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**STATE BOARD
FOR PROFESSIONAL ENGINEERS •
ENGINEERS • Engineers**

• **Before the
State Board for Professional**

v.

KENNETH SANTOS

• **Agency Case No.: 18-PE-30**

Respondent

* * * * *

CONSENT ORDER

This matter comes before the State Board for Professional Engineers (the "Board") as the result of the reinstatement application of Kenneth Santos ("Respondent") license no. 05-34303. Based on an audit performed of the Respondent's continuing education hours ("professional development hours or PDHs"), the Board initiated this complaint. As a means of resolving this matter, the Board and the Respondent have agreed to enter into this Consent Order, and agree and stipulate as follows:

- I. *The Respondent applied for the reinstatement of his professional engineer's license on June 8, 2017. The Respondent's license expired on May 21, 2017.*
2. As part of the application process, the Respondent certified that he had completed taking the 24 PDHs required for the renewal or reinstatement of his license.
3. An audit was conducted by the Board of the Respondent's PDHs and the Respondent was requested to provide documentation of completion of the hours he certified he had obtained.
4. In response to the audit, the Respondent provided documentation that he had completed 5 of the 24 PDHs required by law for the renewal or reinstatement of his professional engineer's license.

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to have all of the PDHs required by § 14-314 of the Maryland Professional Engineers Act, §§ 14-101 *et seq.*, Business Occupations and Professions Article, Annotated Code of Maryland ("the Act"), and the Board's regulations contained in the Code of Maryland Regulations ("COMAR") at 09.23.06.03A, prior to applying for reinstatement of the license. The Respondent agrees to take an additional 19 PDHs, (with a minimum of 13 PDHs in Category A and a maximum of 4 in Category B), in order to complete the 24 PDHs needed for the reinstatement of his license by the Board. The additional courses will be taken within thirty (30) days of the date the Respondent executes this Consent Order. The Respondent further agrees to provide documentation to the Board that he has obtained the PDHs pursuant to this agreement within forty-five (45) days of the date that he executes this Consent Order.

6. The Respondent waives the right to the issuance of a statement of charges and a formal hearing on charges in connection with the audit and where the Respondent would have the opportunity to present a defense to charges of a violation of the Act.

7. The Respondent agrees to abide by the provisions of the Act, and the continuing education requirements of the Board as set out in the Board's regulations.

8. The Respondent enters into this Consent Order willingly and voluntarily and having had the opportunity to consult with private counsel regarding the terms.

9. The Respondent and the Board understand that this Consent Order will serve as the final resolution of the matter and that this Consent Order will be a part of the Respondent's licensing record maintained by the Board.

WHEREFORE, based on these stipulations and agreements, it is hereby this

8th day of February, 2018, ORDERED by the State Board for Professional

Engineers:

- I. **That** the Respondent will abide by the Maryland Professional Engineers Act, § 14-101 *et seq.*, Business Occupations and Professions Article, Annotated Code of Maryland in future practice;
- II. **That** the Respondent violated the provisions of COMAR 09.23.06.03A.
- III. **That** the Respondent pay a fine of One Thousand Five Hundred Dollars (\$1,500.00) in connection with this matter and upon his execution of this Consent Order;
- IV. **That** the Respondent will complete the additional 19 PDHs required for the renewal or reinstatement of his license, (with a minimum of 13 in Category A and a maximum of 3 in Category B), within thirty (30) days of the date that he executes this Consent Order; and,
- V. **That** the Respondent will provide documentation that he has completed the courses in accordance with the terms of this Consent Order within forty-five (45) days of his execution of the Consent Order; and,
- VI. **That** should the Respondent fail to comply with the terms of this Consent Order, the Respondent's license will, upon written notice to the Respondent, be suspended by the Board, without a hearing prior to the suspension and that the suspension will continue until such time as the Respondent evidences to the Board his compliance with the terms of this Consent Order; and,

VII. That the records of the Board shall reflect that this matter was resolved by the Respondent and the Board by Consent Order.

Signatures on File

Kenneth Santos, Respondent

25 Jan 2018

Date

Chairman, State Board for ✓
Professional Engineers

2/8/18

Date