

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

Complainant:)
)
 Arkansas State Board of Licensure for)
 Professional Engineers and Professional)
 Surveyors)
)
Respondent:)
)
 Samuel T. Whitehead, PS)
 Southern Geodetic Land Surveyors, LLC)
 17 Lafayette 5202)
 Taylor, AR 71861-8854)
)
)

Case #2010-31

CONSENT AGREEMENT AND ORDER

The Arkansas Board of Licensure for Professional Engineers and Professional Surveyors (hereinafter "the Board") and Southern Geodetic Land Surveyors, LLC (non-licensee, hereinafter "Southern Geodetic Land Surveyors") agree as follows in full settlement of the charges in this matter.

FINDINGS OF FACT

1. Southern Geodetic Land Surveyors did not, at all times relevant to this complaint, hold a valid Certificate of Authorization to provide or offer to provide surveying services in Arkansas.
2. On September 16, 2010, the Board received a complaint of professional misconduct against Joshua Lynn Nix.

3. Upon investigation of the complaint, it was noted that Nix was working for Southern Geodetic Land Surveyors.

4. A review of the records of the Arkansas Secretary of State confirmed that Southern Geodetic Land Surveyors was an Arkansas LLC, and that Samuel Whitehead was the registered agent.

5. Upon inquiry, Samuel Whitehead, Professional Surveyor licensee of the Board, admitted that his firm held no Certificate of Authorization.

CONCLUSIONS OF LAW

The conduct of Southern Geodetic Land Surveyors, as set forth above in the Findings of Fact, constitutes one count of providing or offering to provide surveying services in Arkansas without a valid Certificate of Authorization, in violation of Arkansas Code Annotated §17-48-207.

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. Southern Geodetic Land Surveyors has been afforded an opportunity to obtain legal counsel and has chosen to proceed, with the understanding that the facts and conduct described above in the Findings of Fact are admitted.

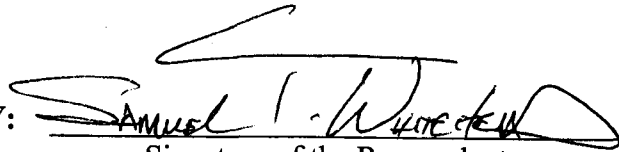
2. In lieu of a formal hearing, Southern Geodetic Land Surveyors agrees to the following Order and waives all rights to a hearing, appeal or judicial review relating to the Order.

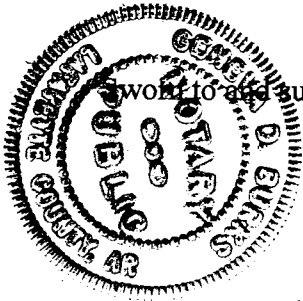
3. Southern Geodetic Land Surveyors understands that all investigative materials prepared or received by the Board concerning these allegations and all notices and pleadings relating thereto may be retained in the Board's file concerning this matter.

ORDER

For the violation described in the Conclusions of Law above, Southern Geodetic Land Surveyors shall pay to the Board a civil penalty of five-hundred (500) dollars, within fifty (50) days of service of this Order.

AGREED TO BY:


Signature of the Respondent



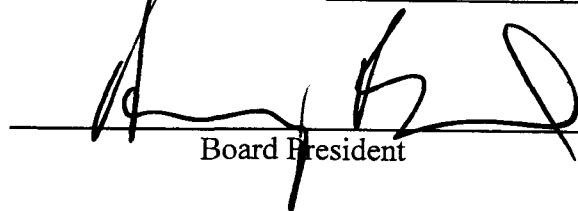
(SEAL)

Witness to and subscribed before me this 18th day of November, 2010


Notary Public

My commission expires: 4-14-2019

AGREED TO AND ORDERED BY:


Board President

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 17th day of February, 2011, to:

Samuel T. Whitehead, PS
 Southern Geodetic Land Surveyors, LLC
 17 Lafayette 5202
 Taylor, AR 71861-8854

James H. Atchley

 James Atchley, Board Investigator

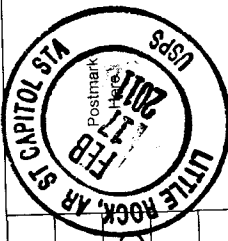
U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL

Postage	\$ 0.44
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	2.80
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.54

Sent To
 Street, Apt. No., or PO Box No.
Southern Geodetic
 City, State, ZIP+4

7002 0510 0001 8878 7303



THIS SECTION ON DELIVERY

A. Signature <i>S. Whitehead</i>	<input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee
B. Received by (Printed Name) <i>S. Whitehead</i>	C. Date of Delivery <i>2-18-11</i>
D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input checked="" type="checkbox"/> No	

RECD FEB 22 2011

Package Type	<input checked="" 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.
4. Restricted Delivery? (Extra Fee)	<input type="checkbox"/> Yes	

1. Article Addressed to:
 Samuel T. Whitehead, PS
 Southern Geodetic Land Surveyors, LLC
 17 Lafayette 5202
 Taylor, AR 71861-8854

2. Article Number (Character/Postage/Service)
 7002 0510 0001 8878 7303

PS Form 3811, August 2001