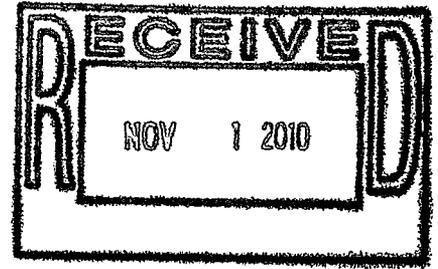


STATE OF ALABAMA  
BOARD OF LICENSURE FOR  
PROFESSIONAL ENGINEERS AND  
LAND SURVEYORS



IN RE THE MATTER OF:

ALVIN RAYMOND CONNER, JR,  
CONNER LAND SERVICES, LLC

Case No. 10-42-C

CONSENT ORDER

Alvin R. Conner, Jr., an unlicensed individual (hereinafter referred to as "Respondent") and his firm Conner Land Services, a non-certificated Alabama company (hereinafter referred to as "Firm") hereby stipulates and agrees, subject to approval of the State of Alabama Board of Licensure for Professional Engineers and Land Surveyors (hereinafter referred to as the "Board") as follows:

STIPULATED FACTS

Respondent stipulates he has never held a valid license from the Board authorizing him to practice or offer to practice engineering or land surveying in the State of Alabama. Respondent also stipulates at no time has Firm held a valid Certificate of Authorization for engineering or land surveying from the Board allowing it to practice or offer to practice engineering or land surveying in the State of Alabama.

Respondent stipulates on August 6, 2010, the Board received a complaint from Mr. Steve Terry alleging Respondent and Firm may be practicing or offering land surveying services in the State of Alabama without obtaining a valid professional land surveyor license from the Board. The complaint further indicated the Respondent and his firm may be offering land surveying services by advertising in the yellow pages and local plat books and using the title "surveyor" on business contracts.

Respondent stipulates on September 26, 2008 he registered Firm and submitted Articles of Incorporation with the Alabama Secretary of State's Office which indicated Firm offers land surveying services in the State of Alabama. Respondent further stipulates Firm has never obtained a certificate of authorization from the Board to practice or offer to practice land surveying or engineering in the State of Alabama.

Respondent stipulates on March 18, 2009 he and Firm entered into a contract to purchase advertisement material containing the wording "Property Surveys," "Land Surveyors," and "Civil Engineers" to be placed in the Wilcox County Plat Directory published by Thomas Gregory Publications, Inc. Respondent further stipulates Firm has never obtained a certificate of authorization from the Board to practice or offer to practice land surveying or engineering in the State of Alabama.

Respondent stipulates on May 22, 2009, he and Firm entered into a contract with Ms. May Donald of Wilcox County, Alabama to provide land surveying services. Respondent also stipulates he indicates himself as "owner" and "professional land surveyor" in the contract with Ms. Donald. Respondent further stipulates he has never obtained a license from the Board to practice or offer to practice land surveying or engineering in the State of Alabama.

#### STIPULATED CONCLUSIONS OF LAW

Respondent, in his capacity as owner of Firm, admits in such capacity he and Firm are subject to the provisions of Title 34, Chapter 11, Code of Alabama 1975, § 34-11-11 and the jurisdiction of the Board.

Respondent stipulates his conduct and the conduct of Firm as set forth in the foregoing "Stipulated Facts" constitutes violations of Title 34, Chapter 11, Code of Alabama 1975, § 34-11-2(b & c), § 34-11-9(a)(1), § 34-11-15(a & b), and § 34-11-16(a)2.

Respondent stipulates his conduct and the conduct of Firm set forth in the "Stipulated Facts" is a violation of those rules and statues set forth above, and that he and Firm are subject to disciplinary action under Title 34, Chapter 11, Code of Alabama 1975, § 34-11-11.

### STIPULATED DISPOSITION

1. Respondent and Firm shall not in the future violate the provisions of Title 34, Chapter 11, Code of Alabama 1975.
2. Respondent understands this Consent Order and subsequent Final Order will become a matter of public record.
3. Respondent shall pay the General Fund of the State of Alabama a civil penalty of \$1,000.00 (one thousand dollars) within thirty (30) days of date of Final Order.
4. Respondent shall pay the Board \$170.17 (one hundred seventy dollars and seventeen cents) for expenses incurred during the investigation within thirty (30) days of date of Final Order.
5. Respondent agrees he and Firm shall ***cease and desist*** offering engineering or land surveying services until such time as Firm obtains a Certificate of Authorization for engineering and land surveying from the Board and employs an Alabama licensed professional engineer and land surveyor.
6. Respondent understands this Consent Order is subject to the approval of the Board and has no force and effect until a Final Order based upon it is rendered by the Board.
7. Respondent agrees any violation of the terms of this Consent Order, may result in the Board filing additional charges in accordance with the Title 34, Chapter 11, Code of Alabama 1975, § 34-11-11.
8. Respondent understands in order to make a decision relative to approving this Consent Order discussions must take place between Board members, Board Staff and Board Counsel. Respondent understands that this discussion will take place at a regularly scheduled meeting of the Board in Montgomery, Alabama. Respondent understands he has the right to be present when this matter is discussed but hereby waives that right.

9. Respondent understands he has the right to seek the advice of legal counsel. Respondent also understands he has the right to a formal fact finding hearing before the Board, to compel the testimony of witnesses, to cross-examine witnesses against him, and to obtain judicial review of the Board's decision in said formal hearing but expressly waives these rights with execution of this Consent Order and Final Order of the Board.

10. Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Consent Order, the stipulated facts, conclusions of law and imposition of administrative action contained herein, and the Final Order of the Board incorporating said Consent Order.

11. Respondent, for the purpose of avoiding further administrative action with respect to this cause executes this Consent Order. Should the Consent Order not be accepted by the Board, it is agreed that presentation to and consideration of the Consent Order by the Board shall not unfairly or illegally prejudice the Board or any of its members from further participation in or resolution of these proceedings. Likewise, if this Consent Order is not accepted, the Board shall not take into consideration the contents of this Order as evidence of an admission.

SIGNED this the 30<sup>th</sup> day of October, 2010.



Alvin Raymond Connor, Jr.  
Connor Land Services, LLC  
Respondent

APPROVED:



Benjamin H. Albritton  
Assistant Attorney General

STATE OF ALABAMA  
BOARD OF LICENSURE FOR  
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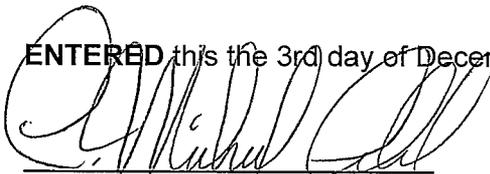
FINAL ORDER

On December 2-3, 2010, the Alabama Board of Licensure for Professional Engineers and Land Surveyors convened for a regularly scheduled Board meeting. The Board Members in attendance at the meeting were: Mr. C. Michael Arnold, Mr. William C. Ulrich, Jr., Mr. W. Gerald Wilbanks, Dr. Daniel S. Turner, Mr. Phillip E. Santora, Mr. Earl R. Foust and Mr. Don T. Arkle. Mr. Benjamin Albritton, Assistant Attorney General, appeared as counsel for the Board.

This Final Order is based upon a Consent Order signed by Mr. Alvin R. Conner, Jr., (hereafter referred to as Respondent) and dated October 30, 2010. In the Consent Order, Respondent stipulated he violated the Code of Alabama 1975, § 34-11-2(b & c), § 34-11-9(a) (1), § 34-11-15(a) and 15(b), and § 34-11-16(a) 2.

Upon Consideration of the above it is **ORDERED** that the Consent Order dated October 30, 2010 is adopted by the Board and hereby made a part of this Final Order. It is further **ORDERED** that Respondent abide by the Final Order in this manner.

ENTERED this the 3rd day of December, 2010

  
C. Michael Arnold

NOT PRESENT  
W. Gerald Wilbanks

  
Phillip E. Santora

  
Don T. Arkle

RECUSED  
William C. Ulrich, Jr

  
Daniel S. Turner

  
Earl R. Foust