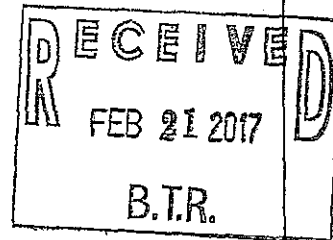


BEFORE THE ARIZONA STATE  
BOARD OF TECHNICAL REGISTRATION



In the Matter of:

EVAN CRANE,  
Non-Registrant,

Respondents.

Case No. P14-062

FINDINGS OF FACT,  
CONCLUSIONS OF LAW AND  
FINAL ORDER

This matter came before the Arizona Board of Technical Registration ("Board") on the agenda for its regularly scheduled monthly meeting held January 24, 2017. Evan Crane ("Respondent") was not present and was not represented by legal counsel. Present was Assistant Attorney General Scott Donald, who represented the State. The Board received independent legal advice from Assistant Attorney General Marc Harris. At issue was the State's Motion to Deem Allegations Admitted regarding the Complaint and Notice of Hearing in this matter and the imposition of the appropriate disciplinary action(s) pursuant to A.R.S. § 32-128(F). The Board, after considering the State's Motion, granted the Motion to Deem the Allegations Admitted and issued the following Findings of Fact, Conclusions of Law and Order:

**FINDINGS OF FACT**

1. The Board is the duly constituted authority for the regulation and control of the practice of architecture, including unregistered practice.
2. Respondent is not registered with the Board as an architect.
3. Pursuant to A.R.S. § 32-106.02, the Board possesses jurisdiction over the subject matter and over Respondents

1 4. On April 1, 2014, the Board received an anonymous complaint which  
2 consisted of construction plans from Crane Concepts for a BRYN Walker Tenant  
3 Improvement project.

4 a. On the construction documents were two handwritten allegations, stating  
5 "appears that Crane Concepts using Cossio stamp," and "stamp signed  
6 3/24/2014, 40096 assigned to Karen R Shackman NOT Cossio."

7 b. Only the Respondent's firm, Crane Concepts, appears in the title block.

8 c. The construction documents show an occupant load of 25.

9 5. Based upon this complaint, the Board initiated an investigation by opening  
10 Case No. P14-062.

11 6. On April 1, 2014, a BTR investigator took screen shots of Respondent's  
12 website and YellowPages.com profile. The website and profile contained the following  
13 language:

14 a. "Crane believes that good architecture is vitally important to our physical  
15 and spiritual well-being."

16 b. "This is architectural space design at its best and it's what turns a house  
17 into a home."

18 c. "Whatever your architectural or construction needs are then we are here to  
19 help!"

20 7. On April 9, 2014, BTR Enforcement Manager Doug Parlin spoke with  
21 Karen Shakman by phone. Shakman confirmed that she had reviewed and sealed the  
22 BRYN Walker construction plans for Respondent. Shakman said that she used her old  
23 seal with her maiden name, Cossio, because she did not have access to her current seal at  
24 the time.

25 8. On April 21, 2014, the Board notified Respondent of the investigation.

26 9. On May 19, 2014, Respondent replied to the notice. Respondent admitted  
27 that he provided the drafting for the BRYN Walker Tenant Improvement project, and that  
28 the plans were supervised and sealed by a registered architect, Karen Shakman.

1           10.    On January 26, 2015 Board Staff received preliminary assessment from  
2 Thomas R. Knapp that found that Respondent advertised services in violation of A.R.S. §  
3 32-141(A).

4           11.    On February 10, 2015, Board Staff received a second assessment from  
5 Brian M. Anderson that found the following:

6           a.    That the BRYN Walker tenant improvement project did not fall within the  
7 exceptions of A.R.S. § 32-144(A)(4), because the occupancy load exceeded  
8 the maximum of 20. The documents show an occupancy load of 25.

9           b.    Within the title block of the construction documents, Crane Concepts is the  
10 only company name listed, indicating that it is the only designer and author  
11 of the documents.

12          c.    A review of Respondent's website revealed language that conveyed the  
13 impression that Crane Concepts provided architectural services.

14          12.    On May 19, 2015, Karen Shakman provided a written explanation of her  
15 contract with Respondent. Shakman wrote:

16          a.    "We verbally agreed that while [Respondent] would take care of the  
17 drafting, I would manage the project for a not to exceed fee."

18          b.    "I not only managed properly the project but also advised [Respondent] on  
19 the different items required by the City of Scottsdale so these items would  
20 be covered in his drafting."

21          c.    "All along the process . . . I have advised [Respondent] on what and how to  
22 address the construction documentation accordingly."

23          d.    "I assured [BTR Investigator, Shawn Thacker] I had stamped the second  
24 phase of the construction documents with my physical stamp, which  
25 apparently had my former name (Karen Cossio)."

#### 26 27    **CONCLUSIONS OF LAW**

28          1.    The Findings of Fact above constitute grounds for discipline pursuant to

1 A.R.S. § 32-141(A) and § 32-144(A)(4), in that Respondent designed construction plans  
2 outside the exception in A.R.S. § 32-144(A)(4), which requires that the square footage be  
3 less than 3,000, and that the occupancy load be less than 20. The construction plans show  
4 the square footage to be 1,816, but the occupancy load is 25.

5 2. The Findings of Fact above constitute grounds for discipline pursuant to  
6 A.R.S. §32-141(A) in that Respondent engaged in the practice of a board regulated  
7 profession by designing construction plans without firm registration or under the  
8 authority of a registered principal of the firm. Instead, Respondent contracted with a  
9 registered architect outside his firm, Karen Shakman, to seal the plans.

10 3. The Findings of Fact above constitute grounds for discipline pursuant to  
11 A.R.S. § 32-145(1)-(2), § 32-101(B)(7), and A.A.C. R4-30-101(17), in that Respondent  
12 operated a non-registrant firm that practiced and represented on its website and  
13 YellowPages.com profile an ability to perform architectural services.

14  
15 **ORDER**

16 Based on the Board's adoption of the Findings of Fact and Conclusions of Law,  
17 the Board issues the following Order:

18 1. **ABIDE BY LAWS REQUIRING REGISTRATION.** Respondent shall  
19 not engage in the practice, offer to practice or by any implication hold himself out as  
20 qualified to practice architecture as defined by A.R.S. § 32-101(B)(6) and(7), and shall  
21 not display any card, sign or other device that may indicate to the public that Respondent  
22 is qualified to practice as an architect in the State of Arizona until such time as the  
23 Respondent has been granted registration by the Board or is in full compliance with the  
24 Board's Statues and Rules.

25 2. **CIVIL PENALTY.** Within twelve (12) months from the effective date of  
26 this Order, Respondent shall pay a civil penalty to the Board in the amount of six  
27 thousand dollars (\$6,000) to the Board, by certified check or money order, made payable  
28 to the Arizona State Board of Technical Registration.

1 3. **COST OF INVESTIGATION.** Within thirty (30) days from the effective  
2 date of this Order, Respondents shall pay the cost of investigation of this case to the  
3 Board in the amount of one thousand, five hundred and seventy eight dollars (\$1,578.00)  
4 by certified check or money order, made payable to the Arizona State Board of Technical  
5 Registration, according to the provisions of A.R.S. § 32-128(H).

6 All parties are advised that they may file a motion for rehearing pursuant to A.R.S.  
7 § 41-1092.09(B) and A.A.C. R4-30-126 within thirty (30) days after service of the  
8 administrative decision. The parties are further notified that the timely filing of a motion  
9 for rehearing is required to preserve any rights of appeal to the Superior Court.

10  
11 DATED this 10 day of February, 2017.

12  
13 Arizona State Board of  
14 Technical Registration

15  
16   
17 Jason Madison, Chairman

18 ORIGINAL filed this 10 day of  
19 February, 2017, with:

20 Arizona State Board of Technical Registration  
21 1110 W. Washington, Ste. 240  
22 Phoenix, AZ 85007

23 COPY mailed via Certified Mail  
24 No. 9214890194344600008967 and  
25 First Class mail this 10 day of  
26 February, 2017, to:

27 Evan Crane  
28 10250 E Mountain View Rd.,  
Scottsdale, AZ 85258  
*Respondent*

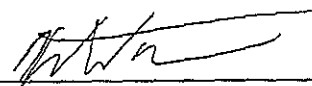
COPY of the foregoing mailed this

1     10 day of February, 2017, to:

2     Scott Donald  
3     Assistant Attorney General  
4     1275 W. Washington, CIV/LES  
5     Phoenix, AZ 85007

6     COPY of the foregoing mailed this  
7     10 day of February, 2017, to:

8     Marc Harris  
9     Assistant Attorney General  
10    1275 W. Washington,  
11    Phoenix, AZ 85007

12    By: 

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