

**BEFORE THE ARKANSAS STATE BOARD OF LICENSURE FOR  
PROFESSIONAL ENGINEERS AND PROFESSIONAL SURVEYORS**

**ARKANSAS STATE BOARD OF LICENSURE FOR  
PROFESSIONAL ENGINEERS AND PROFESSIONAL  
LAND SURVEYORS**

**COMPLAINANT**

**Case #2009-11**

**JOHN C. WILLIAMS, PS #109**

**RESPONDENT**

**FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER**

A hearing on the above-referenced matter was held before the Arkansas Board of Licensure for Professional Engineers and Professional Surveyors ("the Board") on September 13, 2011, at the office of the Board, 623 Woodlane Drive, Little Rock, Arkansas. John Williams, hereinafter referred to as "Respondent," appeared before the Board. On the basis of the testimony and other evidence presented, the Board makes the following findings of fact, conclusions of law, and order:

**FINDINGS OF FACT**

F1. Williams is a Professional Surveyor licensee of the Board, and the Board has jurisdiction over his conduct.

F2. The survey giving rise to this complaint was a survey bearing Respondent's seal that was provided to Rick and Rebecca Cowden.

F3. The survey plat was dated August 18, 2008 on the CAD layout of Williams, and bearing Williams' seal and signature.

F4. The Respondent admitted that his sealed survey dated August 18, 2008 was a preliminary survey which didn't satisfy the Arkansas Minimum Standards for Boundary Surveys because the property corners shown on the survey plat were not set in the field.

F5. The survey provided to the Cowdens does not indicate that it is a preliminary survey.

F6. Everett Rowland, Arkansas State Land Surveyor, advised in a letter dated August 16, 2010 that the survey did not meet the Arkansas Minimum Standards for Boundary Surveys.

### **CONCLUSIONS OF LAW**

C1. Based on the above Findings of Fact, Respondent is guilty of fraud and deceit in the practice of surveying as set forth in Ark. Code Ann. § 17-48-102(b)(1)(A)(i).

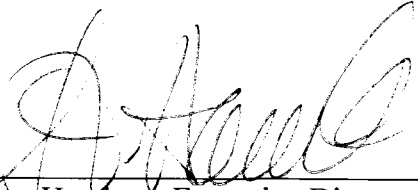
C2. Based on the above Findings of Fact, Respondent is guilty of one count of misconduct in the practice of surveying, in violation of Ark. Code Ann. § 17-48-205.

### **ORDER**

The Respondent's license is hereby REVOKED.

Pursuant to Arkansas Code Annotated § 25-15-212, the Respondent may petition for judicial review of this decision by filing a petition in the Circuit Court in the county in which he resides or does business or in the Circuit Court of Pulaski County within thirty days after service of this Order.

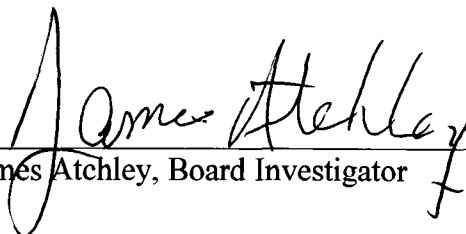
Dated this 12<sup>th</sup> day of October, 2011.

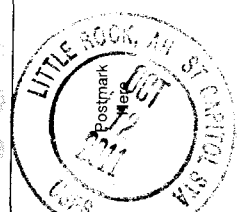
  
\_\_\_\_\_  
Steve Haralson, Executive Director  
Arkansas Board of Licensure for Professional  
Engineers and Professional Surveyors

## CERTIFICATE OF SERVICE


I, James Atchley, investigator for the Arkansas State Board of Licensure for Professional Engineers and Professional Surveyors, do hereby certify that I have served a copy of the attached order by mailing copies of same, by first class mail and certified mail, with return receipt requested and postage prepaid, on this 12<sup>th</sup> day of October, 2011, to:

Mr. John C. Williams, PS  
Williams Land Surveying  
6518 Michigan Ave  
Benton, AR 72019-9759

  
James Atchley, Board Investigator

|   |                |    |               |      |  |      |   |  |                                 |                |   |
|---|----------------|----|---------------|------|--|------|---|--|---------------------------------|----------------|---|
| <b>U.S. Postal Service</b>  |                |    |               |      |  |      |   |  |                                 |                |   |
| <b>CERTIFIED MAIL RECEIPT</b><br><small>(Domestic Mail Only; No Insurance Coverage Provided)</small>  |                |    |               |      |  |      |   |  |                                 |                |   |
| <b>OFFICIAL USE</b>   |                |    |               |      |  |      |   |  |                                 |                |   |
| <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Postage \$</td> <td style="width: 50%; text-align: center;">44</td> </tr> <tr> <td>Certified Fee</td> <td style="text-align: center;">2.85</td> </tr> <tr> <td>Return Receipt Fee<br/>(Endorsement Required)</td> <td style="text-align: center;">2.30</td> </tr> <tr> <td>Restricted Delivery Fee<br/>(Endorsement Required)</td> <td></td> </tr> <tr> <td><b>Total Postage &amp; Fees</b></td> <td style="text-align: center;"><b>\$ 5.59</b></td> </tr> </table> | Postage \$     | 44 | Certified Fee | 2.85 | Return Receipt Fee<br>(Endorsement Required) | 2.30 | Restricted Delivery Fee<br>(Endorsement Required) |  | <b>Total Postage &amp; Fees</b> | <b>\$ 5.59</b> |  |
| Postage \$  | 44             |    |               |      |  |      |   |  |                                 |                |   |
| Certified Fee   | 2.85           |    |               |      |  |      |   |  |                                 |                |   |
| Return Receipt Fee<br>(Endorsement Required)  | 2.30           |    |               |      |  |      |   |  |                                 |                |   |
| Restricted Delivery Fee<br>(Endorsement Required)   |                |    |               |      |  |      |   |  |                                 |                |   |
| <b>Total Postage &amp; Fees</b>   | <b>\$ 5.59</b> |    |               |      |  |      |   |  |                                 |                |   |
| Sent To<br>Street, Apt. No.,<br>or PO Box No.<br>City, State, ZIP+4<br><span style="font-size: 2em; font-family: cursive;">Williams</span>  |                |    |               |      |  |      |   |  |                                 |                |   |
| <small>PS Form 3800, January 2001 See Reverse for Instructions</small>  |                |    |               |      |  |      |   |  |                                 |                |   |

7002 0510 0001 8878 6603

|   |   |
|---|---|
| <p>1. Article Addressed to:</p> <p style="text-align: center;">Mr. John C. Williams, PS<br/>Williams Land Surveying<br/>6518 Michigan Ave<br/>Benton, AR 72019-9759</p> <p>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.<br/>                 ■ Print your name and address on the reverse so that we can return the card to you.<br/>                 ■ Attach this card to the back of the mailpiece, or on the front if space permits.</p> | <p>A. Signature <span style="float: right;">72015 <input type="checkbox"/> Agent</span><br/>  <input checked="" type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <span style="float: right;">C. Date of Delivery</span><br/>                 John C. Williams <span style="float: right;">11-9-11</span></p> <p>D. Is delivery address different from item 1? <input checked="" type="checkbox"/> Yes<br/>                 If YES, enter delivery address below: <input type="checkbox"/> No</p> <p style="text-align: center; font-size: 1.5em; font-weight: bold;">RECD NOV 14 2011</p> |
| <p>3. Service Type <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes <input type="checkbox"/> No</p>  |   |
| <p>2. Article Number <span style="float: right;">7002 0510 0001 8878 6603</span></p> <p><small>(Transfer from service label)</small></p> <p><small>PS Form 3811, August 2001 Postmaster: Return Receipt</small></p>   |   |