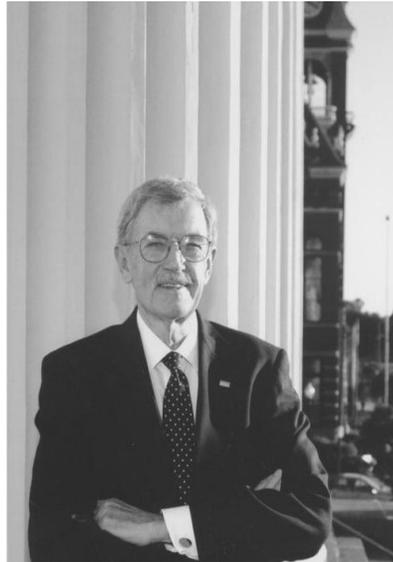


President's Message

The North Carolina Board of Architecture is aware that a few states and jurisdictions are allowing architectural graduates to take the Architectural Registration Examination (ARE) prior to completing their Intern Development Program (IDP) and to receive licensure upon completion of both. This issue received considerable attention at the National Council of Architectural Registration Boards' annual meeting in June. NCARB is moving toward drafting a model law addressing the issue. President Robert E. Luke is directing several committees to consider the



agency has ignored the requirements of the Mini-Brooks Act and has advertised for architectural services based on fees for professional service in lieu of quality based selection as prescribed for publicly funded projects. The board views this as a potential threat to public safety. If you encounter such solicitation you should make the Board aware of it and also contact your professional organization.

On July 1, 2006 several changes to 21 NCAC 02 went in to effect. What is 21 NCAC 02 you may ask? That is the administrative code, also known as "the rules" that govern your practice of architecture. As a licensed professional you are responsible for knowing and understanding the rules and laws that govern the practice of architecture. The rules are posted in the Rules/Laws section of www.ncbarch.org or you may contact the Board staff to obtain a copy via U.S. Mail.

Finally, on July 12, 2006 the Board elected its officers for the 2006-2007 year:

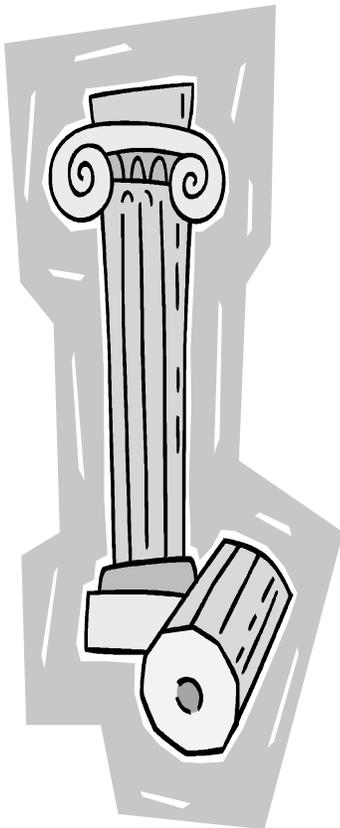
G. Dan Knight, Jr. —President
 Charles H. Boney, Jr. —Vice President
 Barbara Field—Secretary
 Cheryl Walker—Treasurer

Sincerely,
G. Dan Knight, Jr.
President
NC Board of Architecture

various provisions for determining a candidate's eligibility to sit for and complete the ARE. These details are expected to be presented to next year's annual meeting.

It is the position of the North Carolina board that the traditional sequencing of graduation followed by IDP followed by ARE meets the requirements of our rules and provides the best protection of the safety, health and welfare of the North Carolina public. If a model law is developed allowing an out of sequence process and other states adopt it we will have to address the issue of reciprocity with those states and their candidates who elect to follow this path. The board will act in what it perceives to be the interest of public safety, which is the purpose of licensure.

Mini Brooks Act
 The board is occasionally notified that some local governmental



Inside Columns

From the Executive Director
 NCARB/ARE News
 Enforcement Report

Up-Coming Board Meeting

All Board meetings are open to the public. Contact Julie Piatek (juliap@ncbarch.org) for further information. The following meetings will be held in the Board office in Raleigh.

September 13, 2006 October 18, 2006
 November 15, 2006

from the executive director's desk

Annual license registration renewal notices went out in mid May; courtesy second notices went out in mid July. Please be sure that you have renewed your license. You may do so on-line in the registrants only section of www.ncbarch.org, you will need your PIN and license number. If you cannot remember your PIN a new one may be obtained by emailing your FULL name and license number to ncba@ncbarch.org

There are several different license status descriptions of which you should be aware. The first and most obvious is "Active". This is a current license, an individual may practice architecture, in accordance with G.S. 83A, in this State only with an active license. An architect remains on active status as long as the license to practice is renewed in a timely manner, in other words, the license is renewed prior to July 1st each year. A note to newly licensed individuals: all

licenses expire on July 1st each year, regardless of the issue date. Only an individual with an active license may use the title 'architect'. Please remember that it is your responsibility, as a licensed professional, to ensure that your license is renewed in a timely manner. Late fees will not be waived. If you do not receive notice of renewal by June 1st each year it is your duty to contact the Board office to determine if your contact information is correct. Wallet cards were phased out in 2000.

If you do not renew your license by July 1st annually, the license will be placed on "Delinquent" status. If your license is on delinquent status you are no longer authorized to practice architecture in this State. You may not use the title architect, or any term relating to it, for example "project architect". If you allow your license to expire and continue to offer and render architectural

services as defined by G.S. 83A you are in violation of Board rules and laws. A license remains on delinquent status for one year after the expiration date. If it is not renewed (late penalty fees will apply) during that period it is then administratively revoked for failure to renew. If a license has been revoked for failure to renew, the architect may be eligible for reinstatement provided the architect is able to comply with the rules governing reinstatement.

Emeritus Status is reserved for individuals who have completely retired from the practice of architecture. An individual on this status may not offer or render architectural services in any manner. They may only use the title "Architect Emeritus." The status must be renewed each year by July 1st and there is a \$50 fee.

continued on page 9

ncarb news

NCARB Welcomes New Board of Directors

Washington, DC—The National Council of Architectural Registration Boards is pleased to introduce its Board of Directors for fiscal year 2007. Installed during the culmination of the Council's 87th Annual Meeting and Conference in Cincinnati, OH, the newly elected officers and directors are as follows:

President Robert E Luke, AIA-Meridian, MS

First Vice President/ President-elect Douglas K Engebretson, FAIA Springfield, MA

Second Vice President Gordon E Mills, FAIA Dubuque, IA



Secretary Peter T S Rasmussen, FAIA Tacoma, WA

Treasurer Andrew W Prescott, AIA Potomac, MD

Past President H Carleton Godsey, FAIA Louisville, KY

Director, Region 1 Robert A Meyer, AIA Manchester, VT

Director, Region 2 Stephen L Parker, AIA Bethesda, MD

Director, Region 3 Jeffrey A Huberman, FAIA Charlotte, NC

Director, Region 4 Scott C Veazey, AIA Evansville, IN

Director, Region 5 Mark I Aspaas, AIA Sioux Falls, SD

Director, Region 6 Kenneth J Naylor, AIA Salt Lake City, UT

ARE/IDP news

Mentorship: Continue the Academy

By Charles H. Boney, Jr. Vice President

Few of us learned to ride a bicycle by ourselves; we were supported by our older friends. The complexities of a career in architecture require similar support from those who have already “learned to ride,” and we benefit from their continued advice and counsel during our entire career.

In recognition of this, our professional training in architecture is based upon education and experience, but greatly supplemented by the advice and counsel of friends – our mentors – along the way.

The Intern Development Program (IDP) requires both a supervisor and a mentor to participate in the training process. The supervisor provides job-related guidance on a daily basis and makes sure that the

intern acquires the required training credits; the supervisor’s role is about the *job* of architecture. The role of mentor is, ideally, much more about the intern’s *career* in architecture. A good mentor can help an intern find direction in his/her career in architecture and focus on a future that is not consumed by the current crisis in project production.

The IDP program encourages interns to select a mentor outside of the work environment to facilitate open dialogue. IDP promotes a relationship between mentor and intern that will permit open discussion about work, project assignments, and architecture, absent the pressures of office politics. The ideal intern/mentor relationship should be a continuation of the Academy, and may last a lifetime.

Responsibility for the next generation of professionals lies squarely on the shoulders of the

current generation of architects, and we share that responsibility equally. There are 317 active ARE candidates in North Carolina, approximately 15,000 nationally, and it takes them an average of 4-plus years to complete IDP and the examination process. They would all benefit from your advice, from your counsel, from your help. Do you remember how you learned to ride a bike? Today would be a good day to take your intern to lunch.

For easy access to materials and advice on the mentoring process, refer to:

IDP Mentoring: The essential relationship between Architects and Interns. (download at http://www.aia.org/SiteObjects/files/idp_mentoring_guidelines.pdf)

Mentorship: A Journey in Collaborative Learning (presentation at <http://www.aia.org/static/majicl>)

Congratulations to New Licensees by Exam!

The following individuals have successfully completed the Architectural Registration Exam and were licensed between October 18, 2005 and July 26, 2006.

Please join the Board of Architecture in congratulating these individuals.

Myles Steven Alexander
Chad Lee Askew
Steven Anthony Assante
James Joseph Atkinson
Victoria Ballard Bell
Darryn F. Bouknight
Bret Cecil Bowman
Andrew David Bryant
Philip A. Buchanan
Stephen A Bull
Brent A. Campbell
Andrea Malena Combs
Bradley Forrest Crotts
Ray Currin

Nathan Charles Daniel
Juliette Gilmour Dolle
Emma Patricia Anne Ford
Masaki Furukawa
Diane Jarrard Gibbs
Michael D. Gumm
Pamela C. Havert
David Brian Hill
Nicole L. Hodge
Diana Ivins
E. Thomas Keeling
Nicole Gicla Krasowski
Ryan Christopher Lockett
Michael Brandon Love
John Stanton Mang
Terence P. McCabe
Heather Ruth Mize
David Keith Murdock
Patrick Clifton O’Keefe
Alfred Joseph Ockert
Andrew Hartley Osterlund
Edward Louis Portis
Angela Gail Ritter
Doreen Jacobson Sanfelici
Jeffrey Alan Schroeder
Daron Alan Speight
Geordan James Terry

Kimberly Ann Wagner
Curtis Neil Walk
Michael D. Waugh
Matthew Wade Williard
Dawn-Marie Wolsey
Robert Cosimo Woodruff

ARE PREP COURSES

The College of Design at NC State University will offer three ARE prep courses this fall: Building Design/Materials and Methods on Saturday, September 23, 2006. General Structures and Lateral Forces on Saturday, October 14, 2006. Graphics Divisions: Site, Planning & Technology on Saturday, November 4, 2006. For more information, go to www.design.ncsu.edu/cont-ed or contact Jean Marie Livaudais at jean_livaudais@ncsu.edu or 919.515.8320. *This is provided for informational purposes, the Board makes no endorsements.*

enforcement report

Following is a report of the cases that were closed during the period October 13, 2005 to July 12, 2006. The Board is not bound by precedence in matters of disciplinary action. It is the prerogative of the Board to be conservative in their review of cases and to enforce the rules and laws with more sanctions and civil penalties as allowed by law.

Closed Without Prejudice

The Board closed ten cases without prejudice.

Letters of Warning

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

Red Fifer

David Kierski

David L Misenheimer

David O'Bryan

Diana Ramirez

Letters of Caution

The Board closed four cases with letters of caution.

Referrals

The Board of Architecture referred two professional engineers to the NC Board of Examiners for Engineers and Surveyors for investigation of possible violations.

Cease and Desist Orders

Orders to Cease and Desist the non-licensed practice of architecture were issued to the following individuals:

Pamela Metcalf

Dismissed/Unfounded

The Board of architecture dismissed seven cases as unfounded.

CONTINUING EDUCATION DISCIPLINE

The following individuals indicated on their 2005-2006 license renewal forms that they were delinquent in their CE for the 2004 calendar year.

Robert K. Helmstetler

Scott McQuide

Douglas Svitchan

Subsequently, they were placed on probation and were directed to show proof of compliance. Despite several requests from the Board, the individuals failed to provide the documentation to the Board in a timely manner. As such they were disciplined as follows:

Respondent's license to practice architecture in the State of North Carolina shall be reinstated upon completion and submission of the 2006-2007 license renewal form.

Respondent shall pay a Civil Penalty of \$500.00.

Respondent shall reimburse the Board for administrative costs. Respondent's license shall be placed on probation for two years, during which time Respondent's failure to timely comply with all applicable architecture laws and rules shall result in suspension of his license in addition to any additional discipline imposed with regard to the latter offense or offenses. Respondent is reprimanded

Alan Resnick indicated on his 2005-2006 license renewal form that he was delinquent in his CE for the 2004 calendar year. Subsequently, he was placed on probation and was directed to show proof of compliance. Despite several requests from the Board, the individual failed to provide adequate documentation to the Board in a timely manner. Respondent failed to obtain the delinquent CE by December 31, 2005. Respondent acknowledges receiving Board correspondence and did not respond to it. As such he was disciplined as follows:

Respondent's license to practice architecture in the State of North Carolina shall be reinstated upon completion and submission of the 2006-2007 license renewal form and proof of 36 hours of CE. Respondent shall pay a Civil Penalty of \$1000.00. Respondent shall reimburse the Board for administrative costs. Respondent's license shall be placed on probation for two years, during which time Respondent's failure to timely comply with all applicable architecture laws and rules shall result in suspension of his license in addition to any additional discipline imposed with regard to the latter offense or offenses. Respondent is reprimanded

Algimantas Zemaitis indicated on his 2005-2006 license renewal form that he was delinquent in his CE for the 2004 calendar year. Subsequently, he was placed on probation and was directed to show proof of compliance. Despite several requests from the Board, he failed to provide the documentation to the Board. As such his license was revoked.

Consent Orders

Case 648 – Mileto, Frank

Respondent 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 provided design plans for Dragon Fly and Simply Curry restaurants in Morrisville, NC. The plans included mechanical, plumbing and electrical engineering drawings which were sealed by Respondent.

The Professional Standards Committee of the Board of Architecture identified health, safety and welfare deficiencies in the plans. Deficiencies included, but are not limited to:

Simply Curry – failure to provide for fire extinguishers per NFPA and mount per ADA, failure to tie in duct detectors

enforcement report

Case 648 Continued

with fire alarm, failure to provide wire and breaker size on RTU-1, failure to provide instruction of wiring of exit/emergency fixtures.

Dragon Fly – Failure to include smoke detectors, failure to provide water on plan P-1, failure to show backflow and WH location, failure to show gas piping.

Respondent does not hold a license to practice engineering from the North Carolina Board of Examiners for Engineers and Surveyors.

Respondent wishes to resolve this matter by Consent and agrees 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.

CONCLUSIONS OF LAW

The Board has jurisdiction over this matter and over Respondent and they are therefore subject to Chapter 83A of the General Statutes of North Carolina and Title 21, Chapter 2 of the North Carolina Administrative Code. The conduct described in Paragraphs two, three and four of the above constitutes violations of NCGS 83A-15(a)(1)a. and 21 NCAC 2 .0210.(b).

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 is reprimanded.

Respondent shall pay a Civil Penalty in the amount of \$1000.00

Respondent shall not seal engineering plans for any future projects for which he is engaged to provide architectural services until such time as he receives an appropriate license from the North Carolina Board of Examiners for Engineers and Surveyors.

Case 513 – Jack, Rick

Respondent Rick Jack (Respondent) 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 has had an oral contract with Church Development Services, Inc.(CDS) to produce architectural plans for clients of CDS based on plans that clients select from a catalog presented to them by CDS. Pursuant to N.C.Gen. Stat. § 150B-30, the Board takes Official Notice that CDS does not now hold, nor has it ever held, a certificate of registration issued by the Board recognizing the CDS as meeting the requirements for registration under Chapter 83A of the North Carolina General Statutes.

CDS does not meet the requirements of Chapter 83A of the North Carolina General Statutes to operate as a design/build entity.

CDS acknowledged in a November 23, 2004, Consent

Judgment, approved by Judge Donald W. Stephens and filed with the Wake County Superior Court that it does not hold a certificate of registration issued by the Board.

In that Consent Judgment, CDS further admitted it intentionally, knowingly and directly marketed, sold and sent stock plans to consumers in North Carolina for use in North Carolina.

In that Consent Judgment, CDS further admitted that it sold “off the shelf” stock church architectural plans to Calvary Presbyterian Church in Raleigh, NC, to Open Heart Church of God in Ayden, NC, and to Glenwood Baptist Church in Marion, NC.

Respondent acknowledges that each such project included the use of plans sealed by Respondent even though Respondent had little or no contact with the clients .

Respondent does not have separate architectural contracts with the clients of CDS who selected the stock architectural plans from the catalogs nor did he provide written disclosures of his separate professional responsibilities in the arrangements.

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.

CONCLUSIONS OF LAW

The Board has jurisdiction over this matter and over Respondent and he is therefore subject to Chapter 83A of the General Statutes of North Carolina and Title 21, Chapter 2 of the North Carolina Administrative Code. The conduct described in Paragraphs above constitutes violations of NCGS §§ 83A-15(a)(1)(b) and 83A-15(a)(3)(b). The conduct described in Paragraphs above constitutes violations of 21 NCAC 02.0206(a), 21 NCAC 02.0206(c), 21 NCAC 02.0209(6) the Board rule on Evasion, and 21 NCAC 02.0212(c), the Board rule regarding independent judgment and disclosure..

BASED on the foregoing and in lieu of further proceedings under 21 NCAC Chapter 2, Section .0600, the Board and Respondents agree to the following:

Respondent architect is reprimanded. Respondent architect shall take all steps necessary to immediately ensure that his future business relationships comply with the North Carolina laws and rules governing the practice of architecture and including the restriction applicable to design/build enterprises.

Respondent’s drawings for use in this State shall reflect site-specific site adaptation.

Respondent shall pay a civil penalty in the amount of \$750 at a rate of \$100 per month until paid.

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

enforcement report

Case 647 – Thomson, James C.

Respondent Thomson 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 offered services on two projects through the firm Thomson Group, Inc. in North Carolina. Thomson Group, Inc. is not registered with this Board to offer architectural services in North Carolina.

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 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 following:

Respondent shall, within sixty (60) days from the date this Order is approved by the Board, complete the process to properly register Thomson Group, Inc. Respondent shall pay a civil penalty in the amount of \$500.00 for practicing architecture through a firm not registered to do so in North Carolina.

Case 666 - Allan Associates Architects, PLLC

George Allan, Principal of Respondent firm 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 firm submitted on July 5, 2005 an application for certification ultimately leading to firm licensure. As part of the firm licensing process a Certification to the Secretary of State was issued by Executive Director Cathe M. Evans enabling Respondent firm to file for a Certificate of Authority from the North Carolina Secretary of State. In correspondence dated July 6, 2005, Respondent firm was directed, upon receipt of the Certificate of Authority, to submit a copy to the North Carolina Board of Architecture.

Respondent firm received a Certificate of Authority on August 30, 2005. Respondent firm failed to complete the firm licensure process as set forth in the referenced July 5, 2005 correspondence. Respondent firm was notified by the Board of Architecture of its failure to complete the firm licensure process on February 6, 2006.

Allan Associates Architects, PLLC offered and rendered services one project in North Carolina.

Allan Associates Architects, PLLC is not registered with this Board to offer architectural services in North Carolina.

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 NCAC 02.0218.

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 NCAC. Chapter 2, Section .0600, the Board and respondent agree to the following:

Respondent shall, within sixty (60) days from the date this Order is approved by the Board, complete the process to properly register Allan Associates Architects, PLLC to practice architecture in North Carolina.

Respondent shall pay a civil penalty in the amount of \$250.00 for practicing architecture through a company not registered to do so in North Carolina.

Case 660 - Franceschi Architects, PLLC

Gary Franceschi Principal of Respondent firm 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 firm submitted on May 11, 2005 an application for certification ultimately leading to firm licensure. As part of the firm licensing process a Certification to the Secretary of State was issued by Executive Director Cathe M. Evans, enabling Respondent firm to file Articles of Incorporation with the North Carolina Secretary of State. In correspondence dated May 11, 2005, Respondent firm was directed, upon completion of filing of the Articles of Incorporation, to submit a copy of the filed articles along with the Part Two Application for Certificate of Registration (firm licensure.)

Respondent firm filed articles of incorporation June 1, 2005. Respondent firm failed to complete the firm licensure process as set forth in the referenced May 11, 2005 correspondence. Respondent firm was notified by the Board of Architecture of its failure to complete the firm licensure process on February 6, 2006. Franceschi Architects, PLLC offered and rendered services for two projects Franceschi Architects, PLLC is not registered with this Board to offer architectural services in North Carolina. 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 NCAC 02.0218.

enforcement report/

Case 660 continued

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 NCAC. Chapter 2, Section .0600, the Board and respondent agree to the following:

Respondent shall, within sixty (60) days from the date this Order is approved by the Board, complete the process to properly register Franceschi Architects, PLLC to practice architecture in North Carolina.

Respondent shall pay a civil penalty in the amount of \$500.00 for practicing architecture through a corporation not registered to do so in North Carolina.

Case 667 - Howard & Helmer Architects, Inc.

John G. Howard, Jr., Principal of Respondent firm 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 firm submitted on July 20, 2005 an application for certification ultimately leading to firm licensure. As part of the firm licensing process a Certification to the Secretary of State was issued by Executive Director Cathe M. Evans, thus enabling Respondent firm to file for a Certificate of Authority from the North Carolina Secretary of State. In correspondence dated July 22, 2005, Respondent firm was directed, upon completion of the Certificate of Authority to submit a copy to the Board of Architecture.

Respondent firm received the Certificate of Authority on September 9, 2005. Respondent firm failed to complete the firm licensure process as set forth in the referenced July 22, 2005 correspondence. Respondent firm was notified by the Board of Architecture of its failure to complete the firm licensure process on February 6, 2006.

Howard & Helmer Architects, Inc. offered and rendered services on two projects in North Carolina. Howard & Helmer Architects, Inc. is not registered with this Board to offer architectural services in North Carolina.

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 NCAC 02.0215.

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 NCAC. Chapter 2, Section .0600, the Board and respondent agree to the following:

Respondent shall, within sixty (60) days from the date this Order is approved by the Board, complete the process to properly register Howard & Helmer Architects, Inc. to practice architecture in North Carolina. Respondent shall pay a civil penalty in the amount of \$500.00 for practicing architecture through a firm not registered to do so in North Carolina.

Case 661 - Everton Oglesby Architects, PLLC

Gary Everton, Principal of Respondent firm 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 firm submitted on March 2, 2005 an application for certification ultimately leading to firm licensure. As part of the firm licensing process a Certification to the Secretary of State was issued by Executive Director Cathe M. Evans enabling Respondent firm to file for a Certificate of Authority from the North Carolina Secretary of State. In correspondence dated March 8, 2005, Respondent firm was directed, upon receipt of the Certificate of Authority, to submit a copy to the North Carolina Board of Architecture.

Respondent firm received a Certificate of Authority on March 24, 2005. Respondent firm failed to complete the firm licensure process as set forth in the referenced March 8, 2005 correspondence.

Respondent firm was notified by the Board of Architecture of its failure to complete the firm licensure process on February 6, 2006.

Everton Oglesby Architects, PLLC offered and rendered services one project in North Carolina. Everton Oglesby Architects, PLLC is not registered with this Board to offer architectural services in North Carolina.

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 NCAC 02.0218.

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 NCAC. Chapter 2, Section .0600, the Board and respondent agree to the following:

Respondent shall, within sixty (60) days from the date this Order is approved by the Board, complete the process to properly register Everton Oglesby

enforcement report

Case 661 Continued

Architects, PLLC to practice architecture in North Carolina.

Respondent shall pay a civil penalty in the amount of \$250.00 for practicing architecture through a company not registered to do so in North Carolina.

Case 662 - Ann Beha Architects, Inc.

Ann Beha, Principal of Respondent firm 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 firm submitted on September 6, 2005 an application for certification ultimately leading to firm licensure. As part of the firm licensing process a Certification to the Secretary of State was issued by Executive Director Cathe M. Evans, enabling Respondent firm to file for a Certificate of Authority from the North Carolina Secretary of State. In correspondence dated September 9, 2005, Respondent firm was directed, upon completion of the Certificate of Authority to submit a copy to the Board of Architecture. Respondent firm received the Certificate of Authority on September 16, 2005. Respondent firm failed to complete the firm licensure process as set forth in the referenced September 6, 2005 correspondence. Respondent firm was notified by the Board of Architecture of its failure to complete the firm licensure process on February 6, 2006. Ann Beha Architects, Inc. offered and rendered services one project in North Carolina. Ann Beha Architects, Inc. is not registered with this Board to offer architectural services in North Carolina. 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 NCAC 02.0218.

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 NCAC. Chapter 2, Section .0600, the Board and respondent agree to the following:

Respondent shall, within sixty (60) days from the date this Order is approved by the Board, complete the process to properly register Ann Beha Architects, Inc. to practice architecture in North Carolina. Respondent shall pay a civil penalty in the amount of \$250.00 for practicing architecture through a company not registered to do so in North Carolina.

Case 663 - Freeman Kennett Architects, PLLC

Peter H. Freeman, Principal of Respondent firm 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 firm submitted on June 13, 2005 an application for certification ultimately leading to firm licensure. As part of the firm licensing process a Certification to the Secretary of State was issued by Executive Director Cathe M. Evans, enabling Respondent firm to file Articles of Organization with the North Carolina Secretary of State. In correspondence dated June 14, 2005, Respondent firm was directed, upon completion of filing of the Articles of Organization, to submit a copy of the filed articles along with the Part Two Application for Certificate of Registration (firm licensure.)

Respondent firm filed articles of organization on June 23, 2005. Thereafter, Respondent firm failed to complete the firm licensure process as set forth in the referenced June 14, 2005 correspondence.

On February 6, 2006, Respondent firm was notified by the Board of Architecture of its failure to complete the firm licensure process. Respondent contends that it did not willfully violate the registration provisions, but relied upon a representative to comply with applicable laws.

Freeman Kennett Architects, PLLC offered and rendered architectural services for ten projects in North Carolina while not being registered with this Board to offer architectural services in North Carolina. Respondent's action in practicing architecture through a firm not properly registered with this Board, though not willful, is a violation of G.S. 83A-12 and 21 NCAC 02.0218. 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 NCAC. Chapter 2, Section .0600, the Board and respondent agree to the following:

Questions regarding the Enforcement Report or requests for copies of entire Consent Orders should be directed to Cathe Evans, Executive Director.



misc. important info

Regarding Deceased License Holders

The Board would like to extend its respects to those who have lost loved ones. If you are aware of a licensee who is deceased please contact Julie Piatek in the Board office at 919-733-9544 or juliap@ncbarch.org. The Board would like to update its records so as not to burden family or firms with inappropriate renewal notices or other communications.

North Carolina Board of Architecture License Statistics As of August 1, 2006

ACTIVE (expiration date 6/30/07) - 4939

Breakdown:

NC - 2061

Out-of-State - 2878

DELINQUENT (expired on 6/30/06) 376

Breakdown:

NC - 96

Out-of-State - 280

Is your license delinquent? ARE YOU SURE YOU RENEWED IT? Did you delegate this task to someone else? ARE you sure they did it.

Active firms - 1113

Breakdown:

NC - 556

Out-of-State - 557

PLEASE CUT OUT AND POST THE FOLLOWING INFORMATION IN A PROMINENT PLACE IN YOUR OFFICE.



*Attention all administrative staff:
The North Carolina Board of*

Architecture phased out wallet cards during the 1999-2000 renewal year. To obtain the new wallet card equivalent follow these steps:

-Go to www.ncbarch.org

-Click on "directory". (Third menu choice on to the left of the screen.)

-Click on "license".

-Enter your license number (or last name.)

At this point your record will appear on the screen.

-Click on "create a certificate"

The ensuing printable document is the new 'wallet-card' equivalent. It is a 'certification' of your license registration and is considered proof of current licensure.

From the Executive Director, continued

If the Emeritus status is not renewed annually the license is administratively revoked.

If you are a sole proprietor using a fictitious name YOU MUST HAVE APPROVAL FROM THE BOARD TO DO SO. As a sole proprietor, you are practicing as an individual (not a professional corporation, professional limited liability company or a limited liability partnership). You may practice under your own name, for example, "John Doe, Architect". However, one you begin using a fictitious name, for example, "Chicken Coop Architecture", you must have approval for use of that name. Please refer to rule 21 NCAC 02.0205.

As mentioned in the President's Report, rule changes went in to effect on July 1, 2006.

Specifically, changes have been made to the following rules:

21 NCAC 02 .0205, .0206, 0208, .0209, .0210, .0213, .0217, .0302, .0303, .0901, .0904, .0906, .0910.

The amended rules are found at

<http://ncbarch.org/ruleslaw.asp> If you have any questions regarding these changes please feel free to contact me at cathe@ncbarch.org

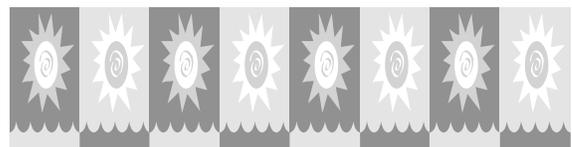
As you may already know, the Board gives you the choice of receiving your correspondence via electronic mail or via U.S. Mail. If you would prefer all Board correspondence to be sent to you electronically you may change your preference from U.S. Mail to e-mail in the 'registrants' only section of the Board web site. It is the policy of the Board not to allow its staff members to make correspondence preference changes for you.

Therefore, please remember that if your preference is email, and your email address changes at some point, you will have to update your records with the Board, just as you would your U.S. Mail address.



Best wishes to you for a safe and cool summer.

Sincerely,



*Cathe M. Evans
Executive Director*



Charles H. Boney Jr, AIA
Vice President

Barbara Field, FAIA
Secretary

Nick Garrett, Jr.
Public Member

G. Dan Knight, AIA
President

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**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.

**Notification of Change of Address
For Individual Licensee**

Please PRINT All Information Clearly

Please send correspondence to my:
HOME or **FIRM** (Please Circle One Only)

Last Name

First Name Middle Name

NC Individual License Number

Name of Firm

Address for Correspondence:

Street or P.O. Box

City State Zip Code

Daytime Phone Number

Fax Number

E-Mail Address

Signature

Date