

LOUISIANA PROFESSIONAL ENGINEERING
AND LAND SURVEYING BOARD
9643 BROOKLINE AVENUE, SUITE 121
BATON ROUGE, LOUISIANA 70809-1443
(225) 925-6291

Received
OCT 30 2015

By LAPELS Enforcement

IN THE MATTER OF:)	CASE NO. 2015-15
)	
LEONARD C. QUICK & ASSOC., INC.)	
)	
RESPONDENT)	
)	
)	
)	

CONSENT ORDER

The Louisiana Professional Engineering and Land Surveying Board [hereinafter the “Board”], by and through its Executive Director, pursuant to authorization by the Board, and Leonard C. Quick & Assoc., Inc. [hereinafter “Respondent”], by and through its duly authorized undersigned representative, hereby agree to the following:

At all times material hereto, Respondent was licensed in the State of Louisiana as a professional engineering firm, number EF-2087.

An investigation was opened based upon the Board’s receipt of information and documents which suggested that Respondent may have practiced and/or offered to practice engineering in Louisiana using a firm name which was different than the firm name contained on its certificate of licensure issued by the Board. The investigation disclosed that since at least 2007 Respondent has admittedly provided and offered to provide engineering services in Louisiana under the firm name of “Quick & Associates, Inc.”

La. R.S. 37:698(A)(6), *to wit* LAC Title 46:LXI§2307, requires firms providing or offering to provide engineering services in Louisiana to identify themselves by the exact firm name contained on their certificate of licensure issued by the Board. La. R.S. 37:698(H) permits the Board to take disciplinary action against persons who violate La. R.S. 37:698(A)(6), *to wit* LAC Title 46:LXI§2307, upon a finding of guilt following the preferral of charges, notice and hearing and a majority vote of its entire membership authorized to participate in the proceeding. La. R.S. 37:698(A)(6), La. R.S. 37:698(H) and LAC Title 46:LXI§2307 were in effect at all times material hereto.

It is undisputed that since at least 2007 Respondent has provided and offered to provide engineering services in Louisiana under a firm name which was different than the firm name contained on its certificate of licensure issued by the Board.

By letter dated October 14, 2015, the Board gave notice to Respondent that it was considering the preferral of charges against Respondent on the grounds that it may have violated La. R.S. 37:698(A)(6), *to wit* LAC Title 46:LXI§2307, relative to firms providing or offering to provide engineering services in Louisiana with a firm name which is not the exact firm name contained on the firm's certificate of licensure issued by the Board.

Wishing to dispense with the need for further disciplinary action and to conclude the instant proceeding without further delay and expense, for the purpose of this proceeding only, Respondent and the Board do hereby enter into this Consent Order, in which Respondent of its own free will consents to the issuance of a Consent Order by the Board, wherein Respondent agrees to (a) pay a fine of one thousand (\$1,000.00) dollars, (b) pay administrative costs of four hundred eighty two and 34/100 (\$482.34) dollars, (c) immediately cease and desist providing and/or offering to provide engineering services and/or identifying or advertising itself in Louisiana through a firm name which is not the exact firm name contained on its certificate of licensure issued by the Board and (d) the publication of this Consent Order on the Board's website and a summary of this matter in the Board's official journal, the *Louisiana Engineer and Surveyor Journal*, and the reporting of this matter to the National Council of Examiners for Engineering and Surveying (NCEES), identifying Respondent by name.

Respondent admits that its conduct as set forth above constitutes violations of the above referenced laws and/or rules as stated herein. Respondent acknowledges awareness of said laws and/or rules and states that it will comply with all applicable laws and rules henceforth. Respondent has been advised of its right to appeal; and it states affirmatively that it has been afforded all administrative remedies due it under the law. Respondent further acknowledges awareness of the fact that the signed original of this Consent Order will remain in the custody of the Board as a public record and will be made available for public inspection and copying upon request.

Therefore, in consideration of the foregoing and by signing this Consent Order, Respondent does hereby waive its right to a hearing before the Board, to the presenting of

evidence and witnesses on its behalf, to Findings of Fact and Conclusions of Law in this case, and to judicial review of this Consent Order.

Respondent hereby represents (a) that it fully understands the meaning and intent of this Consent Order, including but not limited to its final and binding effect, (b) that it has voluntarily entered into this Consent Order and that no other promise or agreement of any kind has been made to or with it by any person whatsoever to cause the execution of this instrument and (c) that the sanctions set forth in this Consent Order do not prevent the Board from taking further disciplinary or enforcement action against Respondent on matters not specifically addressed in this Consent Order.

WHEREFORE, the Louisiana Professional Engineering and Land Surveying Board and Respondent agree that:

1. Respondent shall pay a fine of one thousand (\$1,000.00) dollars, which shall be tendered to the Board by certified check payable to the Board, due upon the signing of this Consent Order; and
2. Respondent shall pay administrative costs of four hundred eighty two and 34/100 (\$482.34) dollars, which shall be tendered to the Board by certified check payable to the Board, due upon the signing of this Consent Order; and
3. Respondent shall immediately cease and desist providing and/or offering to provide engineering services and/or identifying or advertising itself in Louisiana through a firm name which is not the exact firm name contained on its certificate of licensure issued by the Board; and
4. This Consent Order shall be published on the Board's website and a summary of this matter shall be printed in the official journal of the Board, the *Louisiana Engineer and Surveyor Journal*, and reported to the National Council of Examiners for Engineering and Surveying (NCEES), identifying Respondent by name; and
5. This Consent Order shall not become effective unless and until it is accepted and signed by and on behalf of the Board. Should the Board not accept and sign this Consent Order, it is agreed that presentation of this matter to the Board shall not prejudice the Board or any of its members, staff, attorneys or representatives from further participation, consideration, or resolution of any further proceedings herein.

LOUISIANA PROFESSIONAL ENGINEERING
AND LAND SURVEYING BOARD

DATE: 11/16/15

BY: Donna D. Sentell
DONNA D. SENTELL, Executive Director

LEONARD C. QUICK & ASSOC., INC., Respondent

DATE: 10/28/15

BY: Leonard C. Quick
LEONARD C. QUICK, P.E., President

Witnesses to the signature of
Leonard C. Quick & Assoc., Inc.

Sean Anderson
Print Name: Sean

P.D.M. Butts
Print Name: P.D.M. Butts

Approved by:

J. Douglas Sunseri
Nicaud & Sunseri, L.L.C.
3000 18th St.
Metairie, LA 70002
Telephone: (504) 837-1304

Attorneys for Leonard C. Quick & Assoc., Inc.