

**BEFORE THE ARKANSAS STATE BOARD OF LICENSURE FOR
PROFESSIONAL ENGINEERS AND PROFESSIONAL SURVEYORS**

Complainant:

Arkansas State Board of Licensure for
Professional Engineers and Professional
Surveyors

Case #2010-16

Respondent:

Mr. John H. Bolte, PE
Small Arrow Engineering, LLC
1101 Willow Court
Joplin, MO 64801-8285

DISMISSAL ORDER

The Arkansas Board of Licensure for Professional Engineers and Professional Surveyors (hereinafter "the Board") registered a complaint on August 3, 2010, charging John H. Bolte (AR-PE #14310, hereinafter "Bolte") with violation of Arkansas Code Annotated §17-30-30-102(b)(1) (practicing or offering to practice engineering in Arkansas without being licensed), and his firm, Small Arrow Engineering, LLC, with violation of Arkansas Code Annotated §17-30-303(a)(1)(C) (providing or offering to provide engineering services in Arkansas without a valid Certificate of Authorization).

FINDINGS OF FACT

1. On June 28, 2010, the Board received an application from Bolte for comity registration as a Professional Engineer.

2. When the application was reviewed by the Board on July 27, 2010, Bolte's answer to Question #1 (The reason you wish to become registered in Arkansas) of the "NOTICE TO ALL APPLICANTS FOR REINSTATEMENT OR RECIPROCAL REGISTRATION" was "I have recently started my own consulting engineering firm in Joplin, MO and have project opportunities in Arkansas to complete."

3. When the application was reviewed by the Board on July 27, 2010, Bolte's answer to Question #4 (The status of plans or reports on any project in Arkansas for which you have been retained as the engineer.) of the "NOTICE TO ALL APPLICANTS FOR REINSTATEMENT OR RECIPROCAL REGISTRATION" was "We are looking to submit completed studies to the Cities of Bentonville and Bella Vista in July for review and approval."

4. These statements were evaluated by the Board to mean that Bolte had offered to practice, and perhaps had practiced, engineering in Arkansas, prior to becoming licensed.

5. The Board directed the Complaint Committee to investigate Bolte's statements in the NOTICE for possible violations.

6. In his Answer to the complaint, Bolte raised the defense that he tried to comply with the law by contacting the Board where he received incorrect guidance as to his proposed activities.

CONCLUSIONS OF LAW

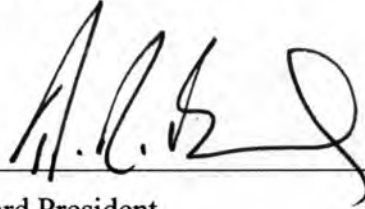
Bolte's conduct is consistent with his defense that he received incorrect guidance from the Board staff.

Upon review of the evidence in its possession, the Board finds the conduct by Bolte described in the Findings of Fact does not warrant further investigation or other action.

ORDER

Based on these Findings and Conclusions, the complaint against Bolte is dismissed.

SO ORDERED this 30th day of November, 2010


A handwritten signature in black ink, appearing to read "A.C. Bolte", written over a horizontal line.

Board President

CERTIFICATE OF SERVICE

I, James Atchley, Investigator of the Arkansas State Board of Licensure for Professional Engineers and Professional Surveyors, do hereby certify that I have served a copy of the attached order by mailing a copy of same, by first class mail on this 30th day of November, 2010, to:

John H. Bolte, PE
Small Arrow Engineering, LLC
1101 Willow Court
Joplin, MO 64801-8285



James Atchley, Board Investigator