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By LAPELS Enforcement

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

IN THE MATTER OF:

CASE NO. 2016-45

KGS OILFIELD RENTALS LLC

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 KGS Oilfield Rentals LLC [hereinafter "Respondent"], by and through its duly authorized undersigned representative, hereby agree to the following:

At all times material hereto, Respondent was not licensed in the State of Louisiana as a professional engineering firm and, therefore, was not authorized to practice and/or offer to practice engineering in the State of Louisiana. At all times material hereto, Glenn Rogers was not licensed in the State of Louisiana as a professional engineer and, therefore, was not authorized to practice and/or offer to practice engineering in the State of Louisiana. At all times material hereto, Mr. Rogers was a member of Respondent.

An investigation was opened based upon the Board's receipt of information and documents which suggested that Mr. Rogers may have used a fraudulent professional engineer seal. The investigation disclosed that in September 2015 Mr. Rogers (a) obtained a fraudulent Louisiana professional engineer seal in his name and on Respondent's account from Andrepont Printing in Opelousas, Louisiana, (b) affixed the fraudulent seal to, signed (as the engineer of record) and dated a set of documents for an Extended Aeration Sewage Treatment Facility for the West Port Subdivision at Three Mile Lake project in St. Landry Parish, Louisiana and (c) submitted those documents for review to the Louisiana Department of Health.

La. R.S. 37:700(A)(6) prohibits the use or attempted use of a seal or stamp which is deceptively similar to the seals or stamps authorized by the Board for use by its licensees. La. R.S. 37:700(C) permits the Board to take enforcement action against a firm if one or more of its

officers, directors, managers, employees, agents or representatives is found by the Board to be guilty of any of the acts or offenses listed in La. R.S. 37:700(A). La. R.S. 37:700(H) permits the Board to take enforcement action against persons La. R.S. 37:700(A)(6), 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 proceedings. La. R.S. 37:700(A)(6), La. R.S. 37:700(C) and La. R.S. 37:700(H) were in effect at all times material hereto.

It is undisputed that **(a)** Respondent has never been licensed to practice and/or offer to practice engineering in Louisiana; **(b)** Mr. Rogers has never been licensed to practice and/or offer to practice engineering in Louisiana; **(c)** Mr. Rogers was a member of Respondent; and **(d)** in September 2015 Mr. Rogers obtained a fraudulent Louisiana professional engineer seal on Respondent's account, affixed it to, signed (as the engineer of record) and dated a set of documents for a sewage treatment facility in Louisiana, and submitted those documents for review to the Louisiana Department of Health.

By letter dated August 18, 2017, the Board gave notice to Respondent that it was considering the preferral of charges against Respondent on the grounds that Respondent may have violated La. R.S. 37:700(C), *to wit* La. R.S. 37:700(A)(6), relative to the use or attempted use of a seal or stamp which is deceptively similar to the seals or stamps authorized by the Board for use by its licensees.

Wishing to dispense with the need for further enforcement 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 five hundred and no/100 (\$1,500.00) dollars, **(b)** pay administrative costs of one thousand one hundred six and 36/100 (\$1,156.36) dollars, **(c)** ensure that its employees, members and representatives immediately cease and desist practicing and/or offering to practice engineering, using a Louisiana professional engineer seal, and using the words "engineer", "engineering" or any modification or derivative thereof in referring to themselves, on their *LinkedIn* pages, or in describing or promoting their business, activities or services in Louisiana until such time as they are duly licensed 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 be represented by counsel before the Board and/or to appear at any hearing personally or by counsel and present witnesses and evidence in its own behalf, it hereby waives this right and 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 that **(a)** it fully understands the meaning and intent of this Consent Order, including but not limited to its final and binding effect, **(b)** 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)** 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 five hundred and no/100 (\$1,500.00) 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 one thousand one hundred fifty six and 36/100 (\$1,156.36) 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 ensure its employees, members and representatives immediately cease and desist practicing and/or offering to practice engineering, using a Louisiana professional engineer seal, and using the words "engineer", "engineering" or any modification or derivative thereof in referring to themselves, on their *LinkedIn* pages, or in describing or promoting their business, activities or services in Louisiana until such time as they are duly licensed 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: 1/30/18

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

KGS OILFIELD RENTALS LLC, Respondent

DATE: 12-14-17

BY: Kenneth Sizemore  
KENNETH SIZEMORE, Member

Witnesses to the signature of  
KGS Oilfield Rentals LLC

Ronald Mepard  
Print Name: Ronald Mepard

Brian Guidy  
Print Name: Brian Guidy

Approved by:



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Jeremy A. Hebert

Becker & Hebert

201 Rue Beauregard

Lafayette, LA 70508

Telephone: (337) 233-1987

Attorneys for KGS Oilfield Rentals LLC