

**STATE OF MINNESOTA
BOARD OF ARCHITECTURE, ENGINEERING,
LAND SURVEYING, LANDSCAPE ARCHITECTURE, GEOSCIENCE
AND INTERIOR DESIGN**

**In the matter of
Rajesh Arumugam
Professional Engineer No. 49414**

**STIPULATION AND CONSENT ORDER
Board File No. 2021-0044**

TO: Rajesh Arumugam
1944 Maryland Oaks Cir.
St. Louis, MO 63146

The Minnesota Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience and Interior Design ("Board") is authorized pursuant to Minnesota Stat. §§ 214.10 and 326.111 (2020) to review complaints against architects, professional engineers, land surveyors, landscape architects, geoscientists, and certified interior designers, and to take disciplinary action whenever appropriate.

The Board received information concerning Rajesh Arumugam ("Respondent"). The Board's Complaint Committee ("Committee") reviewed the information. The parties have agreed that these matters may now be resolved by this Stipulation and Consent Order.

STIPULATION

It is hereby stipulated and agreed by Respondent and the Committee that without trial or adjudication of any issue of fact or law and without any evidence or admission by any party with respect to any such issue:

1. Jurisdiction. Respondent was first issued a Professional Engineer license by the Board on November 14, 2011. Respondent is subject to the jurisdiction of the Board with respect

to the matters referred to in this Stipulation.

2. Facts. This Stipulation is based upon the following facts:
 - a. Respondent renewed his Minnesota Professional Engineer license online on August 27, 2020. At that time, Respondent affirmed that he earned 36 Professional Development Hours (PDH), including 12 carryover hours, and affirmed that he earned two PDH dedicated to ethics as required by Minnesota Statute § 326.107, subd. 1(b) (2020).
 - b. Respondent was notified in a letter dated April 26, 2021, that he was randomly selected for review as part of the Board's continuing education audit.
 - c. Respondent was notified in the same letter, that as part of the audit, he must submit supporting documentation for a minimum of 24 PDH, of which two PDH must be dedicated to ethics earned between July 1, 2018, and his renewal date of August 27, 2020.
 - d. Respondent submitted, and the Board received, a response for the continuing education audit on May 4, 2021. In his response, Respondent provided supporting documentation for 30 PDH from the audit period and explained that upon preparing to respond to the audit he realized he had not taken any PDH dedicated to ethics.
 - e. Respondent proactively took remedial measures by taking 2 PDH dedicated to ethics, creating an automated dashboard to help him track his PDH hours state by state, and signing up for a periodic ethics training

subscription to exceed requirements in all the states he maintains a professional license.

3. Violations. Respondent admits that the facts specified above constitute violations of Minnesota Statutes §§ 326.107, subd. 1(b) (2020), 326.111, subd. 4(a)(1) and (8), and Minnesota Rules 1805.0200, subps. 2 and 4(C) (2019) and are sufficient grounds for the action specified below. Specifically, it is alleged that Respondent (a) failed to meet the continuing education requirements for renewal of his license on August 27, 2020, by not reporting 2 PDH dedicated to ethics; and (b) submitting a materially false statement in connection with his online renewal application on August 27, 2020, by affirming he had earned two PDH dedicated to ethics during the relevant reporting period for his license renewal.

4. Enforcement Action. Respondent and the Committee agree that the Board should issue a Consent Order in accordance with the following terms:

- a. Censure and Reprimand. Respondent is censured and reprimanded.
- b. Civil Penalty. Respondent shall pay to the Board a civil penalty of Two Hundred and Fifty Dollars (\$250). Respondent shall submit a civil penalty of \$250 by check to the Board within sixty (60) days of the Board's approval of this Stipulation and Consent Order.

5. Waiver of Respondent's Rights. For the purpose of this Stipulation, Respondent waives all procedures and proceedings before the Board to which Respondent may be entitled under the Minnesota and United States constitutions, statutes, or the rules of the Board, including the right to dispute the allegations against Respondent, to dispute the appropriateness of discipline in a contested-case proceeding pursuant to Minn. Stat. ch. 14 (2020), and to dispute

the civil penalty imposed by this Agreement. Respondent agrees that upon the application of the Committee without notice to or an appearance by Respondent, the Board may issue an Order containing the enforcement action specified in paragraph 4 herein. Respondent waives the right to any judicial review of the Order by appeal, writ of certiorari, or otherwise.

6. Collection. Pursuant to Minn. Stat. § 16D.17 (2020), ninety days after the Board's approval of this Stipulation and Consent Order, the Board may file and enforce any unpaid portion of the civil penalty imposed by this Order as a judgment against the Respondent in district court without further notice or additional proceedings. Pursuant to Minn. Stat. § 16D.13 (2020), ninety days after the Board's approval of this Stipulation and Consent Order, interest will begin to accrue on the penalty in accordance with that section.

7. Board Rejection of Stipulation and Consent Order. In the event the Board in its discretion does not approve this Stipulation and Consent Order or a lesser remedy than specified herein, this Stipulation and Consent Order shall be null and void and shall not be used for any purpose by either party hereto. If this Stipulation is not approved and a contested-case proceeding is initiated pursuant to Minn. Stat. ch. 14 (2020), Respondent agrees not to object to the Board's initiation of the proceedings and hearing the case on the basis that the Board has become disqualified due to its review and consideration of this Stipulation and the record.

8. Unrelated Violations. This settlement shall not in any way or manner limit or affect the authority of the Board to proceed against Respondent by initiating a contested-case hearing or by other appropriate means on the basis of any act, conduct, or admission of Respondent justifying disciplinary action which occurred before or after the date of this Stipulation and Consent Order and which is not directly related to the specific facts and circumstances set forth

herein.

9. Record. The Stipulation, related investigative reports, and other documents shall constitute the entire record of the proceedings herein upon which the Consent Order is based. The investigative reports, other documents, or summaries thereof may be filed with the Board with this Stipulation.

10. Data Classification. Upon issuance by the Board, this Stipulation and Consent Order is classified as public data. Minn. Stat. §13.41, subd. 5 (2020). All documents in the record shall maintain the data classification to which they are entitled under Minn. Stat. ch. 13 (2020). Documents shall not become public merely because they are referenced herein. The Board will post a copy of this order on its website. The Board will also send a summary to the national discipline data bank pertaining to the practice of Architecture.

11. Entire Agreement. Respondent has read, understood, and agreed to this Stipulation and is freely and voluntarily signing it. The Stipulation contains the entire agreement between the parties hereto relating to the allegations referenced herein. Respondent is not relying on any other agreement or representations of any kind, verbal or otherwise.

12. Counsel. Respondent is aware that Respondent may choose to be represented by legal counsel in this matter. Respondent has either had the opportunity to consult with counsel or hereby knowingly waives legal representation.

13. Service. If approved by the Board, a copy of this Stipulation and Consent Order shall be served personally or by first class mail on Respondent. The Order shall be effective and deemed issued when it is signed by the Chair of the Board.

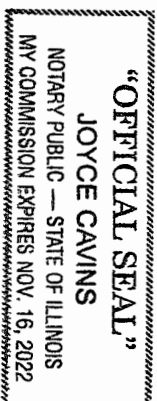
RESPONDENT



Rajesh Arumugam, PE

Dated: 16 *NOVEMBER*, 2021

SUBSCRIBED and sworn to before me on
this the 14 day of Nov, 2021.




(Notary Public)

My Commission Expires:

11-16-22

COMPLAINT COMMITTEE




Eric Friske, JD
Committee Chair

Dated: January 11, 2022, ~~2021~~

ORDER

Upon consideration of the foregoing Stipulation and Consent Order and based upon all the files, records, and proceedings herein, all terms of the Stipulation and Consent Order are approved and adopted and the enforcement action therein is issued as an Order of this Board this the 28th day of January, 2022, ~~2021~~.

MINNESOTA BOARD OF
ARCHITECTURE, ENGINEERING,
LAND SURVEYING, LANDSCAPE ARCHITECTURE,
GEOSCIENCE AND INTERIOR DESIGN

By: , PE
Paul Vogel, LS
Board Chair
for

STATE OF MINNESOTA
MINNESOTA BOARD OF ARCHITECTURE, ENGINEERING, LAND SURVEYING, LANDSCAPE
ARCHITECT, GEOSCIENCE, AND INTERIOR DESIGN
85 East 7th Place, Suite 160
St. Paul, MN 55101

CERTIFICATE OF SERVICE BY U.S. MAIL

Case Title: **Rajesh Arumugam, Professional Engineer No. 49414**
File # 2021-0044

I, Dillon Lang, verify by oath or affirmation that on the 28th day of January, 2022, at the City of St. Paul, in the county of Ramsey, in the State of Minnesota, served the Stipulation and Consent Order by depositing a true and correct copy in the United States mail, properly enveloped, with first class postage prepaid and addressed to the following named individual(s) or entities at the address indicated below.

Rajesh Arumugam
1944 Maryland Oaks Cir.
St. Louis, MO 63146


Dillon Lang