



BEFORE THE ARIZONA STATE BOARD OF TECHNICAL REGISTRATION

In the Matter of:
Stanford Lake
Professional Engineer (Civil)
Registration No. 41946
Respondent

Case No.: P21-075

CONSENT AGREEMENT and ORDER OF DISCIPLINE

In the interest of a prompt and judicious resolution of the above-captioned matter before the Arizona State Board of Technical Registration ("Board") and consistent with the public interest, statutory requirements, and the responsibilities of the Board, and pursuant to A.R.S. § 32-101 et seq., and A.A.C. R4-30-120(G), the undersigned party, Stanford Lake ("Respondent"), holder of Registration No. 41946, and the Board enter into the following Recitals, Findings of Fact, Conclusions of Law and Order ("Consent Agreement") as a final disposition of this matter.

RECITALS

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

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

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

1           4. Respondent understands that this Consent Agreement or any part of the  
2 agreement may be considered in any future disciplinary action by the Board against him.

3           5. The Consent Agreement, any record prepared in this matter, all investigative  
4 materials prepared or received by the Board and all related exhibits and materials, are  
5 public records (as defined in A.R.S. § 41-158.18) upon acceptance by the Board of this  
6 Consent Agreement and may be retained in the Board's files pertaining to this matter.

7           6. Respondent understands this Consent Agreement deals with Board case  
8 number P21-075 involving allegations that Respondent engaged in conduct that would  
9 subject him to discipline under the Board's statutes and rules. The investigation into  
10 these allegations against Respondent shall be concluded upon the Board's adoption of  
11 this Consent Agreement.

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

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

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

26           10. This Consent Agreement is subject to the approval of the Board and is  
27 effective only when accepted by the Board and signed on behalf of the Board. If the  
28 Board does not accept this Consent Agreement, the Board retains its authority to hold a

1 formal administrative hearing pursuant to A.R.S. § 32-128(E). In the event that the  
2 Board does not approve this Consent Agreement, it is withdrawn and shall be of no  
3 evidentiary value and shall not be relied upon nor introduced in any action by any party,  
4 except that the parties agree that should the Board reject this Consent Agreement and this  
5 case proceeds to hearing, Respondent shall assert no claim that the Board was prejudiced  
6 by its review and discussion of this document or any records relating thereto.

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

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

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

15 **FINDINGS OF FACT**

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

18 2. Respondent is the holder of Arizona Professional Engineer (Civil)  
19 Registration No. 41946.

20 3. On May 26, 2015, Respondent, signed a Consent Agreement, regarding BTR  
21 case #P15-031, in which he agreed to restricted practice that prohibits Respondent from  
22 engaging in structural engineering until proof has been furnished to the Board that  
23 Respondent has successfully passed the National Council of Examiners for Engineering  
24 and Surveying (NCEES) Structural Engineering Examination.

25 4. On May 26, 2015, The Board specifically ordered *Respondent's registration*  
26 *as Professional Engineer (Civil) No.41946, shall be restricted, prohibiting Respondent*  
27 *from performing the practice of structural engineering until the Respondent provides*  
28 *proof to the Board that he has successfully passed the National Council of Examiners for*

1 *Engineering and Surveying (NCEES) Structural Engineering Examination.*

2 5. On May 6, 2021, Respondent submitted stamped structural calculations for a  
3 metal building to Roman Stone LLC and was compensated a total of \$1,200.

4 6. On May 20, 2021, The Board received a complaint that Respondent prepared,  
5 signed and sealed structural engineering calculations and plans for the Roman Stone  
6 Metal Building project in Prescott, Arizona, at a time when his registration, P.E. (Civil) #  
7 41946 was restricted per Board Order #P15-031, prohibiting Respondent from the  
8 practice of structural engineering.

9 7. The Board has no record to indicate that Respondent satisfied the  
10 requirement that he passed the NCEES examination prior to engaging in Structural  
11 Engineering.

12 8. On May 27, 2021, Respondent admitted in his response to this complaint to  
13 being in violation of the Board order.

14 **CONCLUSIONS OF LAW**

15 1. The Board has jurisdiction in this matter pursuant to A.R.S. § 32-101, et seq.

16 2. The conduct alleged in the Findings of Fact constitutes grounds for discipline  
17 pursuant to A.R.S. § 32-128(C)(4) as it relates to A.R.S. § 32-150, in that Respondent  
18 failed to comply with a Board order.

19 **ORDER**

20 Based on the foregoing Findings of Fact and Conclusions of Law, the Board issues  
21 the following Order:

22 1. **STAYED SUSPENSION AND PROBATION.** Respondent's registration as  
23 Professional Engineer (Civil), No. 41946, shall be suspended for 12 (twelve) months;  
24 however, the suspension is stayed for as long as Respondent remains in compliance with  
25 this Order. During the stay of suspension, Respondent's registration as a Professional  
26 Engineer (Civil) is placed on probation for 12 (twelve) months. If Respondent is non-  
27 compliant with any terms of this Order during the 12 (twelve) months stayed suspension  
28 and probation period, the stay of the suspension shall be lifted and Respondent's

1 registration as a Professional Engineer shall be automatically suspended without a formal  
2 hearing, and remain suspended until Respondent is compliant with all terms of this Order.  
3 If Respondent completes all terms of this Order prior to end of the twelve months stayed  
4 suspension and probation period, Respondent may be eligible for early termination of  
5 probation.

6       2.    **ADMINISTRATIVE PENALTY.** Within twelve (12) months from the  
7 effective date of this Consent Agreement, Respondent shall pay an administrative penalty  
8 of Two Thousand Dollars (\$2,000.00). Quarterly payments of five hundred (\$500) on the  
9 first of each month, are to be made by certified check or money order made payable to  
10 the State of Arizona Board of Technical Registration.

11       3.    **COST OF INVESTIGATION.** Within thirty (30) days from the effective date  
12 of this Consent Agreement, Respondent shall pay the cost of investigation of this case to  
13 the Board in the amount of Four Hundred Forty Four Dollars and forty cents (\$444.40) by  
14 certified check or money order made payable to the State of Arizona Board of Technical  
15 Registration, according to the provisions of A.R.S. § 32-128(H).

16       4.    **RESTRICTED PRACTICE.** Respondent's registration as Professional  
17 Engineer (Civil) No.41946, shall be restricted, prohibiting Respondent from performing  
18 the practice of structural engineering until the Respondent provides proof to the Board  
19 that he has successfully passed the National Council of Examiners for Engineering and  
20 Surveying (NCEES) Structural Engineering Examination.

21       5.    **OBEY ALL LAWS.** Respondent shall obey all federal, state and local laws,  
22 as well as, all rules governing the practice of Engineering in the State of Arizona. The  
23 Board shall consider any violation of this paragraph to be a separate violation of the rules  
24 and statues governing the Arizona Board of Technical Registration. The Board may also  
25 consider Respondent's non-compliance with this Order as a separate violation of A.R.S. §  
26 32-150.

27       6.    **RENEWAL OF REGISTRATION.** During the probationary period,  
28 Respondent and Terraform Development LLC shall timely renew their Arizona

1 registration as an Engineer and an Engineering Firm, and timely pay all required  
2 registration fees.

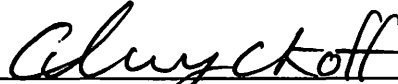
3 7. EFFECTIVE DATE. The effective date of this Consent Agreement is the  
4 date the Respondent and Board sign the Consent Agreement. If the dates are different, the  
5 effective date is the later of the two dates.

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

8 9. NONCOMPLIANCE. If Respondent violates this Order in any way or fails  
9 to fulfill the requirements of this Order, the Board, after giving notice and the opportunity  
10 to be heard, may revoke, suspend or take other disciplinary actions against the  
11 registration. The issue at such a hearing will be limited solely to whether this Order has  
12 been violated.

13 ACCEPTED and ORDERED this 29<sup>th</sup> day of August, 2021.

14 *clw*

15 

16 Carmen Wyckoff, R.A., Chairperson  
17 Arizona State Board of  
18 Technical Registration

19 Consent Agreement and Order, No. P21-075 accepted this 13<sup>th</sup> day of  
20 August, 2021.

21 

22 Stanford Lake, Respondent

23 ORIGINAL filed this 27 day of  
24 August, 2021, with:

25 Arizona State Board of Technical Registration  
26 1110 W. Washington, Suite 240  
27 Phoenix, AZ 85007  
28

1 **COPY** of the foregoing mailed via Certified Mail  
2 No. 9214 8901 9434 4600 0850 98 and  
3 First Class mail this 27 day of AUGUST, 2021, to:

4 Stanford Lake  
5 Terraform Development LLC  
6 2532 N. Fourth Street #656  
7 Flagstaff, AZ. 86004

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