

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

IN THE MATTER OF: )

Mr. Horace W. Walker, Jr. )  
FloraBama Geospatial Solutions LLC )  
1184-C Circle Drive )  
DeFuniak Springs, FL 32435 )

**Respondent** )

---



Case No. 2019-21

**CONSENT ORDER**

Horace W. Walker, Jr. and FloraBama Geospatial Solutions LLC (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 the Board issued him a professional land surveyor license on June 11, 1993, that authorized him to offer or provide land surveying services in the State of Alabama. Respondent stipulates the firm FloraBama Geospatial Solutions LLC was issued a certificate of authorization for land surveying on December 19, 2017, that authorized the firm to offer or provide land surveying services in the State of Alabama.

Respondent stipulates on March 28, 2019, the Board received a complaint that alleged he and his firm possibly violated Title 34 of the Code of Alabama. The complaint indicated employees of FloraBama Geospatial Solutions LLC, trespassed on gated private property, caused damage to the property; and performed land surveying services on the property without providing notice to the property owner, Ms. Christina Tillman Shaw.

Respondent stipulates while performing a survey for a neighboring property, employees of FloraBama Geospatial Solutions, LLC (FGS) entered Ms. Christina Tillman Shaw's property several times during the months of April and May 2018; and caused damage to her property without making a reasonable attempt to notify her.

### **STIPULATED CONCLUSIONS OF LAW**

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.

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 the Rules of the Administration Code § 330-X-14-.06(a)(1).

Respondent stipulates his 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 shall submit to the Board with this signed Consent Order a check made payable to the PE/PLS Fund in the amount of three thousand and five hundred dollars (\$3,500).

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 this discussion will occur at a scheduled meeting of the Board.

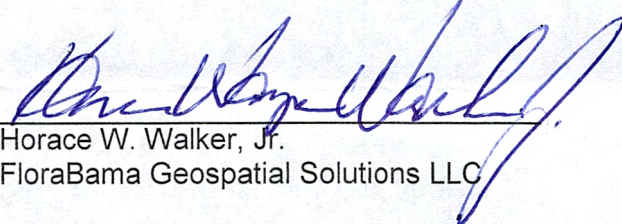
Respondent understands he has the right to seek the advice of legal counsel. Respondent also understands he has the right to a formal fact-finding hearing before the Board, to compel the testimony of witnesses, to cross-examine witnesses against him, and to

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.

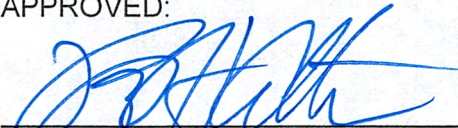
Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Consent Order, the stipulated facts, conclusions of law and imposition of administrative action contained herein, and the Final Order 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 13 day of NOVEMBER 2019.

  
\_\_\_\_\_  
Horace W. Walker, Jr.  
FloraBama Geospatial Solutions LLC

APPROVED:

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

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

IN THE MATTER OF:

Mr. Horace W. Walker, Jr.  
FloraBama Geospatial Solutions LLC  
1184-C Circle Drive  
DeFuniak Springs, FL 32435

**Respondent**



Case No. 2019-21

**FINAL ORDER**

The Alabama Board of Licensure for Professional Engineers and Land Surveyors having considered the consent order signed by Horace W. Walker, Jr., in which he stipulated his firm violated Title 34, Chapter 11, Code of Alabama 1975, § 34-11-11(a)(2) and the Rules of the Administration Code § 330-X-14-.06(a)(1).

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 14th day of January 2020.

Randall D. Whorton  
Randall D. Whorton

Marc S. Barter  
Marc S. Barter

Elaine B. Walton  
Elaine B. Walton

John E. Averrett  
John E. Averrett

Donald W. Vaughn  
Donald W. Vaughn

RECUSED

M. Helen Adams-Morales

Joseph F. Breighner Jr.  
Joseph F. Breighner Jr.

Nathan G. Johnson  
Nathan G. Johnson

Nanette T. Baldwin  
Nanette T. Baldwin