

CERTIFIED TRUE COPY

Filed by the Board of Professional  
Engineers and Land Surveyors on  
Date December 1, 2003

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF PROFESSIONAL  
ENGINEERS AND LAND SURVEYORS

IN THE MATTER OF	:	Administrative Action
	:	
JOHN J. TRAYNOR, III, P.E., P.L.S.	:	FINAL ORDER
License No. GB35410	:	OF DISCIPLINE
	:	
TO PRACTICE ENGINEERING AND	:	
LAND SURVEYING IN THE STATE OF	:	
NEW JERSEY	:	
	:	

This matter was opened to the New Jersey State Board of Professional Engineers and Land Surveyors upon receipt of information which the Board has reviewed and on which the following findings of fact and conclusions of law are made;

### FINDINGS OF FACT

1. Respondent, John J. Traynor, III, P.E., P.L.S., License No. GB35410, is an engineer and land surveyor licensed in the State of New Jersey.

2. The Respondent failed to submit a biennial renewal application to renew his license to practice engineering and land surveying in the State of New Jersey, which was due on or before May 31, 2002.

3. The Respondent submitted an Application for Reinstatement dated August 15, 2003. In Respondent's application, he admitted that he worked on a project and practiced land surveying during the time his license was lapsed.

### CONCLUSIONS OF LAW

1. The Respondent's practice of land surveying since July 1, 2002 constitutes the unlicensed practice of land surveying in violation of N.J.S.A. 45:8-27 and N.J.S.A. 45:8-39.

### DISCUSSION ON FINALIZATION

Based on the foregoing findings and conclusions, a Provisional Order of Discipline ("POD") was entered by this Board on October 20, 2003 and served by regular and certified mail upon Respondent. The POD was subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry unless Respondent requested a modification or dismissal of the stated

Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting Respondent's request for consideration and reasons therefor.

Respondent submitted a response dated October 30, 2003. Respondent argues that his failure to submit his biennial renewal application was an oversight on his part. Further, Respondent informs the Board that he handled only one land surveying project during the time his license was lapsed and, therefore, the Board decided to modify the findings of fact and penalty. The Board has determined that further proceedings are unnecessary and that there is a sufficient basis to take disciplinary action against Respondent's license based on his admission that he practiced land surveying in the State of New Jersey without a license.

ACCORDINGLY, IT IS on this 15<sup>th</sup> day of December, 2003,

ORDERED that:

1. Respondent shall be, and hereby is, reprimanded.
2. Respondent shall pay a civil penalty in the amount of \$500.00 within thirty (30) days of the entry of a Final Order of

Discipline. If Respondent fails to pay the civil penalty within the stated time period, then a Certificate of Debt shall be issued.

NEW JERSEY STATE BOARD OF PROFESSIONAL  
ENGINEERS AND LAND SURVEYORS

By: Edward Vernick  
EDWARD VERNICK,  
Board President