

BEFORE THE IOWA ARCHITECTURAL EXAMINING BOARD
OF THE STATE OF IOWA

Department of Commerce
Professional Licensing Bureau

FILED 8/26/00 (Date)

IN THE MATTER OF:)

Michael T. Stott)
Stott and Associates Architects PC)
600 5TH Street)
Ames IA 50010)

CASE NO. 2000-8)

Settlement Agreement and
Consent Order

[Signature]
Board / Commission
Signature, Executive Officer

The Iowa Architectural Examining Board (Board) and Michael T. Stott (Respondent) enter into this Settlement Agreement and Consent Order (Order), pursuant to Iowa Code section 17A.10(1999) and 193B IAC 5.7:

1. The Board has jurisdiction of this matter pursuant to Iowa Code chapters 17A, 544A, and 272C (1999).
2. Respondent was issued a certificate of registration as an architect on June 6, 1995.
3. Respondent submitted an application for renewal of his registration on December 9, 1999 for renewal of his registration that expired June 30, 1999. The application did not include the required submission of continuing education for renewal. A notation on the reporting form indicated the report "will follow in the mail." The information was not received and the incomplete application was returned to the respondent on January 31, 2000.
4. Respondent does not contest the Statement of Charges to be filed with this Order.
5. Respondent has a right to hearing on the charges, but waives his right to hearing and all attendant rights, including the right to appeal, by freely

and voluntarily agreeing to this Order. Once entered, this Order shall have the force and effect of a disciplinary order entered following contested case hearing.

6. Respondent agrees that the State's counsel may present this order to the Board may have ex parte communications with the Board while presenting it.

7. This order shall be part of the permanent of Respondent and shall be considered by the Board in determining the nature and severity of any disciplinary action to be imposed in the event of future violations. In addition, the Board shall advise the National Council of Architecture Registration Boards of the disposition of this matter.

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

9. Failure to comply with the provisions of this Order shall be considered prima facie evidence of a violation of Iowa Code section 544A.13(3) and 193C IAC 4.1, and shall be grounds for disciplinary action pursuant to Iowa Code section to 272C.3(2)(a) (1999). However, no action may be taken against the Respondent for violations of these provisions without a hearing as provided in Iowa Code section 544A.13, or waiver of hearing.

10. This Agreement is subject to the 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 the 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

Respondent is reprimanded for practicing architecture in Iowa while his registration was expired, and falsely representing himself to be properly registered when certifying architecture documents.

B. Civil Penalty

Respondent shall pay a civil penalty of one thousand dollars (\$1000.00) to the Board to be received in the board office by August 31, 2000.

C. Remedial Action

1. Respondent shall by July 31, 2000 provide a complete list of all architecture documents he certified in Iowa from July 1, 1999 until his registration was reinstated on July 11, 2000.

2. Respondent shall by August 31, 2000, re-certify, at his expense, all architecture documents which he certified while his registration was expired, and shall provide evidence from each respective building official that the official "certifies that they witnessed the recertification and both seals" on all effected documents.

3. Respondent shall, in the future, adhere to all statutes and administrative rules, including all rules of professional conduct, in the practice of architecture, and shall not offer to engage in the practice of architecture or practice architecture in Iowa unless properly registered to do so.

BEFORE THE IOWA ARCHITECTURAL EXAMINING BOARD
OF THE STATE OF IOWA

FILED 8/26/00 (Date)

Arch
Board / Commission

Glenda Loving
Signature, Executive Officer

IN THE MATTER OF:)

Michael T. Stott)
Stott and Associates Architects PC)
600 5TH Street)
Ames IA 50010)

CASE NO. 2000-8

STATEMENT OF CHARGES

COMES NOW the complainant, Glenda Loving, and states:

1. The Complainant is the Executive Officer of the Iowa Architectural 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 544A(1999).
3. On June 6, 1995, the Board issued the Respondent, Iowa Architect registration number 03549.
4. Respondent failed to renew his architecture registration on June 30, 1999.

Count I

Respondent is charged with practicing architecture, including the certification of one or more architectural documents, while his registration was expired in violation of Iowa 272C.10(3), 544A.10, 544A.13(3)(1999) and 193B IAC 1.4 and 4.1(1)(a).

Circumstances

1. Respondent certified a number of architectural documents between July 1, 1999 and July 11, 2000, while his registration was lapsed.

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



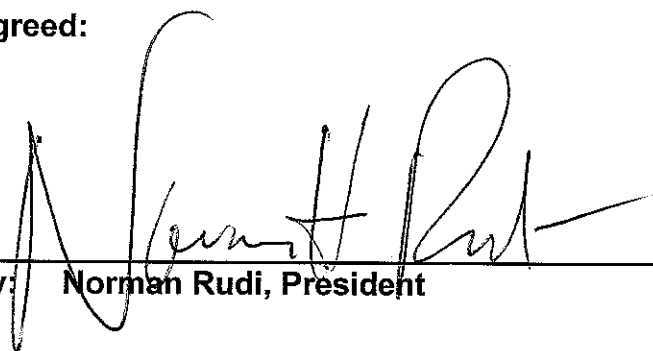
Glenda Loving, Executive Officer

FINDING OF PROBABLE CAUSE

On July 11, 2000, the Iowa Architectural Examining Board found probable cause to file this Statement of charges and order a hearing be set in this case.

Norman Rudi, President

Agreed:



By: Norman Rudi, President

Date 08-26-00



Michael T. Stott

Date 08 Aug 00