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

In the Matter of:

Case No. 2022-13

MICHAEL WEISHAR

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 Michael Weishar stamped and signed engineering drawings for twenty-six separate projects in Oregon, between July 1, 2020, and June 30, 2022, he practiced engineering without a license and thus violated ORS 672.020(1), on twenty-six separate occasions.

IT IS HEREBY ORDERED that pursuant to ORS 672.325 and ORS 183.745, the Board assesses Weishar a civil penalty of \$1,000.

DATED this ____ day of _____ November

Sean St. Clair, PE, President

Oregon State Board of Examiners for

Engineering and Land Surveying

SETTLEMENT AGREEMENT

- The Board and Michael Weishar (Weishar), do hereby agree and stipulate as follows:
- 3 1. The Board and Weishar agree to settle this matter in accordance with ORS 183.417(3).
- 4 2. Between July 1, 2020, and June 30, 2022, Weishar was not registered or licensed in any
- 5 capacity under the Board's authority to engage in the professional practice of engineering in
- 6 Oregon.

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- 7 3. On September 7, 2022, the Board issued a Notice of Intent to Assess Civil Penalty (Notice)
- 8 assessing Weishar a civil penalty of \$13,000. The Board charged Weishar with twenty six
- 9 violations of ORS 672.020(1) practicing engineering without a valid certificate on twenty-six
- separate projects in Oregon.
- 4. On October 13, 2022, the LEC and Weishar met in an informal conference to discuss a
- settlement. Weishar and the LEC agreed to settle this matter at that time, subject to Board
- 13 approval.
- 14 5. The Board finds and Weishar admits that between July 1, 2020, and June 30, 2022, Weishar
- 15 created and stamped engineering drawings for twenty-six separate projects in Oregon, while
- his engineer license was expired. By creating and stamping these plans, Weishar violated
- ORS 672.020(1) on twenty-six occasions.
- 18 6. The Final Order Incorporating Settlement Agreement sets forth the entire agreement of the
- parties. Weishar agrees that the determination of any violation of this settlement agreement is
- 20 entirely within the Board's discretion.
- 7. The Board and Weishar agree that pursuant to ORS 672.325 and ORS 183.745 and for the
- violations above, the Board assesses Weishar a civil penalty of \$1,000, to be paid by Weishar
- 23 no later than December 1, 2022.
- 24 8. 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
- 26 97301.

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rate on any unpaid balance, and the unpaid balance will become immediately due. 10. Any violation of this order may result in further discipline. 11. Weishar acknowledges that the Final Order Incorporating Settlement Agreement is a public record and may be disclosed in accordance with Oregon's public records law. 12. Weishar represents that he has carefully read this Settlement Agreement, understands the intent and content of the document, and signs below of his own free will, without coercion or duress. Weishar understands this Settlement Agreement is a final order and hereby waives any and all rights to hearing or appeal or any challenge to this Settlement Agreement. $\frac{10/24/2022}{\text{Date}}$ $\frac{11/8/2022}{\text{Date}}$ Sean St. Clair, PE, President Oregon State Board of Examiners for Engineering and Land Surveying

9. If Weishar fails to pay the civil penalty on its due date, the Board will assess a 9% interest

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