

# Alaska Department of Community and Economic Development

## Division of Occupational Licensing

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DATE: February 4, 2004

TO: Board of Registration for Architects, Engineers, and Land Surveyors

THROUGH: Gary Veres, Chief Investigator

FROM: George Weaver & John Clark, Investigators

SUBJECT: Investigative Report for the February 19 and 20, 2004,, meeting.

### OPEN CASES

- 0100-03-2 Allegation that an architect sealed and signed plans containing electrical and mechanical engineering. (Opened 12/03/03)
- 0101-02-6 Allegation that an unlicensed person worked as an architect. (Opened 8/22/02)
- 0101-03-6 Allegation that an unlicensed person worked as an architect. (Opened 04/03/03)
- 0101-03-9 Allegation that an unlicensed person worked as an architect. (Opened 04/21/03)
- 0101-03-10 Allegation that an unlicensed person worked as an architect. (Opened 04/22/03)
- 0101-03-11 Allegation that a civil engineer worked as an architect. (Opened 04/29/03)
- 0101-03-13 Allegation that an unlicensed individual worked as an architect. (Opened 09/11/03)
- 0101-03-15 Allegation that an unlicensed person worked as an architect. (Opened 09/23/03)
- 0102-02-4 Allegation that an engineer was not competent in the design of a structure. (Opened 12/05/02)

- 0102-02-5 Allegation that an engineer was negligent regarding the inspection of a residential structure. (Opened 12/16/02)
- 0102-03-1 Allegation that a civil engineer worked outside the scope of his license. (Opened 04/04/03)
- 0102-03-4 Allegation that an engineer did not properly sight adapt design documents. (Opened 12/03/03)
- 0103-03-4 Allegation that an unlicensed person is advertising to work as a professional engineer. (Opened 09/12/03)
- 0103-03-5 Allegation that an unlicensed person represented himself as an engineer. (Opened 12/19/03)
- 0104-01-2 Allegation that a land surveyor is performing work below minimum industry standard. (Opened 09/26/01)
- 0104-02-1 Allegation that a licensed land surveyor is sealing and signing work without supervising the person doing the work and preparing the plats (Opened 03/26/02)
- 0104-02-4 Allegation that a land surveyor's work was below minimum professional standards on a project. (Opened November 19, 2002)
- 0104-02-5 Allegation that a land surveyor's work is below minimum professional standards. (Opened November 21, 2002)
- 0104-03-2 Allegation that a professional land surveyor was negligent regarding an as-built. (Opened 09/09/03)
- 0104-03-3 Allegation that a professional land surveyor was negligent regarding an as-built. (Opened 09/23/03)
- 0104-03-5 Allegation that a land surveyor improperly placed a monument causing a property line to become clouded. (Opened 11/28/03)
- 0105-02-2 Allegation of land surveying by an unregistered individual. (Opened 10/29/02)
- 0107-03-1 Allegation that a corporation offered engineering services without being registered as an AELS corporation. (Opened 05/06/03)
- 0107-03-3 Allegation that a corporation advertised to provide engineering services without being registered as an AELS corporation. (Opened 07/15/03)

The first four numbers of the case number indicate the profession; the professional codes are as follows:

0100	Architect	0106	Corporate Authorization
0101	Unlicensed Architect	0107	Unlicensed Corporate Authorization
0102	Engineer	0150	Architect Applicant
0103	Unlicensed Engineer	0152	Engineering Applicant
0104	Land Surveyor	0154	Land Surveyor Applicant
0105	Unlicensed Land Surveyor		

- 0107-03-4 Allegation that a corporation offered engineering services without being registered as an AELS corporation. (Opened 07/29/03)
- 0107-03-5 Allegation that a corporation offered engineering services without being registered as an AELS corporation. (Opened
- 0107-03-6 Allegation that a corporation is advertising to provide land surveying services without being registered as an AELS corporation. (Opened 09/12/03)
- 0152-01-1 Applicant was denied and requested a hearing. (Opened 03/29/01)
- 0154-02-1 Applicant was denied and requested a hearing. (Opened 10/11/02)
- 0154-03-1 Applicant was denied and requested a hearing. (Opened 09/05/03)

DRAFT ACCUSATIONS PENDING ATTORNEY GENERAL REVIEW

- 0104-96-1 Allegation that a registered land surveyor's work was below the minimum professional standards for a land surveyor. (Referred 08/21/98)
- 0104-98-2 Allegation that a registered land surveyor did not provide services in a timely manner. (Referred 08/21/98/)

LICENSING ACTION TAKEN

CEASE AND DESIST ORDERS ISSUED

- 0101-02-7 During a site visit was it was determined that Ricky Vann, a General Contractor, made architectural decisions in the process of constructing the building. No architect was involved in the design of the building. A cease and desist order was sent to Vann, who has requested a hearing on the matter. (Opened 10/31/02)
- 0101-03-8 Allegation that Mike Tauriainen, a Civil Engineer, worked as an architect on by doing the architectural design for a new building. Investigation established that Tauriainen did architectural work in the process of doing the design work for the project. A cease and desist order was sent to Tauriainen, who has requested a hearing on the matter. (Opened 04/08/03)
- 0101-03-14 Allegation that Manford Rudisel, a Professional Architect registered in the State of Alaska, worked outside the scope of education, training and licensure by doing engineering design work on a building. Investigation established that Rudisel did engineering design work in the process of

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doing the design work for the project. A cease and desist order was sent to Rudisel, who has requested a hearing on the matter. (Opened 09/18/03)

0102-03-3 Allegation that Mike Tauriainen, a Civil Engineer, worked outside the scope of education, training and licensure by doing architectural design work on a building. Investigation established that Tauriainen's design work exceeded the scope of his license as a civil engineer. A cease and desist order was sent to Tauriainen, who has requested a hearing on the matter. (Opened 04/08/03)

0103-02-8 During a site visit it was determined that Terry Stone, an Electrical Administrator, made electrical engineering decisions in the process of constructing the building. No electrical engineer was involved in the design of the building. A cease and desist order was sent to Stone, who has requested a hearing on the matter. (Opened 09/13/02)

### ACCUSATION FILED

0100-02-5 Richard S. Cobb, Professional Architect License 6213, was formerly licensed under the name Frederick E. Lepley. Lepley (Cobb) was convicted of sexual abuse of a minor and was ordered committed to the care and custody of the Commissioner of the Department of Corrections for eight years with credit for time served. While confined Lepley (Cobb) allowed his architectural license to lapse. On December 11, 1992, Lepley completed a renewal application and checked the "No" block for the question reading "Have you been convicted of a violation of a U.S. or state statute, excluding minor traffic violations, since your last renewal. On December 11, 1992, Lepley (Cobb) was still in prison serving time for the above conviction. Subsequent to being released from confinement Lepley legally changed his name to Richard S. Cobb. (Accusation filed 02/28/03)

0100-02-4 Seth Yerrington, a Professional Architect, License 2142, worked as a professional architect in the design of a commercial building – a warehouse addition project. An expert witness reviewed Yerrington's work on the project and the expert witness is of the opinion that Yerrington's work on the project was below minimum professional standards for an architect registered in the State of Alaska. (Referred 07/17/03)

0100-02-6 Seth Yerrington, a Professional Architect, License 2142, worked as a professional architect in the design of a commercial building – an apartment building. Yerrington's work on the project was reviewed by an expert witness and the expert witness is of the opinion that Yerrington's work on the project was below minimum professional standards for an architect registered in the State of Alaska. (Referred 07/17/03)

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OTHER CASES CLOSED:

- 0101-03-3 Allegation that an individual made architectural decisions on a small commercial project. Investigation substantiated the allegation. An advisory letter was sent to the individual. This closure was coordinated with AELS Board Member Don Iverson. (Closed 01/12/04)
- 0101-03-7 Allegation that an unlicensed person advertised for work as an architect. Investigation revealed the individual was not responsible for the advertising being placed. (Closed 01/28/04)
- 0101-03-12 Allegation that an engineer made architectural decisions on plans sealed and signed by the engineer. Investigation substantiated the allegation. An advisory letter was sent to the engineer involved. This closure was coordinated with AELS Board Member Don Iverson. (Closed 01/12/04)
- 0101-03-16 Allegation that an unlicensed person advertised to work as an architect. Investigation revealed the person was advertising in an acceptable manner. (Closed 11/10/03)
- 0103-03-3 Allegation that an unlicensed person worked as an engineer on a project in Alaska. Investigation revealed the individual initially worked in an unlicensed capacity, however, the individual ultimately worked as a consultant to an engineer licensed in the State of Alaska. An advisory letter was sent to the individual. This closure was coordinated with AELS Board Member Robert Miller. (Closed 01/13/04)
- 0104-02-3 Allegation that a land surveyor prepared an inaccurate as-built. This investigation was closed based on the directive from Director Union that all cases that are over one year old that don't contain serious public safety issues be closed. (Closed 12/24/03)
- 0152-02-1 An individual's application is pending obtaining information from another jurisdiction. Investigation revealed that the engineer applicant was not completely truthful about licensing action taken in another jurisdiction. The individual became licensed after compliance with a Board directive. An advisory letter was sent to the individual. (Closed 01/21/04)

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