

CERTIFIED TRUE COPY

Filed by the Board of Professional
Engineers and Land Surveyors on
Date JANUARY 16 2004

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

MARK L. BAKER, P.E., P.L.S.
License No. GB36575

TO PRACTICE ENGINEERING AND
LAND SURVEYING IN THE STATE
OF NEW JERSEY

Administrative Action

FINAL ORDER
OF DISCIPLINE

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;

unlicensed practice of engineering and land surveying in violation of N.J.S.A. 45:8-27 and N.J.S.A. 45:8-39.

2. The Respondent's failure to complete the continuing professional competency requirements for the 2000-2002 biennial renewal period, which constitutes a first offense, provides grounds to take disciplinary action against his license to practice land surveying in the State of New Jersey pursuant to N.J.S.A. 45:8-35.9, N.J.S.A. 45:1-21(h) and N.J.A.C. 13:40-11.3.

DISCUSSION ON FINALIZATION

Based on the foregoing findings and conclusions, a Provisional Order of Discipline ("POD") was entered by this Board on December 11, 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 responded with payment of the penalty of \$1,500.00 ~~on~~ or about December 29, 2003. Therefore, 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.

ACCORDINGLY, IT IS on this 16th day of January, 2004,

ORDERED that:

1. Respondent shall be, add hereby is, reprimanded.
2. Respondent shall pay a civil penalty in the amount of \$1,000.00 (One Thousand Dollars) for failure to comply with the provisions of N.J.S.A. 45:8-27 and N.J.S.A. 45:8-39, which the Board acknowledges was paid on or about December 29, 2003.
3. Respondent shall pay a civil penalty in the amount of \$500.00 for failure to comply with the provisions of N.J.S.A. 45:8-35.9, N.J.S.A. 45:1-21(h) and N.J.A.C. 13:40-11.3, which the Board acknowledges was paid on or about December 29, 2003.
4. The following 24 PDHs shall be utilized to fulfill Respondent's required PDHs for the 2000-2002 period: (a) 8 PDHs for "Direct Leveling" on June 19, 2003; (b) 8 PDHs for "GIS Terminology" on June 20, 2003; and (c) 8 PDHs for "Ethics Using the Fig Surveying Model Code of Professional Conduct" on June 21, 2003. Further, Respondent shall provide proof to the Board on or before April 30, 2004 that he has successfully fulfilled the required 24

PDHs during the 2002-2004 period, which shall not include the 24 PDHs utilized for the 2000-2002 period.

NEW JERSEY STATE BOARD OF PROFESSIONAL
ENGINEERS AND LAND SURVEYORS

By: Edward Vernick
EDWARD VERNICK,
Board President