

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

IN THE MATTER OF:

Mr. Guigen Wang
3206 Amesbury Way
Duluth, GA 30096

Respondent



Case No. 2018-23-B

CONSENT ORDER

Guigen Wang (hereinafter referred to as “Respondent”) hereby stipulates and agrees, 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 on July 27, 2018, the Board received a complaint from Mr. Richard Moore in reference to Respondent possibly violating Title 34 of the Code of Alabama.

Respondent stipulates the Board issued him professional engineer license # 25637 on April 25, 2003.

Respondent stipulates he entered into an agreement with Happy Kitchen 580 West Bypass, Andalusia Alabama to provide Plumbing, Electrical and Mechanical engineering design services.

Respondent stipulates Mr. Richard Moore, of the City of Andalusia Planning and Development Department, requested he provide an education and experience resume that supported his qualifications to provide Electrical, Plumbing and Mechanical engineering design drawings.

Respondent stipulates he placed his signature and professional engineer seal on the

Mechanical, Electrical and Plumbing engineering design plans for the Happy Kitchen 580 West Bypass, Andalusia Alabama project without being qualified by education and or experience to prepare the design plans.

STIPULATED CONCLUSIONS OF LAW

Respondent admits he is subject to the provisions of Title 34, Chapter 11, Code of Alabama 1975, § 34-11-02(a) and the Administrative Code of the Board.

Respondent stipulates his conduct as set forth in the foregoing "Stipulated Facts" constitutes a violation of one or more of Title 34, Chapter 11, Code of Alabama 1975, § 34-11-02(a) and the Administrative Code of the Board § 330-X-14-.03(b) and 330-14-.06(a)(1).

STIPULATED DISPOSITION

Respondent agrees he will comply with the provisions of Title 34, Chapter 11, Code of Alabama 1975, and the Rules promulgated in the Administrative Code of the Board.

Respondent understands this Consent Order and subsequent Final Order will be a public record, this information will be placed on the Board's website, in its newsletter and in the Enforcement Exchange of the National Council of Examiners for Engineering and Surveying.

Respondent shall submit payment of a fine to the Board with this signed Consent Order in a check made payable to the PE/PLS Fund in the amount of two thousand dollars (\$2,000).

Respondent shall submit to the Board with this signed Consent Order a check made payable to PE/PLS Fund in the amount of two hundred and fifty dollars (\$250) for the cost of the investigation.

Respondent understands that his professional engineer license is suspended for two years with that suspension stayed. This stayed suspension period is un-supervised and compliance with the terms of the consent order will cause the stayed suspension period to automatically cease at the end of the specified time period.

Respondent understands failure to comply with the terms of this Consent Order will result in the lifting of the stay of the license suspension period and enforcement of the license suspension.

Respondent understands he must restrict the engineering services he offers or provides in the State of Alabama to the areas of practice he is qualified by education and experience.

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 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 the discussion will take place at a regularly scheduled meeting of the Board.

Respondent understands he has the right to seek the advice of legal counsel. Respondent also understands he has the right to a formal fact-finding hearing before the Board, to compel the testimony of witnesses, to cross-examine witnesses against him, 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.

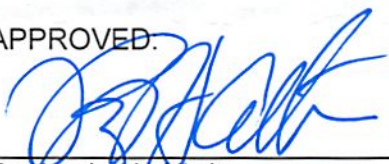
Respondent, for the purpose of avoiding further administrative action with respect to this Cause executes this Consent Order. It is agreed that presentation to and consideration of the Consent Order by the Board requires certain factual information related to this matter be disclosed to the Board members. Should the Consent Order not be accepted by the Board, it is therefore, expressly agreed that the reviewing, and consideration of this Consent Order, and the information provided to the Board for their review, shall not unfairly prejudice the Board and shall in no way act to disqualify any Board member from any further participation in this matter

through its resolution, including, but not limited to, any contested hearing on this matter should one be necessary. 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 and all stipulations hereinabove are thereby rescinded.

SIGNED this the 28 day of Sep, 2018.


Guigen Wang, P.E.

APPROVED:


Benjamin H. Albritton
Assistant Attorney General

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

IN THE MATTER OF:)

Guigen Wang)
3206 Amesbury Way)
Duluth, GA 30096)

Respondent)
_____)



Case No. 2018-23-B

FINAL ORDER

The Alabama Board of Licensure for Professional Engineers and Land Surveyors having considered the consent order signed by Guigen Wang, professional engineer, in which he stipulated he violated the Code of Alabama 1975, § 34-11-11(a)2, and the Rules and Regulations of the Board's Administrative Code § 330-X-14-.03(b) and § 330-X-14-.06(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 14th day of November 2018.

Nathan G. Johnson

M. Helen Adams-Morales

RECUSED

Marc S. Barter

Joseph F. Breighner Jr.

Randall D. Whorton

Richard G. Grace

M. Elisabeth Hyde