

**STATE OF OHIO
BOARD OF EXAMINERS OF ARCHITECTS**

IN THE MATTER OF:

File No. 2007-56

**Brian G. Fabo, Cert. No. 11898
419 University Road
Cleveland, Ohio 44113**

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SETTLEMENT AGREEMENT

1. This agreement is made between Brian G. Fabo ("Fabo"), and the State of Ohio, Board of Examiners of Architects ("Board").

2. The above parties hereby stipulate to the jurisdiction of the Board over this matter.

3. The Board enters into this Settlement Agreement in lieu of formal proceedings based upon alleged violations of Ohio Revised Code Sections 4703.15 (A) (3) and 4703.15 (A) (5) and Ohio Administrative Code Sections 4703-3-07 (D) (3) and 4703-3-09 (A) as listed in the Notice of Opportunity for Hearing letter dated July 30, 2007, hereinafter ("Notice"), sent to Fabo by Amy M. Kobe, Executive Director of the Board.

4. The Board expressly reserves the right to institute formal proceedings based upon any other violations of Chapter 4703 of the Revised Code and the Ohio Administrative Code, whether occurring before or after the effective date of this agreement.

5. The parties agree that the terms of this agreement are a compromise and that the settlement agreement binds the parties hereto, their assigns and successors in interest. This agreement is not intended to be and is not deemed to be evidence of, or admission of, any violation of law on the part of Fabo.

6. As a result of an investigation conducted by the Board, Fabo was notified by Notice that the Board intended to determine whether or not to issue a fine, reprimand, revoke or suspend his license to practice architecture in the State of Ohio based upon allegations that he violated Ohio Revised Code Sections 4703.15 (A) (3) and 4703.15 (A) (5) and Ohio Administrative Code Sections 4703-3-07 (D) (3) and 4703-3-09 (A).

7. Based upon the foregoing, as a full and complete settlement of this matter and in the mutual best interests of the parties, Fabo and the Board hereby agree to the following terms of settlement in Case No. 2007-56:

A. Fabo waives his right to an appeal and an opportunity to be heard pursuant to Chapter 119 of the Ohio Revised Code.

B. Fabo will successfully complete the (4) four credit hour online course, "Ethics for Professional Architects" offered by redvector.com and provide to the Board a copy of the certificate of completion **no later than December 17, 2007.**

C. Fabo will successfully complete the "Professional Conduct" monograph offered by NCARB and provide to the Board a copy of the certificate of completion **no later than December 17, 2007.**

D. Fabo will not enter into any arrangements, agreements or contracts for the purposes of aiding and abetting or assisting Mark Yager or other persons not properly registered by the Board in the performance of activities that in any manner or extent constitute the practice of architecture.

E. Fabo will enter into a written contract directly with the client for the provision of any architectural services that he may be providing as required under Ohio Administrative Code section 4703-3-09 (A).

F. Fabo affirms that he has read and understands the Board's current laws & rules in Ohio Revised Code Chapter 4703 and Ohio Administrative Code Chapter 4703. Laws & rules can be found on the Board's website at: www.arc.ohio.gov

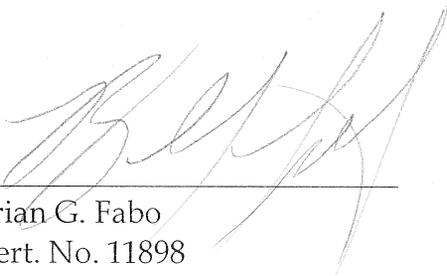
8. Fabo shall obey all federal, state and local laws, and all laws and administrative rules governing the practice of architecture in the state of Ohio and any United States jurisdiction where he may hold a license to practice architecture. If Fabo is convicted of any criminal offense or violation of law other than minor misdemeanor offenses within the next two (2) years, he shall report those facts and circumstances in writing to the Board within thirty (30) days from the conviction.

9. It is hereby understood that this 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, this document shall become null and void and without any force or effect.

10. Fabo waives any and all claims or causes of actions he may have against the State of Ohio, the Ohio Board of Examiners of Architects and its members, officers, employees and/or agents of either, arising out of the matters which are the subject of this settlement agreement.

11. This agreement shall be effective on the date it is approved by the Board and signed by the Board's Executive Director.

12. This document shall be considered a public record in accordance with Ohio Revised Code Section 149.43.



Brian G. Fabo
Cert. No. 11898



Amy M. Kobe, CAE
Executive Director
Ohio Board of Examiners of Architects

Date: 10/12/07

Date: 11/16/07