

**LOUISIANA PROFESSIONAL ENGINEERING  
AND LAND SURVEYING BOARD  
9643 BROOKLINE AVENUE, SUITE 121  
BATON ROUGE, LOUISIANA 70809-1443  
(225) 925-6291**

<b>IN THE MATTER OF:</b>	)	<b>CASE NO. 2015-3</b>
	)	
<b>GEORGE D. SULLIVAN, P.L.S.</b>	)	
	)	
<b>RESPONDENT</b>	)	
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	)	
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**CONSENT ORDER**

The Louisiana Professional Engineering and Land Surveying Board [hereinafter the “Board”], by and through its Executive Director, pursuant to authorization by the Board, and George D. Sullivan, P.L.S. [hereinafter “Respondent”], hereby agree to the following:

At all times material hereto, Respondent was licensed in the State of Louisiana as a professional land surveyor, number PLS-4683.

An investigation was opened based upon the Board’s receipt of information and documents which suggested that Respondent may have violated the Board’s standards of practice for boundary surveys. The investigation disclosed that on or about April 17, 2013 Respondent performed a property boundary survey and prepared, signed, sealed and issued a survey plat for a Mr. Frazier of a tract of land located in Section 34 & Headright 48, Township 1 South, Range 6 East, St. Helena Parish, Louisiana, in which: (a) corner monuments were not identified on the plat as “found” or “set with a sufficient description of the monuments and (b) there was no legend on the plat for symbols and abbreviations used.

La. R.S. 37:698(A)(6), *to wit* LAC Title 46:LXI§2907(C), requires that property boundary surveys result in the recovery, establishment or reestablishment of monumented corners. La. R.S. 37:698(A)(6), *to wit* LAC Title 46:LXI§2907(E), requires that monuments be set at all boundary or lot corners unless monuments already exist or cannot be set due to physical obstructions. La. R.S. 37:698(A)(6), *to wit* LAC Title 46:LXI§2907(G)(4), requires that property boundary survey plats or maps label monuments as “found” or “set” with a sufficient description of the monument. La. R.S. 37:698(A)(6), *to wit* LAC Title 46:LXI§2907(G)(14)(i), requires that all property boundary survey plats or maps show a legend for symbols and

abbreviations used on the plat or map. La. R.S. 37:698(H) permits the Board to take disciplinary action against persons who violate La. R.S. 37:698(A)(6), *to wit* LAC Title 46:LXI§2907(C), 2907(E), 2907(G)(4) and 2907(G)(14)(i), upon a finding of guilt following the preferral of charges, notice and hearing and a majority vote of its entire membership authorized to participate in the proceeding. La. R.S. 37:698(A)(6), La. R.S. 37:698(H), and LAC Title 46:LXI§2907(C), 2907(E), 2907(G)(4) and 2907(G)(14)(i) were in effect at all times material hereto.

It is undisputed that Respondent performed a property boundary survey and prepared, signed, sealed and issued a survey plat for property located in Louisiana which failed to meet the Board's standards of practice for boundary surveys.

By letter dated November 3, 2015, the Board gave notice to Respondent that it was considering the preferral of charges against Respondent on the grounds that he may have violated La. R.S. 37:698(A)(6), *to wit* LAC Title 46:LXI§2907(C), 2907(E), 2907(G)(4) and 2907(G)(14)(i), relative to failing to meet the Board's standards of practice for boundary surveys.

Wishing to dispense with the need for further disciplinary action and to conclude the instant proceeding without further delay and expense, for the purpose of this proceeding only, Respondent and the Board do hereby enter into this Consent Order, in which Respondent of his own free will consents to the issuance of a Consent Order by the Board, wherein Respondent agrees to (a) pay a fine of five hundred (\$500.00) dollars, (b) pay administrative costs of seven hundred eighteen and 66/100 (\$718.66) dollars, (c) successfully complete the Board's online Louisiana Standards of Practice for Boundary Surveys Quiz, (d) correct the above-described standards of practice violations on a revised survey plat, provide the revised survey plat to the Board for review, submit the revised survey plat to the applicable parish clerk of court after Board review, properly file the revised survey plat into the public record after applicable parish clerk of court review, and provide certified copies of the filed revised survey plat to the Board, and (e) the publication of this Consent Order on the Board's website and a summary of this matter in the Board's official journal, the *Louisiana Engineer and Surveyor Journal*, and the reporting of this matter to the National Council of Examiners for Engineering and Surveying (NCEES), identifying Respondent by name.

Respondent admits that his conduct as set forth above constitutes violations of the above referenced laws and/or rules as stated herein. Respondent acknowledges awareness of said laws and/or rules and states that he will comply with all applicable laws and rules henceforth.

Respondent has been advised of his right to appeal; and he states affirmatively that he has been afforded all administrative remedies due him under the law. Respondent further acknowledges awareness of the fact that the signed original of this Consent Order will remain in the custody of the Board as a public record and will be made available for public inspection and copying upon request.

Therefore, in consideration of the foregoing and by signing this Consent Order, Respondent does hereby waive his right to a hearing before the Board, to the presenting of evidence and witnesses in his behalf, to Findings of Fact and Conclusions of Law in this case, and to judicial review of this Consent Order.

Respondent hereby represents (a) that he fully understands the meaning and intent of this Consent Order, including but not limited to its final and binding effect, (b) that he has voluntarily entered into this Consent Order and that no other promise or agreement of any kind has been made to or with him by any person whatsoever to cause the execution of this instrument and (c) that the sanctions set forth in this Consent Order do not prevent the Board from taking further disciplinary or enforcement action against Respondent on matters not specifically addressed in this Consent Order.

WHEREFORE, the Louisiana Professional Engineering and Land Surveying Board and Respondent agree that:

1. Respondent shall pay a fine of five hundred (\$500.00) dollars, which shall be tendered to the Board by certified check payable to the Board, due upon the signing of this Consent Order; and

2. Respondent shall pay administrative costs of seven hundred eighteen and 66/100 (\$718.66) dollars, which shall be tendered to the Board by certified check payable to the Board, due upon the signing of this Consent Order; and

3. Respondent shall successfully complete the Board's online Louisiana Standards of Practice for Boundary Surveys Quiz with a score of 90% or higher and return it to the Board within sixty (60) days of the effective date of this Consent Order; and

4. Respondent shall correct the above-described standards of practice violations on a revised survey plat, provide the revised survey plat to the Board for review, submit the revised survey plat to the applicable parish clerk of court after Board review, properly file the revised survey plat into the public record after applicable parish clerk of court review, and provide certified copies of the filed revised survey plat to the Board within sixty (60) days of the effective date of this Consent Order; and

5. This Consent Order shall be published on the Board's website and a summary of this matter shall be printed in the official journal of the Board, the *Louisiana Engineer and Surveyor Journal*, and reported to the National Council of Examiners for Engineering and Surveying (NCEES), identifying Respondent by name; and

6. This Consent Order shall not become effective unless and until it is accepted and signed by and on behalf of the Board. Should the Board not accept and sign this Consent Order, it is agreed that presentation of this matter to the Board shall not prejudice the Board or any of its members, staff, attorneys or representatives from further participation, consideration, or resolution of any further proceedings herein.

LOUISIANA PROFESSIONAL ENGINEERING  
AND LAND SURVEYING BOARD

DATE: 11/16/15

BY: Donna D. Sentell  
DONNA D. SENTELL, Executive Director

DATE: 11-13-2015

George D. Sullivan  
GEORGE D. SULLIVAN, P.L.S., Respondent

Witnesses to the signature of  
George D. Sullivan, P.L.S.

Tyson Duarte  
Print Name: Tyson Duarte

Holly Madaffari  
Print Name: Holly Madaffari