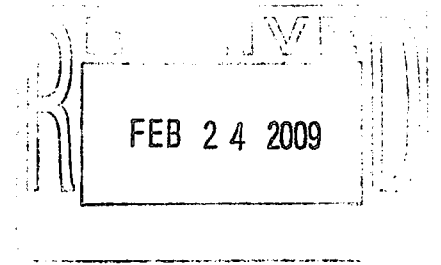


STATE OF ALABAMA  
BOARD OF LICENSURE FOR  
PROFESSIONAL ENGINEERS AND  
LAND SURVEYORS



IN RE THE MATTER OF:

AKBAR TALEBI

Case No. 09-08-B

CONSENT ORDER

Akbar Talebi (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 November 6, 1995 he obtained a Professional Engineer license (license number 23415) from the Board and has held that license continuously since that date.

Respondent stipulates he received a letter from the Board dated July 8, 2008 stating he had been selected at random for audit of the continuing professional competency credits he obtained in order to renew his professional engineer license in the State of Alabama for 2008. Said letter requested Respondent respond no later than August 11, 2008.

Respondent stipulates on August 7, 2008 he contacted the Board via telephone and email requesting additional time to comply with the Board's request for documentation of his continuing professional competency credits. Respondent also stipulates he was allowed an additional thirty (30) days in which to provide the requested documentation, but as of September 23, 2008 no documentation was received by the Board.

Respondent stipulates on September 23, 2008 the Board sent a letter (via both certified mail and regular mail) informing Respondent of the requirement to respond to the Board's audit of the continuing professional competency credits he obtained in order to renew his professional engineer license in the State of Alabama for 2008 and requesting he comply no later than September 30, 2008. Respondent stipulates he did not respond to the Board's letter.

Respondent stipulates on October 6, 2008 Ms. Whatley, a Board employee sent an email to Respondent requesting he contact the Board immediately regarding the documents previously requested relative to his continuing professional competency credits.

Respondent stipulates on October 9, 2008 he contacted the Board via email in which he reported being unable to locate the documentation requested by the Board. Respondent also requested the Board allow him to report continuing professional competency credits earned in 2008, for credits he reported in 2007.

Respondent stipulates on November 4, 2008 a letter was sent via certified and regular mail informing Respondent the Board had initiated a complaint regarding his failure to provide the documents supporting his earned continuing professional competency credits for 2007. Said letter requested Respondent provide a written response along with any additional information prior to November 18, 2008.

#### STIPULATED CONCLUSIONS OF LAW

Respondent, in his capacity as a licensed Professional Engineer in the State of Alabama, admits in such capacity that 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 a violation of the Board's *Administrative Code* § 330-X-14-.06(a)(15) and § 330-X-13-.02(4)(a).

9. Respondent agrees 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.

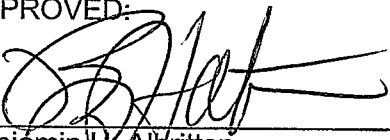
10. Respondent understands in order to make a decision relative to approving this Consent Order discussions must take place between Board Members, Board Staff and Board Counsel. Respondent understands this discussion will take place at the Board's regularly scheduled meeting at 9:00 a.m. on March 5, 2009 in Montgomery, Alabama. Respondent understands he has the right to be present when this matter is discussed but hereby waives that right.

11. 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.

12. 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.

SIGNED this the 20 day of FEBRUARY, 2009.

  
\_\_\_\_\_  
Akbar Talebi  
Respondent

APPROVED:  
  
\_\_\_\_\_  
Benjamin H. Albritton  
Assistant Attorney General

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

**IN RE THE MATTER OF:**

**AKBAR TALEBI**

**CASE NO. 09-08-B**

**FINAL ORDER**

On March 5, 2009 at 9:00 a.m. the Alabama Board of Licensure for Professional Engineers and Land Surveyors convened for a regularly scheduled Board meeting. The Board Members in attendance at the meeting were: Mr. Don T. Arkle, Mr. Al I. Reisz, Mr. William C. Ulrich, Jr, Mr. C. Michael Arnold, and Mr. Preston L. Jackson. Also present at the Board Meeting were Ms. Regina Dinger, Executive Director of the Board, and Mr. William R. Huett, Assistant Executive Director and Investigator for the Board. Mr. Benjamin Albritton, Assistant Attorney General, appeared as counsel for the Board.

This Final Order is presented to the Board upon a Consent Order signed by Mr. Akbar Talebi (hereinafter referred to as "Respondent") dated February 20, 2009. In said Consent Order, Respondent stipulated that he violated the Rules of Professional Conduct of the Board's *Administrative Code* § 330-X-14-.06(a) (15) and § 330-X-13-.02(4)(a).

Upon Consideration of the above it is ORDERED the Consent Order dated February 20, 2009 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.

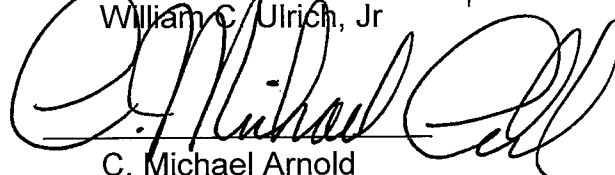
ENTERED this the 5th day of March 2009.

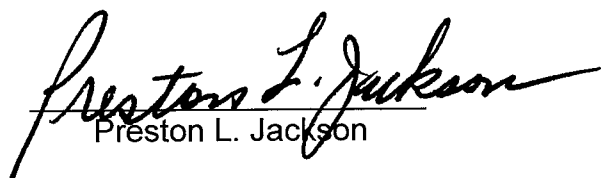
**RECUSED**

  
Don T. Arkle

  
Al I. Reisz

  
William C. Ulrich, Jr

  
C. Michael Arnold

  
Preston L. Jackson