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

In the Matter of: OMER ALI MOHAMMED

Case No. 3060

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 Omer Ali Mohammed (Mohammed) engaged in the structural engineering of significant structures for an Oregon client, on an Oregon-based construction project, without an Oregon structural engineer registration, he violated ORS 672.107(3) and ORS 672.045(1), and he thereby subjected himself to license discipline under ORS 672.200(1) and civil penalties under ORS 672.325.

IT IS HEREBY ORDERED that pursuant to ORS 672.325 and ORS 183.745, the Board assesses Mohammed a 30-day suspension of his professional engineer registration and a civil penalty of $750, subject to the payment schedule contained in the attached settlement agreement.

DATED this 14 day of May, 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 Omer Ali Mohammed (Mohammed), do hereby agree and stipulate as follows:

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

2. Mohammed does hold a professional engineering license (PE) in Oregon, 79056PE, but is not now, and never has been, registered to engage in the professional practice of structural engineering (SE) in Oregon.

3. On December 20, 2018, the Board issued a Notice of Intent to Assess Civil Penalty and 30 Day Suspension of Professional Engineering License (Notice) assessing a civil penalty of $1000 and suspending Mohammed's Professional Engineering license for 30 days. The Board charged Mohammed with violating ORS 672.045(1) and ORS 672.107(3) for engaging in the structural engineering of significant structures for an Oregon client, on an Oregon-based construction project, without an Oregon structural engineer registration.

4. On or about January 2, 2019, Mohammed requested a hearing on the matter.

5. On April 11, 2019, the LEC and Mohammed met in an informal conference to discuss a settlement. Mohammed and the LEC agreed to settle this matter at that time.

6. Because Mohammed engaged in the structural engineering of significant structures for an Oregon client, on an Oregon-based construction project, without an Oregon structural engineer registration, he violated ORS 672.107(3) and ORS 672.045(1), and he thereby subjected himself to license discipline under ORS 672.200(1) and civil penalties under ORS 672.325.

7. The Final Order Incorporating Settlement Agreement sets forth the entire agreement of the parties. Mohammed agrees that the determination of any violation of this settlement agreement is entirely within the Board's discretion.
8. The Board and Mohammed agree that Mohammed is assessed a 30-day suspension of his professional engineer registration, and a civil penalty in the amount of $750 for violating ORS 672.107(3) and ORS 672.045(1).

9. Payment of the civil payment shall be made in ten equal monthly payments of $75, with the first monthly payment due no later than June 1, 2019, and subsequent monthly payments due on the first day of the month they are due.

10. 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.

11. The full $750 civil penalty shall be paid no later than March 1, 2020.

12. If Mohammed fails to pay any part of the civil penalty on its due date, the Board will assess a 15% interest rate on any unpaid balance, and the unpaid balance will become immediately due.

13. Any violation of this order may result in further discipline.

14. Mohammed acknowledges that the Final Order Incorporating Settlement Agreement is a public record and may be disclosed in accordance with Oregon’s public records law.

15. Mohammed 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. Mohammed 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.

[Signature]

April 30, 2019

[Signature]

5/14/19