SETTLEMENT AGREEMENT

This agreement is made and entered into by and between the State Board of Examiners of Architects (hereinafter "BOARD") and JERALD E. NORAN Certificate No. 6784, hereinafter ("NORAN") effective on the _____ day of _____1997.

WHEREAS, a disagreement has arisen between NORAN and the BOARD regarding alleged violation(s) by NORAN of O.R.C. 4703.12, 4703.151, and O.A.C. 4703-3-01and 4703-3-07, arising out of NORAN's involvement in reviewing, signing and sealing construction documents related to a project involving "Garry's Plantland" in Cincinnati, Ohio.

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

WHEREAS, the BOARD and NORAN 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 NORAN agree as follows:

1. With respect to the charges alleging that NORAN 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, NORAN 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. NORAN 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 NORAN 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 NORAN 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 NORAN pertaining to NORAN'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: _____
JERALD E. NORAN

DATE: 12·16·97

BY: _____
WILLIAM N. WILCOX
Executive Secretary

DATE: 12/29/97