

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

**IN RE THE MATTER OF:**

**MLC CAD SYSTEMS**

**Case No. 11-06-C**

**CONSENT ORDER**

MLC CAD Systems, Inc., a non-certificated company (hereinafter referred to as "Firm"), by and through its representative and president, Mr. Dennis Hill (hereinafter referred to as "Respondent"), hereby stipulates and agrees, subject to approval of the State of Alabama Board of Licensure for Professional Engineers and Land Surveyors (hereinafter referred to as the "Board"), as follows:

**STIPULATED FACTS**

Respondent stipulates that Firm is a value-added-reseller for SolidWorks computer-aided-design and Mastercam computer-aided-manufacturing software solutions headquartered in Austin, Texas.

Respondent stipulates that in or around September 2010 an employee working out of Firm's Birmingham and Huntsville offices filed an application with the Board seeking licensure as a professional engineer.

Respondent stipulates that on November 4, 2010 the Board, by and through its Executive Director, Ms. Regina A. Dinger, initiated a complaint indicating that Firm's internet web page may have been implying that Firm was offering or providing professional engineering services in the State of Alabama.

Respondent stipulates that in November 2010 Firm's internet web page contained the following language: "Our highly trained application engineers have years of real-world, hands-on experience in design, engineering and manufacturing and can advise you on the best strategies to achieve your goals and objectives and minimize the time it takes to reach those goals and objectives."

Respondent stipulates that Firm has never employed a licensed Alabama professional engineer or obtained a certificate of authorization from the Board.

Respondent stipulates that following receipt of the subject complaint, Firm, in April 2011, voluntarily modified its internet web page to indicate that no professional engineering services are provided in the State of Alabama and to remove prior references to Firm's employees as "application engineers."

#### STIPULATED CONCLUSIONS OF LAW

Respondent stipulates that Firm is subject to the provisions of Title 34, Chapter 11, Code of Alabama 1975, § 34-11-16(a) (2) and the jurisdiction of the Board.

Respondent stipulates that the facts set forth in the foregoing "Stipulated Facts" may constitute violations of Title 34, Chapter 11, Code of Alabama 1975, § 34-11-16(a) (2).

#### STIPULATED DISPOSITION

1. Respondent agrees that Firm shall not in the future violate the provisions of Title 34, Chapter 11, Code of Alabama 1975, § 34-11-16(a) (2).

2. Respondent understands that this Consent Order and subsequent Final Order will become a matter of public record.

3. Respondent agrees that Firm shall continue to refrain from use of the title "application engineer" for its employees in matters in the State of Alabama unless and until such employees are licensed as professional engineers in the State of Alabama.

4. Respondent agrees that unless and until Firm obtains a certificate of authorization from the Board, Firm's internet web page shall continue to indicate that no professional engineering services are provided in the State of Alabama.

5. Respondent understands that 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.

6. Respondent agrees that any violation of the terms of this Consent Order may result in the Board filing additional charges in accordance with Title 34, Chapter 11, Code of Alabama 1975, § 34-11-16(a) (2).

7. Respondent understands that 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 on or before March 15 and the regularly scheduled meeting of the Board in Montgomery, Alabama. Respondent understands that it has the right to be present when this matter is discussed but hereby waives that right.


8. Respondent understands that Firm has the right to seek the advice of legal counsel. Respondent also understands that Firm 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.

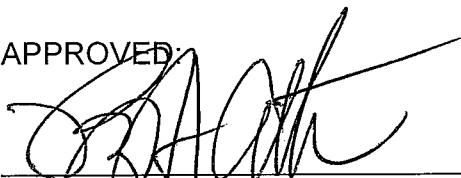
9. Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Consent Order, the stipulated facts, conclusions of law and imposition of administrative action contained herein, and the Final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

10. Respondent and Firm, for the purpose of avoiding further administrative action with respect to this cause, execute 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 day of March, 2012.

  
Dennis Hill, President  
MLC CAD Systems, Inc.

APPROVED:

  
Benjamin H. Albritton  
Assistant Attorney General

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

IN RE THE MATTER OF:

MLC CAD SYSTEMS

Case No. 2011-06-C

FINAL ORDER

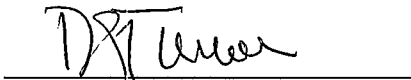
On May 17-18, 2012, the Alabama Board of Licensure for Professional Engineers and Land Surveyors convened for a regularly scheduled meeting. The Board Members in attendance at the meeting were: Mr. W. Gerald Wilbanks, Mr. C. Michael Arnold, Dr. Daniel S. Turner, Mr. Phillip E. Santora, Mr. Earl Foust, Mr. Marc S. Barter and Mr. Charles P. Willis.

This Final Order is based upon a Consent Order signed by Dennis Hill, President and representative of MLC CAD Systems (hereafter referred to as Respondent) and dated March 9, 2012. In the Consent Order, Respondent stipulated the firm may previously have been in violation of Title 34, Chapter 11, Code of Alabama 1975, § 34-11-16(a)(2).

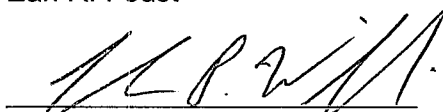
Upon Consideration of the above it is **ORDERED** that the Consent Order dated March 9, 2012 is adopted by the Board and hereby made a part of this Final Order. It is further **ORDERED** that Respondent abide by the Final Order in this manner.

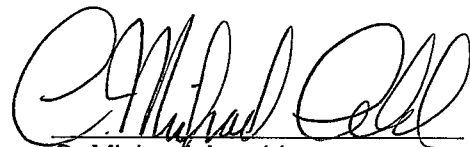
**ENTERED** this the 17th day of May, 2012

  
W. Gerald Wilbanks


  
Daniel S. Turner

**RECUSED**  
Earl R. Foust

  
Charles P. Willis

  
C. Michael Arnold

  
Phillip E. Santora

  
Marc S. Barter