



## **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 Section 34-11-2(d)3 and the Rules of the Administrative Code § 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 he 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, of the Code of Alabama 1975, and the Rules and Regulations of the Administrative Code of the Board.

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

Respondent agrees to pay a two thousand five hundred dollars (\$2,500) fine to the Board via a certified check made payable to PE/PLS Fund with this signed Consent Order.

Respondent agrees his license to practice land surveying is suspended for two years, with the suspension stayed. Respondent understands that during the time his license is under this stayed suspension period he may continue to practice land surveying in the State of Alabama.

Respondent agrees that at any time during this stayed suspension period the Board may require him to submit a list of surveys he prepared within a one month period. Respondent understands the Board may select any of these surveys to be reviewed for compliance with the Standards of Practice for Land Surveying in the State of Alabama.

Respondent agrees to attend a Board approved Boundary Retracement Seminar within one year of the date of the issuance of the Final Order by the Board.

Respondent agrees to submit to the Board a detailed description of the procedures he utilizes when conducting surveying activities within **30 days** of the issuance of the Final Order by the Board.

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.

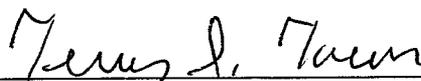
Respondent understands in order to make a decision relative to approving this Consent Order discussions must take place between Board Members, Board Staff and Board Counsel. Respondent understands that this discussion will take place at a regularly scheduled meeting of the Board.

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.

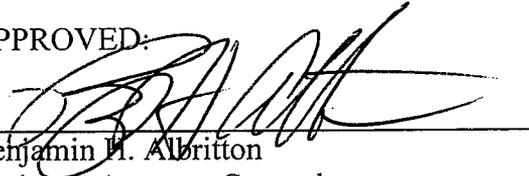
Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Consent Order, the stipulated facts, conclusions of law and imposition of administrative action contained herein, and the Final Order 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 21 day of December, 2014

  
\_\_\_\_\_  
Terry Stephen Tacon  
Tacon Land Surveying

APPROVED:

  
\_\_\_\_\_  
Benjamin H. Albritton  
Assistant Attorney General

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



Case No. 2014-27-B

IN THE MATTER OF: )

Terry Stephen Tacon )  
Tacon Land Surveying )  
9786 Hwy 36 East )  
Laceys Spring, AL 35754 )

Respondent )  
\_\_\_\_\_ )

**FINAL ORDER**

The Alabama Board of Licensure for Professional Engineers and Land Surveyors having considered the consent order signed by Terry Stephen Tacon, Professional Land Surveyor, license number 13653, in which he stipulated he violated the Code of Alabama 1975, §34-11-2(d)3, and the Rules and Regulations of the Board's Administrative Code § 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 as approved by the Alabama Board of Licensure for Professional Engineers and Land Surveyors.

**ENTERED** this the 5th day of February 5, 2015

Earl R. Foust

**RECUSED**

Frazier Christy

**DID NOT ATTEND**

Elisabeth Hyde

Nathan G. Johnson

Marc S. Barter

Charles P. Willis

Richard G. Grace