



**STATE OF NEVADA
BOARD OF PROFESSIONAL ENGINEERS
AND LAND SURVEYORS**

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1755 East Plumb Lane, Suite 135
Reno, Nevada 89502
Telephone (775) 688-1231
FAX (775) 688-2991
800-728-2632 (In Nevada)
<http://www.boc.state.nv.us>
E-mail: board@boe.state.nv.us

Noni Johnson
Executive Director

July 2, 2007

Lorne Malkiewich, Director
Legislative Counsel Bureau
401 S. Carson Street
Carson City, NV 89701-4747

Dear Mr. Malkiewich:

Enclosed you will find the State Board of Professional Engineers and Land Surveyors compliance brief of disciplinary action taken against Nevada licensees for the quarter ended July 1, 2007.

If you have any questions, please do not hesitate to give me a call.

Sincerely,

A handwritten signature in cursive script, appearing to read "Noni Johnson".

Noni Johnson
Executive Director

Compliance Brief

Nevada State Board of Professional Engineers and Land Surveyors

DISCIPLINARY ACTION, SECOND QUARTER 2007:

Jim Boyes, Professional Land Surveyor 17553

Case Number: 20071031

Violation of NAC 625.530(1) - **Mr. Boyes'** refused to complete land surveying services for which he had been fully paid and did not return the funds to the clients. **Mr. Boyes** did not act in professional matters as a faithful agent or trustee for each client.

Violation of NRS 625.410(8) – **Mr. Boyes'** failure to comply with the requirement that his work be reviewed by a Nevada professional land surveyor for a period of one year following the effective date of his licensure constituted grounds for discipline.

Decision and Order:

1. **Mr. Boyes'** license to practice professional land surveying in the State of Nevada was revoked.
2. **Mr. Boyes** is assessed an administrative fine of \$5,000.
3. **Mr. Boyes** shall pay investigative costs and fees incurred by the State Board in the amount of \$3,250.
4. Before **Mr. Boyes** may apply for licensure in the State of Nevada, he shall reimburse the funds paid by his clients.

Mark R. Allocco, Not Licensed

Case Number: 20061028

Violation of NRS 625.520 - **Mr. Allocco** performed engineering services without being licensed in the State of Nevada. The Second Judicial District Court of the State of Nevada ordered that **Mark R. Allocco** is permanently enjoined from practicing or offering to practice engineering or land surveying in the State of Nevada. It was further ordered that the Board of Professional Engineers and Land Surveyors have judgment against **Mark R. Allocco** in the amount of \$1,332.

Lynn H. Affleck, C.E. 7676

Case Number: 20050516

Violation of NRS 625.410(2) and (5) and NAC 625.520 (1) - The plans, drawings and calculations prepared, stamped and signed by Mr. Affleck for a log home were incomplete, lacked an end wall brace system and lacked a roof detail. Mr. Affleck failed to provide accurate and complete designs for the construction of the log home and failed to properly supervise and train the engineer intern who worked on the project.

Decision and Order

1. Suspend his license for a period of two years, with the suspension stayed, and probation imposed for the same two-year period.
2. **Mr. Affleck** must complete an engineering design that resolves the structural deficiencies affecting the residence within 90 days.
3. **Mr. Affleck** must submit reports to the State Board setting forth the nature and scope of the work performed by him during the term of his probation.
4. **Mr. Affleck's** work involving structures is to be reviewed by a licensed civil or structural engineer.
5. **Mr. Affleck** must successfully complete a university level course in structural engineering which emphasizes wood or heavy timber design.
6. **Mr. Affleck** shall pay within 30 days an administrative fine in the amount of \$3,500; and reimburse within 30 days the State Board its investigative costs in the amount of \$2,500.

Spencer Hafon, PLS 16459

Case Number: 20060303

Violation of NRS 625.410, NRS 625.350, NRS 625.380, NAC 625.660, NAC 625.670, NAC 625.690, NAC 625.710 and NAC 625.720 - Performed a field survey and did not perform the required fieldwork.

Stipulated Agreement

1. Suspend licensee for two (2) years, stayed, with probation for the same two-year period.
2. Submit reports setting forth the nature and scope of land surveying work performed during probation.
3. Submit names of three Nevada land surveyors who are willing to review his work with the cost to be paid by him.
4. Successfully complete a college level course in boundary control and legal principles including ethics components within one year.
5. Successfully complete the Nevada specific land surveying exam within 6 months.
6. Reimburse the Board its investigative costs in the amount of \$500 within 30 days.

Paul Bruce Chandler, Professional Land Surveyor 8660

Case Number: 20071036

Violation of NRS 625.540, NRS 625.565(4) and NRS 625.410(7) - Performed surveying services after his license had lapsed.

Stipulated Agreement

1. Investigative cost of \$600.
2. Administrative fine of \$500.
3. Public reprimand.
4. Notify his clients that he was not licensed when he performed surveying services for them.

Thomas D. Montemayor, Professional Land Surveyor 9882

Case Number: 20071035

Violation of NRS 625.540, NRS 625.565(4) and NRS 625.410(7) - Performed surveying services after his license had lapsed.

Stipulated Agreement

1. Investigative cost of \$250
2. Administrative fine of \$150
3. Public reprimand
4. Notify his clients that he was not licensed when he performed surveying services for them.

Steven Griffiths, expired E.E. 10066

Case Number: 20071032

Violation of NRS 625.520, NRS 625.565(4) and NRS 625.410(7) - Performed engineering services after his license had lapsed.

Stipulated Agreement

1. Investigative cost of \$500
2. Administrative fine of \$450
3. Public reprimand
4. Notify his clients that he was not licensed when he performed engineering services for them.

Chin C. Chen, CE/SE 12341

Case Number: 20060921

Violation of NRS 625.410(2) and (5) - The plans, drawings and calculations prepared, stamped and signed by **Mr. Chen** were incomplete.

Decision and Order

1. Public reprimand.
2. Investigative costs in the amount of \$3,250.
3. Mr. Chen shall successfully complete college level course concerning contracts.