

STATE OF ALABAMA BOARD OF LICENSURE  
FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS

IN THE MATTER OF: )

Mr. Steve Quinnelly )  
Quin-Co Metal Buildings & Components )  
3345 Anton Street )  
Eight Mile, AL 36613 )

Respondent )  
\_\_\_\_\_ )



Case No. 2015-16-C

**CONSENT ORDER**

Steve Quinnelly and Quin-Co Metal Buildings & Components (hereinafter referred to as Respondent) hereby stipulate and agree, subject to approval of the Alabama Board of Licensure for Professional Engineers and Land Surveyors (hereinafter referred to as the Board) as follows:

**STIPULATED FACTS**

Respondent stipulates it does not employ full time an Alabama licensed professional engineer, and has not been issued a certificate of authorization for engineering by the Board.

Respondent stipulates on January 15, 2015 the Board received a complaint from Mr. Ronald K. Cochran alleging it provided a metal building that had not been engineered correctly.

Respondent stipulates that Rebecca Odom, a draftsman engaged by Respondent, created the design of a 40' x 50' x 20' metal building, for Ron Cochran, O Sand Spur Road, Semmes, Alabama that bears the signature and professional engineer seal of John A. Fowler, professional engineer.

Respondent stipulates that Rebecca Odom, a draftsman engaged by Respondent created the design of a 40' x 70' x 24' metal building, for Ron Cochran, O Sand Spur Road, Semmes, Alabama that did not bear the signature and engineer seal of an Alabama licensed professional engineer at the time of construction. The 40' X 70' X 24' metal building was erected

by Respondent as a sub-contractor for the property owner, Ron Cochran.

Respondent stipulates firm created metal building design plans identified as "Job No: R31220514" for Henry Platt, 18716 Jordan Street, Chatom, Alabama 36518 that are within the practice of engineering, but do not contain the professional engineer seal and signature of an Alabama licensed professional engineer.

Respondent stipulates firm created metal building design plans identified as "Job No: R31781014" for Steve Lovett, 1422 Prine Road, Vinegar Bend, Alabama 36584 that are within the practice of engineering, but do not contain the professional engineer seal and signature of an Alabama licensed professional engineer.

Respondent stipulates firm created metal building design plans identified as Sam Small, 15355 Forest View Lane, Stapleton, Alabama 36578 that are within the practice of engineering, but do not contain the professional engineer seal and signature of an Alabama licensed professional engineer.

Respondent stipulates firm created metal building design plans identified as "Job No: R31911014" for David Slimp. 15436 Forest View Lane, Stapleton, Alabama 36578 that are within the practice of engineering, but do not contain the professional engineer seal and signature of an Alabama licensed professional engineer.

### **STIPULATED CONCLUSIONS OF LAW**

Respondent admits it is subject to the provisions of Title 34, Chapter 11, Code of Alabama 1975, § 34-11-11 and the jurisdiction of the Board.

Respondent stipulates its conduct as set forth in the foregoing "Stipulated Facts" constitutes violations of Title 34, Chapter 11, Code of Alabama 1975, § 34-11-16(a)(1).

Respondent stipulates its conduct as set forth in the "Stipulated Facts" is a violation of those statues set forth above, and it is subject to disciplinary action under Title 34, Chapter 11, Code of Alabama 1975, § 34-11-11.

## **STIPULATED DISPOSITION**

Respondent agrees it will not in the future violate the provisions of Title 34, Chapter 11, Code of Alabama.

Respondent agrees to **cease and desist** the practice, or the offer to practice of engineering.

Respondent agrees to submit to the Board a certified check in the amount of seven hundred dollars (\$700) made payable to the PE/PLS Fund for the cost of the investigation.

Respondent agrees to submit to the Board a certified check made payable to the State of Alabama General Fund in the amount of five thousand dollars (\$5,000) with this signed Consent Order.

Respondent understands this Consent Order and subsequent Final Order will become a matter of public record. Respondent further understands this information will be placed on the Board's website, in its newsletter, and posted to the National Council of Examiners for Engineers and Surveyors (NCEES) Enforcement Exchange.

Respondent understands this Consent Order is subject to the approval of the Board and has no force and effect until a Final Order based upon it is rendered by the Board.

Respondent agrees to comply with the terms of this Consent Order and understands failure to comply with the terms of the Consent Order may result in additional charges or discipline.

Respondent understands in order to make a decision relative to approving this Consent Order discussions must take place between Board Members, Board Staff and Board Counsel. Respondent understands that this discussion will take place at a regularly scheduled meeting of the Board.

Respondent understands it has the right to seek the advice of legal counsel. Respondent also understands it has the right to a formal fact finding hearing before the Board, to compel the

testimony of witnesses, to cross-examine witnesses against it, and to obtain judicial review of the Board's decision in said formal hearing but expressly waives these rights with execution of this Consent Order and Final Order of the Board.

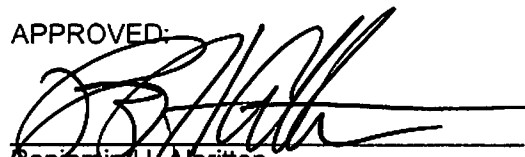
Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Consent Order, the stipulated facts, conclusions of law and imposition of administrative action contained herein, and the Final Order of the Board incorporating said Consent Order.

Respondent, for the purpose of avoiding further administrative action with respect to this cause executes this Consent Order. Should the Consent Order not be accepted by the Board, it is agreed that presentation to and consideration of the Consent Order by the Board shall not unfairly or illegally prejudice the Board or any of its members from further participation in or resolution of these proceedings. Likewise, if this Consent Order is not accepted, the Board shall not take into consideration the contents of this Order as evidence of an admission.

SIGNED this the 9<sup>th</sup> day of AUGUST, 2016

  
Steve Quinnelly  
Quin-Co Metal Buildings & Components

APPROVED:

  
Benjamin H. Abritton  
Assistant Attorney General

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FINAL ORDER

The Alabama Board of Licensure for Professional Engineers and Land Surveyors having considered the consent order signed by Steve Quinnelly of Quin-Co Metal Buildings and Components, (Respondent) in which he stipulated the firm had violated the Code of Alabama 1975, §34-11-16(a)(1), hereby adopts the Consent Order and issues this Final Order.

The Consent Order and Final Order take immediate effect upon the signing of this Final Order and the Respondent is **ORDERED** to abide by the Consent Order and Final Order as approved by the Alabama Board of Licensure for Professional Engineers and Land Surveyors.

ENTERED this the 11th day of August 2016

RECUSED

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Marc S. Barter

RECUSED

\_\_\_\_\_  
M. Elisabeth Hyde

  
\_\_\_\_\_  
Nathan G. Johnson

  
\_\_\_\_\_  
A. Frazier Christy

  
\_\_\_\_\_  
Richard G. Grace

  
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Randall D. Whorton