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**BEFORE THE ARIZONA STATE
BOARD OF TECHNICAL REGISTRATION**

In the Matter of:

Case No.: HI24-037

**JOSEPH ERIQUEZ
Certified Home Inspector
Certification No. 75411**

**CONSENT AGREEMENT
and
ORDER OF DISCIPLINE**

Respondent

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In the interest of a prompt and judicious resolution of the above-captioned matter before the Arizona State Board of Technical Registration (“Board”) and consistent with the public interest, statutory requirements, and the responsibilities of the Board, and pursuant to A.R.S. § 32-101 et seq., and A.A.C. R4-30-120(G), the undersigned party, Joseph Eriquez (“Respondent”), holder of Certification No. 75411, and the Board enter into the following Recitals, Findings of Fact, Conclusions of Law and Order (“Consent Agreement”) as a final disposition of this matter.

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RECITALS

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1. Respondent has read and understands this Consent Agreement and has had the opportunity to discuss this Consent Agreement with an attorney, or has waived the opportunity to discuss this Consent Agreement with an attorney.

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2. Respondent understands that he has a right to a public administrative hearing concerning this case and acknowledges that at such formal hearing he could present evidence and cross-examine witnesses. By entering into this Consent Agreement, Respondent knowingly, voluntarily, and irrevocably waives his right to such an administrative hearing, as well as rights of rehearing, review, reconsideration, appeal, judicial review or any other administrative and/or judicial action concerning the matters set forth herein.

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3. Respondent affirmatively agrees that this Consent Agreement shall be irrevocable.

1 4. Respondent understands that this Consent Agreement or any part of the
2 agreement may be considered in any future disciplinary action by the Board against him.

3 5. Respondent understands this document, any record prepared in this matter,
4 all investigative materials prepared or received by the Board, and all related exhibits and
5 materials are public records upon acceptance by the Board of this Consent Agreement
6 and may be retained in the Board's files pertaining to this matter.

7 6. Respondent understands this Consent Agreement deals with Board case
8 number HI24-037 involving allegations that Respondent engaged in conduct that would
9 subject him to discipline under the Board's statutes and rules. The investigation into
10 these allegations against Respondent shall be concluded upon the Board's adoption of
11 this Consent Agreement.

12 7. Respondent understands that this Consent Agreement does not constitute a
13 dismissal or resolution of any other matters currently pending before the Board, if any,
14 and does not constitute any waiver, express or implied, of the Board's statutory authority
15 or jurisdiction regarding any other pending or future investigation, action or proceeding.

16 8. Respondent understands that acceptance of this Consent Agreement does not
17 preclude any other agency, subdivision, or officer of this State from instituting any other
18 civil or criminal proceedings with respect to the conduct that is the subject of this
19 Consent Agreement.

20 9. Respondent acknowledges and agrees that, upon signing this Consent
21 Agreement and returning this document to Board staff, he may not revoke his acceptance
22 of the Consent Agreement or make any modifications to the document regardless of
23 whether the Consent Agreement has been signed on behalf of the Board. Any
24 modification to this original document is ineffective and void unless mutually agreed by
25 the parties in writing.

26 10. Respondent understands this Consent Agreement is subject to the approval of
27 the Board and is effective only when accepted by the Board and signed on behalf of the
28 Board. If the Board does not accept this Consent Agreement, the Board retains its

1 authority to hold a formal administrative hearing pursuant to A.R.S. § 32-128(E). In the
2 event that the Board does not approve this Consent Agreement, it shall be withdrawn and
3 of no evidentiary value and shall not be relied upon nor introduced in any action by any
4 party, except that the parties agree that should the Board reject this Consent Agreement
5 and this case proceeds to hearing, Respondent shall assert no claim that the Board was
6 prejudiced by its review and discussion of this document or any records relating thereto.

7 11. Respondent understands if a court of competent jurisdiction rules that any
8 part of this Consent Agreement is void or otherwise unenforceable, the remainder of the
9 Consent Agreement shall remain in full force and effect.

10 12. Respondent understands that any violation of this Consent Agreement may
11 result in disciplinary action, including suspension or revocation of the registration under
12 A.R.S. § 32-150.

13 13. Respondent agrees that the Board will adopt the following Findings of Fact,
14 Conclusions of Law and Order.

15 **FINDINGS OF FACT**

16 1. The Board is the duly constituted authority for the regulation and control of
17 the practice of Home Inspection in the State of Arizona.

18 2. Respondent is the holder of Certified Home Inspector Certification No.
19 75411, issued by the Board on February 25, 2022.

20 3. At all times relevant to the allegations of this Consent Agreement, Arizona
21 Certified Home Inspector Certification No. 75411 was active.

22 4. On or about May 23, 2023, Respondent received disciplinary action under
23 Board Order HI23-031, due to lapse of his home inspector certification.

24 5. On or about December 21, 2023, Respondent submitted a Certified Home
25 Inspector renewal application in which he answered “no” to the question regarding if he
26 had had been investigated and/or disciplined by any regulatory agency since his last
27 renewal period, and failed to disclose Board Order HI23-031.

28 6. On or about February 21, 2024, Respondent provided a written response to

1 the complaint stating that he did not purposefully mark 'no' on his renewal application
2 and if he had done so it was unintentional.

3 **CONCLUSIONS OF LAW**

4 1. The Board has jurisdiction in this matter pursuant to A.R.S. § 32-101, et seq.

5 2. The conduct alleged in the Findings of Fact constitutes grounds for discipline
6 pursuant to A.R.S. § 32-128(C)(4) as it relates to R4-30-301(1), and A.R.S. § 32-145(5),
7 in that Respondent may have submitted false statements and failed to disclose material
8 facts requested in connection with an application for registration.

9 **ORDER**

10 Based on the foregoing Findings of Fact and Conclusions of Law, the Board issues
11 the following Order:

12 1. LETTER OF REPRIMAND. Respondent is hereby issued a Letter of
13 Reprimand.

14 2. ADMINISTRATIVE PENALTY. Within thirty (30) days from the
15 effective date of this Consent Agreement, Respondent shall pay an administrative penalty
16 of Two Hundred Dollars (\$200.00) by certified check or money order made payable to
17 the State of Arizona Board of Technical Registration.

18 3. COST OF INVESTIGATION. Within thirty (30) days from the effective
19 date of this Consent Agreement, Respondent shall pay the cost of investigation of this
20 case to the Board in the amount of Seventy-Five Dollars (\$75.00) by certified check or
21 money order made payable to the State of Arizona Board of Technical Registration,
22 according to the provisions of A.R.S. § 32-128(H).

23 4. OBEY ALL LAWS. Respondent shall obey all federal, state, and local
24 laws as well as all rules governing the practice of professional home inspection in the
25 State of Arizona. The Board shall consider any violation of this paragraph to be a
26 separate violation of the rules and statues governing the Arizona Board of Technical
27 Registration. The Board may also consider Respondent's non-compliance with this
28 Order as a separate violation of A.R.S. § 32-150.

1 5. RENEWAL OF REGISTRATION. Respondent shall timely renew his
2 Arizona registration as an Architect, and timely pay all required registration fees.

3 6. EFFECTIVE DATE. The effective date of this Consent Agreement is the
4 date the Respondent and Board sign the Consent Agreement. If the dates are different, the
5 effective date is the later of the two dates.

6 7. COSTS OF COMPLIANCE. Respondent shall pay all costs associated
7 with complying with this Consent Agreement.

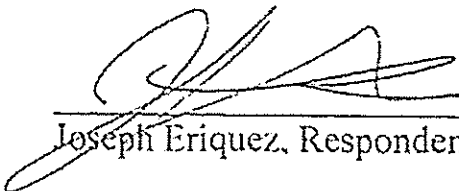
8 8. NONCOMPLIANCE. If Respondent violates this Order in any way or fails
9 to fulfill the requirements of this Order, the Board, after giving notice and the opportunity
10 to be heard, may revoke, suspend or take other disciplinary actions against the
11 registration. The issue at such a hearing will be limited solely to whether this Order has
12 been violated.

13 ACCEPTED and ORDERED this 2nd day of May, 2024.

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16 Michael Kolejka, R.A., Chairman
17 Arizona State Board of
18 Technical Registration

19 Consent Agreement and Order, No. HI24-037 accepted this 23 day of
20 April, 2024.

21 
22 Joseph Eriquez, Respondent

23 ORIGINAL filed this 2nd day of
24 May, 2024, with:

25 Arizona State Board of Technical Registration
26 1110 W. Washington, Suite 240
27 Phoenix, AZ 85007

28 COPY of the foregoing mailed via Certified Mail
No. 9214 8901 9434 4600 0968 96 and

1 First Class mail this 2nd day of May, 2024, to:

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Joseph Eriquez
14139 W Christy Drive
Surprise, AZ 85379

By: Kathlyn Crawford