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.


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]

Signature of the Respondent

[Seal]

Notary Public

My commission expires: 4-4-2019

AGREED TO AND ORDERED BY:  

[Signature]

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 Atchley, Board Investigator