President's Message

Recently the North Carolina Architecture Community lost two very important members. We would like to take this opportunity to tell you about them.

Claude E. McKinney, former Dean, NCSU School of Design

The Board recognizes the death of Claude McKinney, former dean of NCSU's School (now "College") of Design, on Veterans Day. McKinney's many contributions to North Carolina were recognized in a memorial service on November 14, 2008. "Dean McKinney ushered a generation of designers through the School during a turbulent period between 1977 and 1988. It was a time of great debate about curriculum content in architectural education. Many of these graduates are architects and practice in North Carolina today. These professionals were fortunate to have experienced Dean McKinney's holistic approach to design education, which continued in his leadership at NCSU's Centennial Campus," said Charles Boney, Jr., President, NC Board of Architecture.

Cynthia Skidmore, Former Executive, NC Board of Architecture

Mrs. Skidmore served as Executive Director for the NC Board of Architecture from 1971 until her retirement in 1994. Her service to North Carolina's architects saw the implementation of a more rigorous training program for architectural interns, and she presided over the annual



architect-to-be was personally admitted to the exam site by Mrs. Skidmore. She administered the exam with a precision that is legendary. Many of North Carolina's 40-65-year old architects were admitted to practice under her careful eye, and we are better for that experience" notes Charles Boney, Jr., President, NC Board of Architecture.

At its November meeting, The NC Board of Architecture passed a unanimous resolution in recognition of her years of service to North Carolina, documented in a component has increased its letter to her husband, Colonel Lloyd J. Skidmore, Jr

Finally, the North Carolina Board of Architecture would like to extend its congratulations to David Crawford who has received the title of Honorary AIA.

Sincerely, Charles H. Boney, Jr. ALA President NC Board of Architecture

administration of the licensing exam. "At that time, the exam was a 4-day hand-written ordeal that climaxed in a 12-hour design charrette. Every hopeful



News From the North Carolina AIA

David Crawford, Hon. AIA With a refined expertise in



planning and executing learning, leadership, and advocacv opportunities for AIA members, AIA North Carolina

Executive Vice President Crawford has devoted 20 years to the AIA in the South Atlantic Region, his home state of California, and the national AIA Board of Directors. A seasoned lobbyist and ardent supporter of the profession, Crawford served as the 2006 president of the Council of Architectural Component Executives while overseeing the establishment of the AIA North Carolina Center for Architecture and Design. During his tenure, his membership by 25 percent, with a 95 percent membership retention rate. "In serving architects, David Crawford displays the qualities that make a good architect," writes Frank Harmon, FAIA. "He is an active listener, he expresses ideas clearly in written and spoken word. and he has a compelling vision of how architecture can serve society. His diplomacy is highly regarded at the local, state, and national levels of government ... David Crawford has measurably improved the standard of the profession in our state and beyond."



Up-Coming Board Meeting

All Board meetings are open to the public. February 13, 2009-Raleigh, NC March 19-21, 2009-Savannah, GA, SC/NCARB meeting April 3, 2009-Raleigh, NC May 8, 2009-Raleigh, NC

February 2009 Newsletter

from the executive director's desk



Firm license renewal for 2009 has been sent. Please be sure that you renew your firm license in a timely

manner. If you have not renewed your firm license for 2009 it is now delinquent and should be renewed immediately.

We have noticed an increase in firms offering and rendering services prior to starting (and completing) the firm licensure process. If you are an individual architect offering and rendering services through a corporation or

limited liability company your registration notice of attention is directed to G.S. 83A-8 and G.S. 83A-12. The rules and laws are found at

> www.ncbarch.org Emily Daniels is the Firm/CE compliance Administrator and she can assist you with all aspects of firm licensure.

Each February the Board conducts its Continuing Education Audit. You may receive an audit notice in the mail shortly. It is in your best interest to respond to this audit notice in a timely manner.

For those of your residing in North Carolina, the Board members are available to speak to

your group or firm on the rules and laws that govern the practice of architecture. Board staff is also available to speak to firm personnel on the mechanics of license renewal. If you would like to request a Board member or staff speaker please contact me at cathe@ncbarch.org

Please remember to keep your contact information on file with the Board of Architecture...it's in the rules! This includes email, phone, and address for correspondence.

Sincerely, Cathe M. Evans Executive Director

ncarb **news**



r; Gordon E. Mills, FAIA, Presi ent; Ava J. Abramowitz, Esq., Hon. AIA, Public Member Director Member Board Executive Director: w (l to r): Scott C. Veazey, AIA, Tra W. Prescott, AIA, First Vice Preside esident-Elect; Cynthia J. McK n: Blakely C. Dunn, AIA, Reg ev. FAIA. E

v (1 to r): J. Everette Fauber III, AIA, Region 2 Director; Thomas R. Wood, AIA, Region 5 Director; Mark I. Aspi J. Naylor, AIA, Second Vice President; Gregory L. Emy, AIA, Region 6 Director; Robert A. Meyer, AIA, Region O'Director Durabas K. Engedpreson FAIA Pay President Durabid A Dudor NCABR I.

Washington, DC-The National Council of Architectural Registration Boards is pleased to introduce its Board of Directors for fiscal year 2009. Installed during the culmination of the Council's 89th Annual Meeting and Conference in Pittsburgh, PA, the newly elected officers and directors are as follows: President Gordon E. Mills,

FAIA Dubuque, IA First Vice President/ Presidentelect Andrew W. Prescott, AIA Potomac, MD Second Vice President Kenneth J. Naylor, AIA Salt Lake City, UT Secretary Mark I. Aspaas, AIA Sioux Falls. SD Treasurer Scott C. Veazey, AIA Evansville, IN Past President Douglas K.

Engebretson, FAIA Springfield, MA Director, Region 1 Robert A. Meyer, AIA Manchester, VT Director, Region 2 J. Everette "Ebo" Fauber III, AIA Lynchburg, VA Director, Region 3 Blakely C. Dunn, AIA El Dorado, AR Director, Region 4 James O'Brien, FAIA New Brighton, MN Director, Region 5 Thomas R. Wood, AIA Bozeman, MT Director, Region 6 Gregory L. Erny, AIA Reno, NV Public Member Director Ava J. Abramowitz, Hon. AIA Leesburg, VA

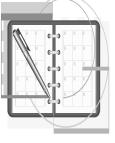
Member Board Executive Director Cynthia J. McKim Montgomery, AL

NCARB comprises the architectural registration boards of all 50 states as well as those of the District of Columbia, Puerto Rico, Guam, and the Virgin Islands. NCARB assists its member state registration boards in carrying out their duties and provides a certification program for individual architects.

ARE news

The "Six-Month Rule"

In June, the National Council of Architectural Registration



Boards' (NCARB) Member Boards passed a rule requiring interns to submit their training units in reporting periods of no longer than six months.

The "Six-Month Rule," as it has been nicknamed, will go into effect on July 1, 2009 for interns who begin an NCARB Record on or after that date and 1 July 2010 for all interns regardless of application date. All training unit reports must be submitted electronically and within two months of completion of each reporting period.

Things Supervisors and Interns Should Know

The "Six-Month Rule" is designed to improve both the accuracy of reporting and the overall IDP experience. The IDP Guidelines have long recommended that interns submit reports to NCARB every four months. Under the new rule, interns will be required to report training units earned in intervals of

no more than six months. However, they can submit reports more often if they wish. Regular reporting will provide an opportunity for interns and supervisors to review progress made over reporting periods and develop a plan for acquiring training The "Six-Month Rule" allows a in the remaining areas. This benefit should help prevent interns from being surprised by falling short of required training units as they near the end of their internship.

Supervisors will also be more familiar with the work documented and therefore would be more likely to approve training reports. Implementation of the "Six-Month Rule" is dependent on an online reporting system.

The electronic Employment Verification Reporting system (e-EVR) is now available, but the "Six-Month Rule" will not go into effect until at least six months after the online reporting system is launched.

Once interns have submitted their training units by entering them into their Record online, those units are protected while any loose ends are tied up. Interns will not be affected by any delay caused by their supervisor or NCARB.

However, submitted training units can be lost if they are deemed invalid by their supervisor, or if they are not earned in accordance with the rules of IDP.

parent of newborn infants or newly adopted children to receive a sixmonth extension of the reporting deadline upon proper application. Extensions for active military service and serious medical conditions are also available. All of the provisions of the "Six-Month Rule" are designed to make every internship experience more constructive and valuable. The rule will greatly improve the accuracy of reporting, which should help reduce the amount of time it takes interns to complete the IDP.

NCARB's Committee on the IDP has compiled examples of the basic methodology of the "Six-Month Rule." To read the examples go to

http://www.ncarb.org/newsclips/6m onthrule.html

ARE 3.1 to End Soon

The last date to test for any ARE 3.1 division is June 30, 2009. The last date to attempt to schedule an ARE 3.1 appointment is June 27, 2009. Please note that appointments are made on a first come, first served basis, and will be based on availability at your local test center. Appointment availability cannot be guaranteed. Please allow enough time in advance of these dates to begin scheduling appointments for any remaining ARE 3.1 divisions for which you are eligible.

ARE 3.1 Retakes

If you are currently eligible to take ARE 3.1 divisions, please keep in mind that if you take and fail any ARE 3.1 division on or after 1 January 2009, you will not be permitted to retake that division due to NCARB's mandatory sixmonth waiting period. No exceptions will be made to the sixmonth retake policy. If you will be transitioned to ARE 4.0 on 1 July 2009 see the online transition chart found at www.ncarb.org to see which divisions in ARE 4.0 you will need to take to complete the ARE.



Personal Calculators

Effective 1 July 2008, ARE candidates are no longer permitted to bring a personal calculator into the test center. All divisions of the ARE 3.1 and ARE 4.0 include an on-screen, scientific calculator for your use.

enforcement report

Following is the Enforcement Report for the period February 19, 2008 through January 31, 2009. The Board is not bound by precedence in matters of disciplinary action. It is the prerogative of the Board to be conservative Case 794 Wilson & Estes Police Architects, PA \$7,000 in its review of cases and to enforce the rules and laws with sanctions and civil penalties as allowed by law. You may request a copy of the entire order by sending an email to <u>cathe@ncbarch.org</u> be sure to include the case number with your request.

Letters of Warning

The following individuals received Letters of Warning for the unauthorized use of the title architect or any form there of without being duly licensed:

Case 749 Roe Messner, CBA Design Build, Inc., CBA, Inc. d/b/a CBA of North Carolina, Inc. and affiliated companies. Charlotte, NC

Case 781 Debby Golmulka - Wilmington, NC

Case 782 Robert Currier - Raleigh, NC

Case 795 Mark Sutherland -Vision Builders, Inc. Charlotte, NC

Case 811 Keith Schollenberger - Webber/Smith

Associates, Inc. Lancaster, PA

Case 812 John VanBrouck - Van Brouck & Associates, Inc. Brighton, MI

Letters of Caution

The Board closed three cases with a letter of caution issue to architects licensed in North Carolina..

Dismissed/Unfounded

The Board of architecture dismissed twelve cases as unfounded.

Consent Orders

The following firms offered and rendered architectural services prior to licensure. As a result, they entered in to Consent Orders with the Board of Architecture. The Consent Order issued to the firm is standard disciplinary action for firms and individuals who fail to obtain proper licensure prior to offering and rendering services. The dollar amount indicated the Civil Penalty. Civil Penalties are not retained by the Board but are forwarded to the State Treasurer for disbursement to the school board for the county in which the violation took place. Board administrative costs were also recovered.

Case 748 McAlpine Tankersly Architecture PC \$10,000

- Case 769 Architects Design Consortium, Inc. \$1,000
- Case 770 Gerding Collaborative, PLLC \$1,000
- Case 771 Bartzen & Ball, PLLC \$1,000
- Case 772 Jehovah Designs, Inc. \$1,000
- Case 773 Barnes Architectural Design Group, PC \$1,000
- Case 774 R2R Studio, PLLC \$1,000
- Case 775 Bassenian Lagoini Architects, Inc. \$1,000
- Case 777 Oculus, Inc. \$1,000
- Case 779 Paul B. Clark, Architect, PLLC \$ 1,000

Case 780 Toland & Mizell Architects, Inc. \$1,000 Case 791 Studio 1 Architects, PLLC \$1,000 Case 792 Ratio Architects, Inc. \$1,000

Case 796 Hayes Cummings Architects, PA \$2000

- Case 805 Caro Monroe & Liang Architects, PA \$1000
- Case 806 Architects Design Group, Inc. \$1000
- Case 807 Peckham, Guyton, Albers & Viets, Inc. \$1000
- Case 810 Thomas Hamilton & Associates, PC \$3000

The Following Individual Consent Orders were issued: Case 756 Wayne Gregory, Vice President-Peterson Associates, PA. Respondents:

Respondent Wayne G. Gregory is licensed as an architect by this Board and is subject to Chapter 83A of the General Statutes of North Carolina and Title 21, Chapter 2 of the

North Carolina Administrative Code.

Respondent Gregory is the Vice President of Peterson Associates, PA.

Respondent Gregory and the firm Peterson Associates, PA developed contract documents for a Transylvania Community Hospital ("TCH") project called "Stress Test Renovations". In order to develop the documents Respondent Gregory used contract documents originally developed by FreemanWhite, Inc.

Respondents prepared and sealed most of the plans for the project. However, Respondents did not prepare nor directly supervise the preparation of the life safety plan for the project. Instead, on October 2, 2007, Respondent Gregory removed the FreemanWhite, Inc. titleblock from the life safety plan document and replaced it with that of Peterson Associates, PA. Respondent Gregory sealed the Peterson Associates, PA drawing for a life safety plan on October 2, 2007. The drawing was a duplicate of a FreemanWhite, Inc. drawing for its life safety plan at "TCH".

Respondent Gregory and Respondent Peterson Associates, P.A. did not obtain permission from FreemanWhite, Inc. nor anyone else associated with the "TCH" Stress Test Renovations project to use the drawings originally developed by FreemanWhite, Inc.

Respondents assert that they did not intentionally deceive anyone nor did they intentionally use the document in manner contrary to applicable architecture law or their contractual agreements with their client. Respondents wishes to resolve this matter by Consent and agree that the Board staff and legal counsel may discuss this Order with the Board ex parte whether or not the Board accepts this Order as written.

BASED upon the foregoing, the Board makes the following Conclusions of Law:

Respondents are subject to the provisions of Chapter 83A of the North Carolina General Statutes (NCGS) and Title 21, Chapter 2 of the North Carolina Administrative Code (NCAC), including the Rules of Professional Conduct

enforcement report

promulgated and adopted therein by the Board. Respondents' actions as set out above constitute a violation of Board Rules 21 NCAC 02.0206 and 21 NCAC 02.0209. BASED on the foregoing and in lieu of further proceedings under 21 N.C.A.C. Chapter 2, Section .0600, the Board and respondent agree to the following Order:

Respondents are reprimanded.

Respondents shall pay a Civil Penalty in the amount of \$2000.00

Respondents shall reimburse the Board of

Architecture for administrative costs associated with this matter.

Case 785 Bruce R. Keith

Respondent Bruce Keith was licensed as an architect by this Board during all times relevant to this matter and is subject to Chapter 83A of the General Statutes of North Carolina and Title 21, Chapter 2 of the North Carolina Administrative Code.

In the course of investigating Board of Architecture case number 751, Board staff asked that Respondent respond to multiple Board inquiries regarding his involvement in the matter. Respondent failed to timely respond to Board inquiries. The North Carolina Secretary of State lists Bruce Keith Design, Inc. as a business corporation. Articles of Incorporation for this entity were filed on April 24, 1995. In an annual report for the fiscal year 1995 and subsequent reports, the nature of the business for Bruce Keith Design, Inc. is 'architecture'. The Board of Architecture has no record of this entity as being licensed to practice architecture. The annual reports are signed by Bruce Keith, President. Respondent indicated that he directed his Certified Public Accountant to submit documents to the North Carolina Secretary of State to amend his firm standing. As of May 12, 2008 the documents were not filed. On August 6, 2007, Respondent renewed his individual license and indicated that he had read and understood the North Carolina Architectural Rules and Laws. Respondent indicated on January 30, 2007, in an email sent to an individual licensed in another state, but not in North Carolina and with whom he had a contractual relationship, that this individual could place Respondent's seal and signature on construction documents related to a project in Charlotte, NC called PeekABoo.

Respondent's action in practicing architecture through a firm not properly registered with this Board is a violation of G.S. 83A-12 and 21 N.C.A.C. 02.0215. Respondent's action in failing to respond to Board inquiries is a violation of 21 N.C.A.C. 02.0209 (10). Respondent's action in allowing an out of state licensee, with whom he had a contractual relationship, to use his seal is a violation of 21 N.C.A.C. 02.0206.

Respondent wishes to resolve this matter by Consent and agrees that the Board staff and counsel may discuss this Order with the Board ex parte whether or not the Board accepts this Order as written. In lieu of further proceedings, Respondent Keith has agreed to enter into this Consent Order. BASED on the foregoing and in lieu of further proceedings under 21 N.C.A.C. Chapter 2, Section .0600, the Board and respondent agree to the following: Respondent shall, within thirty (30) days from the date this Order is approved by the Board, complete the process to properly register Bruce Keith Design,

Inc. Respondent shall be on probation for a period of five years from the date this Consent Order is approved by the Board. Respondent shall pay a civil penalty in the amount of \$10,000.00. However, for each year of probation during which Respondent does not violate any Board laws or rules, an equal amount of said civil penalty shall be abated. Respondent shall pay the annual renewal and late fee for each year during which he failed to register his firm, to total \$2,100.00. Respondent shall reimburse the Board of Architecture for agreed upon administrative costs incurred by this matter.

Case 797 Michael Schierer, Acadia Architecture & Design, PLLC

Respondent Schierer is licensed as an architect by this Board and is subject to Chapter 83A of the General Statutes of North Carolina and Title 21, Chapter 2 of the North Carolina Administrative Code. Respondents posted marketing materials for a project called Dolphin Shores on the firm web site. The marketing materials featured the project Dolphin Shores condominiums which were designed by another architect; however, Respondents were hired to create 3D computer models and animations for marketing purposes. Respondents did not include any written descriptions of the buildings designed by the other architect on their web site. The project was listed in the "Animation" section of the web site. Respondents did not give credit to the architect of record for the project. Respondent indicated that the 3D computer models and animations were intended to demonstrate their ability to do such types of work and not a qualification for architectural services. Respondent's action in failing to properly document credit for projects is a violation of 21 NCAC 02.0209 (8). Respondent wishes to resolve this matter by Consent and agrees that the Board staff and counsel may discuss this Order with the Board ex parte whether or not the Board accepts this Order as written.

BASED on the foregoing and in lieu of further proceedings under 21 N.C.A.C. Chapter 2, Section .0600, the Board and respondent agree to the

enforcement report

following:

Respondent Schierer is reprimanded.

Respondents shall pay a Civil Penalty in the amount of \$1,000.

Respondents shall take immediate and appropriate measures to correct any erroneous or misleading information that may have been distributed via any method (web site, printed material, etc.) regarding this project.

Respondent shall reimburse the Board of Architecture for previously agreed upon Administrative Costs associated with this matter.

Continuing Education Discipline Consent Orders John Hogsed, Respondent

1. Respondent Hogsed is licensed as an architect by this Board and is subject to Chapter 83A of the General Statutes of North Carolina and Title 21, Chapter 2 of the North Carolina Administrative Code. 2. Respondent was randomly selected to be audited pursuant to Board Rule 21 NCAC 02.0904(e) for compliance with continuing education requirements for calendar year 2006; and,

3. Respondent indicated on renewal form for 2007-2008 that he complied with the rules and laws governing continuing education in this state for the year 2006; and,

4. Respondent did not claim an exemption from North Respondent is reprimanded. Carolina's continuing education requirements and failed to adequately substantiate the verification of compliance with the continuing education requirements for 2006; and,

5. Respondent indicated that he purposefully misrepresented that he complied 21 NCAC 02.0900; and.

6. Respondent wishes to resolve this matter by consent and agrees that the Board staff and counsel may discuss this Order with the Board ex parte, whether or not the Board accepts this Order as written.

BASED upon the foregoing, the Board makes the following Conclusions of Law:

1. Respondent is subject to the provisions of Chapter 83A of the North Carolina General Statutes (NCGS) and Title 21, Chapter 2 of the North Carolina Administrative Code (NCAC), including the Rules of Professional Ethics and Conduct promulgated and adopted therein by the Board.

Respondent's conduct as set out above constitutes a violation of NCGS Chapter 83A and 21 NCAC 02.0203, 21 NCAC 02.0208, 21 NCAC 02.0900. In lieu of further disciplinary proceedings the Board and Respondent agree to the following Order: 1. Respondent shall obtain twenty-four (24) hours contact hours of continuing education as outlined in 21 NCAC 02.0900. The twenty-four contact hours

must be obtained as follows:

-Six (6) contact hours must be in the area of professional ethics.

-Eight (8) contact hours may be in the areas of health, safety and welfare in the manner of the Respondent's choice.

-Respondent must successfully complete the National Council of Architecture Registration Boards

Continuing Education Monograph entitled "Professional Conduct" that is worth ten (10) contact hours.

Proof of compliance with the above must be in accordance with Rule 21 NCAC 02.0905 and must be received by the Board no later than six months from the date of this Order; and,

Respondent shall be on probation until the Respondent complies with this order; and, if Respondent violates any of North Carolina's architecture laws and rules during the period of

probation, the North Carolina Board of Architecture may suspend the Respondent's license for 60 days in addition to any other discipline found by the Board to be appropriate for said violation; and;

Respondent shall pay a Civil Penalty in the amount of \$750.00

Respondent shall reimburse the Board of Architecture for administrative costs associated with this matter.

Cease And Desist Orders

Orders to Cease and Desist the non-licensed practice of architecture were issued to the following individuals: Case 725 Jerry Young Asheville, NC

Respondent

Case 776 Dialect Design, LLC Tobias R. Witte Jahanjir Nourbakhsh



misc. important info



North Carolina Board of Architecture License Statistics As of February 10, 2009 Active Individual licenses (expiration date 6/30/09) - 5630 Breakdown: NC - 2260

Out-of-State – 3370

Active firm licenses-1330 (expiration date 12/31/09)- Breakdown: NC - 578 Out-of-State - 752

ARE Score Report Delay

NCARB and Prometric have been implementing a series of quality control checks since the launch of ARE 4.0 in July 2008. There were many updates and adjustments made to the processes and systems used by Prometric to enable delivery of both ARE 3.1 and ARE 4.0 for the overlap/transition year. Throughout this process, Prometric has been required to make a few adjustments to the score reporting systems. The recent delays in score report printing were necessary for Prometric to implement the adjustments. As a result of these adjustments, a small number of corrected score reports have been issued. In all cases, the individual multiple-choice items and vignettes were scored correctly. The software that combines the individual scores to an overall passing or failing result has been updated to reflect the findings of the quality control reviews. All exams administered since 1 July 2008, have been included in this extensive and exhaustive review.

It is the belief of NCARB that it is not acceptable to release any score report with incorrect data. The corrected score reports account for less than 0.1 percent of the nearly 30,000 examinations administered since 1 July 2008. All candidates who have been affected by this quality control process have been contacted directly by NCARB or Prometric staff and received corrected score reports.

The North Carolina Board of Architecture (NCBA) will continue to monitor the process throughout the final transition to ARE 4.0 in July 2009. NCARB apologizes for the periodic delays in reporting scores. Prometric is working diligently to process all recently tested exams in an effort to return to the ARE's typical reporting period.

The Board of Architecture staff understands the

frustration caused by delayed scores, especially when you are waiting for the final exam. Therefore, upon receipt of score reports, NCBA staff immediately enters them in to our data base, processes them and



gets the scores out. This is usually done in 48 hours. We appreciate your patience. Please keep in mind that we cannot give exam score information over the phone. If you are the area and wish to pick up your score in person, please be prepared to show proper identification. Additionally, we will not give you your friend or coworkers score to "take back to them."

We would also like to take this opportunity to remind you to keep your correspondence address up to date with the Board as we will send score reports out via U.S. Mail to the last known address that is on file with the Board.

Rule 21 NCAC 02 .0201 BOARD LISTING OF INDIVIDUAL AND FIRM NAMES

Every individual licensee, partnership, firm or corporation has the continuing responsibility of keeping the Board currently advised of his or its proper and current



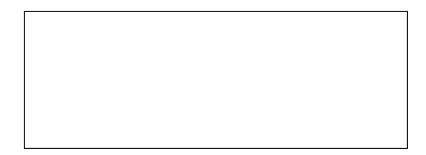
mailing address and the name or names under which he or it is practicing.

Each licensee or firm shall immediately notify the Board in writing of any and all changes of association or address. Individual and Firm address/ contact information forms are found in the forms section at www.ncbarch.org.

NC

BOARD OF ARCHITECTURE

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February 2009 Newsletter of the North Carolina Board of Architecture

"I am rather inclined to silence, and whether that be wise or not, it is at least more unusual nowadays to find a man who can hold his tongue than to find one who cannot." From The Collected Works of Abraham Lincoln

"Happiness and moral duty are inseparably connected". George Washington