

SETTLEMENT AGREEMENT

This agreement is made and entered into by and between the State Board of Examiners of Architects (hereinafter "BOARD") and RONALD M. LANDIG, Certificate No. 3324, hereinafter ("LANDIG") effective on the _____ day of _____ 1996.

WHEREAS, a disagreement has arisen between LANDIG and the BOARD regarding alleged violation(s) by LANDIG of O.R.C. 4703.15 (E) and 4703.151, and O.A.C. 4703-3-01 and 4703-3-07, arising out of LANDIG's involvement in reviewing, signing and sealing construction documents related to a project involving the "Dairy Queen" in the Midway Mall Food Court in Elyria, Ohio.

WHEREAS, the BOARD has initiated an investigation of the alleged violation(s) by LANDIG and

WHEREAS, the BOARD and LANDIG desire to resolve the above mentioned disagreement without further formal legal proceedings; and

NOW THEREFORE, in consideration of the various promises and mutual covenants contained herein, the BOARD and LANDIG agree as follows:

1. With respect to the charges alleging that LANDIG reviewed, signed and sealed a construction drawing of which he was not the author or actual architect, was not in responsible charge of its preparation, and for which he did not have direct professional knowledge and direct supervisory control, LANDIG will accept a letter of reprimand, attached as Exhibit A hereto; and

2. It is hereby understood that this Settlement Agreement shall not be binding on any of the parties unless it has been signed and executed by the parties below. If the parties are unable to reach an agreement on the terms herein, or the Settlement Agreement is rejected by the BOARD, this document shall become null and void without any force or effect. Signature by the Executive Secretary of the Board on this document does not indicate approval or execution of this agreement by the BOARD. The BOARD's approval shall be designated by a majority vote of the BOARD at a board meeting at which this agreement is considered; and

3. LANDIG initiated settlement negotiations in order to attempt to resolve the disciplinary action filed against him. In this regard, he has authorized the BOARD to review and examine all investigative file materials concerning this case prior to and in conjunction with consideration of any proposed settlement agreement or counter-proposal by the BOARD. It is agreed that presentation to and consideration of any proposed settlement and file materials to the BOARD, or the offer of any counter-proposal by the BOARD, will not and has not unfairly or improperly prejudiced LANDIG in this matter, and will not prevent the BOARD or any of its members from participation, consideration, adjudication or resolution of these proceedings.

4. The BOARD and LANDIG agree that this is a final resolution of all charges, actions, claims or defenses of any kind whatsoever between the two parties, whether administrative, civil or criminal, related to the allegations brought by the BOARD against LANDIG pertaining to LANDIG's work to date; and

5. This document shall be considered a public record in accordance with R.C.

149.43.

STATE BOARD OF EXAMINERS
OF ARCHITECTS

BY: 
RONALD M. LANDIG

BY: 
WILLIAM N. WILCOX
Executive Secretary

DATE: NOV. 26-96

DATE: 1/31/97

EXHIBIT A

November 18, 1996

Mr. Ronald M. Landig
RWL Architects
5320-C Hoag Drive
Elyria, Ohio 44035

Dear Mr. Landig:

You have been charged with a violation of Ohio Administrative Code Sections 4703-3-01 and 4703-3-07 (E) (1), which establish that an architect shall not review, sign and seal a construction drawing of which he is not the author or actual architect, is not in responsible charge of its preparation, and for which he does not have direct professional knowledge and direct supervisory control.

You have agreed to accept this letter of reprimand as a result of this charge and investigation. The Board has dismissed further disciplinary proceedings against you, pursuant to the settlement agreement signed by you and the Board.

Accordingly, by order of the Ohio State Board of Examiners of Architects, you are hereby reprimanded for your actions giving rise to the complaint against you.

A copy of this letter will be placed into your public record maintained by the Board and shall be made available upon request to any member of the public inquiring about such records.



William N. Wilcox

Executive Director

ON BEHALF OF THE OHIO STATE BOARD OF
EXAMINERS OF ARCHITECTS