

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

IN THE MATTER OF:

Randy Scott Cook
664 Hwy C180
Baker, Florida 32531

Respondent



Case No. 2021-06

CONSENT ORDER

Randy Scott Cook (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 December 15, 2020, the Board received a complaint that alleged he possibly violated Title 34 of the Code of Alabama. The complaint indicated Respondent performed land surveying services for property in the State of Alabama while not being licensed as a professional land surveyor.

Respondent stipulates in June 2020 he offered and performed land surveying services in Alabama for the property of Steve McCollough. Respondent located section lines, property boundary corners, and produced a legal description with drawing. Respondent submitted an invoice for the services he provided in the amount of \$2,500.

Respondent stipulates a Board Technical Advisor reviewed the documents related to the document he produced and provided a report that stated the services he provided were within the practice of land surveying and required licensure.

Respondent has never held a professional land surveyor license issued by the Board that would authorize him to offer or perform land surveying services in the State of Alabama.

STIPULATED CONCLUSIONS OF LAW

Respondent stipulates the conduct set forth in the foregoing "Stipulated Facts" constitutes a violation of Title 34, Chapter 11, Code of Alabama 1975, § 34-11-11.1(a)1.

Respondent stipulates he is subject to the provisions of Title 34, Chapter 11, Code of Alabama 1975, § 34-11-11 and the jurisdiction of the Board, and he is subject to disciplinary action under Title 34, Chapter 11, Code of Alabama 1975, § 34-11-11.1(a)(1).

STIPULATED DISPOSITION

Respondent shall not in the future violate the provisions of Title 34, Chapter 11, Code of Alabama 1975.

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

Respondent agrees to **cease and desist** the offering and/or the practice of land surveying in the State of Alabama until he obtains a professional land surveyor license issued by the Board.

Respondent shall submit to the Board with this signed Consent Order a check made payable to the State of Alabama General Fund in the amount of two thousand, five hundred dollars (\$2,500) as payment of a civil penalty.

Respondent shall submit to the Board with this signed Consent Order a check made payable to the PE/LS Fund in the amount of seventy-two dollars (\$72) as payment for the cost of the Investigation.

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 this discussion will occur at a 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. 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.

Done this 6 day of 25, 2021.


Randy Scott Cook

APPROVED:

Benjamin H. Albritton
Assistant Attorney General

STATE OF ALABAMA BOARD OF LICENSURE
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IN THE MATTER OF:)

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Respondent)



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FINAL ORDER

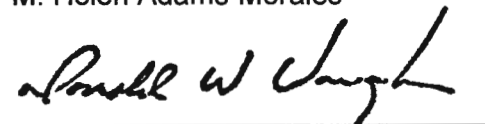
The Alabama Board of Licensure for Professional Engineers and Land Surveyors having considered the consent order signed by Randy Scott Cook, in which he stipulated Firm violated Title 34, Chapter 11, Code of Alabama 1975, § 34-11-11.1(a)(1) approves the Consent Order and issues this Final Order.

The Consent Order and Final Order take immediate effect and Randy Scott Cook is **ORDERED** to abide by the Consent Order and Final Order as agreed upon by the Board.

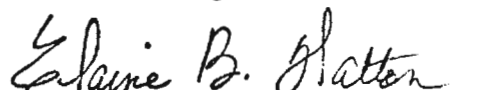
ENTERED this the 20th day of July 2021.



M. Helen Adams-Morales




Donald W. Vaughn



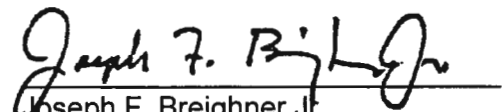
Elaine B. Walton



John E. Averett



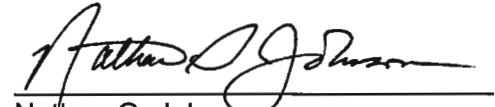
Gregory Robinson



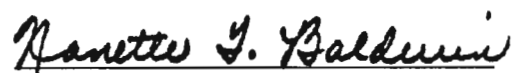
Joseph F. Breighner Jr.

RECUSED

Randall D. Whorton



Nathan G. Johnson



Nanette T. Baldwin