

Case 1273

In the matter of:)	
Erich Wilkinson)	
Wilkinson Design, PLLC)	CONSENT ORDER
Respondents)	

THIS CAUSE, coming before the North Carolina Board at its offices at 434 Fayetteville Street Suite 2005, Raleigh, Wake County, North Carolina, with a quorum present. The Board and Respondent agreed to entry of the following Consent Order.

1. Respondent Wilkinson is currently licensed as an architect by this Board and has applied for reinstatement of his firm license for Respondent Firm Wilkinson Design, PLLC. Respondents are subject to Chapter 83A of the General Statutes of North Carolina (NCGS 83A) and Title 21, Chapter 2 of the North Carolina Administrative Code (21 NCAC 02).
2. Respondent Firm license expired on December 31, 2020, and was suspended for failure to renew, a non-disciplinary action. Nevertheless, Respondent offered and rendered architectural services on multiple projects in the state of North Carolina through the firm after its license expired.
3. Respondents wish to resolve this matter by Consent and agree 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

- I. Respondents are subject to jurisdiction before the Board.
- II. The Board is authorized to resolve this matter by Consent Order.
- III. The findings of fact set forth above also demonstrate Respondents' violations of NCGS 83A-1(b), 83A-11, 83A-12, 83A-15 and violations of 21 NCAC 02 .0203, 21 NCAC 02 .0204, and 21 NCAC 02 .0214,
- IV. 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, Respondents wish to resolve this matter by consent and agrees that Board staff and counsel may discuss this Consent Order with the Board ex parte whether or not the Board accepts this Consent Order as written.

Whereas Respondents acknowledge that Wilkinson has read this entire document and understands it;

Whereas Respondents acknowledge that Wilkinson enters into this Consent Order freely and voluntarily;

Whereas Respondent Wilkinson acknowledges that he has had full and adequate opportunity to confer with legal counsel, if desired, regarding this matter;

Whereas Respondent Wilkinson understands that this Consent Order must be presented to the Board for approval and that he hereby waives any argument that any Board members considering this Consent Order are disqualified from participating in a hearing of this matter; and

Whereas the Board has determined that the public interest is served by resolving this matter as set forth below.

THEREFORE, with the consent of Respondent Wilkinson, it is ORDERED that:

- I. Respondents agree to pay a Civil Penalty in the amount of \$2,500.00;
- II. Respondents agrees to pay administrative costs of \$200.00;

12/28/23
\$ 3700

- III. Respondents agree to pay back firm renewal fees and late penalty fees in the amount of \$1,000.00;
- IV. Respondent Wilkinson shall notify all project owners in writing that the firm license expired on December 31, 2020. Respondent shall provide proof of notification with this signed Order.
- V. Upon execution of this Order Respondent firm license number 53476 will be reinstated and will expire on December 31, 2024 at which time it will be eligible for renewal for the firm license year.
- VI. The Board shall retain jurisdiction under Article 3A, Chapter 150B for all administrative hearings held in connection with or pursuant to this Consent Order. If the Board receives evidence that Respondent, has violated any term of this Consent Order or any other law or rule enforced by the Board, the Board shall remove the stay and may impose such disciplinary action as it determines is appropriate and is authorized by law.
- VII. This Order is the final disposition of this matter and no hearing before the Board will be granted or held on this matter. This Consent Order shall take effect immediately upon its execution by all parties and reflects the entire agreement between Respondents and the Board, there being no agreement of any kind, verbal or otherwise, which varies, alters, or modifies this Consent Order.
- VIII. No modification or waiver of any provision of this Consent Order shall be effective unless it is in writing, adopted and approved by the Board, and signed by the parties affected.
- IX. Both the Board and Respondent participated in the review of this Consent Order. Any ambiguities herein shall not be construed against either party in any future civil or administrative proceeding.
- X. Respondent hereby waives any requirement under any law or rule that this Consent Order be served upon him.
- XI. Upon its execution by the Board and Respondent, this Consent Order shall become a public record within the meaning of Chapter 132 of the North Carolina General Statutes and shall be subject to public inspection and dissemination in, among other places, the Board newsletter and web site, and shall be entered into the Minutes of the Board as an official act.

This document constitutes official disciplinary action and may require the Respondent licensee to report action to other licensure authorities or government entities.

This document is public record. This disciplinary action may be reported and posted with the National Council of Architecture Registration Boards, shall be reported in the Board newsletter, web site and shall be entered into the Minutes of the Board as an official act.

CONSENTED TO:



Erich Wilkinson, Owner
Wilkinson Design, PLLC

Date: 12/22/2023

APPROVED BY THE BOARD THIS THE 12 DAY OF January, 2024;

THE NORTH CAROLINA BOARD
OF ARCHITECTURE & REGISTERED
INTERIOR DESIGNERS

By: 

Catherine C. Morrison
Board President



December 22, 2023

Mr David Ball

Re Wilkinson Design PLLC

Dear David

We are writing to inform you that there was an administrative error on our end concerning the Wilkinson Design PLLC firm license for a period after 12/21/2020. We have been in contact with the North Carolina Board of Architecture and are completing the reinstatement process. The paperwork for that process has been completed as well as the fine paid with the last part of notifying our clients in writing to make them aware of this occurrence. My personal architectural license, which allows Wilkinson Design PLLC to be a licensed firm, is active and has been throughout this entire time frame. We know you are busy and apologize for taking up your time with this matter, however it is important to me personally to notify you of this. Our registered agent for Wilkinson Design PLLC has noted in their files to check this on a yearly basis moving forward. The projects affected are listed below.

- Bengal Mixed Use Building
- Bradley's Yoga and Fitness
- Kneaded Escapes LLC

We welcome any questions that you might have and feel to reach out to me personally at any time. We value our relationship and look forward to working together in 2024. Enjoy the Holidays and hopefully some down time.

Thanks

A handwritten signature in black ink, appearing to read 'Erich Wilkinson', written over a white background.

Erich Wilkinson AIA



December 22, 2023

Mr. Mike Lewis
The Lewis Group

Re Wilkinson Design PLLC

Dear Mike

We are writing to inform you that there was an administrative error on our end concerning the Wilkinson Design PLLC firm license for a period after 12/21/2020. We have been in contact with the North Carolina Board of Architecture and are completing the reinstatement process. The paperwork for that process has been completed as well as the fine paid with the last part of notifying our clients in writing to make them aware of this occurrence. My personal architectural license, which allows Wilkinson Design PLLC to be a licensed firm, is active and has been throughout this entire time frame. We know you are busy and apologize for taking up your time with this matter, however it is important to me personally to notify you of this. Our registered agent for Wilkinson Design PLLC has noted in their files to check this on a yearly basis moving forward. The effected projects are listed below.

-Raynor Meadows Apartments

We welcome any questions that you might have and feel to reach out to me personally at any time. We value our relationship and look forward to working together in 2024. Enjoy the Holidays and hopefully some down time.

Thanks

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Erich Wilkinson AIA



December 22, 2023

Mr. Craig Jones

Re Wilkinson Design PLLC

Dear Craig

We are writing to inform you that there was an administrative error on our end concerning the Wilkinson Design PLLC firm license for a period after 12/21/2020. We have been in contact with the North Carolina Board of Architecture and are completing the reinstatement process. The paperwork for that process has been completed as well as the fine paid with the last part of notifying our clients in writing to make them aware of this occurrence. My personal architectural license, which allows Wilkinson Design PLLC to be a licensed firm, is active and has been throughout this entire time frame. We know you are busy and apologize for taking up your time with this matter, however it is important to me personally to notify you of this. Our registered agent for Wilkinson Design PLLC has noted in their files to check this on a yearly basis moving forward. The effected project is listed below.

-Jones Residence

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Thanks

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Erich Wilkinson AIA



December 22, 2023

Mr. Howard Moye
Marlowe and Moye

Re Wilkinson Design PLLC

Dear Howard

We are writing to inform you that there was an administrative error on our end concerning the Wilkinson Design PLLC firm license for a period after 12/21/2020. We have been in contact with the North Carolina Board of Architecture and are completing the reinstatement process. The paperwork for that process has been completed as well as the fine paid with the last part of notifying our clients in writing to make them aware of this occurrence. My personal architectural license, which allows Wilkinson Design PLLC to be a licensed firm, is active and has been throughout this entire time frame. We know you are busy and apologize for taking up your time with this matter, however it is important to me personally to notify you of this. Our registered NC agent for Wilkinson Design PLLC has noted in their files to check this on a yearly basis moving forward. The effected projects are listed below.

- Farmington Square Buildings 1&2
- New Waters Recovery

We welcome any questions that you might have and feel to reach out to me personally at any time. We value our relationship and look forward to working together in 2024. Enjoy the Holidays and hopefully some down time.

Thanks

A handwritten signature in black ink, appearing to read 'Erich Wilkinson', written over a white background.

Erich Wilkinson AIA



December 22, 2023

Mr. Randy Robertson
South Atlantic Construction Company

Re Wilkinson Design PLLC

Dear Randy

We are writing to inform you that there was an administrative error on our end concerning the Wilkinson Design PLLC firm license for a period after 12/21/2020. We have been in contact with the North Carolina Board of Architecture and are completing the reinstatement process. The paperwork for that process has been completed as well as the fine paid with the last part of notifying our clients in writing to make them aware of this occurrence. My personal architectural license, which allows Wilkinson Design PLLC to be a licensed firm, is active and has been throughout this entire time frame. We know you are busy and apologize for taking up your time with this matter, however it is important to me personally to notify you of this. Our registered agent for Wilkinson Design PLLC has noted in their files to check this on a yearly basis moving forward. The effective project is listed below.

-Waterfield Ridge Apartments

We welcome any questions that you might have and feel to reach out to me personally at any time. We value our relationship and look forward to working together in 2024. Enjoy the Holidays and hopefully some down time.

Thanks

A handwritten signature in black ink, appearing to read 'Erich Wilkinson', with a long horizontal flourish extending to the right.

Erich Wilkinson AIA



December 22, 2023

Mr. Terry Slate

Re Wilkinson Design PLLC

Dear Terry

We are writing to inform you that there was an administrative error on our end concerning the Wilkinson Design PLLC firm license for a period after 12/21/2020. We have been in contact with the North Carolina Board of Architecture and are completing the reinstatement process. The paperwork for that process has been completed as well as the fine paid with the last part of notifying our clients in writing to make them aware of this occurrence. My personal architectural license, which allows Wilkinson Design PLLC to be a licensed firm, is active and has been throughout this entire time frame. We know you are busy and apologize for taking up your time with this matter, however it is important to me personally to notify you of this. Our registered agent for Wilkinson Design PLLC has noted in their files to check this on a yearly basis moving forward. The effected project is listed below.

-TJs Coffee Beans

We welcome any questions that you might have and feel to reach out to me personally at any time. We value our relationship and look forward to working together in 2024. Enjoy the Holidays and hopefully some down time.

Thanks

A handwritten signature in black ink, appearing to read 'Erich Wilkinson', written in a cursive style.

Erich Wilkinson AIA



Ms. Linda Leith
Leith Inc.

Re Wilkinson Design PLLC

Dear Linda

We are writing to inform you that there was an administrative error on our end concerning the Wilkinson Design PLLC license for a period after 12/21/2020. We have been in contact with the North Carolina Board of Architecture and are completing the reinstatement process. The paperwork for that process has been completed as well as the fine paid with the last part of notifying our clients in writing to make them aware of this occurrence. My personal architectural license, which allows Wilkinson Design PLLC to be licensed is active and has been throughout this entire time frame. We know you are busy and apologize for taking up your time with this matter, however it is important to me personally to notify you of this. Our registered agent for Wilkinson Design PLLC has noted in their files to check this on a yearly basis moving forward. The projects that this effects is listed below.

- Leith Kia Wendell Renovation and Addition
- Leith Jeep Wendell Renovation and Addition
- Leith GMC Wendell EV Charging Station
- Leith Ford Wendell Renovation
- Leith Jeep Cary Showroom Addition
- Leith Jeep Cary Detail Bay Addition
- Leith Jeep Cary Service Bay Renovation
- Leith Audi Cary Showroom Renovation
- Leith Audi Cary Service Bay Addition
- Leith Honda Cary Service Bay Addition
- Leith Audi Raleigh Showroom Renovation
- Leith Audi Raleigh Detail Bay Addition
- Leith Audi Raleigh Service Bay Renovation
- Leith Acura Raleigh Service Bay Revision

We welcome any questions that you might have and feel to reach out to me personally at any time. We value our relationship and look forward to working together in 2024. Enjoy the Holidays and hopefully some down time.

Thanks

A handwritten signature in black ink, appearing to read 'Erich Wilkinson', with a stylized flourish at the end.

Erich Wilkinson AIA