BEFORE THE BOARD OF GOVERNORS
OF LICENSED ARCHITECTS, LANDSCAPE ARCHITECTS
AND REGISTERED INTERIOR DESIGNERS OF OKLAHOMA
STATE OF OKLAHOMA

IN THE MATTER OF THE COMPLAINT AGAINST: PLAINJOE STUDIOS ARCHITECTURE, INC., 7345 PIUTE CREEK DRIVE CORONA, CA 92882 Respondent.	**Case No. 2017-499**

CONSENT ORDER

COMES NOW the Complainant, the Board of Governors of Licensed Architects, Landscape Architects and Registered Interior Designers of Oklahoma (the "Board") and Respondent, PlainJoe Studios Architecture, Inc. (the "Respondent") state as follows:

FINDINGS OF FACT

For the purposes of the entry of this Consent Order, the following facts are hereby stipulated to by the parties and adopted by the Board:

1. On December 9, 2016, Respondent advertised to the general public it was able to provide Architectural services by way of a Facebook post.

2. On April 27, 2017, Respondent was issued a valid certificate of authority to practice Architecture within the State of Oklahoma.

3. At the time Respondent posted the December 9, 2016 Facebook post, Respondent did not possess a certificate of authority to practice Architecture within the State of Oklahoma.

4. Respondent violated 59 Okla. Stat. § 46.8a by holding itself out as being able to practice Architecture within the state of Oklahoma without possessing a valid certificate of authority to do so.

CONCLUSIONS OF LAW

5. The Board of Governors of Licensed Architects, Landscape Architects and Registered Interior Designers of Oklahoma has jurisdiction of this case pursuant to:

a. Oklahoma State Architectural and Registered 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").

6. Respondent was properly notified of potential violation, and acknowledged its right to counsel.

7. Respondent has made no objection to the timeliness of the notice or to the specificity of the statement of the potential violation.

8. The Findings of Fact stipulated to by Respondent, if proven, constitute violations of the State Architectural and Registered 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.

9. Respondent, without an admission of guilt and in lieu of a proceeding of a formal disciplinary action, hereby agrees that the Board may enter a final order against it as set forth below.

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

11. Pursuant to (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

PlainJoe Studios Architecture, Inc., by affixing their signatures hereto, acknowledges that:

12. 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.

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

14. Respondent acknowledges that it 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.

15. Respondent waives all such rights to a formal hearing as set forth above in paragraph fourteen (13).

16. 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 it has the right to be present when this matter is discussed, but hereby waives that right.

17. 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.

18. 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.

19. 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.

20. 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.

21. 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.

22. 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:

23. Respondent is REPRIMANDED by the Board for its actions in demonstrating to the general public its ability to practice Architecture within the state of Oklahoma without a valid certificate of authority to do so; and

24. Respondent is assessed a civil penalty in the amount of two thousand dollars ($2,000.00), which shall be paid within thirty (30) days from the date of the entry of this Consent Order.

DISCLOSURE

Pursuant to the Oklahoma Open Records Act, 51 O.S. § 24-A.l 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.

[*Signature page to follow*]

PLAINJOE STUDIOS ARCHITECTURE, INC.

Signature:

By: Blake Ryan

Title: President

Date: 06/28/2019

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 Interior Designers of Oklahoma and the State of Oklahoma for the violations as alleged in the Formal Notice of Charges.

Dated this 9th day of September, 2019.

Michael D. McClintock, Prosecuting Attorney
Russell C. Lissuzzo III, Prosecuting Attorney
McAfee & Taft
A Professional Corporation
10th Floor, Two Leadership Square
211 North Robinson
Oklahoma City, OK 73102-7103
Telephone: (405) 235-9621
Facsimile: (405) 235-0439

Attorneys for Board of Governors of Licensed Architects, Landscape Architects and Registered Interior Designers of Oklahoma

ORDER OF THE BOARD

NOW on this 4th day of September, 2019, Respondent has agreed voluntarily, with knowledge of its rights under law, to the entrance of this Consent Order for its purported actions which, if proven, violate the State Architectural and Registered 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 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 Interior Designers of Oklahoma.

Dated this 4th day of September, 2019.

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

By: _____
James Hasenbeck, Architect, AIA, Chair