

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

**IN THE MATTER OF JOSEPH RUSS OF
RUGERR ENGINEERING**

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

On May 8, 2007, the Board of Registration for Professional Engineers and Land Surveyors (hereinafter "Board") held a formal hearing to consider the above-referenced matter. Finding proper notice had been given the Respondent, the Board, from all evidence presented, makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1. Respondent is not now, nor has ever been at any time relevant hereto, a licensed professional engineer or land surveyor in the State of Arkansas.
2. Respondent does not now employ an Arkansas registered engineer as a corporate officer or hold a certificate of authorization as required by Ark. Code Ann. §17-30-303.
3. In a report to Mr. Steve Rushing, Texarkana, Arkansas, dated August 27, 2006, on the letterhead of Rugerr Engineering and signed by "Joseph Russ, PE" Respondent provided "Engineering" services in Arkansas.

CONCLUSIONS OF LAW

1. Respondent's actions described in Findings of Facts #1, #2 and #3 constitute one violation of practicing engineering without a license as described in Ark. Code Ann. §§17-30-101 (4)(A) and (B)(iv) and 17-30-303.
2. Respondent's actions described in Findings of Facts #1, #2 and #3 constitute one violation of practicing engineering through a corporation that has not been issued a certificate of authorization by the State Board of Registration for professional Engineers and Land Surveyors as described in Ark. Code Ann. §17-30-303(a)(1)(C).

ORDER

1. It is ordered that Respondent pay a \$500.00 civil penalty for each violation, for a total of \$1,000.

IT IS SO ORDERED.

This Order may be appealed within thirty (30) days of service upon the Respondent, as specified in the Arkansas Administrative Procedure Act, Ark. Code Ann. §25-15-201, et seq.

**BOARD OF REGISTRATION FOR
PROFESSIONAL ENGINEERS AND LAND
SURVEYORS**



MICHAEL MARLAR, President

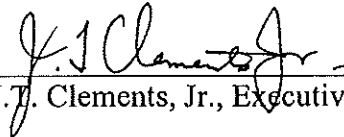
5/24/07

Date

CERTIFICATE OF SERVICE

I, J.T. Clements, Jr., Assistant Executive Director of the Arkansas State Board of Registration for Professional Engineers and Land Surveyors, do hereby certify that I have served a copy of the foregoing Order and Notice of Hearing by mailing a copy of same, by first class and certified mail, with return receipt requested and postage prepaid, on this 25th day of May, 2007, to:

Mr. Joseph Russ
Rugerr Engineering
#8 Holly Ridge Road
Texarkana, TX 75503



J.T. Clements, Jr., Executive Director