

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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

IN THE MATTER OF THE DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	ORDER SUSPENDING
	:	LICENSE
LUTHER J. HOFFMANN,	:	
RESPONDENT	:	Case No. LS 0808111 LSR

Luther J. Hoffmann
P.O. Box 165
Rhineland, WI 54501

Department Monitor
Division of Enforcement
1400 E. Washington Ave.
Madison, WI 53708

PROCEDURAL HISTORY

On July 31, 2007, the Land Surveyor Section (Section) of the Wisconsin Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors issued a Final Decision and Order that placed limitations on Luther J. Hoffman's (Respondent) license for a specified period. In a subsequent Order dated August 11, 2008, the Section suspended the Respondent's license, granted an immediate stay of suspension and extended the limitations upon the Respondent's license indefinitely. The order suspending Respondent's license was based in part upon his failure to comply with the terms and conditions set forth in the July 31, 2007 Order.

Pursuant to a request by the Division of Enforcement Department Monitor, the Section reviewed the Respondent's disciplinary file and other materials presented at its August 24, 2011 meeting. Based thereon, the Section makes the following:

FINDINGS OF FACT

1. The Respondent failed to submit reviews to the Plat Review Section of the Department of Administration as ordered.
2. The Respondent failed to submit timely payment of costs as ordered;
3. The Board's August 11, 2008 Order contains a provision that enables the Board to suspend the Respondent's license, without further notice or hearing, or in the alternative, to impose additional conditions and limitations or other additional discipline for a violation of any of the terms of the Order.

CONCLUSIONS OF LAW

1. Based on its review of the record in this case and Findings of Fact 1 and 2, the Section concludes that the Respondent is in violation of the August 11, 2008 Order.
2. The Respondent's failure to comply with the terms and conditions of the Order constitutes conduct imperiling public health, safety and welfare, and in the interest of same, a suspension of his license is warranted.

ORDER

THEREFORE IT IS HEREBY ORDERED THAT the license of Luther J. Hoffman is SUSPENDED indefinitely.

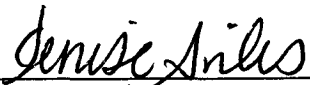
IT IS FURTHER ORDERED THAT the suspension shall not be stayed or otherwise modified unless and until such time as the Respondent has provided evidence satisfactory to the Section detailing the following:

- 1) a list of each and every survey completed, including the client name, address and date of each survey performed from August 11, 2008 through the effective date of this Order;
- 2) a list of each and every survey filed or submitted for recording by the Respondent, or on Respondent's behalf, with a governmental entity from August 11, 2008 through the effective date of this Order.
- 3) copies of all surveys submitted to the Program for plat review from August 11, 2008 through the effective date of this Order;
- 4) Such other information/documentation as may be requested by the Section.

IT IS FURTHER ORDERED THAT in the event the suspension of the Respondent's license is rescinded, all terms, conditions and limitations contained in the Orders dated July 31, 2007 and August 11, 2008 shall continue to be in full force and effect unless satisfied or otherwise modified by subsequent Order of the Land Surveyor Section. Prior Orders dated July 31, 2007 and August 11, 2008 are incorporated herein by reference and made a part of this Order.

IT IS FURTHER ORDERED THAT this Order is effective on the date of signing.

Dated this 6th day of September, 2011.


_____ for
James Rusch, Chairperson
Land Surveyors Section of the Wisconsin
Examining Board of Architects, Landscape
Architects Professional Engineers, Designers and
Land Surveyors