

BEFORE THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING
OF THE DEPARTMENT OF COMMERCE
OF THE STATE OF UTAH

IN THE MATTER OF THE LICENSE OF
CHARLES P. BRECHLER
TO PRACTICE AS A PROFESSIONAL
ENGINEER IN THE STATE OF UTAH

:
:
: **ORDER REINSTATING LICENSE**
:
: Case No. DOPL-2005-35
:

BY THE DIVISION

Respondent has satisfied the terms and conditions as set forth in the Division's Stipulation and Order, dated February 9, 2005, in the above-referenced case.

IT IS HEREBY ORDERED the probation on the license of CHARLES P. BRECHLER to practice as a professional engineer is terminated and said license be reinstated with full privileges effective the date of this Order

Dated this 24 day of February, 2009.)

David Stanley
F David Stanley
Division Director

S E A L



DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING
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Salt Lake City, Utah 84114-6741
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DIVISION OF OCCUPATIONAL
& PROFESSIONAL LICENSING

**BEFORE THE DIVISION OF OCCUPATIONAL & PROFESSIONAL LICENSING
OF THE DEPARTMENT OF COMMERCE
OF THE STATE OF UTAH**

**IN THE MATTER THE LICENSE OF) STIPULATION AND ORDER
CHARLES P. BRECHLER)
TO PRACTICE AS A PROFESSIONAL) CASE NO. DOPL-2005- 35
ENGINEER)
IN THE STATE OF UTAH)**

CHARLES P. BRECHLER (*Respondent*) and the **DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING** of the Department of Commerce (Division) hereby stipulate and agree

1 Respondent admits the jurisdiction of the Division over him and over the subject matter of this action

2 Respondent acknowledges that he enters into this stipulation knowingly and voluntarily

3 Respondent understands that he may be represented by an attorney in this matter and has either sought the advice of counsel or has knowingly waived that right

4 Respondent understands that he is entitled to a hearing before the Utah State Board of Professional Engineers and Land Surveyors ("the Board"), or other Presiding Officer as designated by the Division Director, at which time he may present to the Board evidence on his

behalf and present his own witnesses and confront adverse witnesses Respondent hereby acknowledges, by executing this document, he waives (1) the right to a hearing before a presiding officer, (2) the right to present evidence on his own behalf, (3) the right to call witnesses, and (4) the right to confront adverse witnesses, together with such other rights as to which he may be entitled in connection with said hearing

5 Respondent waives the right to issuance of a Notice of Agency Action in this matter

6 Respondent acknowledges this Stipulation and Order, if adopted by the Director of the Division, will be classified as a public document and may be released to the public In addition, the Division is authorized to inform other state and federal agencies of the action taken herein and of the content of this Stipulation and Order

7 The parties agrees to the following facts

- (a) On or about February 21²⁰⁰⁴, the Respondent and the Nevada Board of Professional Engineers and Land Surveyors agreed to a Stipulation in which Respondent was placed on probation for unprofessional or unlawful conduct in Nevada
- (b) The disciplinary action by the Nevada Board constitutes grounds for disciplinary proceedings in the State of Utah pursuant to Utah Code Annotated § 58-1-401
- (c) Respondent has applied for renewal of his license to practice as a Professional Engineer in the State of Utah

8 The Respondent admits that his conduct was unprofessional or unlawful as defined in Utah Code Annotated § 58-1-501 The Respondent agrees that an Order may be issued imposing the following sanctions

- (1) Respondent's license shall be subject to probation effective from the date this Order is signed by the Division director and continuing until such time as the requirements of the probationary license under the Nevada Board has been successfully completed, with terms and conditions as follows

- a If requested by the Board, Respondent shall meet with the Board at its next regularly scheduled meeting after the effective date of the Order in this matter and thereafter as requested by the Board/Division. This meeting may be by telephone conference.
- b Respondent shall meet all terms and conditions of restricted license imposed by the Nevada Board.
- c Respondent must maintain a current license at all times during the period of probation.
- d Respondent shall immediately notify the Division, in writing, of any changes of address.
- e In the event Respondent violates or fails to fulfill any terms or conditions as contained in this Stipulation above, the Division may, in addition to taking action as provided for herein, after giving Respondent notice and the opportunity to be heard, revoke probation and impose any sanction stayed thereby, and otherwise proceed against Respondent under applicable law. If a complaint or petition to revoke probation is filed against Respondent during probation, the period of probation and all relevant probationary terms and conditions shall be extended until the matter is final.

10 Respondent understands that any violation of the terms and conditions of this Stipulation and Order constitutes the basis for initiation of disciplinary action and or criminal or civil sanctions.

11 This document constitutes the entire agreement between the parties and supersedes and cancels any and all prior negotiations, representations, understanding, or agreements between the parties. There are no verbal agreements, which modify, interpret, construe or affect this agreement.

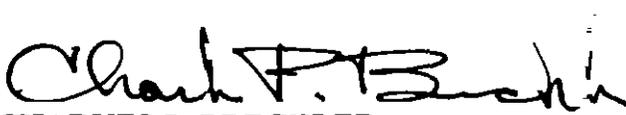
MARK SHURTLEFF
ATTORNEY GENERAL

DATE 2/8/05

BY 
Lenore Epstein
Assistant Attorney General

RESPONDENT

DATE 1-26-05

BY 
CHARLES P. BRECHLER
Respondent

DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING

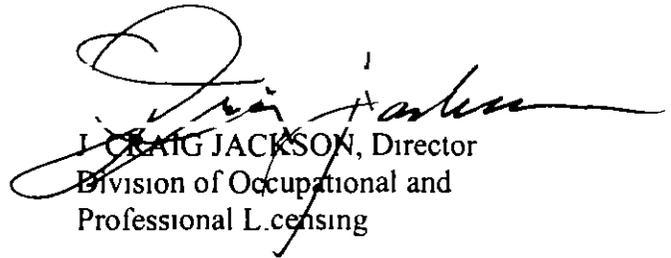
DATE 2-2-05

BY 
DAN S. JONES
Bureau Manager

ORDER

The above Stipulation, in the matter of **CHARLES P. BRECHLER**, is hereby approved by the Division of Occupational and Professional Licensing, constitutes my Findings of Fact and Conclusions of Law in this matter. The terms and conditions of the Stipulation are incorporated herein and constitute my final Order in this case.

DATED this 9th day of February, 2005


CRAIG JACKSON, Director
Division of Occupational and
Professional Licensing