

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN

**BEFORE THE EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS, PROFESSIONAL
ENGINEERS, DESIGNERS AND LAND SURVEYORS-PROFESSIONAL ENGINEERS SECTION**

**IN THE MATTER OF THE DISCIPLINARY :
PROCEEDINGS AGAINST :
: FINAL DECISION AND ORDER
BUILDING SYSTEMS GENERAL :
CORPORATION. :
RESPONDENT. : LS0910151ENG
:**

Division of Enforcement Case File #: **07 ENG 003**

The parties to this action for the purpose of Wis. Stat. § 227.53 are:

Building Systems General Corporation
5972 Executive Drive
Suite 100
Madison, WI 53719

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

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

PROCEDURAL HISTORY

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 Wisconsin Professional Engineering Section (“Section”). The Section has reviewed this Stipulation and considers it acceptable.

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

FINDINGS OF FACT

1. Building Systems General Corporation (“Respondent”) is duly registered as an Architectural or Engineering company with a Certificate of Authorization. The Respondent has registration number #11-2157. This registration was first granted on 11/10/95.

2. Respondent's last reported business address on file with the Department of Regulation and Licensing (“Department”) is: 5972 Executive Drive, Suite 100, Madison, Wisconsin.

3. On or about March 17, 2007, the Respondent addressed a letter to the Department in which it requested a renewal of its Certificate of Authorization. The Respondent acknowledged that its Certificate of Authorization was outdated. A check for renewal of the Certificate of Authorization accompanied the letter.
4. Department records indicated that the Respondent's Certificate of Authorization had been in expired status since February 1, 1998.
5. On April 6, 2007, the Respondent's Certificate of Authorization was changed from expired to active status.
6. Between February 1, 1998 and April 6, 2007, the Respondent held itself out to the public as an architectural engineering company. During this time period, the Respondent provided architectural and engineering services on a continuous basis without maintaining a current Certificate of Authorization.
7. In resolution of this matter, the Respondent consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Wisconsin Professional Engineers Section of the Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors has jurisdiction to act in this matter pursuant to Wis. Stat. § 443.11.
2. The Wisconsin Professional Engineers Section of the Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors are authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).
3. Respondent, Building Systems General Corporation, has violated:

Wis. Stat. §§ 443.08 (2)(3)(5) and Wis. Admin. Code § A-E 8.09 (1) by holding itself out as an architectural or engineering company and continuing to provide architectural or engineering services without having an active Certificate of Authorization. The violations of law by the Respondent constitute the unauthorized practice of architecture or engineering.

ORDER

NOW THEREFORE, IT IS HEREBY ORDERED that the attached Stipulation is hereby accepted.

IT IS FURTHER ORDERED that Respondents, license # 11-2157 be, and hereby is **REPRIMANDED**.

IT IS FURTHER ORDERED that Respondents pay to the Department of Regulation and Licensing **COSTS** of **FIVE HUNDRED FORTY TWO DOLLARS AND SIXTY FOUR CENTS (\$542.64)** within sixty (60) days of the signing and dating of this Order.

IT IS FURTHER ORDERED that Respondents pay to the Department the missed renewal fees for 1998, 2000, 2002, 2004, and 2006 plus 12% interest per year totaling **FOUR HUNDRED FIFTY SEVEN DOLLARS AND THIRTY SIX CENTS (\$457.36)**, within sixty (60) days from the dating and signing of this order. Past renewal fees are calculated as follows:

1998	\$41 renewal fee + (12% of \$41 x 9 years of interest)=\$41+(\$4.92 x 9)=	\$85.28
2000	\$47 renewal fee + (12% of \$47 x 7 years of interest) =\$47 + (\$5.64 x 7)=	\$86.48
2002	\$70 renewal fee + (12% of \$70 x 5 years of interest) =\$70 + (\$8.40 x 5)=	\$112.00
2004	\$70 renewal fee + (12% of \$70 x 3 years of interest) =\$70 + (\$8.40 x 3)=	\$95.20
2006	\$70 renewal fee + (12% of \$70 x 1 year of interest) = \$70+ (\$8.40 x 1)=	\$78.40
	TOTAL	\$457.36

Payments shall be made by **certified check or money order**, payable to the Wisconsin Department of Regulation and Licensing sent to:

Department Monitor
Division of Enforcement
Department of Regulation and Licensing
P.O. Box 8935
Madison, WI 53708-8935
Telephone (608) 267-3817
Fax (608) 266-2264

IT IS FURTHER ORDERED that in the event Respondent fails to pay the **ONE THOUSAND DOLLARS(\$1,000.00)** costs and past renewal fees within the time and in the manner as set forth above, then and in that event, and without further notice to the Respondent, its license #11-2571 shall be **SUSPENDED** without further hearing and without further Order of the Board, and said suspension shall continue until the full amount of said costs has been paid to the Department of Regulation and Licensing. Failure to pay the costs shall be considered a violation of this Order by the Board.

IT IS FURTHER ORDERED, that file, **07 ENG 003** be, and hereby is, closed as to Building Systems General Corporation.

Dated this 15th day of October, 2009.

PROFESSIONAL ENGINEERS SECTION

By: Martin Hanson
 A member of the Section