

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

HENNEMAN ENGINEERING INC.,  
RESPONDENT.

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FINAL DECISION AND ORDER

**0005802**

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Division of Legal Services and Compliance Case No. 16 ENG 014

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

Henneman Engineering Inc.  
1605 S. State St., Ste. 101  
Champaign, IL 61820

The Professional Engineer Section of the Wisconsin Examining Board of Architects,  
Landscape Architects, Professional Engineers, Designers, and Professional Land  
Surveyors  
P.O. Box 8366  
Madison, WI 53708-8366

Division of Legal Services and Compliance  
Department of Safety and Professional Services  
P.O. Box 7190  
Madison, WI 53707-7190

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 Professional Engineer Section of the Wisconsin Examining Board of Architects, Landscape Architects, Professional Engineers, Designers, and Professional Land Surveyors (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, Conclusions of Law, and Order.

FINDINGS OF FACT

1. Respondent Henneman Engineering Inc. is authorized by the State of Wisconsin as an architectural or engineering firm, having certificate of authorization number 2527-11, first issued on January 17, 2001 and current through January 31, 2020. Respondent's certificate of authorization was expired from February 5, 2016 through April 5, 2017. Respondent's most

recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 1605 South State Street, Suite 101, Champaign, Illinois 61820.

2. On September 2, 2016, the Department received a complaint alleging that Respondent's certificate of authorization was expired. Division of Legal Services and Compliance Case No. 16 ENG 014 was subsequently opened for investigation.

3. Respondent performed approximately 122 Wisconsin projects during the period that its certificate of authorization was expired.

4. In resolution of this matter, Respondent consents to the entry of the following Conclusions of Law and Order.

#### CONCLUSIONS OF LAW

1. The Professional Engineer Section of the Wisconsin Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Professional Land Surveyors has jurisdiction to act in this matter pursuant to Wis. Stat. § 443.11, and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

2. By the conduct described in the Findings of Fact, Respondent violated Wis. Stat. § 443.08(5)(b) by practicing professional engineering while the firm's certificate of authorization was expired.

3. As a result of the above violation, Henneman Engineering Inc. is subject to discipline pursuant to Wis. Stat. § 443.11(2).

#### ORDER

1. The attached Stipulation is accepted.

2. Respondent Henneman Engineering Inc. is REPRIMANDED.

3. Within 90 days from the date of this Order, Respondent shall pay COSTS of this matter in the amount of \$1,058.

4. Payment of costs shall be made payable to the Wisconsin Department of Safety and Professional Services and sent to the Department Monitor at the address below:

Department Monitor  
Division of Legal Services and Compliance  
Department of Safety and Professional Services  
P.O. Box 7190, Madison, WI 53707-7190  
Telephone (608) 267-3817; Fax (608) 266-2264  
DSPSMonitoring@wisconsin.gov

5. In the event Respondent violates any term of this Order, Respondent's certificate of authorization (number 2527-11), or Respondent's right to renew its certificate of

authorization, may, in the discretion of the Section or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of the Order. The Section may, in addition and/or in the alternative, refer any violation of this Order to the Division of Legal Services and Compliance for further investigation and action.

6. This Order is effective on the date of its signing.

THE PROFESSIONAL ENGINEER SECTION OF THE WISCONSIN EXAMINING BOARD  
OF ARCHITECTS, LANDSCAPE ARCHITECTS, PROFESSIONAL ENGINEERS,  
DESIGNERS AND PROFESSIONAL LAND SURVEYORS

by:   
A Member of the Section

6-25-18  
Date

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

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

HENNEMAN ENGINEERING INC.,  
RESPONDENT.

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STIPULATION

**0005822**

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Division of Legal Services and Compliance Case No. 16 ENG 014

Respondent Henneman Engineering Inc. and the Division of Legal Services and Compliance,  
Department of Safety and Professional Services stipulate as follows:

1. This Stipulation is entered into as a result of a pending investigation by the  
Division of Legal Services and Compliance. Respondent consents to the resolution of this  
investigation by Stipulation.

2. Respondent understands that by signing this Stipulation, Respondent voluntarily  
and knowingly waives the following rights:

- the right to a hearing on the allegations against Respondent, at which time the State has  
the burden of proving those allegations by a preponderance of the evidence;
- the right to confront and cross-examine the witnesses against Respondent;
- the right to call witnesses on Respondent's behalf and to compel their attendance by  
subpoena;
- the right to testify on Respondent's own behalf;
- the right to file objections to any proposed decision and to 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 Respondent under the United States Constitution,  
the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code,  
and other provisions of state or federal law.

3. Respondent is aware of Respondent's right to seek legal representation and has  
been provided an opportunity to obtain legal counsel before signing this Stipulation. Respondent  
is represented by Attorney Thomas B. Borton.

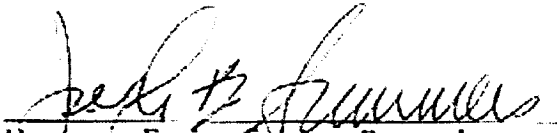
4. Respondent agrees to the adoption of the attached Final Decision and Order by  
the Professional Engineer Section of the Wisconsin Examining Board of Architects, Landscape  
Architects, Professional Engineers, Designers, and Professional Land Surveyors (Section). The  
parties to the Stipulation consent to the entry of the attached Final Decision and Order without  
further notice, pleading, appearance or consent of the parties. Respondent waives all rights to  
any appeal of the Section's order, if adopted in the form as attached.

5. If the terms of this Stipulation are not acceptable to the Section, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by the Section, the parties agree not to contend that the Section has been prejudiced or biased in any manner by the consideration of this attempted resolution.

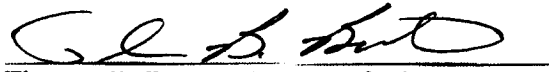
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Section ever assigned as an advisor in this investigation may appear before the Section in open or closed session, without the presence of Respondent, for purposes of speaking in support of this agreement and answering questions that any member of the Section may have in connection with deliberations on the Stipulation. Additionally, any such advisor may vote on whether the Section should accept this Stipulation and issue the attached Final Decision and Order.

7. Respondent is informed that should the Section adopt this Stipulation, the Section's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.


8. The Division of Legal Services and Compliance joins Respondent in recommending the Section adopt this Stipulation and issue the attached Final Decision and Order.

  
Hendeman Engineering Inc., Respondent  
By: Joseph B. Summers, President  
1605 S. State St., Ste. 101  
Champaign, IL 61820  
Certificate of authorization no. 2527-11

02/28/2018  
Date

  
Thomas B. Borton, Attorney for Respondent  
Livingston Barger Brandt & Schroeder, L.L.P.  
2918 Crossing Court, Ste. E  
Champaign, IL 61822-6163

3/5/18  
Date

  
Sarah E. Norberg, Attorney  
Division of Legal Services and Compliance  
P.O. Box 7190  
Madison, WI 53707-7190

3.6.18  
Date