

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

IN THE MATTER OF:	)	CASE NO. 2022-20
	)	
JOHN DUNLAP LAND	)	Received
SURVEYING, INC.	)	OCT 20 2023
	)	
RESPONDENT	)	By LAPELS Enforcement
	)	

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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 John Dunlap Land Surveying, Inc. [hereinafter “Respondent”], by and through its duly authorized undersigned representative, hereby agree to the following:

At all times material hereto, Respondent was licensed in the State of Louisiana as a professional land surveying firm, number VF-471. At all times material hereto, John G. Dunlap, P.L.S. was licensed in the State of Louisiana as a professional land surveyor, number PLS-4843. At all times material hereto, Mr. Dunlap was the owner, President, representative and supervising professional of Respondent.

At all times material hereto, Edward C. Bradford, P.E. was licensed in the State of Louisiana as a professional engineer, number PE-29709. At all times material hereto, Mr. Bradford was not licensed in the State of Louisiana as a professional land surveyor. At all times material hereto, Bradford Engineering and Services, LLC [hereinafter “BES”] was licensed in the State of Louisiana as a professional engineering firm, number EF-5325; however, its license was in an expired status from October 1, 2021 to June 14, 2022. At all times material hereto, BES was not licensed in the State of Louisiana as a professional land surveying firm. At all times material hereto, Mr. Bradford was an owner, representative and engineering supervising professional of BES. At all times material hereto, Mr. Bradford was not an employee of Mr. Dunlap or Respondent.

It is the position of the Board that between September 2017 and July 2022 (a) Mr. Dunlap (in the name and on behalf of Respondent) sealed, signed and transmitted to customers in

Louisiana land surveying plats for property located in Louisiana for which Mr. Bradford (in the name and on behalf of BES) did field work and assisted in the preparation of said plats and **(b)** Mr. Dunlap did not clearly exercise responsible charge over the preparation of such plats by Mr. Bradford.

La. R.S. 37:698(A)(2) prohibits licensees from committing any gross misconduct in the practice of land surveying. La. R.S. 37:698(A)(6), *to wit* LAC Title 46:LXI§2503(C) and (D), 2505(C) and 2701(A)(3), prohibit licensees from sealing, signing or issuing land surveying documents not prepared by the licensee or under their responsible charge. La. R.S. 37:698(C) permits the Board to take disciplinary action against a firm if one or more of its officers, directors, managers, employees, agents or representatives are found by the Board to be guilty of any of the acts or offenses listed in La. R.S. 37:698(A). La. R.S. 37:698(H) permits the Board to take disciplinary action against persons who violate La. R.S. 37:698(C), *to wit* La. R.S. 37:698(A)(2) and La. R.S. 37:698(C), *to wit* La. R.S. 37:698(A)(6) and LAC Title 46:LXI§2503(C) and (D), 2505(C) and 2701(A)(3), 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)(2) and (6), La. R.S. 37:698(C) and (H), and LAC Title 46:LXI§2503(C) and (D), 2505(C) and 2701(A)(3) were in effect at all times material hereto.

It is undisputed that **(a)** at all times material hereto Respondent was licensed in Louisiana as a professional land surveying firm; **(b)** at all times material hereto Mr. Dunlap was licensed in Louisiana as a professional land surveyor; **(c)** at all times material hereto Mr. Dunlap was the owner, President, representative and supervising professional of Respondent; **(d)** at all times material hereto Mr. Bradford was licensed in Louisiana as a professional engineer; **(e)** Mr. Bradford has never been licensed in Louisiana as a professional land surveyor; **(f)** at all times material hereto BES was licensed in Louisiana as a professional engineering firm; however, its license was in an expired status from October 1, 2021 to June 14, 2022; **(g)** BES has never been licensed in Louisiana as a professional land surveying firm; **(h)** at all times material hereto Mr. Bradford was an owner, representative and engineering supervising professional of BES; **(i)** at all times material hereto Mr. Bradford was not an employee of Mr. Dunlap or Respondent; and **(j)** between September 2017 and July 2022 Mr. Dunlap (in the name and on behalf of Respondent)

sealed, signed and transmitted to customers in Louisiana land surveying plats for property located in Louisiana for which Mr. Bradford (in the name and on behalf of BES) did field work and assisted in the preparation of said plats.

By letter dated October 18, 2022, the Board gave notice to Respondent that it was considering the preferral of charges against Respondent on the grounds that Respondent may have violated **(a)** La. R.S. 37:698(C), *to wit* La. R.S. 37:698(A)(2), relative to gross misconduct in the practice of land surveying by a representative, and **(b)** La. R.S. 37:698(C), *to wit* La. R.S. 37:698(A)(6) and LAC Title 46:LXI§2503(C) and (D), 2505(C) and 2701(A)(3), relative to a representative sealing, signing or issuing land surveying documents not prepared by the licensee or under their responsible charge.

Wishing to fully and finally conclude the instant proceeding and all issues arising out of or related to this 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 its own free will consents to the issuance of this Consent Order by the Board.

For purposes of this Consent Order and this proceeding only, Respondent agrees not to dispute that its 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 it will comply with all applicable laws and rules. Respondent has been advised of its right to an informal conference, to be represented by counsel before the Board and/or to appear at any hearing personally or by counsel and present witnesses and evidence in its own behalf, it hereby waives this right and its right to appeal; and it states affirmatively that it has been afforded all administrative remedies due it 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 its right to an informal conference, to a hearing before the Board, to the presenting of evidence and witnesses on its behalf, to Findings of Fact and Conclusions of Law in this case, and to judicial review of this Consent Order.

Respondent hereby represents that **(a)** it fully understands the meaning and intent of this Consent Order, including but not limited to its final and binding effect, **(b)** it has voluntarily entered into this Consent Order and that no other promise or agreement of any kind has been made to or with it by any person whatsoever to cause the execution of this instrument and **(c)** 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 Two Thousand Five Hundred and No/100 (\$2,500.00) 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 One Thousand Eight Hundred Fifteen and 45/100 (\$1,815.45) 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 have each of its supervising professionals successfully complete the Board's online Louisiana Laws and Rules 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 have each of its supervising professionals successfully complete the Board's online Louisiana Professionalism and Ethics 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
5. Respondent's Louisiana professional land surveying firm license, number VF-471, shall be immediately suspended if it fails to have each of its supervising professionals successfully complete and return to the Board within sixty (60) days of the effective date of this Consent Order the Board's online Louisiana Laws and Rules Quiz and online Louisiana Professionalism and Ethics Quiz as described above, with said suspension continuing until it so complies; and
6. 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

7. 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: 30 October 2023


BY:   
DONNA D. SENTELL, Executive Director

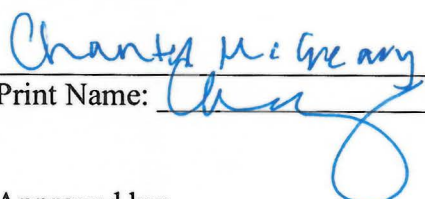
JOHN DUNLAP LAND SURVEYING, INC., Respondent

DATE: 10-20-2023

BY:   
JOHN G. DUNLAP, P.L.S., President

Witnesses to the signature of  
John Dunlap Land Surveying, Inc.

  
Print Name: Chris Agron

  
Print Name: Chantel McCreary

Approved by:

  
Trippe Hawthorne  
Kean Miller LLP  
400 Convention Street, Suite 700  
Baton Rouge, LA 70802  
Telephone: (225) 389-3741

Attorneys for John Dunlap Land Surveying, Inc.