

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

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

DILIP M. KHATRI,
RESPONDENT.

:
:
: FINAL DECISION AND ORDER
:
:

ORDER 0006391

Division of Legal Services and Compliance Case No. 18 ENG 004

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

Dilip M. Khatri
3579 East Foothill Boulevard
#736
Pasadena, CA 91107

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 Dilip M. Khatri (DOB January 11, 1965) is licensed by the State of Wisconsin as a Professional Engineer, having certificate of registration number 39126-6, first issued on August 6, 2007 and current through July 31, 2020. Respondent's most recent address

on file with the Wisconsin Department of Safety and Professional Services (Department) is 3579 East Foothill Boulevard #736, Pasadena, CA 91107.

2. On December 8, 2016, the California Board for Professional Engineers, Land Surveyors, and Geologists disciplined Respondent effective January 6, 2017 for demonstrating a lack of knowledge of the applicable state and local statutes, regulations, and building codes, failing to use the care ordinarily exercised by licensed professional engineers, engaging in negligence, and committing acts of deceit, misrepresentation or fraud. Respondent's license was revoked, but the revocation was stayed, and Respondent was placed on probation for two and one-half years, ordered to comply with educational requirements and to pay restitution in the amount of \$3,100. As of the date of the Stipulation in this matter, Respondent's California license is clear.

3. On August 1, 2017, the Idaho Board of Licensure of Professional Engineers and Professional Land Surveyors reprimanded Respondent for the discipline imposed by the California Board, and for Respondent's failure to properly report the discipline to the Idaho Board. Respondent was also fined \$2,500.

4. On October 13, 2017, the Kentucky State Board of Licensure for Professional Engineers and Land Surveyors disciplined Respondent for the discipline imposed by the California Board, and for Respondent's failure to disclose the discipline when renewing his Kentucky license. The Kentucky Board placed Respondent on probation for two years and ordered him to pay an administrative fine in the amount of \$1,000. As of the date of the Stipulation in this matter, Respondent's Kentucky license is current.

5. On November 21, 2017, the South Dakota Board of Technical Professions denied Respondent's request to renew his Professional Engineer license in South Dakota due to Respondent's failure to notify the South Dakota Board of the discipline imposed by the California Board within 30 days.

6. On January 4, 2018, the North Carolina Board of Examiners for Engineers and Surveyors revoked Respondent's license due to the discipline imposed by the California Board and Respondent's failure to report the discipline within 30 days, but stayed the revocation provided the California Board did not activate its revocation during Respondent's probation. As of the date of the Stipulation in this matter, Respondent's North Carolina license is current.

7. In or about March 2018, the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects placed Respondent on probation for one year for the discipline imposed by the California Board.

8. In a letter dated March 19, 2018, Respondent informed the Department of his discipline from California, Idaho, South Dakota, North Carolina, and Missouri.

9. In two letters dated August 8, 2018, Respondent informed the Department of his discipline from Colorado and Hawaii.

10. On August 10, 2018, the Colorado Board of Licensure for Architects, Professional Engineers, and Professional Land Surveyors admonished Respondent for his out-of-state

discipline and Respondent's failure to report the discipline within 45 days. Respondent was also fined \$2,500. As of the date of the Stipulation in this matter, Respondent's Colorado license is active.

11. On October 2, 2018, Respondent informed the Department of his discipline from Iowa.

12. On November 8, 2018, the Hawaii Board of Professional Engineers, Architects, Surveyors and Landscape Architects fined Respondent \$1,000 for the discipline imposed by the California Board and Respondent's failure to report the discipline to the Hawaii Board within 30 days. As of the date of the Stipulation in this matter, Respondent's Hawaii license is current, valid and in good standing.

13. On November 15, 2018, the Iowa Engineering and Land Surveying Examining Board reprimanded Respondent for the discipline imposed by the California Board and for Respondent's failure to report the discipline when renewing with the Iowa Board, and ordered him to pay a civil penalty in the amount of \$2,000. As of the date of the Stipulation in this matter, Respondent's Iowa license is active.

14. On December 14, 2018, the Minnesota Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience and Interior Design reprimanded Respondent for the discipline imposed by the California Board and for Respondent's failure to report the discipline to the Minnesota Board within 10 days. The Minnesota Board reprimanded Respondent and ordered that he pay a civil penalty in the amount of \$500.

15. On June 14, 2019, Respondent informed the Department of his discipline from Minnesota and Kentucky, and of his pending cases in Florida and Montana.

16. 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, Respondent Dilip M. Khatri is subject to discipline pursuant to Wis. Stat. § 443.11(1)(d) and (e).

ORDER

1. The attached Stipulation is accepted.
2. Respondent Dilip M. Khatri is REPRIMANDED.
3. Within ninety (90) days from the date of this Order, Respondent shall pay COSTS of this matter in the amount of \$1,014.
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


You may also submit this information online via DSPS' Monitoring Case Management System at:
<https://app.wi.gov/DSPSMonitoring>

5. In the event Respondent violates any term of this Order, Respondent's certificate of registration (number 39126-6), 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:


A Member of the Section

8-29-19
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

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

DILIP M. KHATRI,
RESPONDENT.

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STIPULATION

ORDER 0006391

Division of Legal Services and Compliance Case No. 18 ENG 004

Respondent Dilip M. Khatri and the Division of Legal Services and Compliance, Department of Safety and Professional Services, stipulate as follows:

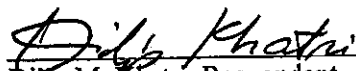
1. This Stipulation is entered into as a result of a pending investigation by the Division of Legal Services and Compliance. Respondent consents to the resolution of this investigation by Stipulation.
2. Respondent understands that by signing this Stipulation, Respondent voluntarily and knowingly waives 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.


Dilip M. Khatri, Respondent
3579 East Foothill Boulevard
#736
Pasadena, CA 91107
License no. 39126-6

7/17/19
Date


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

7.18.19
Date