



CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

New Jersey Office of the Attorney General ARCHITECTS

Division of Consumer Affairs
New Jersey State Board of Architects
124 Halsey Street, 3rd Floor, Newark, NJ 07102



JOHN J. HOFFMAN
Acting Attorney General

STEVE C. LEE
Acting Director

Mailing Address:
P.O. Box 45001
Newark, NJ 07101
(973) 504-6385

April 16, 2014

By Certified and Regular Mail

Jimmy L. Powers, RA, AI 15773
3742 Sunset Cliff
San Antonio, TX 78261

RE: I/M/O Jimmy L. Powers, RA



CERTIFIED TRUE COPY

Offer of Settlement In Lieu of Filing a Formal Disciplinary Complaint No. 96971

Dear Mr. Powers:

This letter is to advise you that the New Jersey State Board of Architects (hereinafter the "Board") has had an opportunity to review information concerning your professional conduct in connection with the above captioned complaint. Upon review of all available information, the Board has preliminarily found that probable cause exists to support a finding that you are in violation of N.J.S.A. 45:1-21(h) and N.J.A.C. 13:27-6.1 and 6.2 in that you failed to comply with the title block requirements.

As a result of the foregoing, the Board has preliminarily determined that the above violations are sufficient to warrant the initiation of formal proceedings against you. Notwithstanding that decision, the Board has determined that it will first offer you an opportunity to settle this matter in an attempt to avoid the initiation of more formal proceedings if you consent to the Payment of a civil penalty in the amount of **\$1,000.00** to be paid **immediately** upon your signing of the acknowledgment at the bottom of this letter.

In making a determination, you should know that pursuant to N.J.S.A. 45:1-25 any person who engages in conduct which is in violation of any provision of the statutes and regulations administered by the Board shall, in addition to any other sanctions provided by statute, be liable for a civil penalty of not more than \$10,000.00 for the first violation and not more than \$20,000.00 for the second and each subsequent violation. However, in an effort to resolve this matter amicably, the Board offers to settle on the terms stated above. If you are willing to resolve this matter on the offered settlement terms, you may do so by signing the acknowledgment at the bottom of this letter and returning it to the Board office within 15 days. In such event, this letter shall be a matter of public record.

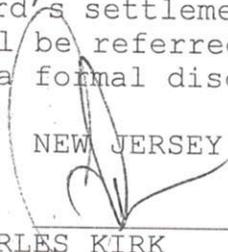
April 16, 2014

Page 2

In the event you are unwilling to settle this matter on the offered terms, it will be referred to the Attorney General's office for the initiation of a disciplinary proceeding. In such event, you will be afforded an opportunity to defend against the alleged violations. If an evidentiary hearing is deemed warranted, the Board will either conduct that hearing at a date and time to be scheduled or refer the matter to the Office of Administrative Law. You are advised, however, that in the event formal charges are filed, the Board may assess civil penalties in an amount greater than that herein offered in settlement should any charges against you be sustained. Additionally, the Board may, if the facts herein or any additional facts are found to so warrant, enter an order requiring you to reimburse certain monies and/or requiring you to pay costs incurred by the Board.

If you elect to settle this matter, you should sign the acknowledgment at the bottom of this letter and return it to the Board within fifteen (15) days following your receipt of this letter. In the event that the Board receives no response from you within fifteen (15) days, the Board's settlement offer shall be considered withdrawn and the matter will be referred to the Attorney General's Office for the initiation of a formal disciplinary proceeding.

NEW JERSEY STATE BOARD OF ARCHITECTS

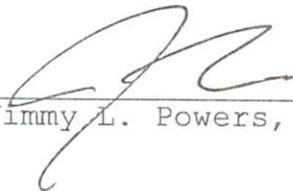
By: 

CHARLES KIRK

Acting Executive Director

cc: B. Michelle Albertson,
Deputy Attorney General

ACKNOWLEDGMENT: I, Jimmy L. Powers, RA, hereby acknowledge that I have read and reviewed the settlement proposal set forth in the above letter. I acknowledge the conduct which has been charged. I am aware that, by signing this acknowledgment, I am waiving any rights I may have to defend myself against any charges of wrongdoing at an administrative hearing. I am also aware that the action taken against me by the Board herein is a matter of public record and that this letter is a public document. I hereby agree to the immediate payment of a civil penalty of \$1,000.00.



Jimmy L. Powers, RA

Dated: 4/30/14