

**BEFORE THE ENGINEERING AND LAND SURVEYING EXAMINING BOARD
OF THE STATE OF IOWA**

IN THE MATTER OF:)	
)	CASE NO. 00-11
GREGORY LEO RILEY)	
THE STRUCTURAL ENGINEERING)	
CONSULTANTS, INC.)	
23236 LYONS AVE., #230)	STATEMENT OF CHARGES
SANTA CLARA, CA 91821)	
)	
RESPONDENT)	

COMES NOW the Complainant, Glean Coates, and states:

1. The Complainant is the Executive Secretary of the Iowa Engineering and Land Surveying Examining Board and files these charges solely in her official capacity.
2. The Board has jurisdiction of this matter pursuant to Iowa Code chapters 17A, 272C and 542B (1999).
3. On June 19, 2000, the Board issued the Respondent, Iowa professional engineering license number 15230.
4. Respondent's professional engineering license is active at the time of this notice.

Count I

Respondent is charged with unethical conduct and practices harmful to the public in violation of Iowa Code sections 272C.10(3) and 542B.21(3)(1999), and 193C IAC 4.8(5) when he engaged in the practice of engineering in Iowa without an Iowa professional engineering license.

Circumstances

1. The Respondent signed and sealed engineering documents (structural notes) for signage support for a Vitamin World sign at Merle Hay Mall in Des Moines, Iowa, on May 24, 2000 using a California professional license seal.

2. The Respondent indicated on the structural notes that he was under Iowa temporary permit.
3. The Respondent signed and sealed structural engineering calculations prepared for the Vitamin World signage support project on May 31, 2000.
4. The Respondent indicated on the structural engineering calculations that he was under Iowa temporary permit.
3. The Respondent's application was signed and notarized on May 27, 2000.
4. The Board received the Respondent's application for licensure by comity and letter requesting temporary licensure on May 31, 2000.
5. The Respondent's application was reviewed and approved by the Board on June 8, 2000.
6. The Board issued license number 15230 to the Respondent on June 19, 2000.
7. The Board sent a letter to the Respondent on July 25, 2000, requesting an explanation of the situation where it appears the he was practicing engineering in Iowa prior to licensure, sealing documents with his California seal, and misrepresenting his licensure status to the City of Des Moines.
8. The Board received the Respondent's response on August 25, 2000.

WHEREFORE, the Complainant prays that a hearing be held in this matter and the Board take such action as it deems appropriate under the law.

Signed and dated this _____ day of October, 2000.

Gleean M. Coates, Executive Secretary

Iowa Engineering and Land Surveying Examining Board

FINDING OF PROBABLE CAUSE

On September 21, 2000, the Iowa Engineering and Land Surveying Examining Board found probable cause to file this Statement of Charges and to order a hearing be set in this case.

Dwayne M. Garber, Chair

cc: Engineering and Land Surveying Examining Board
Pamela Griebel, Assistant Attorney General
Department of Inspections and Appeals

imposed in the event of any future violations. In addition, the Board shall advise the National Council for Examiners of Engineering and Surveying of the disposition of this matter.

7. This Order and the Statement of Charges are public records available for inspection and copying in accordance with the requirements of Iowa Code chapter 22 (1999).

8. Failure to comply with the provisions of this Order shall be considered prima facie evidence of a violation of Iowa Code section 542B.21(3) (1999) and 193C IAC 4.2, and shall be grounds for disciplinary action pursuant to Iowa Code section 272C.3(2)(a) (1997). However, no action may be taken against Respondent for violations of these provisions without a hearing as provided in Iowa Code section 542B.22, or waiver of hearing.

9. This Agreement is subject to approval of the Board:

(a) If the Board fails to approve this Agreement, it shall be of no force or effect on either party, and it shall not be admissible for any purpose in further proceedings in this matter.

(b) If the Board approves this Agreement, it shall fully dispose of all issues in this case.

IT IS THEREFORE ORDERED:

A. Reprimand

The Respondent is reprimanded for practicing professional engineering in Iowa before obtaining a license to practice.

B. Civil Penalty

Respondent shall pay a civil penalty of five hundred dollars (\$500.00) to the Board within thirty (30) days of the Board approval of this order.

Agreed and Accepted:

Iowa Engineering and Land Surveying Examining Board

[Redacted Signature]

Date 11/30/00

By: Dwayne C. Garber, Chair

The Respondent

[Redacted Signature]

Date 10/23/00

Gregory Leo Riley