

BEFORE THE ARIZONA STATE
BOARD OF TECHNICAL REGISTRATION



<p>In the Matter of:</p> <p>Scott Thomson Registered Architect Registration No.49780</p> <p>Thomson Architectural Group Firm Registration No.15880 Expired 9/30/16</p> <p style="text-align: right;">Respondent</p>	<p style="text-align: center;">Case No. P21-036</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 party, Scott Thomson (“Respondent”), holder of Registration No. 49780, and the Principal of Thomson Architectural Group (Firm Registration 15880, Expired 9/30/16) 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.

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 P21-036 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 the holder of Arizona Registered Architect, Registration No. 49780.

16 3. Respondent Firm is the holder of Firm Registration No. 15880, which expired on
17 September 30, 2016.

18 4. Respondent indicated to Staff that he was unaware that his firm registration had
19 expired.

20 5. After receiving notice from Staff of his firm's expiration of registration, he renewed
21 it on November 3, 2020. The new Firm Registration No. is 22905.

22 **CONCLUSIONS OF LAW**

23 1. The Board has jurisdiction in this matter pursuant to A.R.S. § 32-101, et seq.

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

27 **ORDER**

28 Based on the foregoing Findings of Fact and Conclusions of Law, the Board issues the following

1 Order:

2 1. LETTER OF REPRIMAND. Respondent is hereby issued a Letter of Reprimand.

3 2. ADMINISTRATIVE PENALTY. Within Sixty (60) days from the effective
4 date of this Consent Agreement, Respondent shall pay an administrative penalty of Four Hundred
5 Dollars (\$400.00) by certified check or money order made payable to the State of Arizona Board
6 of Technical Registration.

7 3. COST OF INVESTIGATION. Within Thirty (30) days from the effective date of
8 this Consent Agreement, Respondent shall pay the cost of investigation of this case to the Board
9 in the amount of Two Hundred Twenty Dollars (\$220.00) by certified check or money order made
10 payable to the State of Arizona Board of Technical Registration, according to the provisions of
11 A.R.S. § 32-128(H).

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


17 5. RENEWAL OF REGISTRATION. Respondent and Respondent Firm shall timely
18 renew their Arizona registration as an Architect and an Architectural Firm, and timely pay all
19 required registration fees.

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

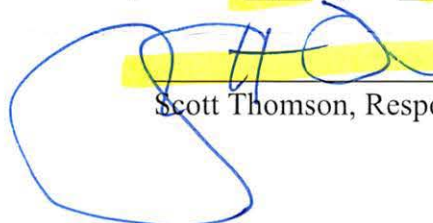
23 7. COSTS OF COMPLIANCE. Respondent shall pay all costs associated with
24 complying with this Consent Agreement.

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

1
2 ACCEPTED and ORDERED this 26 day of JANUARY, 2021.
3

4
5 *for* 
6 Jason E. Foose, R.L.S., Chairman
7 Arizona State Board of
8 Technical Registration

9 Consent Agreement and Order, No. P21-036 accepted this 22 day of DECEMBER, 2020.

10 
11 Scott Thomson, Respondent

12 ORIGINAL filed this 27th day of
13 January, 2021, with:
14

15
16 Arizona State Board of Technical Registration
17 1110 W. Washington, Suite 240
18 Phoenix, AZ 85007

19 COPY of the foregoing mailed via Certified Mail
20 No. 9214890194344600077765 and
21 First Class mail this 27th day of January, 2021, to:

22 Scott Thomson
23 Thomson Architectural Group
24 3967 E. 41st Pl.
25 Yuma, AZ 85365

26 By: 
27
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