

FILED 1/17/97 (Date)

BEFORE THE IOWA ARCHITECTURAL EXAMINING BOARD

Board / Commission

Janet Young
Signature, Executive Officer

In Re:

CHARLES M. SCHWAB d/b/a
CHARLES SCHWAB ARCHITECTS
803-C Horizon Court
Bettendorf, Iowa 52722-2982

Respondent.

Case No. 96-13

CEASE AND DESIST ORDER
BY STIPULATION

The Iowa Architectural Examining Board ("Board") and Charles M. Schwab d/b/a Charles Schwab Architects ("Schwab") stipulate to the following Cease and Desist Order pursuant to Iowa Code § 544A.15 (1995):

1. Schwab is an architect registered in Illinois who advertises architectural and design services to the public under the name Charles Schwab Architects.
2. Schwab is not currently registered as an architect in Iowa under Iowa Code chapter 544A (1995) and his company does not currently employ any architects registered in Iowa. Schwab's company is not authorized as a business entity to practice architecture in Iowa, pursuant to Iowa Code section 544A.21(5).
3. The Board is authorized by Iowa Code section 544A.20 to seek an injunction in district court enjoining any person who is not legally authorized to practice architecture in Iowa from engaging in such practice or offering to engage in such practice. Pursuant to Iowa Code section 544A.1, only persons qualified under the laws of the state of Iowa are authorized to practice architecture in Iowa.
4. The Board and Schwab have agreed to informally resolve a pending complaint concerning Schwab's advertising in the 1996 U.S. West Direct yellow

pages. The advertising offers architectural services from an Iowa address without disclosing Schwab is not registered as an architect in Iowa.

5. In the event this Stipulation is violated, it may be used as evidence in a subsequent enforcement action before the Board or in district court.

6. Schwab agrees that he will not in the future engage in the practice of architecture in Iowa, as defined in Iowa Code section 544A.16(9), or represent to the public any ability or authority to do so without becoming registered as an architect in Iowa. Once registered, Schwab agrees to secure any authorization to practice architecture as a business entity his company may need under Iowa law. Schwab also agrees that if in the future he advertises architectural services in Iowa (such as in regional yellow pages directories distributed in more than one state) he will disclose in the ad that he is not registered as an architect in Iowa if he is not yet so registered.

7. While Schwab agrees to either become registered or refrain from engaging in the practice of architecture in Iowa, Schwab recognizes his current yellow pages advertising will be in circulation for some time offering architectural services from an Iowa location. It is possible Iowans may contact Schwab regarding structures which may be designed by persons who are not registered as architects in Iowa, pursuant to Iowa Code section 544A.18. Some Iowans may contact Schwab for design services believing he is registered as an architect in Iowa. Schwab, therefore, agrees that he will provide a written disclosure to all Iowa clients informing them that he is not registered as an architect in Iowa until his

current yellow pages advertising is out of circulation or he becomes registered in Iowa, whichever first occurs.

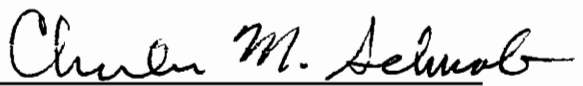
8. This Stipulation is a public record pursuant to Iowa Code chapter 22.

AGREED AND ACCEPTED:

**The Iowa Architectural
Examining Board**


By: **Glen D. Huntington, Chair**

1-14-97
Date


**Charles M. Schwab d/b/a Charles
Schwab Architects**

12-15-96
Date