

BEFORE THE ARCHITECTURAL EXAMINING BOARD
OF THE STATE OF IOWA

FILED

1/10/06 (Date)

John
Board / Commission
Glenn Lourey
Signature, Executive Officer

IN THE MATTER OF:

Brad Thomason
Shive-Hattery, Inc.
201 Third Ave, SE #500
Cedar Rapids, IA 52406-1803

Respondent

Case No. 05-25

SETTLEMENT AGREEMENT
AND CONSENT ORDER

The Iowa Architectural Examining Board (Board) and Brad Thomason (Respondent) enter into this Settlement Agreement and Consent Order (Order), pursuant to Iowa Code section 17A.10 (2003) and 193 IAC 7.4:

1. The Board has jurisdiction of this matter pursuant to Iowa Code chapters 17A, 544A, and 272C (2001, 2003).
2. Respondent is a registered architect in the state of Iowa. His registration lapsed on June 30, 2005. The registration was reinstated on September 21, 2005. Respondent agrees he performed architectural services in Iowa after his registration lapsed.
3. A Statement of Charges will be filed simultaneously with this Consent Order. Respondent agrees that he practiced architecture on a lapsed registration and agrees to the entry of a Consent Order.
4. 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 Agreement. The Consent Order is the final agency order in the contested case.
5. This Agreement shall be part of the permanent record of Respondent and shall be considered by the Board in determining the nature and severity of any disciplinary action to be imposed in the event of any future violations.
6. This Agreement and the Statement of Charges are public records available for inspection and copying in accordance with the requirements of Iowa Code chapter 22 (2003).
7. Failure to comply with the provisions of this Agreement shall be grounds for disciplinary action pursuant to Iowa Code section 272C.3(2)(a) (2003). However, no action may be taken against Respondent for violations of these provisions without a hearing, or waiver of hearing.
8. This Agreement is subject to approval of the Board:
 - (a) If the Board fails to approve this Agreement, 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.
 - (b) If the Board approves this Agreement, it shall fully dispose of all issues in this case.

IT IS THEREFORE ORDERED:

A. Reprimand

Respondent is reprimanded for practicing architecture with a lapsed registration.

B. Civil Penalty

Respondent shall pay a \$500.00 civil penalty no later than December 31, 2005.

C. Remedial Orders

(1) By December 31, 2005 Respondent shall mail written notice to all clients for whom he performed architectural services in the state of Iowa from and after July 1, 2005. The notice shall advise the client that Respondent's registration was lapsed when the services were provided. Copies of the letters shall be submitted to the Board no later than January 30, 2006.

(2) Respondent shall recertify and reseal, as applicable, all documents certified or sealed for Iowa projects while his registration was expired. Respondent shall provide proof of compliance no later than January 31, 2006. If no documents were sealed during the period of lapsed registration, the respondent shall notify the Board of that fact by December 31, 2005.

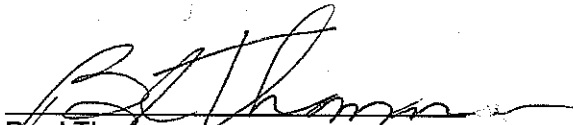
D. Future Compliance


Respondent shall in the future adhere to all statutes and administrative rules in the practice of architecture.

AGREED AND ACCEPTED:

The Respondent

The Iowa Architectural Examining Board


Brad Thomason


Vice-President

12-26-05
Date

10 JAN 2006
Date