

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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The status of an appeal may be found on court access websites at:

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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	:	
	:	FINAL DECISION AND ORDER
MINGQIAO ZHU,	:	
RESPONDENT.	:	<b>ORDER 0006304</b>

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Division of Legal Services and Compliance Case No. 18 ENG 012

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

Mingqiao Zhu  
1428 N. Shevlin Court  
Sewickley, PA 15143-8792

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 Mingqiao Zhu (DOB 3/18/1963) is licensed by the State of Wisconsin as a Professional Engineer, having certificate of registration number 35526-6, first issued on June 5, 2002 and current through July 31, 2020. Respondent's most recent address on



file with the Wisconsin Department of Safety and Professional Services (Department) is 1428 N. Shevlin Court, Sewickley, PA 15143-8792.

2. On March 29, 2018, the Oklahoma State Board of Licensure for Professional Engineers and Land Surveyors disciplined Respondent for aiding and assisting an individual in offering and practicing engineering services without a Certificate of Authorization, and for signing, sealing, and dating the structural engineering design drawings and/or Structural Calculations Reports for five projects that were not prepared under his direct control and personal supervision. Respondent was reprimanded and ordered to pay two administrative penalties totaling \$7,000.

3. On May 10, 2018, Respondent notified the Department of his discipline from Oklahoma.

4. On August 12, 2018, the South Carolina State Board of Registration for Professional Engineers and Surveyors reprimanded Respondent for the discipline imposed by the Oklahoma Board. Respondent was fined \$500.

5. On August 27, 2018, Respondent notified the Department of his discipline from South Carolina.

6. On September 14, 2018, the Colorado State Board of Licensure for Architects, Professional Engineers and Professional Land Surveyors admonished Respondent for the discipline imposed by the Oklahoma Board.

7. On September 23, 2018, Respondent notified the Department of his discipline from Colorado.

8. On March 22, 2019, the Minnesota Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience and Interior Design reprimanded Respondent for the discipline imposed by the Oklahoma Board. Respondent was ordered to pay a civil penalty of \$500, and to complete four professional development hours in professional ethics.

9. On April 6, 2019, Respondent notified the Department of his discipline from Minnesota.

10. 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. Admin. Code § A-E 8.08(4) by failing to notify the Department within 48 hours of being disciplined for unprofessional conduct in another state.

3. By the conduct described in the Findings of Fact, Respondent violated Wis. Admin. Code § A-E 8.09(1) by failing to comply with all state codes which relate to the practice of professional engineering.

4. By the conduct described in the Findings of Fact, Respondent engaged in misconduct pursuant to Wis. Admin. Code § A-E 8.03(3)(a) by violating federal or state laws, local ordinances or administrative rules relating to the practice of professional engineering.

5. As a result of the above violations, Mingqiao Zhu is subject to discipline pursuant to Wis. Stat. § 443.11(1)(d) and (e).

#### ORDER

1. The attached Stipulation is accepted.

2. Respondent Mingqiao Zhu is REPRIMANDED.

3. Within ninety (90) days from the date of this Order, Respondent shall pay COSTS of this matter in the amount of \$174.

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 registration (number 35526-6), or Respondent's right to renew his certificate of registration, 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:

Steven J. Hall  
A Member of the Section

7/18/2019  
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

RECEIVED

IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

MINGQIAO ZHU,  
RESPONDENT.

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STIPULATION

**ORDER 0006304**

APR 11 2019

Division of Legal Services and Compliance Case No. 18 ENG 012

Respondent Mingqiao Zhu 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.

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





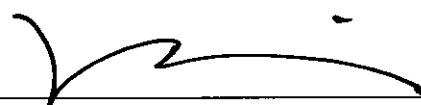
further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Section's order, if adopted in the form as attached.

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.

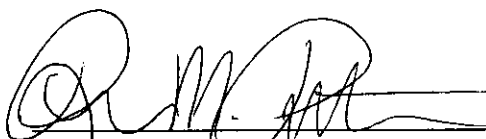
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Section ever assigned as an advisor in this investigation may appear before the Section in open or closed session, without the presence of Respondent, for 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.

  
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Mingqiao Zhu, Respondent  
1428 N. Shevlin Court  
Sewickley, PA 15143-8792  
License no. 35526-6

04/16/2019  
Date

  
\_\_\_\_\_  
Renee M. Parton, Attorney  
Division of Legal Services and Compliance  
P.O. Box 7190  
Madison, WI 53707-7190

4/22/2019  
Date