

CERTIFIED TRUE COPY

Filed by the Board of Professional
Engineers and Land Surveyors on
Date December 17 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
	:	
ROBERT F. SERPENTE, SR., P.E.	:	FINAL ORDER
License No. 35169	:	OF DISCIPLINE
	:	
TO PRACTICE ENGINEERING	:	
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, Robert F. Serpente, Sr., P.E., License No. 35169, is an engineer licensed in the State of New Jersey.

2. The Respondent failed to submit a biennial renewal application to renew his license to practice engineering 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 29, 2003. In Respondent's application, he admitted that he worked on projects and practiced engineering during the time his license was expired. Respondent was reinstated on or about September 30, 2003.

CONCLUSIONS OF LAW

1. The Respondent's practice of engineering during the time his license was expired constitutes the unlicensed practice of engineering 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 provided a response dated November 8, 2003 wherein he argues that he was unaware that his license was expired. The Board was unpersuaded and 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 admissions that he practiced engineering in the State of New Jersey without a license.

ACCORDINGLY, IT IS on this 17th day of December, 2003,
ORDERED that:

1. Respondent shall be, add 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

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CERTIFIED TRUE COPY

Filed by the Board of Professional
Engineers and Land Surveyors on
Date MARCH 26, 2003

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

IN THE MATTER OF	:	
	:	Administrative Action
	:	
DONALD E. SOMERSET, JR., P.E.	:	FINAL ORDER
License No. 29777	:	OF DISCIPLINE
	:	
TO PRACTICE ENGINEERING	:	
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 preliminary findings of fact and conclusions of law are made;

FINDINGS OF FACT

1. Respondent, Donald E. Somerset, Jr., P.E., License No. 29777, is an engineer licensed in the State of New Jersey.

2. The Respondent failed to submit biennial renewal applications to renew his license to practice engineering in the State of New Jersey for the 1998-2000 and 2000-2002 renewal periods.

3. By letter dated October 31, 2002, the Respondent submitted an Application for Reinstatement wherein he admitted that

he practiced engineering in the State of New Jersey without a license since on or about May 1, 1998.

CONCLUSIONS OF LAW

1. The Respondent's practice of engineering in the State of New Jersey since on or about May 31, 1998 until the present time constitutes the unlicensed practice of engineering 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 January 27, 2003 and served by regular and certified mail upon Respondent. The green receipt card was executed on February 3, 2003 and returned to the Board Office. 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. The Respondent has not provided any written response.

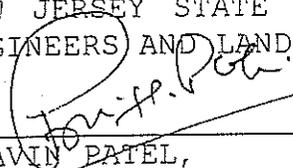
Therefore, after review of the relevant documents, the Board has determined that further proceedings are unnecessary and that there is a sufficient basis to take disciplinary action against Respondent's license based on his admissions that he practiced engineering in the State of New Jersey without a license.

ACCORDINGLY, IT IS on this 26TH day of MARCH, 2003,
ORDERED that:

1. Respondent shall be, and hereby is, reprimanded.
2. Respondent shall pay a civil penalty in the amount of \$2,000.00 (Two Thousand Dollars and 00/100) within thirty (30) days of the entry of the 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:



PRAVIN PATEL,
Board President