BEFORE THE OREGON STATE BOARD OF EXAMINERS

FOR ENGINEERING AND LAND SURVEYING

In the Matter of:	Case No. x0023
THOMAS BAUGHMAN	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 Thomas Baughman performed structural engineering on the Albany Library; Bend Parks and Recreation Simpson Pavilion; Oregon Youth Authority Young Women's Transitional Facility; Oregon Youth Authority Maclaren Youth Correctional Facility, Valley Cottages; and Victory Academy—all in Oregon—Baughman violated ORS 672.107(3), ORS 672.045(1), and ORS 672.045(6) on five occasions.

IT IS HEREBY ORDERED that pursuant to ORS 672.325 and ORS 183.745, the Board assesses Baughman a civil penalty of $5,000.

DATED this 12 day of November, 2019.

Daren L. Cone

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

SETTLEMENT AGREEMENT

The Board, by and through its President, Daren L. Cone, PE, PLS, and Thomas Baughman (Baughman), do hereby agree and stipulate as follows:

1. The Board and Baughman agree to settle this matter in accordance with ORS 183.417(3).
2. Baughman has been licensed (registered) as a professional engineer (PE) in Oregon since September 10, 2001 (License No. 55605PE).
3. At no relevant time was Baughman licensed under the Board's authority to engage in the professional practice of structural engineering (SE) in Oregon.
4. On August 29, 2019, the Board issued a Notice of Intent to Assess Civil Penalty and Suspend Professional Registration (Notice) assessing Baughman a 30-day license suspension and a civil penalty of $5,000. The Board charged Baughman with five violations of ORS 672.107(3), ORS 672.045(1), and ORS 672.045(6) for performing unlicensed structural engineering on the Albany Library; Bend Parks and Recreation Simpson Pavilion; Oregon Youth Authority Young Women's Transitional Facility; Oregon Youth Authority Maclaren Youth Correctional Facility, Valley Cottages; and Victory Academy—all in Oregon.
5. On October 10, 2019, the LEC and Baughman met in an informal conference to discuss a settlement. Baughman and the LEC agreed to settle this matter at that time.
6. The Board finds and Baughman admits that because Baughman performed structural engineering on the Albany Library; Bend Parks and Recreation Simpson Pavilion; Oregon Youth Authority Young Women's Transitional Facility; Oregon Youth Authority Maclaren Youth Correctional Facility, Valley Cottages; and Victory Academy—all in Oregon—Baughman violated ORS 672.107(3), ORS 672.045(1), and ORS 672.045(6) on five occasions.
7. The Final Order Incorporating Settlement Agreement sets forth the entire agreement of the parties. Baughman agrees that the determination of any violation of this settlement agreement is entirely within the Board's discretion.

8. The Board and Baughman agree that Baughman is assessed a civil penalty in the amount of $5,000 for five violations of ORS 672.107(3), ORS 672.045(1), and ORS 672.045(6)
9. 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.
10. The full $5,000 civil penalty shall be paid no later than December 1, 2020.
11. If Baughman 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, and the unpaid balance will become immediately due.
12. Any violation of this order may result in further discipline.
13. Baughman acknowledges that the Final Order Incorporating Settlement Agreement is a public record and may be disclosed in accordance with Oregon's public records law.
14. Baughman 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. Baughman 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.

Thomas Baughman — October 20, 2019
Date

Daren L. Cone, PE, PLS, President
Oregon State Board of Examiners
for Engineering and Land Surveying — 11/12/2019
Date