

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

IN THE MATTER OF:

KENNETH E. MURPHY

RESPONDENT

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CASE NO. 2023-54

**Received**

**FEB 11 2025**

**By LAPELS Enforcement**

**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 Kenneth E. Murphy, PLS (expired) [hereinafter “Respondent”] hereby agree to the following:

At all times material hereto, Respondent was licensed in the State of Louisiana as a professional land surveyor, number PLS-0004676; however, his license expired on October 1, 2021. At all times material hereto, KEM Surveys [hereinafter “KEM”] was not licensed in the State of Louisiana as a professional surveying firm and, therefore, was not authorized to practice and/or offer to practice surveying in the State of Louisiana. KEM never became licensed in the State of Louisiana as a professional land surveying firm. At all times material hereto, Respondent was an owner, officer, employee and representative of KEM.

An investigation was opened based upon the Board’s receipt of information and/or documents which suggested that Respondent may have committed violations of the Board’s laws and/or rules. The investigation disclosed that on or about September 29, 2023, Respondent worked on a project with an expired license since October 1, 2021. The investigation also disclosed that on or about September 29, 2023 (a) Respondent admittedly provided and offered to provide land surveying services on at least one (1) project in Louisiana and (b) Respondent provided land surveying services for KEM in Louisiana in connection with said project.

La. R.S. 37:681 and La. R.S. 37:698(A)(9) and (16) prohibit licensees from practicing and/or offering to practice of land surveying with an expired license and La. R.S. 37:681 and La. R.S. 37:700(A)(1), (7) and (9), *to wit* LAC Title 46:LXI§2301(B), collectively prohibit the practice of and/or offer to practice land surveying without proper licensure. La. R.S.

37:698(A)(12) prohibits licensees from aiding and assisting any person in violating the laws and rules of 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)(9) and (16) and La. R.S. 37:698(A)(12), 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)(9) and (16) and La. R.S. 37:698(A)(12), and La. R.S. 37:698(H) were in effect at all times material hereto.

It is undisputed that **(a)** at all times material hereto, Respondent was licensed in Louisiana as a professional land surveyor, however, his license expired on October 1, 2021 **(b)** KEM was not licensed in Louisiana as a professional land surveying firm and, therefore, was not authorized to practice and/or offer to practice land surveying in Louisiana, **(c)** at all times material hereto Respondent was an owner, officer, employee and representative of KEM, **(d)** on or about September 29, 2023 KEM admittedly practiced and offered to practice land surveying in Louisiana without proper licensure and **(f)** on or about September 29, 2023, Respondent aided or assisted KEM in violating the laws and/or rules of the Board.

By letter dated March 26, 2024, 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. 37:698(A)(12), relative to aiding or assisting another person in violating the laws and/or rules of the Board and La. R.S. 37:698(A)(9) and (16) related to practice or offering to practice land surveying with an expired license.

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 his own free will consents to the issuance of a Consent Order by the Board, wherein Respondent agrees to **(a)** pay a fine of Three Thousand and No/100 (\$3,000.00) Dollars, **(b)** pay administrative costs of One Hundred Ninety One and 54/100 (\$191.54) Dollars, **(c)** for total payment due the Board in the amount of Three Thousand One Hundred Ninety-One and 54/100 (\$3,191.54) Dollars, to be paid in installments as set forth herein below; **(d)** successfully complete the Board's online Louisiana Laws and Rules Quiz, and **(e)** 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 his 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 he will comply with all applicable laws and rules henceforth.

Respondent has been advised of his right to an informal conference, 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 his own behalf, he hereby waives these rights and his right to appeal, and he states affirmatively that he has been afforded all administrative remedies due him 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 his right to an informal conference, to a hearing before the Board, to the presenting of evidence and witnesses on his 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) he fully understands the meaning and intent of this Consent Order, including but not limited to its final and binding effect, (b) he has voluntarily entered into this Consent Order and that no other promise or agreement of any kind has been made to or with him 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 Three Thousand and No/100 (\$3,000.00) Dollars; and shall pay administrative costs of One Hundred Ninety-One and 54/100 (\$191.54) Dollars; for total payment due the Board in the amount of Three Thousand One Hundred Ninety-One and 54/100 (\$3,191.54) Dollars, which shall be tendered to the Board by certified check payable to the Board, due as follows:

- a. An initial payment of Seven Hundred Ninety-Seven and 89/100 (\$797.89) Dollars, which shall be tendered to the Board by certified check payable to the Board, due upon the signing of this Consent Order by Respondent; and
- b. Four additional payments which shall be tendered to the Board by certified check payable to the Board, monthly as follows:
  - i. Five Hundred Ninety-Eight and 41/100 (\$598.42) Dollars due 30 days after this Consent Order is signed by the Board;
  - ii. Five Hundred Ninety-Eight and 41/100 (\$598.41) Dollars due 60 days after this Consent Order is signed by the Board;
  - iii. Five Hundred Ninety-Eight and 41/100 (\$598.41) due 90 days after this Consent Order is signed by the Board; and
  - iv. Five Hundred Ninety-Eight and 41/100 (\$598.41) Dollars due 120 days after this Consent Order is signed by the Board.

2. Respondent shall successfully complete the Board's online Louisiana Laws and Rules Quiz with a score of 90% or higher and return it to the Board within sixty (60) days of the effective date of this Consent Order; and

3. 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

4. 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

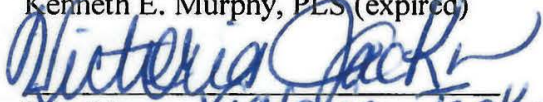
DATE: 3/31/2025

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

DATE: 2/6/25

  
KENNETH E. MURPHY, PLS (expired), Respondent

Witnesses to the signature of  
Kenneth E. Murphy, PLS (expired)

  
Print Name: Victoria Jackson

  
Print Name: Derrick Jones