BEFORE THE ARKANSAS BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS

Case #2008-04, in the matter of Bruce Chavis:

COMPLAINT

The Arkansas Board of Registration for Professional Engineers and Land Surveyors (hereinafter "the Board") received a complaint on February 28, 2008, charging Bruce D. Chavis (PS #1253, hereinafter "Chavis") with incompetence and/or negligence in the practice of surveying, in violation of Arkansas Code Annotated §17-48-102(b)(1).

FINDINGS OF FACT

- 1. Chavis is a Professional Surveyor in Arkansas, and the Board has jurisdiction over the subject matter of this complaint.
- 2. Chavis' client proposed to put a substation on property adjoining the Complainant, and retained Chavis to do the survey work, and to produce documents for the planning commission for the City of Little Rock.
- 3. The Complainant claimed the Chavis survey was incorrect, and brought a successful quiet title action to enforce his possession line.
- 4. During the quiet title action, Chavis made statements and produced documents which led the Complainant to question his competence and professional conduct.

CONCLUSIONS OF LAW

Upon review of the evidence in its possession, the Board finds Chavis' actions as described in the Findings of Fact do not constitute a violation of the statutes or rules governing the Arkansas Board of Registration for Professional Engineers and Land Surveyors.

The Board, however, found during its investigation that Chavis produced, sealed, and published to the local planning commission survey documents which were incomplete and/or did not depict actual conditions on the ground, but which under some circumstances could be construed as, or difficult to distinguish from, a finished survey plat, and therefore a letter of caution about the practice is appropriate.

ORDER

Based on these findings, the complaint against Chavis is dismissed without further action by the Board, and a letter of caution will be issued by the Executive Director.

SO ORDERED this 12th day of November, 2008

William E. Ruck, President

CERTIFICATE OF SERVICE

I, Steve W. Haralson, Executive Director of the Arkansas State Board of Registration for Professional Engineers and Land Surveyors, do hereby certify that I have served the foregoing order by mailing a copy of same, by first class mail, on this 2571 day of November, 2008, to:

Mr. Bruce D. Chavis, PS Central Arkansas Surveying, Inc 200 East Ridgewood Drive Alexander, AR 72002-7926

> Steve W. Haralson Executive Director