

**KANSAS STATE BOARD OF TECHNICAL PROFESSIONS
DISCIPLINARY REPORT WINTER 2020**

IN THE MATTER OF ROBERT BENNETT, JR PS CASE NO. 19-12

Summary: In September of 2018 the Board office received a complaint regarding Robert Bennett, Jr. The complaint alleged a violation of Kansas Administrative Regulation 66-6-4(u) when Licensee failed to meet the minimum standards for the practice of surveying. The complaint centered around a survey completed by Mr. Bennett that allegedly was incorrect and caused a property line dispute. The board assigned an investigator on these allegations in September of 2018.

Board Action: The board found Mr. Bennett in violation of K.S.A 74-7026(a)(4).

Specifically, failing to meet the minimum standards for the practice of surveying and failing to complete a survey.

The conduct of Mr. Bennett, as outlined above, constitutes violation of the laws of the State of Kansas.

Board Action: Mr. Bennett entered into a Settlement Agreement and Consent Order with the Board, to which he admitted the violation. Furthermore Mr. Bennett was fined in the amount of \$500.00 and for costs incurred totaling \$2,610 for a total amount due of \$3,110.

Status: The fine and costs have been paid in full as of 12/23/2019.

IN THE MATTER OF ROGER BLAIR CASE NO 19-49

Summary: In February of 2019 the Board office received a self-report from Roger Blair. There was pending disciplinary action against Mr. Blair from the Minnesota Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience and Interior Design for failing to report disciplinary action taken against his license in the State of Texas. Mr. Blair was disciplined in Texas for failing to practice engineering in an honest, ethical, professional, careful and diligent manner. Mr. Blair's Minnesota license was suspended until such time he furnished to the Minnesota Board proof that he satisfied all conditions placed on his Texas license to practice engineering in the State of Texas.

Board Action: The board found Mr. Blair in violation of K.S.A 74-7026(a)(4) and K.AR. 66-6-4(s).

Specifically, Mr. Blair's license was suspended by the State of Minnesota related to disciplinary action taken on his license to practice as a professional engineer in the State of Texas.

The conduct of Mr. Blair, suspension of a professional license by another jurisdiction, constitutes violation of the laws of the State of Kansas.

Board Action: Mr. Blair entered into a Consent Agreement and Final Order with the Board, to which he admitted the violation. Furthermore, a condition was placed on Mr. Blair's license for a one-year term. Mr. Blair will submit quarterly reports outlining projects that occurred.

Status: All reports have been submitted as of 4/16/2020.

IN THE MATTER OF SMART HOUSE CONSULTANTS OF AMERICA INC. CASE NO. 19-72

Summary: In May of 2019 the Board office received a complaint regarding Mr. Kelly Parker, P.E. and Smart House Consultants. The complaint alleged that Smart House Consultants was offering engineering surveys without a Certificate of Authorization. The complaint centered around a written Engineering Roof Inspection report on Smart House Consultants letterhead.

Board Action: The board found Smart House Consultants in violation of K.S.A 74-7036(a).

Specifically, a business entity organized for the practice of one or more of the technical professions shall obtain a certificate of authorization.

The conduct of Smart House Consultants, as outlined above, constitutes violation of the laws of the State of Kansas.

Board Action: Smart House Consultants entered into a Settlement Agreement and Consent Order with the Board to which he admitted the violation. Furthermore, Smart House Consultants was fined in the amount of \$500.

Status: The fine and costs have been paid in full and the case was closed on 12/12/2019.

IN THE MATTER OF DEL POPOLO ARCHITECTURE UNLICENSED CASE NO. 19-78

Summary: In May of 2019 the Board office received a complaint regarding Del Popolo Architecture. The complaint alleged a violation of surveying without a Certificate of Authorization.

Board Action: The board found Del Popolo Architecture in violation of K.S.A 74-7026(a)(3)

Specifically, conducting architectural services in the State of Kansas without a Certificate of Authorization.

The conduct of Del Popolo Architecture, as outlined above, constitutes violation of the laws of the State of Kansas.

Board Action: Del Popolo Architecture entered into a Settlement Agreement and Consent Order with the Board to which they admitted the violation. Furthermore, Del Popolo Architecture was fined in the amount of \$500.

Status: The fine and costs have been paid in full and the case was closed 12/12/2019.

I IN THE MATTER OF CHARLES MADER PE12870 CASE NO. 19-81

Summary: In May of 2019 the Board office received a self-report from Mr. Mader. Mr. Mader advises that 8 years ago he was accused of corporate wrongdoing. He states his court case was resolved in December 2018 where he accepted a plea deal and plead to one felony count.

Board Action: The board found Mr. Mader in violation of K.S.A 74-7036(a)

Specifically, Mr. Mader has been convicted of a felony.

The conduct of Mr. Mader, as outlined above, constitutes violation of the laws of the State of Kansas.

Board Action: Mr. Mader was issued a Summary Proceeding Order by the Board. Furthermore, Mr. Mader was publicly reprimanded.

Status: The case was closed 4/16/2020.

IN THE MATTER OF TIMOTHY DUGGAN, LA CASE NO. 20-13

Summary: In January of 2019 Timothy Duggan renewed his license certifying "I have complied with the board's requirements for 30 PDHs of continuing education to renew my license." In March of 2019 the Board office mailed Mr. Duggan the 1st Audit notice. In May of 2019 the Board office mailed the 2nd Audit notice. The Final notice was mailed in May 2019. No response was received from Mr. Duggan.

Board Action: The board found Mr. Duggan in violation of K.S.A 74-7026(a)(4)

Specifically, Mr. Duggan failed to cooperate with the Board in its investigation of his possible violation of K.S.A. 74-7001. Respondent failed to respond to the Board's request to provide documentation evidencing completion of the required 30 PDH's of acceptable continuing education.

The conduct of Mr. Duggan, as outlined above, constitutes violation of the laws of the State of Kansas.

Board Action: Mr. Duggan' license was suspended.

Status: License suspended.

IN THE MATTER OF SHERRILL ASSOCIATES, INC CASE NO 20-16

Summary: In September of 2019 the Board office received a complaint regarding Sherrill Associates, Inc. The complaint the business was performing survey services without a Certificate of Authorization.

Board Action: The board found Sherrill Associates, Inc. in violation of K.S.A 74-7036(a).

Specifically, surveying in the State of Kansas without a Certificate of Authorization.

Board Action: Sherrill Associates, Inc. entered into a Settlement Agreement and Consent Order with the Board to which they admitted the violation. Furthermore, Sherrill Associates, Inc. was fined in the amount of \$500.

Status: The fine has been paid in full and the case was closed 12/12/2019.

IN THE MATTER OF BRANDON OAKES CASE NO 20-40

Summary: In March of 2019 Brandon Oakes renewed his license certifying "I have complied with the board's requirements for 30 PDHs of continuing education to renew my license." In July of 2019 the Board office mailed Mr. Oakes the 1st Audit notice. In August of 2019 the Board office mailed the 2nd Audit notice. The Final notice was mailed in August 2019. No response was received from Mr. Oakes.

Board Action: The board found Mr. Oakes in violation of K.S.A 74-7026(a)(4)

Specifically, Mr. Oakes failed to cooperate with the Board in its investigation of his possible violation of K.S.A. 74-7001. Respondent failed to respond to the Board's request to provide documentation evidencing completion of the required 30 PDH's of acceptable continuing education.

The conduct of Mr. Oakes, as outlined above, constitutes violation of the laws of the State of Kansas.

Board Action: Mr. Oakes's license was suspended.

Status: License suspended

IN THE MATTER OF SCOTT TARR CASE NO 20-41

Summary: In April of 2019 Scott Tarr renewed his license certifying "I have complied with the board's requirements for 30 PDHs of continuing education to renew my license." In July of 2019 the Board office mailed Mr. Tarr the 1st Audit notice. In August of 2019 the Board office mailed the 2nd Audit notice. The Final notice was mailed in August 2019. No response was received from Mr. Tarr.

Board Action: The board found Mr. Tarr in violation of K.S.A 74-7026(a)(4)

Specifically, Mr. Tarr failed to cooperate with the Board in its investigation of his possible violation of K.S.A. 74-7001. Respondent failed to respond to the Board's request to provide documentation evidencing completion of the required 30 PDH's of acceptable continuing education.

The conduct of Mr. Tarr, as outlined above, constitutes violation of the laws of the State of Kansas.

Board Action: Mr. Tarr's license was suspended.

Status: License suspended

IN THE MATTER OF JASON SIMPSON CASE NO 20-43

Summary: In June of 2019 Jason Simpson renewed his license certifying "I have complied with the board's requirements for 30 PDHs of continuing education to renew my license." In September of 2019 the Board office mailed Mr. Simpson the 1st Audit notice. In September of 2019 the Board office received an audit form from Mr. Simpson submitting documentation that he completed all 30 PDHs required for renewal between September 6, 2019 through September 17, 2019. All PDHs were obtained after the renewal date. In December 2019 an audit disallowance form was mailed to Mr. Simpson.

Board Action: The board found Mr. Simpson in violation of K.S.A 74-7026(a)(4)

Specifically, Mr. Simpson failed to complete any of the PDHs required for renewal of his architect license.

The conduct of Mr. Simpson, as outlined above, constitutes violation of the laws of the State of Kansas.

Board Action: Mr. Simpson was fined \$1,000.

Status: The fine was paid, and the case was closed 4/16/2020.

IN THE MATTER OF PETER ZIMMER CASE NO 20-48

Summary: In April of 2019 Peter Zimmer renewed his license certifying "I have complied with the board's requirements for 30 PDHs of continuing education to renew my license." In July of 2019 the Board office mailed Mr. Zimmer the 1st Audit notice. In August of 2019 the Board office mailed the 2nd Audit notice. The Final notice was mailed in August 2019. No response was received from Mr. Zimmer.

Board Action: The board found Mr. Zimmer in violation of K.S.A 74-7026(a)(4)

Specifically, Mr. Zimmer failed to cooperate with the Board in its investigation of his possible violation of K.S.A. 74-7001. Respondent failed to respond to the Board's request to provide documentation evidencing completion of the required 30 PDH's of acceptable continuing education.

The conduct of Mr. Zimmer, as outlined above, constitutes violation of the laws of the State of Kansas.

Board Action: Mr. Zimmer's license was suspended.

Status: License suspended

IN THE MATTER OF ALFRED SCHOPP CASE NO 20-50

Summary: In May of 2019 Alfred Schopp renewed his license certifying “I have complied with the board’s requirements for 30 PDHs of continuing education to renew my license.” In September of 2019 the Board office mailed Mr. Schopp the 1st Audit notice. In October of 2019 the Board office mailed the 2nd Audit notice. The Final notice was mailed in October 2019. In January 2020 the Board office received CE documentation from Mr. Schopp submitting documentation that he completed all 30 PDHs between October 28, 2019 and January 11, 2020. All PDHs were obtained after the renewal date.

Board Action: The board found Mr. Schopp in violation of K.S.A 74-7026(a)(4)

Specifically, Mr. Schopp failed to complete any of the PDHs required for renewal of his architect license.

The conduct of Mr. Schopp, as outlined above, constitutes violation of the laws of the State of Kansas.

Board Action: Mr. Schopp was fined \$1,000.

Status: The fine was paid, and the case was closed 9/17/2020.

IN THE MATTER OF TRAVIS WILSON CASE NO 20-63

Summary: In June of 2019 Travis Wilson renewed his license certifying “I have complied with the board’s requirements for 30 PDHs of continuing education to renew my license.” In September of 2019 the Board office mailed Mr. Wilson the 1st Audit notice. In October of 2019 the Board office mailed the 2nd Audit notice. The Final notice was mailed in October 2019. No response was received from Mr. Wilson.

Board Action: The board found Mr. Wilson in violation of K.S.A 74-7026(a)(4)

Specifically, Mr. Wilson failed to cooperate with the Board in its investigation of his possible violation of K.S.A. 74-7001. Respondent failed to respond to the Board’s request to provide documentation evidencing completion of the required 30 PDH’s of acceptable continuing education.

The conduct of Mr. Wilson, as outlined above, constitutes violation of the laws of the State of Kansas.

Board Action: Mr. Wilson’s license was suspended.

Status: License suspended

IN THE MATTER OF BRUCE WILKINSON CASE NO 20-64

Summary: In June of 2019 Bruce Wilkinson renewed his license certifying “I have complied with the board’s requirements for 30 PDHs of continuing education to renew my license.” In September of 2019 the Board office mailed Mr. Wilkinson the 1st Audit notice. In October of 2019 the Board office mailed the 2nd Audit notice. The Final notice was mailed in October 2019. No response was received from Mr. Wilkinson.

Board Action: The board found Mr. Wilkinson in violation of K.S.A 74-7026(a)(4)

Specifically, Mr. Wilkinson failed to cooperate with the Board in its investigation of his possible violation of K.S.A. 74-7001. Respondent failed to respond to the Board's request to provide documentation evidencing completion of the required 30 PDH's of acceptable continuing education.

The conduct of Mr. Wilkinson, as outlined above, constitutes violation of the laws of the State of Kansas.

Board Action: Mr. Wilkinson's license was suspended.

Status: License suspended

IN THE MATTER OF JOHN STOFKO CASE NO 20-65

Summary: In March of 2019 John Stofko renewed his license certifying "I have complied with the board's requirements for 30 PDHs of continuing education to renew my license." In July of 2019 the Board office mailed Mr. Stofko the 1st Audit notice. In August of 2019 the Board office mailed the 2nd Audit notice. In August of 2019 the Board office received a request for waiver from Mr. Stofko. In September 2019 the Board Office mailed a waiver denial notice. The Final notice was mailed in October 2019. No response was received from Mr. Stofko.

Board Action: The board found Mr. Stofko in violation of K.S.A 74-7026(a)(4)

Specifically, Mr. Stofko failed to cooperate with the Board in its investigation of his possible violation of K.S.A. 74-7001. Respondent failed to respond to the Board's request to provide documentation evidencing completion of the required 30 PDH's of acceptable continuing education.

The conduct of Mr. Stofko, as outlined above, constitutes violation of the laws of the State of Kansas.

Board Action: License suspended

Status: The case was moved to the consent agenda in July 2020 for monitoring.