

**LOUISIANA PROFESSIONAL ENGINEERING
AND LAND SURVEYING BOARD
9643 Brookline Avenue, Suite 123
Baton Rouge, Louisiana 70809**

IN THE MATTER OF POOLE ENGINEERS

CASE NO. 2008-91

AND

IN THE MATTER OF THOMAS POOLE, P.E.

CASE NO. 2009-12

STIPULATED FINAL DECISION AND ORDER

The Proposed Findings of Fact and Conclusions of Law and Proposed Decision and Order were issued and forwarded to Poole Engineers and Thomas Poole, P.E., through their attorney (Gilbert R. Buras, Jr.), and to the prosecuting attorney (Celia R. Cangelosi) on March 1, 2010. Poole Engineers and Mr. Poole, through Mr. Buras, requested oral argument. After due consideration of the Proposed Findings of Fact and Conclusions of Law and Proposed Decision and Order, and pursuant to the stipulation and consent of Poole Engineers, Mr. Poole, Mr. Buras and Ms. Cangelosi,

IT IS ORDERED BY THE LOUISIANA PROFESSIONAL ENGINEERING AND LAND SURVEYING BOARD (“LAPELS”) THAT:

1.

The Stipulated Final Findings of Fact and Conclusions of Law are adopted as final in this case, and the same is incorporated herein by reference as if set forth *in extenso*.

2.

From October 1, 1999 through October 15, 2008 Poole Engineers was in violation of La. R.S. 37:698(A)(6), *to wit* LAC Title 46:LXI§2301(C), for practicing or offering to practice engineering in Louisiana as a sole proprietorship under the name “Poole Engineers” during which time its firm license was expired and the sole proprietorship did not bear Mr. Poole’s full name.

3.

The charges against Thomas Poole, P.E. under La. R.S. 37:698(A)(12) are hereby dismissed.

4.

Poole Engineers is hereby assessed a fine in the amount of Three Thousand and No/100 (\$3,000.00) Dollars, which shall be paid by Poole Engineers upon its execution of this Stipulated Final Decision and Order.

5.

Poole Engineers is also hereby assessed the actual costs incurred by LAPELS in connection with Case No. 2008-91 through the date of the hearing in the amount of Three Thousand Six Hundred Thirty and 95/100 (\$3,630.95) Dollars, which shall be paid by Poole Engineers upon its execution of this Stipulated Final Decision and Order.

6.

Poole Engineers shall pay to LAPELS all past unpaid renewal fees in the amount of seven hundred eighty (\$780.00) dollars, which shall be paid by Poole Engineers upon its execution of this Stipulated Final Decision and Order.

7.

The Stipulated Final Findings of Fact and Conclusions of Law and Stipulated Final Decision and Order shall be published on the LAPELS website, and a summary of Case No. 2008-91 shall be published in the official journal of LAPELS and reported to the National Council of Examiners for Engineering and Surveying (NCEES), identifying Poole Engineers by name.

8.

This vote of LAPELS was unanimous.

9.

Poole Engineers and Mr. Poole stipulate and consent to the Final Findings of Fact and Conclusions of Law and to this Final Decision and Order, and they understand and agree that (a) this is a final and non-appealable decision and order and (b) they are waiving their right to appeal or seek judicial review of this decision and order pursuant to the Louisiana Administrative Procedure Act or any other law or regulation.

THUS DONE at Baton Rouge, Louisiana, this 10th day of May, 2010.

LOUISIANA PROFESSIONAL ENGINEERING
AND LAND SURVEYING BOARD

By: Mark A. Juselin
MARK A. JUSSELIN, P.E., Vice Chairman

STIPULATED AND AGREED TO AND APPROVED BY:

POOLE ENGINEERS

By: Thomas Poole
THOMAS POOLE, P.E., Supervising Professional

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Thomas Poole
THOMAS POOLE, P.E.

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