

1
2
3
4
5
6
7
8
9
10
11
12

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

<p>In the Matter of:</p> <p>Adam Pitman Home Inspector Registration No. 51753</p> <p>Inspector Homes, LLC Firm Registration No. 15158 (Expired)</p> <p style="text-align: center;">Respondents</p>	<p style="text-align: center;">Case No. HI20-041</p> <p style="text-align: center;">CONSENT AGREEMENT and ORDER OF DISCIPLINE</p>
--	---

13
14
15
16
17
18
19

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, Adam Pitman, ("Respondent"), holder of Certification No. 51753, and Inspector Homes, LLC, ("Respondent Firm"), 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.

20

RECITALS

21
22
23

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.

24
25
26
27
28

2. Respondent understands that he has a right to a public administrative hearing concerning this case. He further 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

1 administrative and/or judicial action concerning the matters set forth herein.

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

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

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

9 6. Respondent understands this Consent Agreement deals with Board case number
10 HI20-041, involving allegations that Respondent engaged in conduct that would subject him to
11 discipline under the Board's statutes and rules. The investigation into these allegations against
12 Respondent shall be concluded upon the Board's adoption of 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, and does
15 not constitute any waiver, express or implied, of the Board's statutory authority or jurisdiction
16 regarding any other pending or future investigation, action or proceeding.

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

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

25 10. This Consent Agreement is subject to the approval of the Board and is effective
26 only when accepted by the Board and signed on behalf of the Board. If the Board does not accept
27 this Consent Agreement, the Board retains its authority to hold a formal administrative hearing
28 pursuant to A.R.S. § 32-128(E). In the event that the Board does not approve this Consent

1 Agreement, it is withdrawn and shall be of no evidentiary value and shall not be relied upon nor
2 introduced in any action by any party, except that the parties agree that should the Board reject
3 this Consent Agreement and this case proceeds to hearing, Respondent shall assert no claim that
4 the Board was prejudiced by its review and discussion of this document or any records relating
5 thereto.

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

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

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

13 **FINDINGS OF FACT**

14 1. The Board is the duly constituted authority for the regulation and control of the
15 practice of Certified Home Inspectors in the State of Arizona.

16 2. Respondent is the holder of Arizona Certified Home Inspector No. 51753 and is
17 Firm Principal for Respondent Firm.

18 3. On November 30, 2018, Respondent Firm Registration No. 15158, expired.

19 4. On June 30, 2020, Board staff observed Respondent and Respondent Firm's
20 website, inspectorhomesllc.com, advertising the practice of home inspection.

21 5. On July 15, 2020, Respondent contacted Board staff and admitted that his Firm
22 Registration No. 15158, did expire on November 30, 2018. Respondent stated that it was an
23 oversight that Respondent Firm continued to practice without a current Firm Registration.

24 6. On July 16, 2020, Respondent re-registered Respondent Firm and was assigned
25 firm registration number 22708.

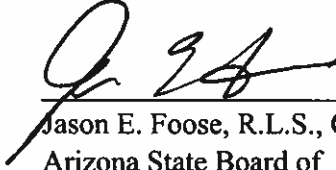
26 **CONCLUSIONS OF LAW**

27 1. The Board has jurisdiction in this matter pursuant to A.R.S. § 32-101, et seq,
28 including A.R.S. § 32-106.02(A).


1 5. COSTS OF COMPLIANCE. Respondent shall pay all costs associated with
2 complying with this Consent Agreement.

3 6. NONCOMPLIANCE. If Respondent violates this Order in any way or fails to
4 fulfill the requirements of this Order, the Board may seek a Petition for Injunction in accordance
5 with the provisions set forth in A.R.S. § 32-106.01.

6
7 ACCEPTED and ORDERED this 20th day of AUGUST, 2020.

8
9 
10 Jason E. Foose, R.L.S., Chairman
11 Arizona State Board of
12 Technical Registration

13 Consent Agreement and Order, No. **HI20-041**, accepted this 22 day of July, 2020.

14
15 
16 Adam Pitman, Personally and on behalf of
17 Inspector Homes, LLC, Respondents

18 **ORIGINAL** filed this 24 day of
19 August, 2020, with:

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

23 **COPY** of the foregoing mailed via Certified Mail
24 No. 9214890194344600072784 and
25 First Class mail this 24 day of August, 2020, to:

26 Adam Pitman
27 Inspector Homes, LLC
28 1165 E Jardin Dr.
Casa Grande, AZ 85122

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

By: _____

