

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

IN RE THE MATTER OF:

MID-SOUTH PRODUCTS ENGINEERING, INC

Case No. 2013-01-B

CONSENT ORDER

Mid-South Products Engineering, Inc., an engineering firm (CA-983-E) located in Gadsden, Alabama, by and through its owner Robert A. Stringer (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 on March 14, 1989 it obtained a certificate of authorization (# CA-983-E) from the Board, authorizing it to provide or offer to provide engineering services in the State of Alabama and held that certificate continuously until January, 31 2013 when it lapsed.

Respondent stipulates Board records indicated that Mr. John Bertalan, Alabama licensed professional engineer (PE #25794) was listed as the principal professional engineer for the firm until August 6, 2012 when he notified the Board he was no longer affiliated with the firm. The Board notified Respondent it had thirty days to employ a licensed Alabama professional engineer to serve as principal for the firm. Respondent failed to respond.

Respondent stipulates on October 23, 2012 the Board initiated a complaint by and through its Executive Director Ms. Regina A. Dinger alleging Respondent and his company may be using the term "engineering" in its name in the State of Alabama without employing an Alabama licensed professional engineer.

Respondent stipulates that as of March 14, 2013 it had not identified a new Alabama licensed professional engineer to serve as its principal. Mr. Robert A. Stringer, CFO and representative of the firm provided a response indicating the firm was formally dissolved in 2009 but that it maintained the certificate of authorization in the hope of needing it at a later date.

Respondent stipulates that the Board's investigation obtained information from the Alabama Secretary of State's website which indicates the firm was dissolved in December 2009. Information was also obtained that indicates the firm continues to answer its telephone as "Mid-South Products Engineering, Inc" and continues to identify itself as "Mid-South Engineering Inc." on the Yellow Pages and Yellow Book 2013 websites.

STIPULATED CONCLUSIONS OF LAW

Respondent admits he 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 his conduct as set forth in the foregoing "Stipulated Facts" constitutes violations of Title 34, Chapter 11, Code of Alabama 1975, § 34-11-15(b), § 34-11-16(a)(1).

Respondent stipulates his conduct as set forth in the "Stipulated Facts" is a violation 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 become a matter of public record.

Respondent shall **cease and desist** the use of the term "engineering" in any form in the State of Alabama until such time as he employs an Alabama professional engineer.

Respondent shall submit to the Board a certified check in the amount of \$500.00 (five hundred dollars) made payable to the General Fund of the State of Alabama with this signed consent order.

Respondent shall submit to the Board a payment of \$129.14 (one hundred twenty-nine dollars and fourteen cents) made payable to the Board with this signed consent order for the costs associated with the complaint 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 any violation of the terms of this Consent Order, may result in the Board filing additional charges in accordance with the Title 34, Chapter 11, Code of Alabama 1975, § 34-11-11.

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 this discussion will take place at a regularly scheduled meeting of the Board in Montgomery Alabama.

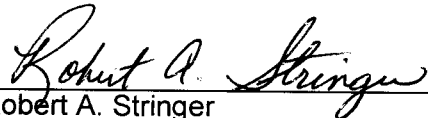
Respondent understands it has the right to seek the advice of legal counsel. Respondent also understands it has the right to a formal fact finding hearing before the Board, to compel the testimony of witnesses, to cross-examine witnesses against it, and to obtain judicial review of the Board's decision 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. 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 21st day of MAY, 2013



Robert A. Stringer
Mid-South Products Engineering, Inc.

APPROVED:



Benjamin H. Albritton
Assistant Attorney General

STATE OF ALABAMA
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FINAL ORDER

On July 24, 2013, 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: Dr. Daniel S. Turner, Mr. Phillip E. Santora, Mr. Earl Foust, Mr. Marc S. Barter, Mr. Charles P. Willis, Mr. W. Gerald Wilbanks and Mr. Frazier Christy.

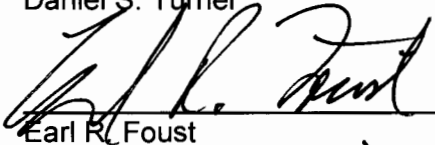
This Final Order is based upon a Consent Order signed by Mid-South Products Engineering, Inc., by and through its owner Robert A. Stringer (hereafter referred to as "Respondent") and dated May 21, 2013. In the Consent Order, Respondent stipulated he violated the Code of Alabama 1975, § 34-11-15(b) and § 34-11-16(a) (1).

Upon Consideration of the above it is **ORDERED** that the Consent Order dated May 21, 2013 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 24th day of July, 2013



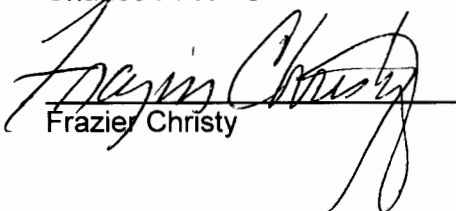
Daniel S. Turner



Earl R. Foust



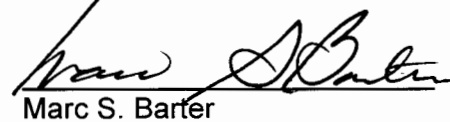
Charles P. Willis



Frazier Christy



Phillip E. Santora



Marc S. Barter

RECUSED

W. Gerald Wilbanks