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

Complainant:	
Arkansas State Board of Licensure for	)
Professional Engineers and Professional	)
Land Surveyors	)
	Case #2009-13
Respondent:	
Robert W. Zickwolf, PS	
Wolf Surveying and Engineering	
PO Box 351	
Mount Ida, AR 71957	

### **DISMISSAL ORDER**

The Arkansas Board of Licensure for Professional Engineers and Professional Surveyors (hereinafter "the Board") recorded a complaint on April 13, 2009, charging Robert W. Zickwolf (AR-PS #661, hereinafter "Zickwolf") with violation of Arkansas Code Annotated §17-48-102 (being grossly negligent and/or incompetent in the practice of surveying).

#### FINDINGS OF FACT

- 1. Sherry Meeks ("Meeks") owned a parcel of land in Montgomery County.
- 2. Zickwolf was retained to survey the parcel.
- 3. At some time prior to completing the survey, Meeks alleged that Zickwolf showed her and her son the outline of the parcel in the field.
- 4. At some time after the survey was completed, Meeks had timber cut from the parcel, and the timber cutters encroached upon the adjoining landowner.

- 3. Meeks felt the plat provided by Zickwolf did not depict the boundaries she had been shown in the field, and felt that errors by Zickwolf resulted in the encroachment, leading her to bring the complaint.
- 4. Zickwolf provided evidence that he had surveyed in accordance with the Minimum Standards for Boundary Surveys in Arkansas.

# **CONCLUSIONS OF LAW**

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

#### **ORDER**

Based on these findings, the complaint against Zickwolf is dismissed.

SO ORDERED this 23rd day of  $\sqrt{2010}$ , 2010

Frank Vozel, Board President

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# **CERTIFICATE OF SERVICE**

I, Steve W. Haralson, Executive Director of the Arkansas State Board of Licensure for Professional Engineers and Professional Surveyors, do hereby certify that I have served a copy of the foregoing order by mailing a copy of the same by first class mail on this 4<sup>th</sup> day of May, 2010, to:

Mr. Robert W. Zickwolf, PS #661 Wolf Surveying & Engineering, PLC #54 Cinnamon Lane Mount Ida, AR 71957-9799

Steve W. Haralson

**Executive Director**