

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



Wisconsin Department of Safety and Professional Services Access to the Public Records of the Reports of Decisions

This Reports of Decisions document was retrieved from the Wisconsin Department of Safety and Professional Services website. These records are open to public view under Wisconsin's Open Records law, sections 19.31-19.39 Wisconsin Statutes.

Please read this agreement prior to viewing the Decision:

- The Reports of Decisions is designed to contain copies of all orders issued by credentialing authorities within the Department of Safety and Professional Services from November, 1998 to the present. In addition, many but not all orders for the time period between 1977 and November, 1998 are posted. Not all orders issued by a credentialing authority constitute a formal disciplinary action.
- Reports of Decisions contains information as it exists at a specific point in time in the Department of Safety and Professional Services data base. Because this data base changes constantly, the Department is not responsible for subsequent entries that update, correct or delete data. The Department is not responsible for notifying prior requesters of updates, modifications, corrections or deletions. All users have the responsibility to determine whether information obtained from this site is still accurate, current and complete.
- There may be discrepancies between the online copies and the original document. Original documents should be consulted as the definitive representation of the order's content. Copies of original orders may be obtained by mailing requests to the Department of Safety and Professional Services, PO Box 8935, Madison, WI 53708-8935. The Department charges copying fees. *All requests must cite the case number, the date of the order, and respondent's name* as it appears on the order.
- Reported decisions may have an appeal pending, and discipline may be stayed during the appeal. Information about the current status of a credential issued by the Department of Safety and Professional Services is shown on the Department's Web Site under "License Lookup."

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

<http://ccap.courts.state.wi.us/InternetCourtAccess> and <http://www.courts.state.wi.us/wscga>

- Records not open to public inspection by statute are not contained on this website.

By viewing this document, you have read the above and agree to the use of the Reports of Decisions subject to the above terms, and that you understand the limitations of this on-line database.

Correcting information on the DSPS website: An individual who believes that information on the website is inaccurate may contact DSPS@wisconsin.gov

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

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

MICHAEL P. GEIGER,
RESPONDENT.

:
:
: FINAL DECISION AND ORDER
:
:

ORDER 0007355

Division of Legal Services and Compliance Case No. 18 DSN 001

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

Michael P. Geiger
Brookfield, Wisconsin 53005

The Designer 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 Designer 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

I. Respondent Michael P. Geiger (Birth Year: 1967) was permitted by the State of Wisconsin as a designer of engineering systems, having permit number 1827-7, first issued on April 25, 2005 and expired as of February 1, 2018. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is in Brookfield, Wisconsin 53005.

2. On February 1, 2018, Respondent submitted a Report of Conviction form to the Department as a part of his application for renewal. Respondent reported that he had been convicted of misdemeanor Battery and misdemeanor Criminal Damage to Property on December 7, 2017 in Waukesha County Circuit Court (case no. 17CF553). Respondent was sentenced to twelve (12) months of probation for each conviction. The conviction was related to a domestic incident between Respondent and Respondent's son. Division of Legal Services and Compliance (DLSC) Case No. 18 DSN 001 was subsequently opened for investigation.

3. On February 12, 2018, the Department sent Respondent a letter to his address of record requesting additional information regarding his convictions. The response was due February 27, 2018. The Department did not receive a response.

4. During the investigation, the Department discovered that Respondent also had the following convictions:

a. On January 11, 2017, Respondent was convicted of misdemeanor Disorderly Conduct and felony Bail Jumping in Washington County Circuit Court (Case No. 16CF235). Respondent was sentenced to thirty (30) days with Huber privileges for the Disorderly Conduct conviction and eighteen (18) months of probation for the Bail Jumping conviction. Respondent was arrested after failing to listen to police officers responding to a dispatch that Respondent was banging on glass windows. The incident violated the terms of Respondent's bond for Milwaukee County Circuit Court case no. 15CF2890, which required that Respondent not commit new crimes.

b. On August 8, 2017, Respondent was convicted of felony Bail Jumping in Washington County Circuit Court (case no. 17CF95). Respondent was sentenced to ten (10) days in jail with Huber privileges.

c. On March 5, 2018, Respondent was convicted of felony Theft-Embezzlement >\$10,000, as Party to a Crime, in Milwaukee County Circuit Court (case no. 15CF2890). Respondent was sentenced to four years of confinement, four years of extended supervision, and was required to pay \$188,163.76 in restitution. Respondent, in his role as potentate, knowingly transferred money from a non-profit community organization without the organization's consent with intent to use the money for personal use.

5. On October 24, 2018, the Department sent correspondence to Respondent via certified mail and email requesting additional information regarding his convictions.

6. On October 28, 2018, Respondent's spouse emailed the Department that Respondent was incarcerated for four years beginning in March 2018. Respondent's spouse asserted that she submitted payment to renew Respondent's Designer permit but was unable to provide information regarding whether Respondent reported his prior convictions.

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

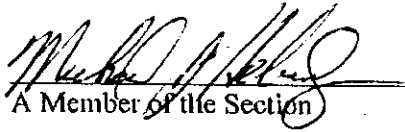
CONCLUSIONS OF LAW

1. The Designer 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. § 443.13, and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).
2. Pursuant to Wis. Stat. § 440.08(3), Respondent retains the right to renew his designer of engineering systems permit until January 31, 2023.
3. By the conduct described in the Findings of Fact, Respondent engaged in misconduct in the practice of designer of engineering systems 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 designer of engineering systems.
4. By the conduct described in the Findings of Fact, Respondent violated Wis. Admin. Code § A-E 8.08(3) by failing to respond to a request for information from the Section within 30 days.
5. By the conduct described in the Findings of Fact, Respondent violated Wis. Admin. Code § A-E 8.08(4) by violating state laws which are related to the practice of a designer of engineering systems and failing to notify the Department in writing within 48 hours of entry of judgment.
6. 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 designer of engineering systems.
7. As a result of the above violations, Respondent Michael P. Geiger is subject to discipline pursuant to Wis. Stat. § 443.13(1)(e).

ORDER

1. The attached Stipulation is accepted.
2. The VOLUNTARY SURRENDER of Respondent Michael P. Geiger's right to renew his Designer of Engineering Systems permit (no. 1827-7) is ACCEPTED.
3. This surrender constitutes Respondent's permanent relinquishment his Designer of Engineering Systems permit and his right to practice as a designer of engineering systems in the State of Wisconsin. The Section will not, at any time in the future, process or otherwise consider an application or attempt at renewal by Respondent of credentials necessary to practice as a designer of engineering systems in the State of Wisconsin.
4. This Order is effective on the date of its signing.

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

by: 
A Member of the Section

4-26-21
Date

RECEIVED

MAR 23 2021

STATE OF WISCONSIN

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

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

MICHAEL P. GEIGER,
RESPONDENT.

STIPULATION

ORDER 0007355

Division of Legal Services and Compliance Case No. 18 DSN 001

Respondent Michael P. Geiger and the Division of Legal Services and Compliance, Department of Safety and Professional Services stipulate as follows:

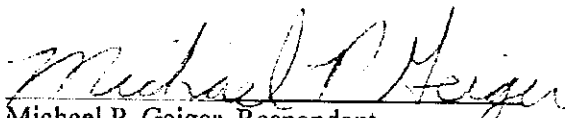
1. This Stipulation is entered into as a result of a pending investigation by the Division of Legal Services and Compliance. Respondent consents to the resolution of this investigation by Stipulation.
2. Respondent understands that by signing this Stipulation, Respondent voluntarily and knowingly waives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


Michael P. Geiger, Respondent
Brookfield, WI 53005
Credential No. 1827-7

3-16-21
Date


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

03/23/2021
Date