

**BEFORE THE ARKANSAS BOARD OF REGISTRATION FOR
PROFESSIONAL ENGINEERS AND LAND SURVEYORS**

Case # 2008-07, in the matter of Richard J. Cotton:

DISCIPLINARY HEARING

On September 8, 2008, the Board of Registration for Professional Engineers and Land Surveyors (hereinafter "the Board") held a formal hearing to consider the above-referenced matter. Finding proper notice had been given the Respondent, the Board, from all evidence presented, makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1. The Respondent is not now nor has he ever been a registered Professional Engineer in the State of Arkansas.
2. On 3/17/08, the Respondent sent an e-mail to his subordinates specifying and scheduling certain tasks. The e-mail was closed by the notation "Jeff Cotton P.E. B.S.E.E."

CONCLUSIONS OF LAW

These actions by the Respondent constitute one violation of Arkansas Code Annotated §17-30-102(b), (representing oneself as an engineer without being a registrant of the Board), actionable by the Board against non-registrants under the provisions of Arkansas Code Annotated §17-30-305(e).

ORDER

Based on the foregoing, it is ordered that Respondent pay a \$2,000 civil penalty for the violation to the Board within fifty (50) days of the service of this Order.

SO ORDERED this 8th day of September, 2008



William E. Ruck, President

This Order may be appealed within thirty (30) days of service upon the Respondent, as specified in the Arkansas Administrative Procedures Act, Arkansas Code Annotated §25-15-201, *et seq.*