



BEFORE THE ARIZONA STATE  
BOARD OF TECHNICAL REGISTRATION

In the Matter of:

Case No.: P17-094

Evan Curtis  
Engineer (Civil)  
Registration No. 26430

CONSENT AGREEMENT  
and  
ORDER OF DISCIPLINE

Curtis Engineering  
Firm Registration No. 11973

Respondents

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, Evan Curtis ("Respondent"), holder of Registration No. 26430 and Curtis Engineering, firm registration No. 11973 ("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.

RECITALS

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.

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

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

3           4. Respondent understands that this Consent Agreement or any part of the  
4 agreement 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  
7 public records (as defined in A.R.S. § 41-158.18) upon acceptance by the Board of this  
8 Consent 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  
10 number P17-094, involving allegations that Respondent engaged in conduct that would  
11 subject him to discipline under the Board's statutes and rules. The investigation into  
12 these allegations against Respondent shall be concluded upon the Board's adoption of  
13 this Consent Agreement.

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

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

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

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

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

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

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

#### 18                                   **FINDINGS OF FACT**

19           1. The Board is the duly constituted authority for the regulation and control of  
20 the practice of Professional Engineering in the State of Arizona.

21           2. Respondent is the holder of Arizona Professional Engineer (Civil)  
22 Registration No. 26430.

23           3. Between October 3, 2016, and May 19, 2017, Respondent registration with  
24 the Board was delinquent.

25           4. Between August 31, 2015, and May 22, 2017, Respondent Firm Curtis  
26 Engineering, Firm Registration No. 11973, was expired with the Board.

27           5. On or about April 5, 2017, the Respondent signed and sealed a long-term  
28 management assessment for a SCADA System.



1 Registration, according to the provisions of A.R.S. § 32-128(H).

2 4. OBEY ALL LAWS. Respondent shall obey all federal, state and local  
3 laws, as well as, all rules governing the practice of Engineering in the State of Arizona.  
4 The Board shall consider any violation of this paragraph to be a separate violation of the  
5 rules and statues governing the Arizona Board of Technical Registration. The Board may  
6 also consider Respondent's non-compliance with this Order as a separate violation of  
7 A.R.S. § 32-150.

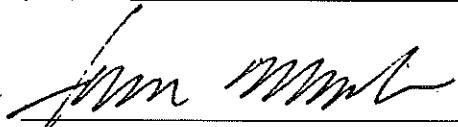
8 5. RENEWAL OF REGISTRATION. Respondent and Respondent Firm shall  
9 timely renew their Arizona registration as an Engineer and an Engineering Firm, and  
10 timely pay all required registration fees.

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

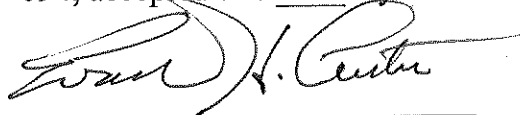
14 7. COSTS OF COMPLIANCE. Respondent shall pay all costs associated  
15 with complying with this Consent Agreement.

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

21 ACCEPTED and ORDERED this 17<sup>th</sup> day of JULY, 2017.

22  
23   
24 Jason Madison, Chairman  
25 Arizona State Board of  
26 Technical Registration  
27  
28

1 Consent Agreement and Order, No. P17-094, accepted this 13<sup>th</sup> day of  
2 July, 2017.



Evan Curtis, Personally and on behalf of  
Curtis Engineering, Respondents

3  
4  
5 **ORIGINAL** filed this 27 day of

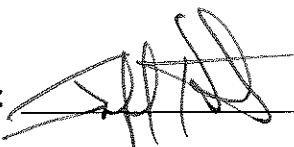
6 July, 2017, with:

7  
8 Arizona State Board of Technical Registration  
1110 W. Washington, Suite 240  
9 Phoenix, AZ 85007

10 **COPY** of the foregoing mailed via Certified Mail → Sent Reg Mail Due to  
No. \_\_\_\_\_ and PO Box

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

12 Evan Curtis  
13 Curtis Engineering  
14 381 West 7<sup>th</sup> South  
PO Box 995  
15 Snowflake, AZ 85937

16 By: 

*THIS CHECK # 1165 FOR \$505.00 AND  
THIS DOCUMENT WITH ORIGINAL  
SIGNATURE OF EVAN H. CURTIS  
RETURNED TO THE STATE OF ARIZONA  
BOARD OF TECHNICAL REGISTRATION  
1110 WEST WASHINGTON  
SUITE 240  
PHOENIX, ARIZONA 85007  
ON THIS 13<sup>th</sup> DAY OF JULY 2017  
VIA CERTIFIED MAIL  
NO. 2016 0910 0001 8612 1542  
and FIRST CLASS MAIL THIS  
13<sup>th</sup> DAY OF JULY 2017*