

1 **BEFORE THE ARIZONA STATE**
2 **BOARD OF TECHNICAL REGISTRATION**

3 **In the Matter of:**

Case No.: P23-028

4 **JASON DOTY**
5 **Registered Architect**
6 **Registration No. 75213,**
7 **Respondent**

**CONSENT AGREEMENT
AND
ORDER OF DISCIPLINE**

8
9 In the interest of a prompt and judicious resolution of the above-captioned matter
10 before the Arizona State Board of Technical Registration ("Board"), consistent with the
11 public interest, statutory requirements, and the responsibilities of the Board, and pursuant
12 to A.R.S. § 32-101 et seq., and A.A.C. R4-30-120(G), the undersigned party, Jason Doty
13 ("Respondent"), holder of Registration No. 75213, and the Board enter into the following
14 Recitals, Findings of Fact, Conclusions of Law and Order ("Consent Agreement") as a
15 final disposition of this matter.

16 **RECITALS**

17 1. Respondent has read and understands this Consent Agreement and has had
18 the opportunity to discuss this Consent Agreement with an attorney, or has waived the
19 opportunity to discuss this Consent Agreement with an attorney.

20 2. Respondent understands that he has a right to a public administrative hearing
21 concerning this case. He further acknowledges that at such formal hearing he could
22 present evidence and cross-examine witnesses. By entering into this Consent Agreement,
23 Respondent knowingly, voluntarily, and irrevocably waives his right to such an
24 administrative hearing, as well as rights of rehearing, review, reconsideration, appeal,
25 judicial review or any other administrative and/or judicial action concerning the matters
26 set forth herein.

27 3. Respondent affirmatively agrees that this Consent Agreement shall be
28 irrevocable.

4. Respondent understands that this Consent Agreement or any part of the

1 agreement may be considered in any future disciplinary action by the Board against him.

2 5. The Consent Agreement, any record prepared in this matter, all investigative
3 materials prepared or received by the Board and all related exhibits and materials, are
4 public records upon acceptance by the Board of this Consent Agreement and may be
5 retained in the Board's files pertaining to this matter.

6 6. Respondent understands this Consent Agreement deals with Board case
7 number P23-028 involving allegations that Respondent engaged in conduct that would
8 subject him to discipline under the Board's statutes and rules. The investigation into
9 these allegations against Respondent shall be concluded upon the Board's adoption of
10 this Consent Agreement.

11 7. Respondent understands that this Consent Agreement does not constitute a
12 dismissal or resolution of any other matters currently pending before the Board, if any,
13 and does not constitute any waiver, express or implied, of the Board's statutory authority
14 or jurisdiction regarding any other pending or future investigation, action or proceeding.

15 8. Respondent understands that acceptance of this Consent Agreement does not
16 preclude any other agency, subdivision, or officer of this State from instituting any other
17 civil or criminal proceedings with respect to the conduct that is the subject of this
18 Consent Agreement.

19 9. Respondent acknowledges and agrees that, upon signing this Consent
20 Agreement and returning this document to the Board's Executive Director, he may not
21 revoke his acceptance of the Consent Agreement or make any modifications to the
22 document regardless of whether the Consent Agreement has been signed on behalf of the
23 Board. Any modification to this original document is ineffective and void unless
24 mutually agreed by the parties in writing.

25 10. This Consent Agreement is subject to the approval of the Board and is
26 effective only when accepted by the Board and signed on behalf of the Board. If the
27 Board does not accept this Consent Agreement, the Board retains its authority to hold a
28 formal administrative hearing pursuant to A.R.S. § 32-128(E). In the event that the

1 Board does not approve this Consent Agreement, it is withdrawn and shall be of no
2 evidentiary value and shall not be relied upon nor introduced in any action by any party,
3 except that the parties agree that should the Board reject this Consent Agreement and this
4 case proceeds to hearing, Respondent shall assert no claim that the Board was prejudiced
5 by its review and discussion of this document or any records relating thereto.

6 11. If a court of competent jurisdiction rules that any part of this Consent
7 Agreement is void or otherwise unenforceable, the remainder of the Consent Agreement
8 shall remain in full force and effect.

9 12. Respondent understands that any violation of this Consent Agreement may
10 result in disciplinary action, including suspension or revocation of the registration under
11 A.R.S. § 32-150.

12 13. Respondent agrees that the Board will adopt the following Findings of Fact,
13 Conclusions of Law and Order.

14 **FINDINGS OF FACT**

15 1. The Board is the duly constituted authority for the regulation and control of
16 the practice of Professional Architecture in the State of Arizona.

17 2. Respondent is the holder of Arizona Registered Architect Registration No.
18 75213, issued by the Board on January 26, 2022.

19 3. At all times relevant to the allegations of this Consent Agreement, Arizona
20 Professional Architect Registration No. 75213 was active.

21 4. On or about August 4, 2022, Respondent modified and sealed a set of
22 drawings relating to an A-frame carport style building in Yavapai County, Arizona.

23 5. On or about October 4, 2022, the Board received a complaint alleging that
24 Respondent modified, signed, and sealed A&A Engineering drawings intended to be used
25 in California by their client, Complex Steel Buildings without A&A Engineering's
26 permission. The complaint also alleged that Respondent submitted the modified
27 drawings in Arizona, although the plans were never intended or approved for projects in
28 Arizona.

1 this Order, Respondent's Registered Architect Registration No. 75213 shall be suspended
2 for Six (6) Months; however, the suspension shall be stayed for as long as Respondent
3 remains in compliance with this Order. During the period of stayed suspension,
4 Respondent's registration as a Registered Architect shall be placed on probation. If
5 Respondent is non-compliant with any term of this Order during the probationary period,
6 the stay of suspension shall be lifted and Respondent's registration shall be automatically
7 suspended without formal hearing, and remain suspended until Respondent is compliant
8 with all terms of this Order.

9 3. ADMINISTRATIVE PENALTY. Within Six (6) Months from the
10 effective date of this Consent Agreement, Respondent shall pay an administrative penalty
11 of One Thousand Dollars (\$1,000.00) by certified check or money order made payable to
12 the State of Arizona Board of Technical Registration.

13 4. COST OF INVESTIGATION. Within Six (6) Months from the effective
14 date of this Consent Agreement, Respondent shall pay the cost of investigation of this
15 case to the Board in the amount of Two Hundred and Ninety Dollars (\$290.00) by
16 certified check or money order made payable to the State of Arizona Board of Technical
17 Registration.

18 5. OBEY ALL LAWS. Respondent shall obey all federal, state, and local
19 laws as well as all rules governing the practice of Architecture in the State of Arizona.
20 The Board shall consider any violation of this paragraph to be a separate violation of the
21 rules and statues governing the Arizona Board of Technical Registration.

22 6. RENEWAL OF REGISTRATION. Respondent shall timely renew his
23 Arizona registration as an Architect and timely pay all required registration fees.

24 7. EFFECTIVE DATE. The effective date of this Consent Agreement is the
25 date the Respondent and Board sign the Consent Agreement. If the dates are different, the
26 effective date is the later of the two dates.

27 8. COSTS OF COMPLIANCE. Respondent shall pay all costs associated
28 with complying with this Consent Agreement.

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9. NONCOMPLIANCE. If Respondent violates this Order in any way or fails to fulfill the requirements of this Order, the Board, after giving notice and the opportunity to be heard, may revoke, suspend, or take other disciplinary actions against the registration. Additionally, the Board may also consider Respondent's non-compliance with this Order as a separate violation of A.R.S. § 32-150 with the sole issue for such a hearing being whether this Order has been violated.

ACCEPTED and ORDERED this 5th day of January, ²⁰²⁴~~2023~~^{KE}

Michael Kolejka

Michael Kolejka, R.A. Jack Gilmore, L.A., Chairman^{KE}
Arizona State Board of
Technical Registration

Accepted this 2^{ND-} day of JANUARY, ²⁰²⁴~~2023~~^{KE}

Jason Doty

Jason Doty, Respondent

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ORIGINAL filed this 5th day of
January, 2024, with:

Arizona State Board of Technical Registration
1110 W. Washington, Suite 240
Phoenix, AZ 85007

COPY of the foregoing mailed via Certified Mail
No. 9214 8901 9434 4600 0956 91 and
First Class mail this 5th day of January, 2024, to:

Jason Doty
15202 N. 40th Street
Phoenix, AZ 85032

By: Kaitlyn Crawford