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

FINAL DECISION AND ORDER

A2H INC,

RESPONDENT.

URDER 0007319

Division of Legal Services and Compliance Case No. 19 ENG 018

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

A2H Inc.

Lakeland, TN 38002

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 A2H Inc. is authorized by the State of Wisconsin as a engineering corporation, having certificate of authorization number 4308-11, first issued on January 6, 2017 and current through January 31, 2022. Respondent's most recent address on file with the Department is in Lakeland, Tennessee 38002.
- 2. Logan E. Meeks is identified in Department records as the responsible licensee for Respondent A2H Inc.

- 3. On October 2, 2019, the Department received a self-reported complaint from Meeks stating the Louisiana Professional Engineering and Land Surveying Board (Louisiana Board) disciplined Respondent A2H Inc. related to its engineering credentials. The Division of Legal Services and Compliance (DLSC) subsequently opened Case Number 19 ENG 018 for investigation.
- 4. On September 9, 2019, the Louisiana Board had issued a Consent Order against Respondent A2H Inc. for practicing as an engineering firm on four projects between 2014 and 2017. Respondent A2H Inc. was fined \$3,000.00 and ordered to pay administrative costs of \$281.85.
- 5. 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 8.09(1) by failing to comply with all state codes which relate to the practice of professional engineering.
- 3. 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.
- 4. 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.
- 5. As a result of the above violations, Respondent is subject to discipline pursuant to Wis. Stat. § 443.11(1)(d), (e) and (2).

ORDER

- 1. The attached Stipulation is accepted.
- 2. Respondent A2H Inc. is REPRIMANDED.
- 3. Within ninety (90) days from the date of this Order, Respondent A2H Inc. shall pay one-half of the COSTS of this matter in the amount of \$748.00.
- 4. Payment of costs (made payable to the Wisconsin Department of Safety and Professional Services) shall be sent by Respondent 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 <u>DSPSMonitoring@wisconsin.gov</u>

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

- 5. In the event Respondent violates any term of this Order, Respondent's credentials (numbers 41906-6 and 4308-11), or Respondent's right to renew their credentials, 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.

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

by:	KE	14 April 2021
•	A Member of the Section	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

A2H INC.

RESPONDENT.

STIPULATION

ORDER 0007319

Division of Legal Services and Compliance Case No. 19 ENG 018

Respondent A2H 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.
- 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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A2H Inc., Respondent	Date	
By: Logan E. Meeks, Responsible Licensee		
Lakeland, TN 38002		
Credential No. 4308-11		
Zackary Hetfield Zachary Hetfield, Attorney	3/26/21	
Zachary Hetfield, Attorney	Date	

Division of Legal Services and Compliance

P.O. Box 7190

Madison, WI 53707-7190