BEFORE THE OREGON STATE BOARD OF EXAMINERS
FOR ENGINEERING AND LAND SURVEYING

In the Matter of: BEOM JIN SHIN

Case No. 3016

FINAL ORDER INCORPORATING SETTLEMENT AGREEMENT

Based on the attached Settlement Agreement, incorporated herein, the Oregon State Board of Examiners for Engineering and Land Surveying (Board) finds that because Beom Jin Shin (Shin) failed to submit supporting documentation to verify the PDH units recorded on his CPD Organizational when requested to participate in the January 2016 Board CPD audit, Shin violated OAR 820-010-0635(1)(e). Because Shin failed to respond to written requests to comply with Board audit requirements on at least three occasions, Shin failed to cooperate with the Board and thus violated OAR 820-020-0015(8).

IT IS HEREBY ORDERED that pursuant to ORS 672.325 and ORS 183.745, the Board assesses Shin a civil penalty of $500, to paid by Shin in ten, equal, monthly payments of $50, with the first monthly payment due no later than March 1, 2019, and subsequent monthly payments due on the first day of the month they are due.

DATED this 14 day of Feb, 2019.

Shelly Duquette, PE, SE, President
Oregon State Board of Examiners for Engineering and Land Surveying
SETTLEMENT AGREEMENT

The Board, by and through its President, Shelly Duquette, PE, SE, and Beom Jin Shin (Shin) do hereby agree and stipulate as follows:

1. The Board and Shin agree to settle this matter in accordance with ORS 183.417(3).

2. At all relevant times, Shin was an Oregon Professional Engineer, registration number 83125PE.

3. On October 30, 2018, the Board issued a Notice of Intent to Assess Civil Penalty (Notice) against Shin assessing a civil penalty of $500. The Board charged Shin with violating: (1) OAR 820-010-0635(1)(c) for failing to submit supporting documentation to verify the PDH units recorded on his CPD Organizational when requested to participate in the January 2016 Board CPD audit; and (2) OAR 820-020-0015(8) for failing to respond to written requests to comply with Board audit requirements on at least three occasions.

4. On November 19, 2018, Shin responded to the Notice, indicating that he did not wish to contest the matter and would like to enter into a payment plan with the Board.

5. Because Shin failed to submit supporting documentation to verify the PDH units recorded on his CPD Organizational when requested to participate in the January 2016 Board CPD audit, he violated OAR 820-010-0635(1)(c). By failing to comply with the January 2016 CPD audit in this manner, Shin also failed to cooperate with the Board, thereby also violating rule of professional conduct OAR 820-020-0015(8).

6. Because Shin failed to respond to written requests to comply with Board audit requirements on at least three occasions, Shin again failed to cooperate with the Board and again violated rule of professional conduct OAR 820-020-0015(8).
7. By failing to submit supporting documentation to verify that he had, in fact, obtained the PDH units he claimed, Shin failed to establish that he obtained the continuing education required for every registrant, as well as failed to establish obtaining the PDH required to renew his registration. Shin also thereby violated OAR 820-010-0635(1)(a).

8. Through the failures set forth above, Shin subjected himself to the imposition of civil penalty and refusal to renew his registration certificate.

9. The Final Order Incorporating Settlement Agreement sets forth the entire agreement of the parties. Shin agrees that the determination of any violation of this settlement agreement is entirely within the Board’s discretion.

10. The Board and Shin agree that Shin is assessed a civil penalty in the amount of $500 for violating OAR 820-010-0635(1)(e) and OAR 820-020-0015(8).

11. Payment of the civil payment shall be made in ten equal monthly payments of $50, with the first monthly payment due no later than March 1, 2019, and subsequent monthly payments due on the first day of the month they are due.

12. Payment shall be made to the “Oregon State Board of Examiners for Engineering and Land Surveying” and delivered or mailed to 670 Hawthorne Street SE, Suite 220, Salem, Oregon 97301.

13. The full $500 civil penalty shall be paid no later than December 1, 2019.

14. If Shin fails to pay any part of the civil penalty on its due date, the Board will assess a 9% interest rate on any unpaid balance.

15. Shin acknowledges that the Final Order Incorporating Settlement Agreement is a public record and may be disclosed in accordance with Oregon’s public records law.
16. Shin represents that he has carefully read this Settlement Agreement and Consent Order, understands the intent and content of the document, and signs below of his own free will, without coercion or duress. Shin understands this Settlement Agreement and Consent Order is a final order and hereby waives any and all rights to appeal or challenge this Settlement Agreement and Consent Order.

Beom Jin Shin

Feb. 14th. 2019

Date

Shelly Duquette, PE, SE, President
Oregon State Board of Examiners
for Engineering and Land Surveying

14 Feb 2019

Date