

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. The Consent Agreement, any record prepared in this matter, all investigative
4 materials prepared or received by the Board and all related exhibits and materials, are
5 public records (as defined in A.R.S. § 41-158.18) upon acceptance by the Board of this
6 Consent Agreement 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 P16-009 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 also understands that acceptance of this Consent Agreement does
17 not preclude any other agency, subdivision, or officer of this State from instituting any
18 other 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 the Board's Executive Director, he may not
22 revoke his acceptance of the Consent Agreement or make any modifications to the
23 document regardless of whether the Consent Agreement has been signed on behalf of the
24 Board. Any modification to this original document is ineffective and void unless
25 mutually agreed by the parties in writing.

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

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2 Board does not approve this Consent Agreement, it is withdrawn and shall be of no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

7 11. If a court of competent jurisdiction rules that any part of this Consent
8 Agreement is void or otherwise unenforceable, the remainder of the Consent Agreement
9 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 Architecture in the State of Arizona.

18 2. Respondent is the holder of Arizona Professional Engineer (Civil)
19 Registration No. 34016.

20 3. On or about May 8, 2015, Respondent prepared and stamped architecture
21 plans for the residential remodel located at 3908 E. Surry Ave Phoenix, Arizona.

22 4. On or about August 4, 2015, the Board received a complaint alleging that
23 after being hired to complete an Architectural residential project, Respondent
24 demonstrated a lack of competence that caused significant delays to the project
25 completion after holding himself out as qualified to practice Architecture without Board
26 registration.

27 5. Board records show that Respondent is not, nor has ever been, registered as
28 an Architect with the Board.

1 Respondent accepted professional engagement or assignment outside the Registrant's
2 professional registration category.

3 4. The conduct alleged in the Findings of Fact, constitutes grounds for
4 discipline under A.R.S. § 32-121 and 32-141(A), in that Respondent provided
5 professional services through an unregistered firm

6 5. The conduct alleged in the Findings of Fact, constitutes grounds for
7 discipline under A.R.S. § 32-145(1) in that Respondent practiced and/or held himself out
8 as qualified to practice Architecture without Board 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, a disciplinary action that becomes a public record upon the effective date or
14 this consent agreement.

15 2. INDEFINITE RESTRICTION OF PRACTICE. Respondent's registration
16 as Professional Engineer (Civil) #34016, shall be restricted, prohibiting Respondent from
17 the practice of Architecture, as defined in A.R.S. § 32-101(8), until Respondent provides
18 proof to the Board that he has successfully passed the National Council of Architectural
19 Registration Board examination for Architects.

20 3. STAYED SUSPENSION AND PROBATION. Respondent's registration
21 as Professional Engineer, Registration No. 34016, shall be suspended for Twelve (12)
22 months; however, the suspension is stayed for as long as Respondent remains in
23 compliance with this Order. During the stay of suspension, Respondent's registration as
24 a Professional Engineer is placed on probation. If Respondent is non-compliant with any
25 terms of this Order, the stay of the suspension shall be lifted and Respondent's
26 registration as a Professional Engineer shall be automatically suspended without a formal
27 hearing, and remain suspended until Respondent is compliant with all terms of this Order.
28 The Board may also consider Respondent's non-compliance with this Order as a separate

1 violation of A.R.S. § 32-150. If Respondent completes all terms of this order prior to the
2 twelve (12) month stayed suspension and probation period, Respondent may seek an
3 early termination of this Order by requesting a formal review by the Board.

4 4. ADMINISTRATIVE PENALTY. Within twelve (12) months from the
5 effective date of this Consent Agreement, Respondent shall pay an administrative penalty
6 of Two Thousand Dollars (\$2,000.00) by certified check or money order made payable to
7 the State of Arizona Board of Technical Registration. Monthly payments of One Hundred
8 Sixty Six Dollars (\$166.00) shall be paid to the Board by the first of each month for
9 eleven months and a twelfth and final payment of One Hundred Seventy Four (\$174.00)
10 Dollars.

11 5. COST OF INVESTIGATION. Within twelve (12) months from the
12 effective date of this Consent Agreement, Respondent shall pay the cost of investigation
13 of this case to the Board in the amount of Eight Hundred Ninety Four Dollars (\$894.00)
14 by certified check or money order made payable to the State of Arizona Board of
15 Technical Registration, according to the provisions of A.R.S. § 32-128(H). Monthly
16 payments of Seventy Four Dollars and Fifty Cents (\$74.50) to be paid to the Board by the
17 first of each month.

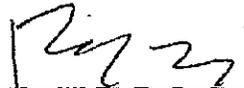
18 6. EFFECTIVE DATE. The effective date of this Consent Agreement is the
19 date the Respondent and Board sign the Consent Agreement. If the dates are different, the
20 effective date is the later of the two dates.

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

23
24 ACCEPTED and ORDERED this 26TH day of JANUARY, 2016.

25
26 E. Leroy Brady
27 E. Leroy Brady, Chairman
28 Arizona State Board of
Technical Registration

1
2 Consent Agreement and Order, No. P16-009 accepted this 13 day of
3 January, 2016.

4 
5 _____
Raad Salih, Respondent

6 ORIGINAL filed this 26 day of
7 JANUARY, 2016, with:

8 Arizona State Board of Technical Registration
9 1110 W. Washington, Suite 240
Phoenix, AZ 85007

10 COPY of the foregoing mailed via Certified Mail
11 No. 7015 1660 0000 1489 5238 and
12 First Class mail this 27 day of JANUARY, 2016, to:

13
14
15 Raad Salih
16 Saif Engineering LLC
230 W. Baseline Rd. #104
17 Tempe, AZ 85282

18
19 By: 
20 _____