



STATE OF OHIO STATE BOARD OF EXAMINERS OF ARCHITECTS

77 South High Street, 16th Floor Columbus, OH 43266-0303 614/466-2316 Fax: 614/644-9048

BEFORE THE STATE OF OHIO
STATE BOARD OF EXAMINERS OF ARCHITECTS

IN RE: ROBERT J. BREGAR : DATE: December 17, 1999
Lorain Correctional Institute
2075 South Avon-Beldon Road :
Grafton, Ohio 44044 :
Inmate #379-269 :

Cert. No. 2165 : Certified Mail P 348 909 989

ADJUDICATION ORDER

Pursuant to a meeting of the State Board of Examiners of Architects, the following matter came before the Board on December 10, 1999. Members of the Board present were: John W. Spencer, Richard H. Kaplan, Gerald S. Hammond, and Merle M. Myers.

An administrative hearing was held on the charges contained in the Board's letter of March 4, 1999, as amended by letter dated November 10, 1999. The issue to be determined by the Board was whether Mr. Bregar violated the following provisions:

O.R.C. Section 4703.15 (B) *In case the holder of the certificate has been found guilty by the Board or by a court of justice of any fraud or deceit in his professional practice, or has been convicted of a felony by a court of justice;*

O.R.C. Section 4703.15(C) *In case the holder of the certificate has been found guilty by the Board of gross negligence, incompetency, or misconduct in the performance of his services as an architect or in the practice of architecture;*

O.A.C. Section 4703-3-07(D)(1) *An architect shall not, in the conduct of his or her architectural practice, knowingly violate any state or federal criminal law;*

O.A.C. Section 4703-3-07(E)(3) *An architect shall not engage in conduct involving fraud or wanton disregard of the rights of others.*

FINDINGS OF FACT

Robert J. Bregar is an individual licensed to practice architecture in the State of Ohio as an Architect or Registered Architect. At the time of his hearing he maintained a valid certificate of qualification issued by the Board as No. 2165.

On September 30, 1999, Mr. Bregar was found guilty by a jury in Lorain County Common Pleas Court of the following felonies: three counts of bribery, two counts of tampering with evidence, and one count of complicity to theft in office in connection with architectural services provided for on the residence of William Ruth. A certified copy of jury conviction and order was received into evidence.

CONCLUSIONS OF LAW

Mr. Bregar violated O.R.C. Section 4703.15 (B), as he was convicted of felonies by a court of justice.

By virtue of this violation, pursuant to O.R.C. Section 4703.15, the Board may revoke or suspend Mr. Bregar's license, or issue a reprimand to him, in accordance with the Board's assessment of the seriousness of the charge.

The Board finds Mr. Bregar's violation to be a serious one.

ORDER OF THE BOARD

After the hearing, the Board conducted deliberations, and based upon the foregoing findings and conclusions, the Board took the following action:

1. Mr. Bregar's certificate of qualification to practice architecture, No. 2165, is revoked.
2. Two years from the date of this letter, Mr. Bregar may apply for reinstatement of his certificate of qualification to practice architecture pursuant to O.R.C. 4703.15.

Robert J. Bregar is hereby officially informed that Ohio Revised Code Sections 4703.06, 4703.18(A) and 4703.99 make it a criminal violation to assume or use the title or designation of "Architect" or "Registered Architect", or to hold himself out to be any of the above, or to engage in the practice of architecture unless properly licensed to do so by the Board.

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Mr. Bregar, Cert. No 2165
December 17, 1999

The Board hereby orders you to immediately **cease and desist** any further use of any of the aforementioned designations, performing any of the aforementioned work, or to in any way hold yourself out to be qualified and permitted to practice as an "Architect" in the state of Ohio. The use of any advertisements, letterhead, business cards, signs, or other materials that in any way improperly portray you as such a practitioner within Ohio should be stopped.

CERTIFICATION

I hereby certify that the foregoing Adjudication Order of the State of Ohio, Board of Examiners of Architects is true and accurate as it appears in the journal of the Board of its proceedings on December 10, 1999.

This order may be appealed in accordance with Section 119.12 of the Ohio Revised Code by filing a Notice of Appeal with the Ohio State Board of Examiners of Architects, 77 South High Street, 16th Floor, Columbus, Ohio 43266, and **also a copy** of that Notice of Appeal with the Court of Common Pleas in the county of the respondent's place of business, or in the county in which the respondent is a resident, or with the Court of Common Pleas in Franklin County, Ohio if not a resident of Ohio. Such Notice of Appeal shall contain the Order appealed from and the grounds of such an appeal. Such Notice of Appeal and copy shall be filed and must be delivered within fifteen (15) days after the mailing of this Adjudication Order.

BY ORDER OF THE BOARD,



William N. Wilcox
Executive Director

cc: Julie P. Emch, Office of the Attorney General
Kristen J. Davidson, Office of the Attorney
Timothy J. Gaunter, Esq.
Regis E. McGann, Esq.