

5. The Respondent failed to complete the minimum number of required CPC hours before submitting his application for reinstatement but certified on his application that the CPC requirement had been fulfilled.
6. The Respondent's failure to obtain all the required CPC hours before submitting his application for reinstatement is in violation of Section 14-315 of the Business Occupations and Professions Article, Maryland Annotated Code, and COMAR 09.23.06.
7. The Respondent agrees to pay a fine in the amount of Five Hundred Dollars (\$500) for failing to complete the CPC requirements before submitting his application for reinstatement.
8. The Respondent agrees to pay the fine with acceptance of this Settlement Agreement.
9. The Respondent waives the right to the issuance of a statement of charges and a formal hearing on the charges in this matter and where the Respondent would have the opportunity to present a defense to the charges of a violation of Section 14-315 of the Business Occupations and Professions Article, Maryland Annotated Code and COMAR 09.23.06.
10. The Respondent agrees that if the Respondent fails to comply with the terms of this Settlement Agreement, the Respondent's license will immediately be suspended by the Board, without a hearing on the suspension, and that the suspension will continue until the Respondent evidences compliance with the Settlement Agreement.
11. The Respondent and the Board understand that this Settlement Agreement will serve as the Final Order in this matter and be a part of the Respondent's licensing

record that is maintained by the Board. The Board's records and publications will reflect the terms of the Settlement Agreement.

WHEREFORE, based on these stipulations and agreements, it is hereby this

8th day of August, 2016, ORDERED by the State Board for

Professional Engineers:

- I. **That** the Respondent has been found to have violated Section 14-317(a)(1)(vi) of the Business Occupations and Professions Article, Maryland Annotated Code and COMAR 09.23.06.03 for failing to meet the minimum requirements of CPC before submitting his application for reinstatement;
- II. **That** the Board shall reinstate Respondent's professional engineer's license upon execution of this Settlement Agreement;
- III. **That** the Respondent shall pay a fine of Five Hundred Dollars (\$500) in connection with the violation upon acceptance of this Settlement Agreement;
- IV. **That** in the event the terms and conditions of this Settlement Agreement are not met by the Respondent, the Board shall immediately suspend the Respondent's professional engineer's license, without a hearing on the suspension, and that the suspension will continue until such time as the Respondent evidences compliance with the terms of this Settlement Agreement; and,
- V. **That** the records of the Board shall reflect that this matter was resolved with this Settlement Agreement.

Signature Page Follows

Signature on file

Joshua Nicodemus, Respondent

8/08/16

Date

Signature on file

Chairman, State Board for Professional Engineers

8/8/16

Date