investigative file number 90 ENG 003.

Dated this 25 day of October, 1991.

EXAMINING BOARD OF ARCHITECTS, PROFESSIONAL
ENGINEERS, DESIGNERS AND LAND SURVEYORS;
PROFESSIONAL ENGINEERS SECTION

By: [Signature]

A Member of the Board

Date

October 25, 1991

RH:pp
ATY-1767

for Mark E. Thuczyk
Chair

STATE OF WISCONSIN
BEFORE THE EXAMINING BOARD OF ARCHITECTS,
PROFESSIONAL ENGINEERS, DESIGNERS AND LAND SURVEYORS
PROFESSIONAL ENGINEERS SECTION

IN THE MATTER OF THE DISCIPLINARY
PROCEEDINGS AGAINST

THOMAS B. BULLOCK, P.E.,
RESPONDENT.

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STIPULATION
CASE NO. 90 ENG 003

It is hereby stipulated and agreed, by and between Thomas B. Bullock, P.E., Respondent; and Roger R. Hall, Attorney for Complainant, Wisconsin Department of Regulation and Licensing, Division of Enforcement, as follows:

1. The Professional Engineers Section has jurisdiction over this matter pursuant to Wis. Stats. sec. 443.11.
2. This Stipulation is entered into as a result of a pending investigation of Thomas B. Bullock's practice as a professional engineer by the Division of Enforcement. Mr. Bullock consents to the resolution of this investigation by Stipulation and without the issuance of a formal disciplinary complaint and hearing.
3. The Respondent understands by signing this Stipulation that he voluntarily and knowingly waives his rights in this matter, including the right to a hearing on the allegations against him, at which time the State has the burden of proving the allegations by clear, satisfactory and convincing evidence, the right to confront and cross-examine the witnesses against him, the right to call witnesses on his own behalf and to compel their attendance by subpoena, the right to testify in his own behalf, the right to file objections to any proposed decision and present briefs or oral arguments to the officials who are to render the final decision, the right to petition for rehearing and all other applicable rights afforded to him under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes and the Wisconsin Administrative Code.
4. This Stipulation shall be submitted to the Professional Engineers Section of the Examining Board of Architects, Professional Engineers, Designers and Land Surveyors to form the basis for the Final Decision and Order in this matter.
5. The Final Decision and Order attached to this Stipulation may be made and entered in this matter by the Wisconsin Professional Engineers Section, without prior notice, pleading, appearance or consent of any party. Respondent agrees that in the event the attached Final Decision and Order is made and entered, he will not appeal or seek review of the Final Decision and Order of the Board and hereby expressly waives any right to appeal.
6. In the event any portion of this Stipulation or attached Findings of Fact, Conclusions of Law and Final Decision and Order is not accepted by the Professional Engineers Section, the entire Stipulation and Findings of Fact, Conclusions of Law and Final Decision and Order shall be void and have no effect.

7. The attorney for the Complainant, and the Board Advisor assigned to this matter, may appear before the Professional Engineers Section and answer questions or argue in favor of acceptance of this Stipulation and the entering and issuance of the attached Final Decision and Order in the absence of any appearance by the Respondent.

8. If this Stipulation is adopted by the Wisconsin Examining Board of Architects, Professional Engineers, Designers and Land Surveyors, Professional Engineers section, the attached Order shall become effective upon the signing of the Order.

9. Thomas B. Bullock, P.E., Respondent herein, is a professional engineer currently licensed to practice professional engineering in the State of Wisconsin. His license bears #9762.

10. The Department of Regulation and Licensing has received a notice of misrepresentation of licensure by the Respondent.

11. The Respondent admits that he had allowed his certificate of registration to lapse and misrepresented to the Department of Regulation and Licensing and his employer in an application for renewal of its certificate of authorization to practice professional engineering to the Department of Regulation and Licensing, Division of Enforcement.

12. In order to bring this matter to a final resolution, the Respondent agrees to voluntarily take and successfully complete supplementary education.

13. In view of the foregoing agreement on the part of the Respondent, the Division of Enforcement agrees to recommend to the Wisconsin Professional Engineers Section that it accept this Stipulation and issue the attached Final Decision and Order.

Dated this 23rd day of September, 1991.

Thomas B. Bullock
Thomas B. Bullock, Professional Engineer

Dated this 27th day of September, 1991.

Roger R. Hall
Roger R. Hall, Attorney for Complainant
State of Wisconsin
Department of Regulation and Licensing
Division of Enforcement

RRH:kcb
ATY-1768

NOTICE OF APPEAL INFORMATION

**(Notice of Rights for Rehearing or Judicial Review,
the times allowed for each, and the identification
of the party to be named as respondent)**

The following notice is served on you as part of the final decision:

1. Rehearing.

Any person aggrieved by this order may petition for a rehearing within 20 days of the service of this decision, as provided in section 227.49 of the Wisconsin Statutes, a copy of which is attached. The 20 day period commences the day after personal service or mailing of this decision. (The date of mailing of this decision is shown below.) The petition for rehearing should be filed with The State of Wisconsin Examining Board of Architects, Professional Engineers, Designers and Land Surveyors.

A petition for rehearing is not a prerequisite for appeal directly to circuit court through a petition for judicial review.

2. Judicial Review.

Any person aggrieved by this decision has a right to petition for judicial review of this decision as provided in section 227.53 of the Wisconsin Statutes, a copy of which is attached. The petition should be filed in circuit court and served upon The State of Wisconsin Examining Board of Architects, Professional Engineers, Designers and Land Surveyors.

within 30 days of service of this decision if there has been no petition for rehearing, or within 30 days of service of the order finally disposing of the petition for rehearing, or within 30 days after the final disposition by operation of law of any petition for rehearing.

The 30 day period commences the day after personal service or mailing of the decision or order, or the day after the final disposition by operation of the law of any petition for rehearing. (The date of mailing of this decision is shown below.) A petition for judicial review should be served upon, and name as the respondent, the following: The State of Wisconsin Examining Board of Architects Professional Engineers, Designers, and Land Surveyors.

The date of mailing of this decision is December 12, 1991