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

5 In the Matter of:

6 ALI ABOLHASSANI

Case No. X0019

FINAL ORDER BY DEFAULT

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8 On or about August 28, 2019, the Oregon State Board of Examiners for Engineering and
9 Land Surveying (Board) properly served a Notice of Intent to Assess a Civil Penalty on Ali
10 Abolhassani (Abolhassani). The Notice assessed a civil penalty in the amount of \$1,500, and it
11 designated the Board file on this matter as the record for purposes of establishing a *prima facie*
12 case upon default. Abolhassani did not request a hearing. Therefore, upon consideration of the
13 facts and law, the Board enters the following Order:

14 **FINDINGS OF FACT AND ULTIMATE FACTS**

- 15 1. At all relevant times, Abolhassani was an Oregon Professional Engineer, registration number
16 72544PE.
- 17 2. On or about May 19, 2010, Abolhassani was fined \$6,000 and his license was suspended by
18 the State of Florida for sealing calculations without a certificate of authorization to do
19 business in Florida.
- 20 3. On January 11th, 2011 Abolhassani was ordered to pay a \$1,000 penalty to the State of
21 Kentucky for engaging in engineering projects without a Kentucky business entity permit.
- 22 4. On July 18th, 2018 Abolhassani was ordered to pay a \$2,000 penalty to the State of
23 Oklahoma, complete an ethics class, and to submit a new license application with accurate

1 disclosures. This action from Oklahoma resulted from Abolhassani having submitted a
2 renewal application to Oklahoma, in which he failed to disclose his prior license discipline
3 from other jurisdictions.

- 4 5. On February 21st, 2019 Abolhassani reported the disciplinary actions from Florida, Kentucky
5 and Oklahoma to the Board.

6 **APPLICABLE LAW**

- 7 1. OAR 820-020-0045(4) An applicant or registrant must give written notification to the Board
8 of any disciplinary action or sanction related to the practice of engineering, land surveying,
9 or photogrammetric mapping imposed by any licensing agency within 45-days of the final
10 order being issued.
- 11 2. Under ORS 672.325(1), the Board may impose a civil penalty of up to \$1,000 per violation
12 and may do so in this case without amending its Notice.

13 **CONCLUSIONS OF LAW**

- 14 1. Because Abolhassani did not report his discipline from Florida, Kentucky and Oklahoma to
15 the Board until February 21, 2019, even though the settlement agreements were entered into on
16 May 19, 2010, January 11, 2011, and July 18, 2018, Abolhassani failed to report the disciplinary
17 actions taken against him from Florida, Kentucky and Oklahoma to the Oregon Board within 45
18 days, thus violating OAR 820.020.0045(4).
- 19 2. The conduct described above is the basis for discipline under ORS 672.325. Pursuant to
20 672.325(1), the Agency may impose a maximum civil penalty of \$1,000 per violation.

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1 **ORDER**

2 For the reasons above, the Board HEREBY assesses a **\$1,500 civil penalty** against Ali
3 Abolhassani for three violations of OAR 820.020.0045(4). The civil penalty is divided as
4 follows:

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- 6 • \$250 for 1 violation of OAR 820.020.0045(4) for the Florida discipline.
 - 7 • \$500 for 1 violation of OAR 820.020.0045(4) for the Kentucky discipline.
 - 8 • \$750 for 1 violation of OAR 820.020.0045(4) for the Oklahoma discipline.
- 9

10 DATED this 12 day of November, 2019.

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12 _____
13 Daren L. Cone, PE, PLS, President
Oregon State Board of Examiners for
Engineering and Land Surveying

14 **NOTICE**

15 Civil penalties, if unpaid, may be recorded and filed with the county clerks as liens against
16 property 10 days after the expiration of the statutory appeals period (70 days after issuance of
this order). Make checks payable to the Oregon State Board of Examiners for Engineering and
Land Surveying.

17 **APPEAL RIGHTS**

18 You are entitled to judicial review of this order in accordance with ORS Chapter 183.482. You
19 may request judicial review by filing a petition with the Court of Appeals in Salem, Oregon
20 within 60 days from the date of service of this order.
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