

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

IN THE MATTER OF:

Michael Leon Pugh Jr.

Beau J. Tate

Royal Engineers and Consulting LLC

1231 Camellia Blvd

Lafayette, LA 70508

Respondents



Case No. 2014-11-C

CONSENT ORDER

Michael Leon Pugh Jr., an Alabama licensed professional engineer, Beau J. Tate, an individual, and the certificated firm, Royal Engineers and Consulting LLC (hereinafter referred to as “Respondent”) hereby stipulate and agree, 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 Pugh stipulates he is licensed as a professional engineer (license number 29258) in the state of Alabama and the firm holds a state of Alabama certificate of authorization for engineering (certificate number CA-3472-E) which only identifies an office located at 601 Elysian Fields Avenue, New Orleans, Louisiana that will offer or provide engineering services for projects in the state of Alabama.

Respondent Pugh stipulates the firm does not identify an Alabama licensed professional engineer to serve as the resident responsible charge professional engineer for its office located at 1231 Camellia Blvd, Lafayette, Louisiana on its certificate of authorization application.

Respondent Tate stipulates he is not licensed as a professional engineer in the state of Alabama and he placed his signature and State of Louisiana professional engineer seal on design plans titled “Repair/Replacement of the Secondary Digester Cover at the C.C. Williams WWTF” for an engineering project in the state of Alabama.

Respondent Pugh stipulates the design plans titled “Repair/Replacement of the Secondary Digester Cover at the C.C. Williams WWTF” that bear Respondent Tate’s signature, and state of Louisiana professional engineer seal, also contain the firm name Royal Engineers and Consulting LLC and the address 1231 Camellia Blvd, Lafayette, Louisiana. Respondent stipulates firm does not employ an Alabama licensed professional engineer as the resident responsible charge professional engineer for Alabama projects for that office.

STIPULATED CONCLUSIONS OF LAW

Respondents admit they are subject to the provisions of Title 34, Chapter 11, Code of Alabama 1975, § 34-11-11 and the jurisdiction of the Board.

Respondents stipulate their conduct as set forth in the foregoing “Stipulated Facts” constitutes violations of Title 34 Chapter 11 Code of Alabama 1975 § 34-11-9(a)(5) and § 34-11-16(a)1.

Respondents stipulate their conduct as set forth in the “Stipulated Facts” are violations of those statues set forth above, and they are subject to disciplinary action under Title 34, Chapter 11, Code of Alabama 1975, § 34-11-11.

STIPULATED DISPOSITION

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

Respondents understand this Consent Order and subsequent Final Order will become a matter of public record.

Respondent Tate shall **cease and desist** the practice, or offer to practice, of engineering in the state of Alabama until he receives a license to practice engineering from this Board.

Respondent Firm shall **cease and desist** the practice, or offer to practice, of engineering for projects in the state of Alabama from office locations that do not have a resident Alabama licensed professional engineer.

Respondents shall submit to the Board via a certified check made payable to the PE / PLS Fund a fine in the amount of one thousand five hundred dollars (\$1,500.00) with this signed Consent Order.

Respondents understand 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.

Respondents agree to comply with the terms of this Consent Order and understand failure to comply with the terms of the Consent Order may result in additional charges or discipline.

Respondents understand 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.


Respondents understand they have the right to seek the advice of legal counsel. Respondents also understand they have the right to a formal fact finding hearing before the Board, to compel the testimony of witnesses, to cross-examine witnesses against them, and to obtain judicial review of the Board's decision in said formal hearing but expressly waive these rights with execution of this Consent Order and Final Order of the Board.

Respondents expressly waive all further procedural steps, and expressly waive 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.

Respondents 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 14 day of August, 2014



Michael Leon Pugh Jr.
Royal Engineers and Consulting LLC



Beau Tate
Royal Engineers and Consulting LLC

APPROVED: 

Benjamin H. Albritton
Assistant Attorney General

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

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Lafayette, LA 70508)

Respondents)
_____)



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FINAL ORDER

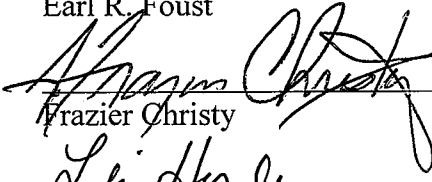
The Alabama Board of Licensure for Professional Engineers and Land Surveyors having considered the consent order signed by Michael Leon Pugh, Jr., Professional Engineer, and Beau J. Tate, an un-licensed individual, in which they stipulated they violated the Code of Alabama 1975, §34-11-9(a)5, and § 34-11-16(a)1, and 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.

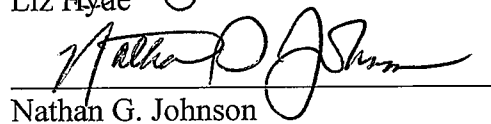
ENTERED this the 29th day of October, 2014


DID NOT ATTEND

Earl R. Foust


Frazier Christy


Liz Hyde


Nathan G. Johnson


Marc S. Barter

RECUSED

Charles P. Willis


Richard G. Grace