

1 irrevocable.

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

4 5. The Consent Agreement, any record prepared in this matter, all investigative
5 materials prepared or received by the Board and all related exhibits and materials, are
6 public records (as defined in A.R.S. § 41-158.18) upon acceptance by the Board of this
7 Consent Agreement and may be retained in the Board's files pertaining to this matter.

8 6. Respondent understands this Consent Agreement deals with Board case
9 number HI17-017 involving allegations that Respondent engaged in conduct that would
10 subject him to discipline under the Board's statutes and rules. The investigation into
11 these allegations against Respondent shall be concluded upon the Board's adoption of
12 this Consent Agreement.

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

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

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

27 10. This Consent Agreement is subject to the approval of the Board and is
28 effective only when accepted by the Board and signed on behalf of the Board. If the

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3 Board does not approve this Consent Agreement, it is withdrawn and shall be of no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

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

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

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

16 **FINDINGS OF FACT**

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

19 2. Respondent is the holder of Arizona Home Inspector Certification No.
20 54583.

21 3. Respondent Firm is the holder of firm registration No. 52134.

22 4. Between August 6, 2015 and January 11, 2017, Respondent Firm's
23 registration was expired with the Board.

24 5. On or about August 9, 2016, Respondent conducted a home inspection at
25 6537 S. 43rd Dr. in Laveen, Arizona.

26 6. On or about December 12, 2016, the Board received a complaint alleging that
27 Respondent failed to conduct a Home Inspection in accordance with the Standards of
28 Professional Practice for Arizona Home Inspectors.

1 Arizona. The Board shall consider any violation of this paragraph to be a separate
2 violation of the rules and statues governing the Arizona Board of Technical Registration.
3 The Board may also consider Respondent's non-compliance with this Order as a separate
4 violation of A.R.S. § 32-150.

5 5. RENEWAL OF REGISTRATION. Respondent and Respondent Firm shall
6 timely renew their Arizona registration as a Home Inspector and a Home Inspection Firm,
7 and timely pay all required registration fees.

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

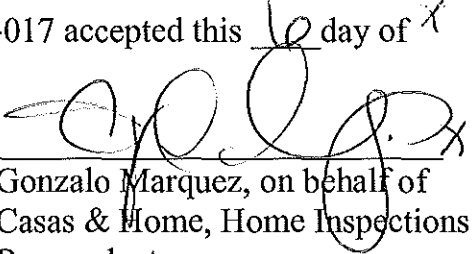
11 7. COSTS OF COMPLIANCE. Respondent shall pay all costs associated
12 with complying with this Consent Agreement.

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

18 ACCEPTED and ORDERED this 25 day of July, 2017.

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21 
22 Jason Madison, Chairman
Arizona State Board of
Technical Registration

23
24 Consent Agreement and Order, No. HI17-017 accepted this 10 day of X
July, 2017.

25
26 
27 Gonzalo Marquez, on behalf of
28 Casas & Home, Home Inspections LLC,
Respondents

1 ORIGINAL filed this 27 day of

2 July, 2017, with:

3 Arizona State Board of Technical Registration
4 1110 W. Washington, Suite 240
Phoenix, AZ 85007

5 COPY of the foregoing mailed via Certified Mail
6 No. 9214 8901 9434 4600 0213 62 and

7 First Class mail this 27 day of July, 2017, to:

8 Gonzalo Marquez
9 Casas Homes & Home Inspection LLC
6802 Romley Av
Phoenix, AZ 85043

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