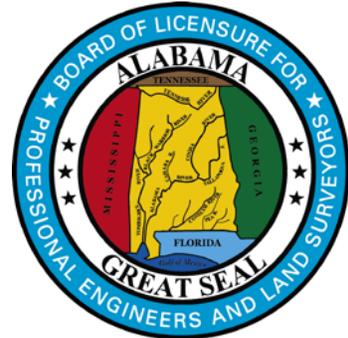


**STATE OF ALABAMA BOARD OF LICENSURE
FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS**

IN THE MATTER OF:)
)
)
 William A. Gordy Sr.)
 97 Twin Lakes Road)
 Waverly Hall, GA 31831)
)
)
 Respondent)
 _____)



Case No. 2015-02-B

CONSENT ORDER

William A. Gordy, Sr., a licensed professional engineer (hereinafter referred to as “Respondent”) hereby stipulates and agrees, subject to approval of the Alabama Board of Licensure for Professional Engineers and Land Surveyors (hereinafter referred to as the “Board”) as follows:

STIPULATED FACTS

Respondent stipulates on November 8, 1996 the Board issued him certificate of licensure number 21427 authorizing him to practice as a professional engineer in the State of Alabama.

Respondent stipulates on November 13, 2014 the Board received a complaint alleging he failed to submit the proper documentation when submitting applications to the Russell County Health Department regarding engineer designed onsite waste water management systems. The complaint further indicated the applications he submits must be returned for corrections because they do not comply with the Rules of the State Board of Health Bureau of Environmental Services Chapter 420-3-1 Onsite Sewage Treatment and Disposal.

Respondent stipulates he submitted an application for an engineer designed onsite sewage disposal system and the Engineers Onsite Sewage Disposal System Certification Form

(CEP 6) dated 9/28/14 for Lot 92, Riverside Estates, Russell County, Alabama to the Russell County Health Department that did not contain his signature or professional engineer seal.

Respondent stipulates he submitted the engineer design for an onsite sewage disposal system and the Engineers Onsite Sewage Disposal System Certification Form (CEP 6) dated 9/28/14 for Lot 93, Riverside Estates, Russell County, Alabama to the Russell County Health Department in which the soil testing figures did not match the system drawing.

Respondent stipulates he placed his signature on an Engineers Onsite Sewage Disposal System Certification Form (CEP 6) dated 9/26/14 for Lot 104 Riverside Estates, Russell County Alabama prior to the lot being permitted by the Russell County Health Department.

Respondent stipulates he provided incorrect contact information to the Russell County Health Department.

STIPULATED CONCLUSIONS OF LAW

Respondent admits he is 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 as set forth in the foregoing “Stipulated Facts” constitutes violations of Title 34, Chapter 11, Code of Alabama 1975, § 34-11-11(a)(2) and the Rules and Regulations of the Board’s *Administrative Code* § 330-X-14-.05(g) and § 330-X-14-.06(a)(1).

Respondent stipulates his conduct as set forth in the “Stipulated Facts” is a violation of those statutes set forth above, and it is subject to disciplinary action under Title 34, Chapter 11, Code of Alabama 1975, § 34-11-11.

STIPULATED DISPOSITION

Respondent shall not in the future violate the provisions of Title 34, Chapter 11, Code of Alabama 1975, or the Rules and Regulations of the Administrative Code and the Rules of

Professional Conduct promulgated together.

Respondent understands this Consent Order and subsequent Final Order will become a matter of public record.

Respondent shall submit to the Board via a certified check made payable to PE/PLS Fund a fine in the amount of five hundred dollars (\$500) with this signed Consent Order.

Respondent is **reprimanded** for failing to provide correct contact information, and not placing his signature and professional engineer seal on documents submitted to an approving authority.

Respondent understands that failure to comply with any term of this consent order shall cause his professional engineer license to be *revoked* pending ratification by the Board. Respondent further understands this matter would be presented to the Board at a regularly scheduled meeting at which he could attend and present evidence on his behalf.

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.

Respondent agrees to comply with the terms of this Consent Order and understands failure to comply with the terms of the Consent Order may result in additional charges or discipline.

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.

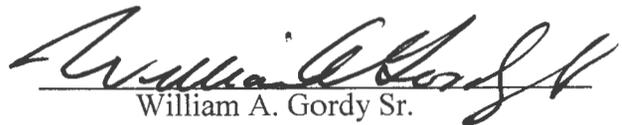
Respondent understands he has the right to seek the advice of legal counsel. Respondent also understands he has the right to a formal fact finding hearing before the Board, to compel the testimony of witnesses, to cross-examine witnesses against him, and to obtain judicial review of

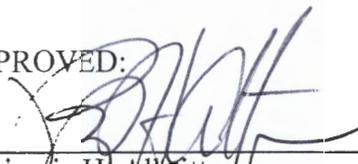
the Board's decision in said formal hearing but expressly waives these rights with execution of this Consent Order and Final Order of the Board.

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.

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 9th day of APRIL, 2015


William A. Gordy Sr.

APPROVED: 

Benjamin H. Albritton
Assistant Attorney General

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



Case No. 2015-02-B

IN THE MATTER OF:)

William A. Gordy)
97 Twin Lakes Road)
Waverly Hall, GA 31831)

Respondent)
_____)

FINAL ORDER

The Alabama Board of Licensure for Professional Engineers and Land Surveyors having considered the Consent Order signed by William A. Gordy, Professional Engineer, license number 21427, in which he stipulated he violated the Code of Alabama 1975, §34-11-11(a)2, and the Rules and Regulations of the Board's Administrative Code § 330-X-14-.05(g), and § 330-X-14-.06(a)(1), hereby adopts the Consent Order and issues this Final Order.

The Consent Order and Final Order take immediate effect upon the signing of this Final Order and the Respondent is **ORDERED** to abide by the Consent Order and Final Order approved by the Alabama Board of Licensure for Professional Engineers and Land Surveyors.

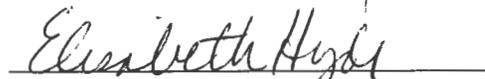
ENTERED this the 30th day of April, 2015



Earl R. Foust



Frazier Christy



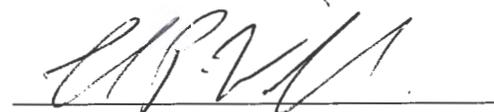
Elisabeth Hyde



Nathan G. Johnson



Marc S. Barter



Charles P. Willis

RECUSED

Richard G. Grace