

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

IN THE MATTER OF:

Keith McCraney, PLS 18360

Respondent



Case No. 2020-11

CONSENT ORDER

Keith McCraney (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 he received a professional land surveyor license from the Board on November 16, 2001.

Respondent stipulates on December 19, 2019, the Board received a complaint regarding him possibly violating Title 34 of the Code of Alabama by performing a boundary survey which possibly contained errors.

Respondent stipulates he completed a boundary survey of property located on Yantley Road in Choctaw County Alabama in January 2011, for Mrs. Kenya McRae.

Respondent stipulates a Board Technical Advisor reviewed the survey bearing his professional seal and signature and provided a report that stated it contained violations of the standards of practice for land surveying in Alabama.

STIPULATED CONCLUSIONS OF LAW

Respondent stipulates his conduct as set forth in the foregoing "Stipulated Facts" constitutes a violation of Title 34, Chapter 11, Code of Alabama 1975, § 34-11-11(a)2 and a violation of the Rules of the Administrative Code of the Board § 330-X-14.05g and § 330-X-14-.06(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 it is subject to disciplinary action under Title 34, Chapter 11, Code of Alabama 1975, § 34-11-11.1.

STIPULATED DISPOSITION

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

Respondent shall submit to the Board with this signed Consent Order a check made payable to the PE/LS Fund in the amount of one thousand five hundred dollars (\$1,500).

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 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 6TH day of NOVEMBER, 2020.


Keith McCraney, PLS

APPROVED:


Benjamin H. Albritton
Assistant Attorney General

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

IN THE MATTER OF:)

Keith McCraney, PLS 18360)

Respondent)



Case No. 2020-11

FINAL ORDER

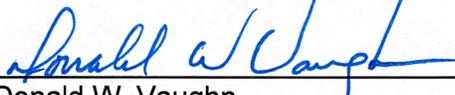
The Alabama Board of Licensure for Professional Engineers and Land Surveyors having considered the consent order signed by Keith McCraney, professional land surveyor, in which he stipulated he violated Title 34, Chapter 11, Code of Alabama 1975, § 34-11-11(a)(2) and the Rules of the Administrative Code of the Board § 330-X-14.05g and § 330-X-14.06(a)(1), approves the Consent Order and issues this Final Order.

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

ENTERED this the 17th day of November 2020.



M. Helen Adams-Morales



Donald W. Vaughn



Elaine B. Walton

RECUSED

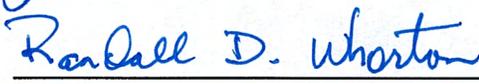
John E. Averrett



Marc S. Barter



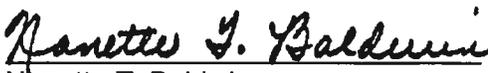
Joseph F. Breighner Jr



Randall D. Whorton



Nathan G. Johnson



Nanette T. Baldwin