

REC'D DEC 11 2008

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

Case #2008-20, in the matter of Lyon Associates, Inc:

CONSENT AGREEMENT AND ORDER

The Arkansas Board of Registration for Professional Engineers and Land Surveyors (hereinafter "the Board") and Lyon Associates, Inc (non-registrant, hereinafter "the Respondent"), agree as follows in full settlement of the charges in this disciplinary matter.

FINDINGS OF FACT

1. The Respondent does not now, nor has it ever, held a valid Certificate of Authorization to offer engineering services in Arkansas.
2. On 4/25/08, Tommy Bond (AR-PE #2219, and a member of the Board) received an e-mail from Jeff Burgess, Vice President of US Business Development for Lyon Associates. In part, that message stated that the Respondent ". . . provides high quality, reasonably priced and rapid design services via our international branch offices."

CONCLUSIONS OF LAW

1. The board has jurisdiction over the Respondent and over the subject matter of this proceeding, as provided in Arkansas Code Annotated §17-30-305(e).
2. The conduct of the Respondent, as set forth above in the Findings of Fact, constitutes a single violation of Arkansas Code Annotated §17-30-303 (providing or offering to provide engineering services without a valid Certificate of Authorization).

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CONSENT AGREEMENT

In the interest of a prompt and speedy settlement, consistent with the public interest and the responsibilities of the Board, the undersigned parties enter into this Consent Agreement as a final disposition of these matters presently before the Board.

1. The Respondent has obtained legal counsel and has chosen to proceed with the understanding that he is admitting the facts and conduct described above in the Findings of Fact.

2. In lieu of a formal hearing on these issues, the Respondent agrees to issue of the following Order and waives all rights to a hearing, appeal or judicial review relating to the Order.

3. The Respondent understands that all investigative materials prepared or received by the Board concerning these allegations and all notices and pleadings relating thereto may be retained in the Board's file concerning this matter.

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ORDER

1. The Respondent shall pay a \$250.00 civil penalty for the violation noted in paragraph #2 of the Conclusions of Law as listed above.

2. Payment shall be made to the Board within fifty (50) days of the date this Order is served upon the Respondent.

AGREED TO BY: [Signature]
Signature of the Respondent

Sworn to and subscribed before me this 2 day of December, 2008



[Signature]
Notary Public

My commission expires: September 10, 2010

AGREED TO AND ORDERED BY: [Signature]
Board President

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Irma N. Valenzuela, First Circuit Doc. Date: 12/02/08
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Agreement and Order - Arkansas Board of Regist. v. Lyon Associates
[Signature] 12/02/08
Notary Signature Date
NOTARY CERTIFICATION