

CONSENT ORDER

COMES NOW the Board of Governors of Licensed Architects, Landscape Architects and Registered Commercial Interior Designers of Oklahoma (the "Board") and Respondents, Respondent, Timothy S. Adams ("Mr. Adams" or "Respondent") state as follows:

FINDINGS OF FACT

1. At no time has Respondent Mr. Adams possessed a license to practice Architecture within the State of Oklahoma.
2. Respondent Mr. Adams has unlawfully practiced architecture, as defined in 59 Okla. Stat. § 46.8a by holding himself out as having the ability to practice architecture in the State of Oklahoma by affixing Mr. Adams' Georgia Registered Architect seal to plans for a project to be performed in Nichols Hills, Oklahoma despite the fact that Mr. Adams did not, and currently does not, hold a license to practice Architecture in the state of Oklahoma.

CONCLUSIONS OF LAW

1. The Board of Governors of Licensed Architects, Landscape Architects and Registered Commercial Interior Designers of Oklahoma has jurisdiction of this case pursuant to:
 - a. Oklahoma State Architectural and Registered Commercial Interior Designers Act, 59 OKLA. STAT. §46.1 et. seq. (the "Act").
 - b. Rules of the Board as recorded in the Oklahoma Administrative Code 55:10-1-1 (the "Rules").
2. The Act, at Title 59 Okla. Stat. § 46.7, states:

[T]he Board shall have the power and duty to... [p]romulgate rules of conduct governing the practice of licensed architects and landscape architects.
3. The practice of architecture is subject to the Oklahoma State Architectural and Registered Commercial Interior Designers Act, 59 Okla. Stat. § 46.8a, which states:

It shall be unlawful for any person to directly or indirectly engage in the practice of architecture in this state or use the title "Architect", "Registered or Licensed Architect", "Architectural

Designer", or display or use any words, letters, figures, titles, signs, cards, advertisements, or other symbols or devices indicating or tending to indicate that such person is an architect or is practicing architecture, unless the person is licensed under the provisions of this act. No person shall aid or abet any person, not licensed under the provisions of this act, in the practice of architecture.

4. Respondent was properly notified of potential violation and acknowledged his right to counsel.

5. The Findings of Fact stipulated to by Respondent, if proven, constitute violations of the State Architectural and Registered Commercial Interior Designers Act and the Rules of the Board as recorded in the Oklahoma Administrative Code 55:10, pertaining to the professional practice of architecture and registered interior design upon which the Board may take disciplinary action against Respondent.

6. Respondent admits guilt to the alleged violation of the State Architectural and Registered Commercial Interior Designers Act and the Rules of the Board as recorded in the Oklahoma Administrative Code 55:10 and, in lieu of a proceeding of a formal disciplinary action, hereby agrees that the Board may enter a final order against him as set forth below.

7. Pursuant to Oklahoma Administrative Code (OAC) 55:10-15-9(4), the Secretary-Treasurer has the authority to seek informal resolution of matters referred to the Board.

8. Pursuant to Oklahoma Administrative Code (OAC) 55:10-15-10, the Secretary-Treasurer submits the following Consent Order to the Board for approval of the informal resolution and final disposition of this matter.

CONSENT

Respondent, by affixing his signature hereto, acknowledges that:

1. Respondent understands this Consent Order is subject to the approval of the Board and has no force and effect until a final decision based upon it is rendered by the Board.

2. Respondent has been specifically advised to seek the advice of counsel prior to signing this Consent Order, and

3. Respondent acknowledges that he has the following rights, among others:

- a. The right to a formal fact-finding hearing before the Board;
- b. The right to reasonable notice of said hearing;
- c. The right to compel the testimony of witnesses;
- d. The right to cross-examine witnesses against themselves;
- e. The right to obtain judicial review of the Board's decisions; and,
- f. The right to counsel.

4. Respondent waives his right to the representation of counsel in this matter.

5. Respondent waives all other rights to a formal hearing as set forth above in paragraph three (3).

6. Respondent understands in order to make a decision relative to approving this Consent Order discussions must take place between Board members, Board Staff and Board Counsel. These discussions may include the Board's review of any and all previously enumerated exhibits or referenced project materials. Respondent understands that these discussions will take place at the Board's next regularly scheduled meeting in Oklahoma City, Oklahoma. Respondent understands he has the right to be present when this matter is discussed, but hereby waives that right.

7. Respondent, for the purpose of avoiding further administrative action with respect to this cause, executes this Consent Order. Should the Consent Order not be accepted by the Board, it is agreed that presentation to and consideration of the Consent Order by the Board shall not unfairly or illegally prejudice the Board or any of its members from further participation in or resolution of these proceedings. Likewise, if this Consent Order is not accepted, the Board shall not take into consideration the contents of this Order as evidence of an admission.

8. Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to challenge or contest the validity of the Consent Order, the stipulated facts, conclusions of law and imposition of administrative action contained herein, and the final decision of the Board incorporating said Consent Order.

9. This Consent Order contains the entire agreement between the parties. Respondent is not relying on any other agreement or representation of any kind, verbal or otherwise.

10. The parties understand and agree that Portable Document Format (PDF) and facsimile copies of this Consent Order, including PDF and facsimile signatures thereto, shall have the same force and effect as the originals.

11. This Consent Order is intended by the parties to be an integrated writing representing the complete, final, and exclusive embodiment of their agreement. It supersedes any and all prior or contemporaneous agreements, understandings, discussions, negotiations, and commitments (written or oral). This Consent Order may not be altered, amended, modified, supplemented or otherwise changed except by a writing executed by an authorized representative of each of the parties.

12. Respondent consents to the entry of this Consent Order.

ORDER

In accordance with the foregoing findings of facts and conclusions of law, and the agreement and consent of the Respondent IT IS THEREFORE ORDERED:

13. Respondent Mr. Adams is REPRIMANDED by the Board for his actions in holding himself out as having the ability to practice architecture in the State of Oklahoma despite the fact Mr. Adams does not possess a license to practice Architecture in the State of Oklahoma.

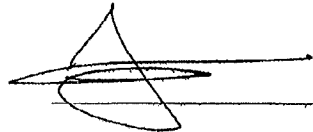
14. Respondent is assessed a civil penalty in the amount of two thousand dollars (\$2,000.00), which shall be paid within sixty (60) days from the date of the entry of this Consent Order.

DISCLOSURE

Pursuant to the Oklahoma Open Records Act, 51 O.S. § 24-A.1 through 24-A.21, the signed original of this Consent Order shall remain in the custody of the Board as a public record and shall be made available for public inspection, publication, and copying upon request, and may make any use it deems appropriate of the contents of this Consent Agreement, which shall include the Board's ability to share the content of this Consent Agreement with any state or federal governmental or professional board or organization, publication of a summary in the Board newsletter, posting on the Board website, reporting to state and national databanks, including databanks maintained by associations to which the Board is a member.

TIMOTHY S. ADAMS

Signature:



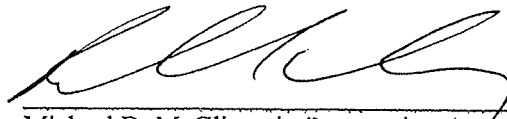
Date:

November 12, 2021

CERTIFICATION OF BOARD ATTORNEY

I believe this Consent Order to be in the best interests of the Board of Governors of Licensed Architects, Landscape Architects and Registered Commercial Interior Designers of Oklahoma and the State of Oklahoma for the alleged violations of the State Architectural and Registered Commercial Interior Designers Act and the Rules of the Board as recorded in the Oklahoma Administrative Code 55:10.

Dated this 2nd day of December 2021.



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Oklahoma*

ORDER OF THE BOARD

NOW on this 9th day of February, 2021, Respondent has agreed voluntarily, with knowledge of his rights under law, to the entrance of this Consent Order for his purported actions which, if proven, violate the State Architectural and Registered Commercial Interior Designers Act as defined in 59 OKLA. STAT. § 46.1 et. seq., and the Rules of the Board recorded in the Oklahoma Administrative Code (OAC) 55:10-1-1 et. seq. It further appears that the foregoing Consent Order is just and equitable in order to safeguard life, health, and property, and to promote the public welfare in the State of Oklahoma.

IT IS THEREFORE ORDERED that the Respondent's stipulation to the alleged violations of the State Architectural and Registered Commercial Interior Designers Act as defined in 59 OKLA. STAT. § 46.1 et. seq., and the Rules of the Board recorded in the Oklahoma Administrative Code (OAC) 55:10-1-1 et. seq., are accepted, and the above Consent Order incorporated herein shall be the order of the Board of Governors of Licensed Architects, Landscape Architects and Registered Commercial Interior Designers of Oklahoma.

Dated this 9th day of February, 2021.

BOARD OF GOVERNORS OF LICENSED
ARCHITECTS, LANDSCAPE ARCHITECTS
AND REGISTERED COMMERCIAL INTERIOR
DESIGNERS OF OKLAHOMA

By: SAM, Chair