

FILED 12/27/08 (Date)  
Architectural Examining  
Board / Commission  
*[Signature]*  
Signature, Executive Officer

BEFORE THE ARCHITECTURAL EXAMINING BOARD  
OF THE STATE OF IOWA

IN THE MATTER OF:	)	
	)	Case No. 07-06
EDWARD L. CABLE,	)	
	)	CONSENT ORDER IN A
	)	DISCIPLINARY CASE
Respondent.	)	

The Iowa Architectural Examining Board (Board) and Edward L. Cable (Respondent) enter into this Consent Order (Order), pursuant to Iowa Code section 17A.10 and 193 IAC 7.42:

1. The Board has jurisdiction of this matter pursuant to Iowa Code chapters 17A, 544A, and 272C (2007).
2. Respondent has held registration as an architect in Iowa in the past, but his registration was suspended on December 3, 2003 and subsequently lapsed on June 30, 2004.
3. On October 6, 2008, the Board charged Respondent with violating a prior order imposing discipline, in violation of Iowa Code section 272C.3(2)"a"; and performing architectural services on a suspended and lapsed registration, in violation of Iowa Code sections 544A.1, 544A.13(3), and 544A.15(1), (3)"a"(1), (2), (6), and 193B IAC 2.9.
4. Hearing on the Board's charges is currently set for January 13, 2009. Respondent has a right to a hearing on the charges, but waives his right to hearing and all attendant rights by freely and voluntarily entering into this Consent Order. The Consent Order is the final agency order in the disciplinary contested case.
5. Respondent agrees the State's counsel may present this Order to the Board and may have ex parte communications with the Board while presenting it.
6. This Order shall be part of the permanent record of Respondent and shall be considered by the Board in determining the nature and severity of any future action by the Board in the event of Respondent's future violation of Iowa Code chapter 544A.
7. This Order and the Notice of Hearing and Statement of Charges in a Disciplinary Case are public records available for inspection and copying in accordance with the requirements of Iowa Code chapter 22 (2007).

8. Failure to comply with the provisions of this Order may result in further administrative proceedings by the Board or the initiation of an action in district court, or a referral to the county attorney, pursuant to Iowa Code section 544A.15.

9. This Order is subject to approval of the Board: (a) If the Board fails to approve this Order, it shall be of no force or effect on either party, and it shall not be admissible for any purpose in further proceedings in this matter; or (b) If the Board approves this Order, it shall fully dispose of all issues in this case.

**IT IS THEREFORE ORDERED:**

**A. Reprimand**

Respondent is reprimanded for practicing architecture with a suspended and lapsed registration, and violating a prior order imposing discipline.

**B. Civil Penalty**

Respondent was previously ordered in Case No. 03-16 to pay a civil penalty of \$1,000. Respondent shall pay an additional civil penalty of \$1,000, for a total of \$2,000 due to the Board office no later than January 30, 2009.

**C. Surrender of Registration**

Respondent shall surrender his registration to practice architecture in the State of Iowa effective upon the execution of this Order by all parties. Respondent shall return his Iowa registration certificate to the Board office no later than January 30, 2009. The voluntary surrender of a registration is treated as a revocation for purposes of any future application requesting the Board to reinstate Respondent's registration. Respondent agrees he shall not apply to reinstate his Iowa architectural registration in the future.

**D. Remedial Orders**

(1) Respondent shall cease to perform or offer to perform architectural services in the state of Iowa or for buildings or projects located in Iowa, as the "practice of architecture" is defined in Iowa Code section 544A.16(8).

(2) Respondent may provide those design services that non-architects are allowed to perform in the state of Iowa in connection with buildings that are exempt pursuant to Iowa Code section 544A.18. When performing or offering to perform such services Respondent shall expressly notify Iowa clients or prospective clients that he is not registered to practice as an architect in the state of Iowa and that he surrendered his architectural registration in connection with a disciplinary case.

(3) Respondent's company may provide architectural design services in Iowa, but only upon the following conditions with which Respondent agrees he shall strictly comply:

a. Respondent's company, Cable Design Group, and any successor, shall acquire an authorization to practice architecture as a business entity pursuant to Iowa Code section 544A.21 in advance of performing or offering to perform architectural services in the state of Iowa or for buildings or projects located in Iowa, and shall comply with the provisions of section 544A.21 mandating that at least two-thirds of those in managerial control be registered architects or licensed professional engineers.

b. Respondent shall be personally responsible for assuring the Board's records are accurate as to the physical location of Respondent and his company, and such contact information as the Board requires on its business entity forms, such as mailing address, email address, telephone number, and facsimile number. Such information shall be up to date at all times.

c. The architect in responsible charge of professional architectural services to be performed in the state of Iowa or for buildings or projects located in Iowa shall file a report with the Board prior to performing or offering to perform such architectural services. The report shall at a minimum include a narrative description of (i) all proposed architectural services, (ii) the manner in which the registered architect will exercise "direct supervision and responsible charge" over all architectural services, as defined in Iowa Code section 544A.16(5), and (iii) the manner in which the architect shall be in direct communication with the client and, when applicable, building officials.

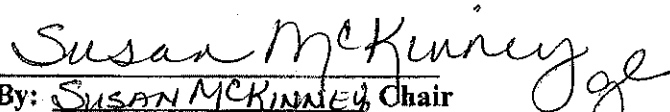
d. Respondent's business entity shall expressly notify Iowa clients or prospective clients that (i) Respondent is not registered to practice as an architect in the state of Iowa, and (ii) Respondent surrendered his architectural registration in connection with a disciplinary case. Respondent's business entity shall identify in all communications and contracts with Iowa clients or prospective Iowa clients the name and registration number of the Iowa registered architect who shall exercise direct supervision and responsible charge over all architectural services to be performed involving Iowa buildings or projects.

**AGREED AND ACCEPTED:**

**The Respondent**

**The Iowa Architectural Examining Board**

  
\_\_\_\_\_  
Edward L. Cable

  
By: SUSAN MCKINNEY Chair

12.17.08  
\_\_\_\_\_  
Date

12-22-08  
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Date