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

<p>In the Matter of:</p> <p>Shannon Long, Architect Non Registrant</p> <p>Long Design Associates, LLC Firm Registration#21955</p> <p style="text-align: center;">Respondents</p>	<p style="text-align: center;">Case No. P19-070</p> <p style="text-align: center;">CONSENT AGREEMENT and ORDER OF DISCIPLINE</p>
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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 parties, Shannon Long (“Respondent”), non registrant, and Long Design Associates, LLC (“Respondent Firm”), holder of Registration No. 21955 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.

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RECITALS

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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.

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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.

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

2 4. Respondent understands that this Consent Agreement or any part of the agreement
3 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 public
6 records (as defined in A.R.S. § 41-158.18) upon acceptance by the Board of this Consent
7 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 number
9 P19-070 involving allegations that Respondent engaged in conduct that would subject him to
10 discipline under the Board's statutes and rules. The investigation into these allegations against
11 Respondent shall be concluded upon the Board's adoption of 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, and does
14 not constitute any waiver, express or implied, of the Board's statutory authority or jurisdiction
15 regarding any other pending or future investigation, action or proceeding.

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

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

24 10. This Consent Agreement is subject to the approval of the Board and is effective
25 only when accepted by the Board and signed on behalf of the Board. If the Board does not accept
26 this Consent Agreement, the Board retains its authority to hold a formal administrative hearing
27 pursuant to A.R.S. § 32-128(E). In the event that the Board does not approve this Consent
28 Agreement, it is withdrawn and shall be of no evidentiary value and shall not be relied upon nor

1 introduced in any action by any party, except that the parties agree that should the Board reject
2 this Consent Agreement and this case proceeds to hearing, Respondent shall assert no claim that
3 the Board was prejudiced by its review and discussion of this document or any records relating
4 thereto.

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

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

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

12 **FINDINGS OF FACT**

13 1. The Board is the duly constituted authority for the regulation and control of the
14 practice of Architecture in the State of Arizona.

15 2. Respondent is not registered with the Board as an Architect.

16 3. Respondent Firm Long Design Associates,LLC is holder of Registration No.21955
17 and was not registered with the Board until June 24, 2019.

18 4. April 25, 2018 Respondent and Respondent Firm drafted a design for the
19 Presbyterian Daycare Building at 800 W. Main St, Payson AZ.

20 5. October 26, 2018 Respondent and Respondent Firm drafted a design for the
21 Presbyterian Daycare Building at 800 W. Main St, Payson AZ.

22 6. May 4, 2017 Respondent and Respondent Firm drafted a design for Payson High
23 School Concessions at 301 S McLane Rd, Payson AZ.

24 7. On June 5, 2019 the Board received a complaint alleging that Respondent and
25 Respondent Firm advertised the practice of architecture on a website and in a telephone directory
26 without firm registration with the Board. It is further alleged that Respondent and Respondent
27 Firm engaged in the practice of architecture without firm registration on the Town of Payson
28 Library project, Town of Payson Concession Stand project and the Community Presbyterian

1 Preschool project, all in the Town of Payson, Arizona.

2 8. On June 7, 2019 Respondent Firm maintained an internet web page that advertised
3 residential and commercial architecture.

4 9. On June 7, 2019 Respondent Firm advertised Architects and Designers in a half
5 page advertisement in a phone book.

6 10. On June 17, 2019 Respondent and Respondent Firm drafted a design for the Payson
7 Library Addition at 328 N McLane Rd, Payson AZ.

8 CONCLUSIONS OF LAW

9 1. The Board is the duly constituted authority for the regulation and control of the
10 practice of Professional Architecture in the State of Arizona.

11 2. The conduct alleged in the Findings of Fact constitutes grounds for discipline
12 pursuant to A.R.S. § 32-145(1), in that Respondent practiced or offered to practice a Board
13 regulated profession without Board registration.

14 3. The conduct alleged in the Findings of Fact constitutes grounds for discipline
15 pursuant to A.R.S. § 32-141, in that Respondent Firm practiced or offered to practice a Board
16 regulated profession without Board registration.

17 ORDER

18 Based on the foregoing Findings of Fact and Conclusions of Law, the Board issues the following
19 Order:

20 1. CIVIL PENALTY. Within Ninety (90) days from the effective
21 date of this Consent Agreement, Respondent shall pay a civil penalty of One Thousand Five
22 Hundred Dollars (\$1500.00) by certified check or money order made payable to the State of
23 Arizona Board of Technical Registration, according to the provisions of A.R.S. § 32-106.02(A).

24 2. COST OF INVESTIGATION. Within thirty (30) days from the effective date of
25 this Consent Agreement, Respondent shall pay the cost of investigation of this case to the Board
26 in the amount of Two Hundred Twenty-Four Dollars (\$224.00) by certified check or money order
27 made payable to the State of Arizona Board of Technical Registration, according to the provisions
28 of A.R.S. § 32-128(H).

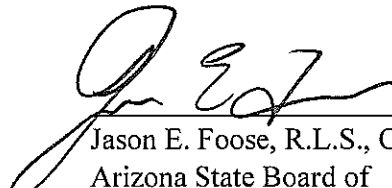
1 3. OBEY ALL LAWS. Respondent shall obey all federal, state and local laws, as well
2 as, all rules governing the practice of Architecture in the State of Arizona. The Board shall
3 consider any violation of this paragraph to be a separate violation of the rules and statutes
4 governing the Arizona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

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

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

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

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16 ACCEPTED and ORDERED this 27th day of AUGUST, 2019.

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20 Jason E. Foose, R.L.S., Chairman
21 Arizona State Board of
22 Technical Registration

23 Consent Agreement and Order, No. P19-070 accepted this 30 day of July, 2019.

24 Shannon Long
25 Shannon Long on behalf of himself and on
26 behalf of Long Design Associates, LLC and
27 Long's Drafting & Design, LLC, Respondents

28 ORIGINAL filed this 28th day of
August, 2019, with:

1 Arizona State Board of Technical Registration
2 1110 W. Washington, Suite 240
3 Phoenix, AZ 85007

4 **COPY** of the foregoing mailed via Certified Mail

5 No. 9214 8901 9434 4600 0004 84 and

6 First Class mail this 28th day of August, 2019, to:

7 Shannon Long
8 Long Design Associates LLC
9 600 East State Highway 260 - Suite 4
10 Payson, AZ 85541

11 By: 
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