

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

IN THE MATTER OF:

Mr. Ahmad Madani
A.M. Engineering Inc
3840 Tommy Drive
Powder Springs GA 30127

Respondent



Case No. 2018-09-C

CONSENT ORDER

Ahmad Madani, of A.M. Engineering Inc (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 February 9, 2018, the Board received a complaint from Mr. Edd R. Mascari regarding Respondent possibly violating Title 34 of the Code of Alabama.

Respondent stipulates he was issued professional engineer license # 22756 on January 23, 1999, and that license expired on December 31, 2010, due to non-renewal.

Respondent stipulates he entered into an agreement with Douglas A. Hann to provide engineering services for a proposed Domino's Pizza located at 1709 Broad Avenue, Lanett, Alabama. The agreement indicated a total contract price of \$27,000 for the engineering services. Respondent further stipulates he submitted an invoice dated April 21, 2017 for the first payment of \$7,000 upon signing of the contract for the engineering services to be provided.

Respondent stipulates the Board received a professional engineer license reinstatement application from him on April 17, 2017, that was returned to him with the notification that his license was expired and he must submit a new licensure application.

Respondent stipulates he was notified by letter dated May 2, 2017, that additional information was needed regarding his licensure application. Respondent further stipulates he

was notified by letter dated November 15, 2017 that his application would be placed in the “inactive” file since he had not provided the requested information.

Respondent stipulates Mr. Tony Chandler, of the City of Lanett Planning and Development Department, issued a Stop Work Order on the Domino’s project on January 9, 2018.

Respondent stipulates he is not licensed as a professional engineer in the State of Alabama and his firm does not hold a certificate of authorization issued by the Board that would authorize it to offer or provide engineering services in the state of Alabama.

STIPULATED CONCLUSIONS OF LAW

Respondent admits she 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 her 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, § 34-11-16(a)(1) and § 34-11-16(a)(2).

Respondent stipulates her conduct as set forth in the “Stipulated Facts” is a violation of one or more of those statutes 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 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 and in its newsletter.

Respondent agrees to **cease and desist** the practice of engineering related to projects in the State of Alabama until he employs an Alabama licensed professional engineer and his firm obtains a certificate of authorization for engineering issued by the Board.

Respondent shall submit to the Board with this signed Consent Order a check made payable to PE/PLS Fund in the amount of three hundred and fifty dollars (\$350) for the cost of

the investigation.

Respondent shall submit to the Board a check made payable to the State of Alabama General Fund in the amount of three hundred dollars (\$300) on October 15, 2018, November 15, 2018, December 15, 2018, January 15, 2019, February 15, 2019, and March 15, 2019. Respondent shall submit to the Board a check made payable to the State of Alabama General Fund in the amount of two hundred dollars (\$200) on April 15, 2019.

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

Respondent understands she has the right to seek the advice of legal counsel. Respondent also understands she 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 29 day of July, 2018.


Ahmad Madani
A.M. Engineering Inc

APPROVED:


Benjamin H. Albritton
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 Ahmad Madani, in which he stipulated his firm violated the Code of Alabama 1975, §34-11-16(a)1 and §34-11-16(a)2 hereby adopts the Consent Order and issues this Final Order.

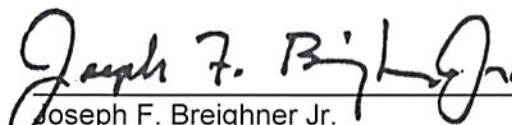
The Consent Order and Final Order take immediate effect upon the signing of this Final Order and the Respondent is **ORDERED** to abide by the Consent Order and Final Order as approved by the Alabama Board of Licensure for Professional Engineers and Land Surveyors.

ENTERED this the 11th day of September 2018.


M. Elisabeth Hyde


Randall D. Whorton


Marc S. Barter


Joseph F. Breighner Jr.


Nathan G. Johnson


Richard G. Grace

DID NOT ATTEND
M. H. Adams-Morales