

MAY 13 2010

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

In the matter of Robert A. Berquist
PROFESSIONAL ARCHITECT
License Number 12340

STIPULATION AND ORDER

Board File No. 2010-0030

TO: Mr. Robert A. Berquist
525 Lake Avenue South
Duluth, Minnesota 55802

The Minnesota Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience and Interior Design ("Board") is authorized pursuant to Minnesota Statutes section 214.10 (2008) and Minnesota Statutes section 326.111 (2008) 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 Robert A. Berquist ("Respondent"). The Board's Complaint Committee ("Committee") reviewed the information. The parties have agreed that the matter may now be resolved by this Stipulation and Order.

STIPULATION

IT IS HEREBY AGREED by and between Respondent and the Committee as follows:

1. Jurisdiction. The Respondent currently holds a license to practice architecture in the State of Minnesota. 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 was first licensed to practice architecture in the State of Minnesota on March 8, 1977.

b. On June 30, 1998, Respondent's license to practice architecture in the State of Minnesota expired.

c. On November 2, 2009, Respondent's license to practice architecture in the State of Minnesota was reinstated.

d. As of the date of this Stipulation, Respondent's Minnesota architect license status is current with an expiration date of June 30, 2010.

e. Respondent submitted an Application for license/certificate reinstatement, received by the Board on October 30, 2009, Exhibit A. Respondent included a letter dated October 29, 2009 that stated: "3. Affidavit for Reinstatement (Please note that the form Affidavit was modified so it was factual)." A true and correct copy of the Application for license/certificate reinstatement, along with the October 29, 2009 letter from the Respondent, is attached as Exhibit A.

f. In the Affidavit for Reinstatement signed by the Respondent on October 29, 2009, Exhibit B, Respondent stated: "4. I have represented myself as an architect, professional engineer, land surveyor, landscape architect, professional geologist, professional soil scientist, or certified interior designer, believing that I had proper licensure and certification, verbally and on printed

matter, in the State of Minnesota but will not continue to do so until such time as my license or certificate has been reinstated by the Minnesota Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience and Interior Design; and 5. I have performed or offered to perform architectural, professional engineering, land surveying, landscape architectural, professional geological, professional soil scientific, or certified interior designer services, believing that I had proper licensure and certification in the State of Minnesota, but will not continue to do so until such time as my license or certificate has been issued by the Minnesota Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience and Interior Design." A true and correct copy of the Affidavit for Reinstatement from the Respondent signed on October 29, 2009, is attached as Exhibit B.

g. In a letter dated January 13, 2010, Exhibit C, Respondent's attorney, Mr. Steven. C. Overom, states: "The enclosed materials, which were prepared by Robert describe the events after his October 26, 2009 discovery and are in response to your letter of December 18, 2009 to him." A true and correct copy of the letter dated January 13, 2010, from Mr. Steven C. Overom is attached as Exhibit C.

h. In a letter dated January 14, 2010, Exhibit D, from the Respondent to Lynette DuFresne/Complaint Committee, Respondent stated: "October 26, 2009 On this date, while reviewing hours for an intern architect I am mentoring, I checked my MN registration and discovered at that moment, I did not have a

current MN license in my file. I initiated contact with AELSLAGID following the initial shock of that discovery. I called Ms. Andrea Barker to determine the status of my MN registration. She was out of the office at that time. I hastily obtained a renewal form and submitted a belated payment for the past biannual payment." "Following sending payment to Ms. Barker, and being painfully aware that I did not have a current license, I realized I could not truthfully provide professional architectural services in any capacity in Minnesota. I then contacted Alan G. Adams, an architectural colleague, and made arrangements to retain his services in conjunction with two MN projects. Following my confirmation of his availability, I contacted my two current clients and informed them of my actions to retain Alan Adams services as Project Architect on their projects due to my license expiration." A true and correct copy of the January 14, 2010 letter from the Respondent to Lynette DuFresne/Complaint Committee, is attached as Exhibit D.

i. In the same letter dated January 14, 2010, Exhibit D, from the Respondent to Lynette DuFresne/Complaint Committee, Respondent stated: "In summary, the allegations stated in paragraph 2 of your letter dated December 18 are true. However, it is both noteworthy and also truthful that my professional activities were consistent with my affidavit which I submitted to AELSLAGID," A true and correct copy of the January 14, 2010 letter from the Respondent to the Lynette DuFresne/Complaint Committee, is attached as Exhibit D. A true and correct copy of the December 18, 2009 allegation letter is

attached as Exhibit E.

j. With the same letter dated January 14, 2010, Exhibit D, from the Respondent to Lynette DuFresne/Complaint Committee, Respondent included 'Attachment B - Response to Question 1, page 2 of December 18, 2009 letter' which lists the architectural projects he designed or certified from July 1, 1998 until November 2, 2009. The list contains the projects, dates of the projects, and project locations for four hundred thirty six (436) projects. A true and correct copy of the January 14, 2010 letter from the Respondent to the Lynette DuFresne/Complaint Committee, with the 'Attachment B - Response to Question 1, page 2 of December 18, 2009 letter,' is attached as Exhibit D.

k. Respondent's position is that any violations of the Minnesota Statutes 326.02 to 326.15 (2008) or Minnesota Rules Chapter 1800 (2009) or Minnesota Rules Chapter 1805 (2009) were unintentional and inadvertent.

3. Violations. Respondent admits that the facts specified above constitute violations of Minnesota Statutes section 326.02, subdivisions 1 and 2 and section 326.03, subdivision 1 (2008) and are sufficient grounds for the action specified below.

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

- a. Reprimand. Respondent is reprimanded for the foregoing conduct.
- b. Civil Penalty. Respondent shall pay to the Board a civil penalty of Twenty Five Thousand Dollars (\$25,000.00). Respondent shall submit a civil penalty of Twenty Five Thousand Dollars (\$25,000.00) by cashier's check or money order to the

Board within sixty (60) days of the Board's approval of this Stipulation and Order.

5. Additional Discipline for Violations of Order. If Respondent violates this Stipulation and Order, Minnesota Statutes Chapter 326 (2008), or Minnesota Rules Chapter 1800 (2009) or Minnesota Rules Chapter 1805 (2009), the Board may impose additional discipline pursuant to the following procedure:

a. The Committee shall schedule a hearing before the Board. At least thirty days prior to the hearing, the Committee shall mail Respondent a notice of the violation alleged by the Committee and of the time and place of the hearing. Within fourteen days after the notice is mailed, Respondent shall submit a response to the allegations. If Respondent does not submit a timely response to the Board, the allegations may be deemed admitted.

b. At the hearing before the Board, the Complaint Committee and Respondent may submit affidavits made on personal knowledge and argument based on the record in support of their positions. The evidentiary record before the Board shall be limited to such affidavits and this Stipulation and Order. Respondent waives a hearing before an administrative law judge and waives discovery, cross-examination of adverse witnesses, and other procedures governing administrative hearings or civil trials.

c. At the hearing, the Board will determine whether to impose additional disciplinary action, including additional conditions or limitations on Respondent's practice or suspension or revocation of Respondent's license.

6. 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 Minnesota Statutes Chapter 14 (2008), 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.

7. Collection. In accordance with Minnesota Statutes section 16D.17 (2008), in the event this order becomes final and Respondent does not comply with the condition in paragraph 4(b) above, Respondent agrees that the Board may file and enforce the unpaid portion of the civil penalty as a judgment without further notice or additional proceedings.

8. Board Rejection of Stipulation and Order. In the event the Board in its discretion does not approve this Stipulation and Order or a lesser remedy than specified herein, this Stipulation and 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 Minnesota Statutes Chapter 14 (2008), 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.

9. 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 Order and which is not directly related to the specific facts and circumstances set forth herein.

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

11. Data Classification. Under the Minnesota Government Data Practices Act, this Stipulation and Order is classified as public data upon its issuance by the Board, Minnesota Statutes section 13.41, subdivision 5 (2008). All documents in the record shall maintain the data classification to which they are entitled under the Minnesota Government Data Practices Act, Minnesota Statutes Chapter 13 (2008). They shall not, to the extent they are not already public documents, become public merely because they are referenced herein. A summary of this Order will appear in the Board's newsletter. A summary will also be sent to the national discipline data bank pertaining to the practice of architecture.

12. 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.

13. Counsel. Respondent is aware that he may choose to be represented by legal counsel in this matter. Respondent was represented by Steven C. Overom, Esq.

14. Service. If approved by the Board, a copy of this Stipulation and 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

Robert A. Berquist

Robert A. Berquist

Dated: 12 May, 2010

COMPLAINT COMMITTEE

By: Billie Lawton

Billie Lawton, Public Member,
Committee Chair

Dated: 5-18, 2010

ORDER

Upon consideration of the foregoing Stipulation and based upon all the files, records and proceedings herein, all terms of the Stipulation are approved and hereby issued as an Order of this Board on this the 22 day of July, 2010.

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

By: Kristine A. Kubus
Kristine A. Kubus, J.D.
Board Chair

OCT 30 2009

Application for license/certificate reinstatement

Name: ROBERT A. BERQUIST
 Profession: ARCHITECT
 License Number: 12340
 Phone: 218-727-8862

Address: 525 LAKE AVE SO.
DULUTH, MN 55802

This is my ___ home business address

LICENSE PERIODS REINSTATING/FEEES:

DATE LICENSE LAPSED: 6/30/1998

Processed
 11-3-09

Licensing Period	Fee Due
July 1, 1998 - June 30, 2000	\$130.00
July 1, 2000 - June 30, 2002	\$180.00
July 1, 2002 - June 30, 2004	\$180.00
July 1, 2004 - June 30, 2006	\$180.00
July 1, 2006 - June 30, 2008	\$180.00
July 1, 2008 - June 30, 2010	\$192.00*

* This licensure fee notice contains an electronic licensing surcharge. The Minnesota Office of Enterprise Technology (OET) recently sponsored and the Minnesota Legislature passed legislation requiring a 10% surcharge of no less than \$5 and no more than \$150 on each business, commercial, professional or occupational license. The funding from this surcharge will go to OET, which will establish an electronic licensing system for the state. The surcharge will be in place through June 30, 2015. See Laws of Minnesota 2009, Chapter 101, Article 2, Section 59.

TOTAL: \$1042.00

CONTINUING EDUCATION DUE: 48 professional development hours since October 28, 2005.

TOTAL FEE PAID: \$1042.00

TOTAL CE REPORTED: 74.75

Please make check payable to:
 Board of AELSLAGID

Please complete attached reporting form.

Since your last renewal, have you had a license disciplined, denied, surrendered, suspended or revoked?
 (If yes, provide a statement of explanation.) ___ Yes No

I swear or affirm that I have read the foregoing renewal application and that the statements are true and complete.

Robert Allen Bergquist 28 Oct 09
 Signature Date

The data you furnish on this form will be used by the Minnesota Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience and Interior Design to assess your qualifications for renewal of your license and/or certificate. You are not legally required to provide this data; however if you fail to do so, the Board may be unable to renew your license. Information contained on this application is public pursuant to Minnesota Statutes, Sec. 13.41, Subd. 4.

EXHIBIT A

State of Minnesota
 Board of AELSLAGID

NOV 02 2009
 Rec'd 1042.00
 18

ROBERT A. BERQUIST
525 Lake Avenue
Duluth, MN 55802
218-727-8862

OCT 30 2009

October 29, 2009

Ms. Andrea Barker
MN Board of AELSLAGID
85 East 7th Place
Suite 160
St. Paul, MN 55101

Re: Reinstatement of License/Registration

Dear Ms. Barker

Enclosed please find the following:

1. Application for License/Certificate Reinstatement
2. Continuing Education Reporting Form
3. Affidavit for Reinstatement (Please note that the form Affidavit was modified so it was factual)
4. Check for \$1042.00

Please review these items and let me know if you have any questions.

If everything is in order please process my application at the earliest possible time.

Very truly yours,



Robert A. Berquist

AFFIDAVIT FOR REINSTATEMENT

OCT 30 2009

State of Minnesota)
)
County of St. Louis)

I, Robert A. Berquist, being duly sworn, do hereby depose and swear that:

1. I have read and will comply with the provisions of Minnesota Statutes § 326.02-326.15(2006) and the Rules and Regulations adopted thereunder;
2. I am not now under any disciplinary proceedings or action, pending or otherwise, in any other jurisdiction;
3. I have never been convicted of a felony;
4. I have represented myself as an architect, professional engineer, land surveyor, landscape architect, professional geologist, professional soil scientist, or certified interior designer, believing that I had proper licensure and certification, verbally and on printed matter, in the State of Minnesota but will not continue to do so until such time as my license or certificate has been reinstated by the Minnesota Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience and Interior Design; and
5. I have performed or offered to perform architectural, professional engineering, land surveying, landscape architectural, professional geological, professional soil scientific, or certified interior designer services, believing that I had proper licensure and certification in the State of Minnesota, but will not continue to do so until such time as my license or certificate has been issued by the Minnesota Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience and Interior Design.

Robert A Berquist
Robert A. Berquist

SUBSCRIBED and sworn to before me this 29 day of October, 2009.

Carol Norberg
Notary Public

My Commission Expires:

Jan. 31, 2013

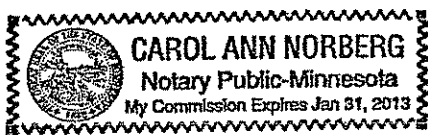


EXHIBIT B

JAN 15 2010

M&O

MAKI & OVEROM

A PROFESSIONAL CORPORATION
31 WEST SUPERIOR ST. • SUITE 402 • DULUTH, MN 55802
TELEPHONE: 218/726-0805 • FAX: 218/726-0823
WRITER'S E-MAIL: soverom@makiandoverom.com
See our Webpage at www.MakiandOverom.com

ROBERT C. MAKI
*STEVEN C. OVEROM
SHAWN B. REED
*RAYMOND J. PETERSON
*LARA R.M. NYGAARD
*ALSO ADMITTED IN WISCONSIN

Writer's extension 111

January 13, 2010

Ms. Lynette DuFresne
Complaint Committee
MN Board of AELSLAGID
85 E. 7th Place
Suite 160
St. Paul, MN 55101

RE: Your File No: 2010-0030

Dear Ms. DuFresne:

We are writing to you on behalf of Robert A. Berquist.

Robert called me on October 26, 2009 immediately after he learned that he did not have a current Minnesota Architect license. He was shocked with this discovery. I have known Robert for more than 20 years and have come to know the high standards that he holds himself to as an architect. The thought that somehow he was not licensed to practice his profession in Minnesota was devastating to him.

The enclosed materials, which were prepared by Robert describe the events after his October 26, 2009 discovery and are in response to your letter of December 18, 2009 to him. Please review this response and let me know if you need any additional information.

I also want to let you and the Complaint Committee know that Robert is a respected member of the profession of architecture. I represent two cities and other clients who have had dealings with Robert. Bank clients of mine have hired him to do inspections of building projects that they are financing. Both of the cities that I represent believe that things will be done right when Robert is involved with buildings in their city. One situation immediately comes to mind when I think of the professionalism of Robert. The city had a long running battle with a building owner who constantly did work on his commercial building without required permits or plans. The mutual animosity between the city and the building owner continued until Robert was hired by the building owner. He brought his credibility with the city "to the table" and also educated the building owner as to what he could and could not legally do. He also solved the "elevator" problem that had been an impasse between the city and the building owner by providing a solution within the budget of the building owner and that was strictly in compliance with all applicable life safety codes. A situation that was headed for court system at great cost and expense to both the city and building owner was averted by Robert's work.

EXHIBIT C

We have weekly meetings of all of our lawyers in our office to discuss legal matters that we are dealing with. One of the items that we frequently discuss is how to know if something is "not there" or "not done". An example that we often refer to and remind ourselves of is a legal description that omits a parcel of property. We have seen two examples of this that we have become involved in "after the fact". In both instances, a legal description was prepared, certified to by a surveyor but the legal description omitted a lot. We were brought in after a title examination revealed the missing lot. The question we asked ourselves was how the missing lot could have been detected before the purchase agreements were prepared that used the legal description. Our conclusion is and was that knowing when something is missing is a difficult and sometimes impossible thing to do. In Robert's situation, he did not know that he did not receive the bi-annual registration for Minnesota and so he did not apply for a renewal. In our experience, as we note and provide an example of above, it is a difficult to know when this happens. We would request that you and the Complaint Committee think about this and put yourselves in Robert's situation and try to understand how the situation he finds himself in could happen.

We have also discussed with Robert how he could prevent this situation from reoccurring. After all, he has 11 licenses that he has to renew at different times. After we discussed this he decided that he would obtain a seven year day timer and in that day timer he would put reminders as to when each of his licenses needs to be renewed including especially his Minnesota license. He chose to use a paper system because it is not subject to a "crash", power surge or other perils that can ruin an electronic device. He is committed to not allow himself to be in this position again.

Again, please review the enclosed materials and this letter and let me know if you need any further information.

Thank you for your consideration.

Very truly yours,



Steven C. Overom
SCO/cn

Enclosure

cc: Robert Berquist

Robert A. Berquist
525 Lake Avenue South
Duluth, MN 55802
2180-727-8862

JAN 15 2010

BY:.....

14 January 2010
Ms. Lynette DuFresne / Complaint Committee
MN Board of AELSLAGID 85 E. 7th Pl.
Suite 160
St. Paul, MN 55101

RE: File # 2010-0030

Dear Ms. DuFresne,
In response to your letter dated December 18, 2009 I am enclosing the following written response and some additional information for your review and consideration. In addition, I've included attached, Items A-E corresponding to information/documents specifically requested by the complaint committee in your December 18 letter.

OCTOBER 26, 2009

On this date, while reviewing hours for an intern architect I am mentoring, I checked my MN registration and discovered at that moment, I did not have a current MN license in my file.

I initiated contact with AELSLAGID following the initial shock of that discovery. I called Ms. Andrea Barker to determine the status of my MN registration. She was out of the office at that time. I hastily obtained a renewal form and submitted a belated payment for the past biannual payment.

Shortly after calling Ms. Barker, I contacted my professional colleague, Mr. Harvey Harvala, P.E., who I knew was a AELSLAGID Board member and told him of my discovery, and confirmed with him that I had contacted the correct person to direct my calls and letters to for an immediate response.

Following sending payment to Ms. Barker, and being painfully aware that I did not have a current license, I realized I could not truthfully provide professional architectural services in any capacity in Minnesota.

I then contacted Alan G. Adams, an architectural colleague, and made arrangements to retain his services in conjunction with two MN projects. Following my confirmation of his availability, I contacted my two current clients and informed them of my actions to retain Alan Adams services as Project Architect on their projects due to my license expiration.

Subsequent to these events, I was contacted by two potential clients. In both cases I returned calls, but made arrangements for Mr. Alan Adams and me to meet with them. I did so realizing that any work for these clients must be done by a duly licensed architect and that Alan Adams would be providing these services.

EXHIBIT D

Robert A. Berquist / 525 Lake Avenue South / Duluth, MN 55802
Tel: 218-727-8862 / Fax: 218-727-0700

OCTOBER 27 2009

Following the events of that day, on October 27, 2009, I had a subsequent conversation with Ms. Barker and understood she would be returning my first check and providing me with the necessary documents for renewal of my license.

OCTOBER 29 2009

I submitted a second renewal form, check and verification of CE credits on October 29 and, included a factual Affidavit (your Exhibit A) which I prepared to truthfully express how I had presented myself professionally up to that time.

By this date I had ceased using anything, i.e., letterhead, checking account, memos, etc. which identified me as an architect.

COMMENT

In my search for an explanation behind this and to better understand how this situation could have occurred, in spite of maintaining current registration in 10 other states, I contacted the owners of the Paulucci Building where my office is located.

Historically, between 1989 and 1996, I and my rented office existed as a sub-tenant within a larger office space belonging to the Grandmas Restaurant Corporation.

The building received no on-site mail delivery.

All mail was retrieved from a Post Office Box each morning by an employee of Grandma's Inc. and brought to the building for distribution within the Grandma's corporate office mailbox.

AELSLAGID's communication with my office at that time was via the PO Box 1-6230, Duluth, MN 55816. I am unaware whether AELSLAGID had my home address in their file. In my brief conversation with Ms. Barker, I recall her reference to either a second address or telephone number.

In 1996-97 Grandma's discontinued renting the Post Office box and commenced receiving mail delivered to the building. For a brief period of time mail was forwarded with the appropriate labels reminding recipients to alert the sender of the address change.

I now realize the discontinuance of the PO Box and the subsequent re-routing of all mail to the building coincides with the change in receipt of mail from AELSLAGID.

Further, it is my belief, that given the timing of bi-annual renewal notices, subsequent mailings addressed to the former PO Box in 1998 were no longer being forwarded and therefore returned to the sender. This appears to be the only logical explanation of how I did not receive any further mailings from AELSLAGID.

In the ensuing period of time I received other mail addressed to the building address, paid all other licenses as I received them, and corrected all forwarding notices and addresses as I received mail or notifications to do so.

Robert A. Berquist / 525 Lake Avenue South / Duluth, MN 55802
Tel: 218-727-8862 / Fax: 218-727-0700

Regarding other states' professional architectural licenses and fees, I did receive mail addressed both to the building address and my residence. In each case, I promptly paid statements and renewals as I received them.

In summary, the allegations stated in paragraph 2 of your letter date December 18 are true. However, it is both noteworthy and also truthful that my professional activities were consistent with my affidavit which I submitted to AELSLAGID, e.g.;

That at no time, did I knowingly provide professional services nor impress to others that I was an architect with the realization that I was not properly licensed as such.

My actions and character speak otherwise as well as my willingness to maintain current licenses in 10 other states, including NCARB.

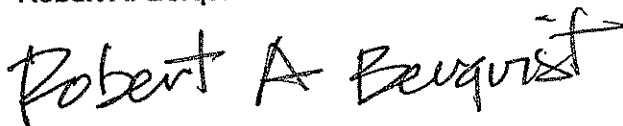
This is both extremely embarrassing and a very unfortunate oversight. I contacted your office to rectify this matter in as prompt and timely fashion as I could when I discovered the lapse in my license. I also immediately informed my clients of this lapse and retained a MN registered architect to serve as Project Architect on my MN projects until my new license was received.

Professionally, I remain committed to the highest standards. I am grateful for, and, I respect my profession and I accept the responsibilities entrusted to me as a professional.

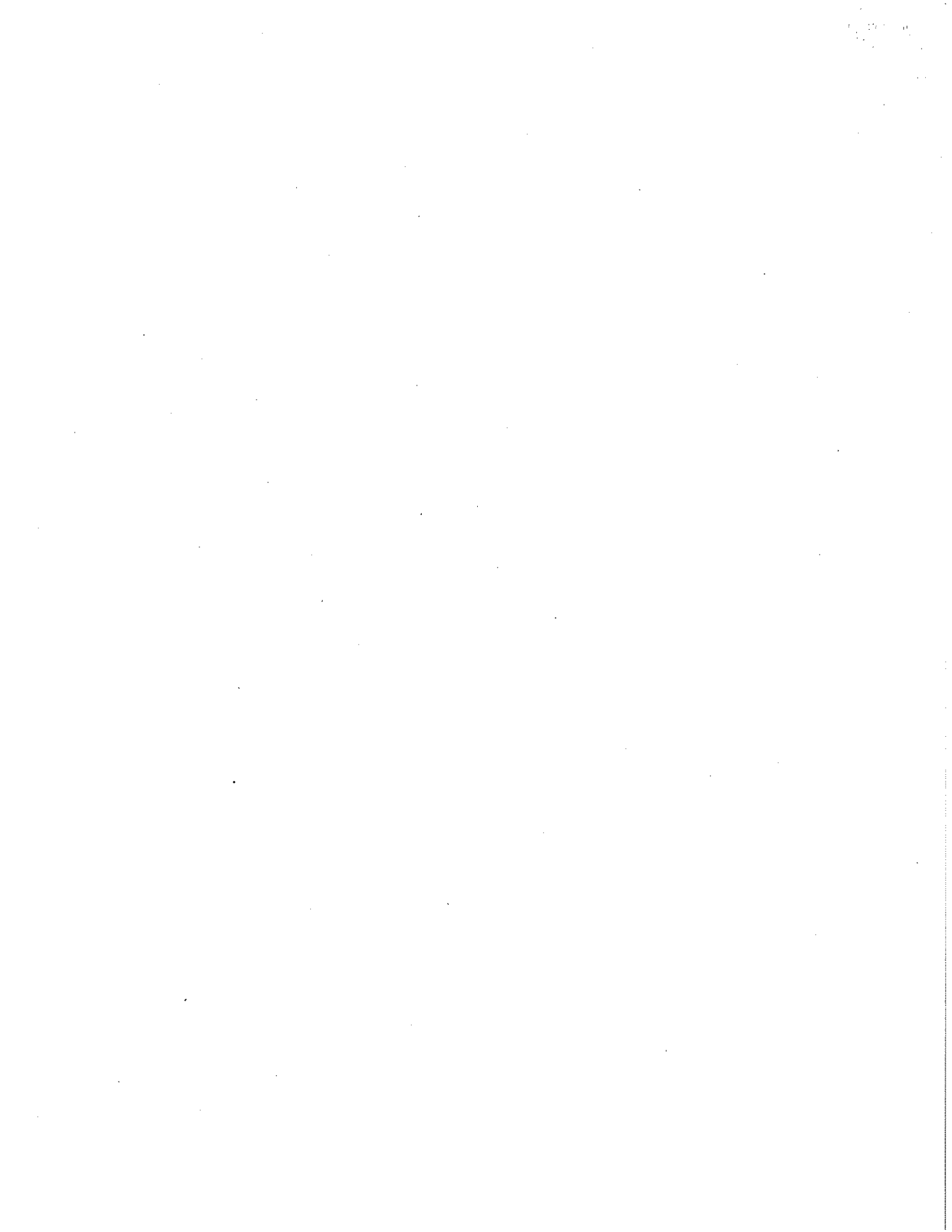
Lastly, I want to convey my assurances that I would never knowingly or purposefully engage in conduct or acts that were fraudulent, deceptive, or dishonest in my personal or professional life.

Thank you for the opportunity to express this additional information,

Robert A. Berquist

A handwritten signature in black ink that reads "Robert A. Berquist". The signature is written in a cursive style with a long horizontal stroke at the end of the word "Berquist".

Robert A. Berquist / 525 Lake Avenue South / Duluth, MN 55802
Tel: 218-727-8862 / Fax: 218-727-0700



**ATTACHMENT A – Response to Question 1, page 2 of
December 18, 209 letter**

Date: 13 January 2010
To: AELSLAGID

Attn: Complaint Committee - Lynette DuFresne
From: Robert Berquist
Copy:

RE: File # 2010-0030 Archi0tectural Employment July 1998 – November 2009

I have been employed by Robert A. Berquist-Architect, P.A., 525 Lake Avenue South, Duluth, MN 55802 between the dates of July 1 1998 and November 2, 2009.

I have no employees and I work alone. Since 1989 I have provided professional architectural services as a sole-proprietor. In the course of my professional practice, I have retained professional consultant services as needed for each project or client.

Currently, I am registered to practice architecture in WI, MN, SD, ND, OK, WA, FL, SC, NC, and AZ and I am a NCARB certificate holder.

I have had the opportunity to mentor two individuals destined to become architects and a third individual considering a design career. Currently, I am mentoring one intern architect through the NCARB IDP Program.

Within our community, I have participated in career day and special mathematics presentations open to those interested in our profession.

Robert A. Berquist / 525 Lake Avenue South / Duluth, MN 55802
Tel: 218-727-8862 / Fax: 218-727-0700

**ATTACHMENT B - Response to Question 1, page 2 of
December 18, 2009 letter**

Date: 13 January 2010
To: AELSLAGID

Attn: Lynette DuFresne
From: Robert Berquist
Copy:

RE: File # 2010-0030 Architectural Projects July 1998 – November 2009

Date	#	Project.	Location
7/1998	9515	Woodland Hills const. admin.	Duluth
	9806	Owens residence	Duluth
	9716	Kahler Pk. Hotel-Kitchen-const. admin	Hibbing
	9718	Grandma's Restaurant Const. Admin	Plymouth
	9801	R. Miller Residence single family	Duluth
	9815	Giesen residence investigation	Duluth
	9816	ETOR Bldg. D Code Review/Study	Duluth
	9813	Kahler Pk. Hotel-toilet remodeling	Hibbing
	9515	Woodland Hills Facility Planning	Duluth
	9712	Fryberger Residence design	Duluth
8/98	9817	Toilet Design/Miller Hill Mall	Duluth
	8943	Tenant space revisions/measuring	Duluth
	9818	Paulucci Residence Toilet	Pike Lake, MN
	9820	Hilleran Residence	North Branch, MN
10/98	9822	Johnson Wilson Constructors Site Development	Duluth
11-12/98	9715	Cullen Residence	Duluth
	8945	ETOR Building D Code Review	Duluth
	9125	Grandma's Restaurant-Maple Gr.	Duluth
	9721	Grandma's Restaurant Seating	Duluth
	9901	Paulucci Res. Garage	Pike Lake, MN
	9718	Grandmas toilet remodel	Plymouth
1-2/99	9907	Paulucci Office Plan	Etor/Duluth
	9818	Paulucci residence	Pike Lake, MN
	9903	Duluth Brass Co. Remodeling	Duluth, MN
	8943	Stair Const-Paulucci bldg.	Duluth, MN
	8943	United Healthcare Office	Duluth, MN
	9906	Amoco Site Plan	Duluth, MN
	9515	Woodland Hills Remodeling	Duluth, MN
	9515	Woodland Hills-Cobb School	Duluth

Robert A. Berquist / 525 Lake Avenue South / Duluth, MN 55802
Tel: 218-727-8862 / Fax: 218-727-0700

	9703 Grandma's-Miller Hill Mall	Duluth
3-4/99	9902 Republic Bank-Giants Ridge Const.Obsv.	Biwabik
	9913 Miller Hill Mall Tenant Space	Duluth
	9912 Fire Damage-Bldg. renovation	Duluth
	9720 Steak House Plans	Duluth
5-6/99	8943 MPCA Office-ETOR	Duluth
	9915 Re-Roofing Proposals-St. Ann's	Duluth
	9515-Woodland Hills-West Wing remodel	Duluth
	9524 Luanne graham residence	Duluth
	8929 Grandma's Proposed Add'n	Duluth
	8907 Sports Garden Code Review	Duluth
7/99	8943 Paulucci Bldg.ETOR-ADA Ramp	Duluth
	9916 Mr. D's Remodeling	Duluth
	9718 Grandma's remodeling	Plymouth, MN
	9917 Paulucci Residence	Brainerd, MN
	9818 Jeno Paulucci residence	Pike Lake, MN
8-9/99	9721 Grandma's Restaurant Seating	Duluth
	9918 Wallerstein Res-Foundation	Duluth
	9515 Woodland Hills Facility Plans	Duluth
	8943 Paulucci Bldg. Sprinkler Installation	Duluth
	9818 Jeno Paulucci residence	Pike Lake, MN
	9807 Grandma's Restaurant-FLR 2	Duluth
	9920 Scott Johnson Apt.-Investigation For Building Inspection Dept.	Duluth
10/99	9816 Paulucci Bldg. Site review	Duluth
	9922Puffer Residence	Hermantown, MN
	9923 Al Johnson Residence	Duluth
11/99	9515 Woodland Hills remodeling	Duluth
	9818 Jeno Paulucci residence	Pike Lake, MN
	9721 Grandma's Remodeling	Duluth
12/99	9915 St. Ann's Remodeling	Duluth
	9515 Woodland Hills Toilet Revisions	Duluth
	8947 Etor/Paulucci Building N	Duluth
1-2/00	0001 Lukin Residence	Duluth
	8946 Paulucci Bldg-E Plans	Duluth
	0003 Bob Owens Residence	Duluth
	0004 Holm Construction Residence	Duluth
	9907 Luiginos Test Kitchen	Duluth
	8943 Paulucci Bldg. Exterior	Duluth
3/00	0006 Bedrock Flint Warehouse Addn	Duluth
	0013 Grandma's Lake Superior Center	Duluth
	9703 grandma's Miller Hill Mall	Duluth
	0007 Nordin Residence Investigation	FonDuLac,
4/00	0017 Bananaz Entertainment	Duluth
	0014 Foltz Residence	Hermantown

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	0016 API Remodeling	Two Harbors
	0018 Overland Residence Remodeling	Proctor
	0021 Wehr residence remodeling	Duluth
	0013 Grandma's Lake Superior Center	Duluth
	0022 H.T. Klatzky Residence review	Duluth
5/00	9918 Wallerstein Residence review	Duluth
	0025 Grandma's Tavern	Duluth
	9715 Cullen Residence deck	Duluth
6/00	9515 Woodland Hills Time Out Rm	Duluth
	9703 Grandma's Miller Hill Mall	Duluth
	0026 Pro Print remodeling	Duluth
	0034 Arrowhead Juvenile Ctr. addition	Duluth
7-8/00	0032 Twin Ports Collision Code Review	Duluth
	9816 Paulucci Building Parking Lot	Duluth
	0035 Rich residence remodeling	Duluth
	0017 Bananaz-Meeting Room plans	Duluth
	9703 Grandma's Miller Hill Mall	Duluth
9-10/00	0036 Johnson remodeling	Cloquet
	0033 Grandma's Willys Garage Restaurant	Duluth
	9703 Grandma's Miller Hill Mall entrance	Duluth
11-12/00	9816 Paulucci Bldg.D Parking	Duluth
	0003 Owens residence garage	Duluth
	8943 Paulucci Building Exterior wall anchors	Duluth
	0017 D Building/Bananaz Playground plan	Duluth
	0039 Meierhoff Bldg. Condo	Duluth
	8943 Paulucci Bldg. FLR 4 ceiling	Duluth
	9515 Woodland Hills Time Out Rms	Duluth
	0040 Great Lakes Dental	Duluth
	0043 Curtis Residence FLR 2	Duluth
	0042 Fitgers Brew House remodeling	Duluth
1-2/01	0102 Bedrock Flint Warehouse	Duluth
	0104 Tenant Space-Miller Hill Mall	Duluth
	0107 Eckroth Residence	Duluth
	0108 Woodland Hills Picnic Shelter	Duluth
	9515 Woodland Hills Re-Roofing	Duluth
	0109 Harry residence Inspection	Fond Du Lac
3-4/01	0120 Living Faith Church	Duluth
	0113 Gas Station remodeling	Duluth
	0116 Tondryk Realty Office Remodeling	Duluth
	0117 Harbor City Dog Kennel Addition	Duluth
	0119 Waterfront Plaza Exterior Repair	Duluth
5-6/01	0122 Feldhammer residence Addition	Fredenberg
	0123 6128 Grand Ave. Bldg. Review	Duluth
	0124 Paulucci Bldg E retail space	Duluth
	0125 Hellberg Residence Addition	Esko
	0126 Jeronimous residence Remodeling	Fredenberg
	0127 Electric Systems Office remodeling	Duluth

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7-9/01	0129 Wehr residence Toilet remodeling	Duluth	
	0131 Bostrom residence porch addition	Duluth	
	0133 Daugherty Residence Addition	Pike Lake	
	0134 Signorelli Residence addition	Island Lake	
10-12/01	0135 Griggs residence design	Duluth	
	0137 Central Entrance Apt. prelim des.	Duluth	
	0138 Albers residence code review	Duluth	
1-2/02	0202 Youngstrom Residence investigation	Duluth	
	0203 Hughes residence investigation	Duluth	
	0204 Archer Properties Building Addition	Duluth	
	0207 Javorina Residence Addition	Hibbing, MN	
	0209 Borg Residence Garage design	Duluth	
3-4/02	0210 Waste Mgmt. Add'n design	Duluth	
5-6/02	0215 Bodigheimer Residence Addition	Cloquet, MN	
	0218 Schmitt Music-Miller Hill Mall	Duluth	
	0219 Himango Residence design	Duluth	
	0220 Grandma's Sports Garden Stair	Duluth	
	0221 JCPenney Salon remodeling	Duluth	
	0222 Greenmill Restaurant Wall revisions	Duluth	
	0223 Hennessey Residence	Duluth	
	0224 Hicks Apt. renovation	Duluth	
	0225 Archer Residence remodeling	Island Lake	
	7-8/02	0227 Kolar treatment Facility site plan	Duluth
		0228 Jeno Paulucci residence investigation	Pike Lake
9-10/02	0232 Swanson residence addition	Island Lake	
	0233 Walker Residence addition study	Duluth	
	9915 Skywalk Bridge prelim des.	Duluth	
11-12/02	0237 ICO Station Investigation	Duluth	
	0239 Merritt School Apts.	Duluth	
	0240 L & S Electric Remodeling	Duluth	
1-2/03	0301 Waterfront Plaza Condominium	Duluth	
	0302 Tenant Space renovation	Duluth	
	0303 Townsend Residence Investigation	Duluth	
	0309 Dunn Bros. Coffee	Duluth	
3-4/03	0308 Towne Residence Review	Cloquet	
	0311 Shepherd Of the Hills Church	Duluth	
	0312 Johnson Residence Study	Duluth	
	0134 Signorelli Residence Review	Duluth	
	0314 ICO Tenant Space design	Duluth	
4-5/03	0315 Landings on Park Point-addition	Duluth	
	0316 Clyde Iron Prelim Site code review	Duluth	
6-7/03	0317 Mitch's Bar Remodeling	Duluth	
	0319 Graham Residence remodeling	Pike Lake	
	0320 Newby Office Remodeling	Cloquet	
	0321 SMDC Residence ADA study	Duluth	

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	0322 Mead Residence design	Duluth
	0323 Andrews site plan	Duluth
	0326 Obrien Residence Deck	Duluth
	0327 Keenan residence addition	Duluth
8-9/03	0329 Tenant Space L10-Miller Hill Mall	Duluth
	0330 Christiansen Residence windows	Duluth
	0333 Tesmer Residence Addition	Island Lake
	0334 Carnival Thrillz space plan	Duluth
10-12/03	0335 Fleckenstein Residence Study	Duluth
	0329 Miller Hill Mall tenant space	Duluth
	0336 Hampton Inn Stair Enclosure	Duluth
1-2/04	0401 Speiser Residence design	Proctor
	0402 Harris Clinic Parking & remodeling	Duluth
	0405 Tenant Space F-08	Duluth
	0406 Larson Residence Addition	Pike Lk
	0408 Comfort Suites Drainage review	Duluth
	0409 Wendy's Site Plan	Cloquet
	0410 Famous Dave's Bar design	Duluth
	0411 Animal Allies Humane Society	Duluth
3-4/04	0412 Ogston Garage design	Duluth
	0413 Starfire Lounge Bar	Duluth
	0414 Jeno Paulucci Office addition	Pike Lake
	0415 Mary David porch design	Duluth
5-6/04	0417 Ford Atty. Office remodeling	Duluth
	0418 Tundra Storage Site design	Proctor
	0419 AAMCO Transmission garage	Duluth
	0421 Skinner Residence remodeling	Duluth
	0422 Residential Observation	Duluth
7-10/04	0425 Moose Mt. Design	Lutsen
11-12/04	0426 ADA Elevator	Wrenshall
	0428 Reeds Boarding plan	Duluth
	0430 Jeno Paulucci Plant remodeling	Duluth
	0431 North Shore Bank FLR 2	Duluth
1-2/05	0425 Chalet	Lutsen
	0425 Deli	Lutsen
	0425 Office /Registration Bldg.	Lutsen
	0425 Housing	Lutsen
	0505 Grizzlies Restaurant addition	Duluth
	8913 Buckeye Bldg. FLR 4	Duluth
	0425 Housing 1954	Lutsen
3-4/05	0301 Condominium	Duluth
	0425 Office/Registration	Lutsen
	0425 Moose Mt. Kitchen	Lutsen
	Berquist Residence 1724 residence	Duluth
	0511 Leitz Residence	Duluth
	0509 Twig Bakery remodeling	Duluth

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	9008 Archer Properties Canal Pk	Duluth
	0510 UNICCO tenant space	Duluth
	0502 Lavamaki Residence	Duluth
	0511 Boben Residence	Caribou Lk
	0425 Laundry	Lutsen
	0425 Eagle Ridge Stain	Lutsen
	0204 Archer Office	Fredenberg
	0425 Papa Charlie's	Lutsen
	8913 Buckeye Apt design	Duluth
	0425 Deck design	Lutsen
5-6/05	0425 Ski Patrol	Lutsen
	8943 First Plan	Duluth
	First Lutheran exiting	Duluth
	0513 Crotty Residence	Duluth
	0425 PUD	Lutsen
	0419 Code Summary	Duluth
7-8/05	0301 Garage design	Duluth
	0425 Const. coord.	Lutsen
	Arola Mentor	Duluth
	0510 Code Summary	Duluth
	9008 Apt remodeling	Duluth
9-12/05	9917 Plan revisions	Duluth
	0511 Leitz residence site design	Duluth
	8929 Grandma's FLR 1 code review	Duluth
	0514 Keenan residence addition	Duluth
	0516 Bona residence addition	Duluth
	0518 Schuller residence remodeling	Duluth
	0519 Bayfront Builders code review	Duluth
	0520 Crotty Site design	Duluth
	0521 Boben residence review	Duluth
1-4/06	0301 Condominium 604	Duluth
	0425 Laundry	Lutsen
	0301 Condominium 501	Duluth
	0517 Graff Residence investigation	Duluth
5-7/06	0301 Garage design	Duluth
	0601 Tenant Space remodeling	Duluth
	0602 Sunrise memorial	Duluth
	0603 ADA elevator	Duluth
	0604 Garfield Business Ctr.	Duluth
	0518 Schuller residence remodeling	Duluth
	0605 310 Lake Ave. So. Elevator	Duluth
	0607 Bona residence remodeling	Duluth
	0606 Plass residence addition	Duluth
8-9/06	0608 Schilling residence addition	Duluth
	0609 western Bank field measuring	Duluth
	0610 Torgerson residence observation	Duluth

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	0611 Hells Kitchen remodeling	Duluth
	8907 Sports Garden planning	Duluth
	9805 Bldg. exit review	Hermantown
	0612 Foster residence observation	Duluth
	0613 Talkovich Cabin remodeling	Fredenberg
10-12/06	0301 Deck design	Duluth
	0618 Woodland Hills Nurse remodeling	Duluth
	0617 McKinney residence observation	Silver Bay
	0619 Bill Daugherty residence remodeling	Duluth
1-2/07	8943 Wenck Office space	Duluth
	0701 Woodland Hills TCP house	Duluth
	8907 Plan review	Duluth
	0704 Claypool residence observation	Brainerd
	0301 Unit 609 design	Duluth
3-4/07	0706 Blatnik residence remodeling	Duluth
	0707 Westin Bldg. observation	Duluth
	0708 Keinitz residence observation	Ely
	0709 Northshore Bank remodeling	Duluth
	0710 Paulucci Bldg-D Bldg. tenant	Duluth
	0411 Animal Allies Humane Society	Duluth
5-6/07	0713 Co. Atty ceiling design	Duluth
	0714 Skydome Code review	Hermantown
	9125 Grandma's exterior design	Duluth
	0604 ECO lab tenant space	Duluth
	0718 Ticket Office design	Lutsen
7-8/07	0720 ULLR roof design	Lutsen
	0717 Gondola Maintenance fence	Lutsen
	0716 Wedding chapel deck	Lutsen
	0719 ECO lab tenant space	Duluth
	0721 Call Ctr. prelim design	Duluth
	0724 Wehr residence prelim design	Duluth
	0711 Garfield Ave, Office Park	Duluth
	0725 PUD design outline	Lutsen
	0726 Chalet Deck design	Lutsen
	9805 Gordy's Mkt. Code review	Hermantown
9-10/07	0728 Aces ADA inspection	Duluth
	0729 ProPrint Bldg. investigation	Duluth
	0730 G & K Tenant Space	Duluth
	0731 Moreland residence addition	Duluth
	0732 Pier 3 DEDA development	Duluth
11-12/07	0735 310 E. First Prelim Des.	Duluth
	0736 Drew Hanson residence remodeling	Duluth
	0737 Einstein House design	Duluth
	0403 Bona Residence Kitchen Addition	Duluth
	0723 Pekkila residence design	Island Lake
	0006 Bedrock Flint Warehouse addition	Duluth
	FEMA Emergency Housing design	Duluth

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	0738 Container House design	Duluth
	0739 HAT house design	Duluth
	8943 MPCA Office addition	Duluth
1-4/08	0301 Unit 607 Design	Duluth
	0411 Animal Allies Humane Society	Duluth
	8907 Grandma's Sports Garden remodeling	Duluth
	8943 MPCA Office ceiling	Duluth
	0802 Kelleher residence design	Duluth
	0301 Condo 608 design	Duluth
	0804 301 BLDG. Condo 608	Duluth
	0803 Ski School remodeling	Lutsen
5-6/08	0805 Big Lake Mkt Place design	Big Lake
	0718 Registration Bldg. design	Lutsen
	0721 Rotech Tenant plan	Duluth
	0807 Wagner Residence addition	Duluth
	8913 Buckeye FLR 3 remodeling	Duluth
	0818 Registration Bldg	Lutsen
	0820 Bye residence deck design	Duluth
	0811 Georgia Pacific MCC Control RM	Duluth
	0812 Sherman & Assoc site plan	Duluth
	0819 B Bldg reconstruction	Lutsen
	0821 Whose Bar design	Big Lake
	0822 Burger King inspection	Duluth
7-8/08	0823 Minnwest Bank inspections	Cloquet
	0828 Fire damage reconstruction	Duluth
	0824 Thai Krathong code review	Duluth
	0826 Larva residence observation	Toivola
	0829 Commerce Pk Phase II	Big Lake
9-10/08	0830 ETOR OSHA Office	Duluth
1-2/09	0908 Gunnarson residence	Duluth
	0901 Koski residence	Duluth
	0904 North Shore Bank Bsmt	Duluth
	0905 Rich Garage	Duluth
	0906 Woodland Hills Toilet remodeling	Duluth
	0908 Gunnarson residence	Duluth
	0912 Shepherd of the Hills Church	Duluth
	0913 Rich Cuisine observations	Floodwood
	0915 Hydro-Klean tenant Space	Duluth
	0922 Harbor City Kennels Addition	Duluth
	0924 Crotty Garage addition prelim des.	Duluth

**Oct 16 2009 Ceased providing architectural services on projects in MN
Retained services of Alan Adams, MN registered architect**

Robert A. Berquist / 525 Lake Avenue South / Duluth, MN 55802
Tel: 218-727-8862 / Fax: 218-727-0700

0925 Bedrock Flint Warehouse addition	Duluth
0921 North Shore Bank remodeling	Duluth

Nov 2 2009 Received architectural license from aelslagid

0928 Moline Properties site review	Duluth
0931 Slocum Residence header	Duluth
0935 Woodland Hills Carport code review	Duluth

**ATTACHMENT C – Response to Question 3, page 2 of
December 18, 2009 letter**

Date: 13 January 2010
To: AELSLAGID

Attn: Complaint Committee - Lynette DuFresne
From: Robert Berquist
Copy:

RE: File # 2010-0030 Architectural Organization Membership July 1998 –
November 2009

I have been a valid certificate holder with the NCARB located at, 1801 K Street
NW, Suite 700-K, Washington, DC 20006, between the dates of July 1 1998 and
November 2, 2009.

My certificate is current.
File Number : 29,896. NCARB Certificate Number : 25,284.

**ATTACHMENT D – Response to Question 4, page 2 of
December 18, 2009 letter**

Date: 13 January 2010
To: AELSLAGID

Attn: Complaint Committee - Lynette DuFresne
From: Robert Berquist
Copy:

RE: File # 2010-0030 Architectural Publications July 1998 – November 2009

I am the registered holder of the Certificate of Registration for HAT-1
TEMPORARY HOUSE PLANS filed with the U.S. Copyright Office.

Copyright Claimant: Robert Allan Berquist

Registration Number: **VAu 1-001-701**

Dated: 28 August 2009.

Description:
Plans for a prefabricated, temporary, 3-bedroom, single-family dwelling.

This is a proto-type, prefab housing unit developed for presentation to **FEMA** and
for use by **University Of Minnesota, NRRI, Coleraine, MN**

**ATTACHMENT E – Supplemental Information with
regarding December 18, 2009 letter**

Date: 13 January 2010
To: AELSLAGID

Attn: Complaint Committee - Lynette DuFresne
From: Robert Berquist
Copy:

RE: File # 2010-0030 Correspondence - Mail Delivery circa July 1998

Attached is correspondence which occurred with the Grandma's Corporate Office relating to my license renewal and mail delivery to the Paulucci Building circa 1996-1997.

Date: Thursday, October 29, 2009 3:40 PM
From: Lisa Doty <ldoty@grccorp.com>
To: 'Debbie Sipes' <dsipes@grccorp.com>
Cc: kutya@charter.net
Subject: Mail Service

Debbie,

Robert Berquist is having an issue with some mail that he stopped receiving several years ago and is wondering when we stopped using a post office box. Would you please look back to find out when we quit paying rent for a post office box. He is copied on this email so you can just respond back to him via email.

Thanks!

Lisa Doty

MJP Management, Inc.


Preview




Date: Thursday, November 5, 2009 6:36 AM
From: Kerry Port <kport@grccorp.com>
To: Robert Berquist <kutya@charter.net>
Subject: FW: PO Box

From: Ron Anderson [mailto:randerson@grccorp.com]
Sent: Thursday, November 05, 2009 8:16 AM
To: 'Kerry Port'
Subject: FW: PO Box

From: Tacke, Gene [mailto:GTacke@bellisiofoods.com]
Sent: Thursday, November 05, 2009 4:34 AM
To: Ron Anderson
Subject: RE: PO Box


 I agree 97-98
Gene

From: Ron Anderson [mailto:randerson@grccorp.com]
Sent: Wednesday, November 04, 2009 5:22 PM
To: 'Kerry Port'
Cc: Tacke, Gene
Subject: RE: PO Box

 I WAS EXAMINING THIS WITH BOB AND WILL ASK GENE IF HE REMEMBERS WHEN HE INSTALLED MAIL BOXES. I AM THINKING 1997 OR 1998

From: Kerry Port [mailto:kport@grccorp.com]
Sent: Wednesday, November 04, 2009 3:34 PM
To: Ron Anderson
Subject: PO Box

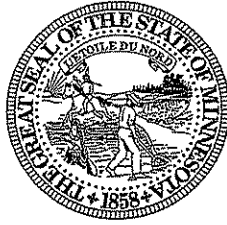
Ron,

 Any chance you might know (or remember) when we quit using the PO Box for mail?

I'm guessing sometime in '96 or '97..

Kerry

If this email is spam, report it here:
<http://www.OnlyMyEmail.com/ReportSpam>



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

December 18, 2009

CONFIDENTIAL
By Regular U.S. Mail

Mr. Robert Berquist
525 Lake Avenue South
Duluth, Minnesota 55802

RE: Robert Berquist, *File No. 2010-0030*

Dear Mr. Berquist:

The Minnesota Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience, and Interior Design (the "Board") is investigating circumstances giving rise to a complaint.

It has come to the attention of the Board's Complaint Committee that you may have held yourself out as an architect or used a description tending to convey the impression that you were licensed as an architect without a license in the State of Minnesota between July 1, 1998 and November 2, 2009 in violation of Minnesota Statutes section 326.02, subdivision 1 (2008). Second, it is alleged that you may have practiced architecture or offered to practice architecture without a license in the State of Minnesota on several projects located within Minnesota's boundaries between July 1, 1998 and November 2, 2009 in violation of Minnesota Statutes 326.02, subdivision 2 and Minnesota Statutes 326.03, subdivision 1 (2008). Lastly, it is alleged that you may have engaged in misconduct by violating a statute or rule within the Board's jurisdiction in violation of Minnesota Statutes 326.111, subdivision 4(a) (1) (2008) and/or engaged in conduct or acts that may be fraudulent, deceptive, or dishonest in violation of Minnesota Statutes 326.111, subdivision 4(a) (2-3) (2008), and Minnesota Rules 1805.0200, subpart 4(C-D) (2007).

EXHIBIT E

85 East 7th Place, Suite 160, St. Paul, MN 55101
p. 651.296.2388 ■ f. 651.297.5310 ■ TTY 800.627.3529
www.aelslagid.state.mn.us

Mr. Robert Berquist
December 18, 2009
Page 2

The purpose of this investigation is to determine whether or not the facts alleged are true and, if so, whether enforcement action should be initiated pursuant to Minnesota law. This investigation is authorized by Minnesota Statutes sections 214.10 and 326.111 (2008).

Please provide a detailed written response to these allegations on or before Monday, January 18, 2010. For your convenience and review the statutes and rules within the Board's jurisdiction are available on the Internet at www.aelslagid.state.mn.us. If you are not able to access the Internet and would like a copy of the statutes and rules mailed to you, please contact the Board office.

At this time the Complaint Committee specifically requests that the following information or documents be included with your written response:

1. A complete list of your employment between the dates of July 1, 1998 and November 2, 2009, which should include the employer name and address; and
2. A complete list and the location of any Minnesota project(s) you designed or certified from July 1, 1998 and November 2, 2009, which should also include the project dates; and
3. A complete list of any professional organization or group to which you belonged between July 1, 1998 and November 2, 2009, which should include the name of the organization or group, the address, and the dates of membership; and
4. A complete list of any architectural related articles authored by you that were published between July 1, 1998 and November 2, 2009, which should include the title of the article, the name of the publisher and the date of publication.

Include the file number 2010-0030 on all correspondence you submit to the Board regarding this matter. Of course, you may include any additional information or documents that you believe will explain your position. Again, please provide your written response to the allegations and the requested information or documents on or before Monday, January 18, 2010.

Please note that information provided to the Board or to the Office of the Attorney General as part of an active investigation is confidential pursuant to the Government Data Practices Act, Minnesota Statutes section 13.41. Such information is for the use of the Board and the Attorney General in evaluating the complaint. In accordance with statutes, rules, and professional standards governing legal action, information provided to the Board and the Attorney General may, in some circumstances, be disclosed to

Mr. Robert Berquist
December 18, 2009
Page 3

certain other persons or entities, including but not limited to the Office of Administrative Hearings and appellate courts. Thus, this information may thereby become public data. Please read the enclosed Tennessee Warning.

Your cooperation is requested. Please send me your response by U.S. mail or by fax and mark it "confidential." If faxed, please mail or deliver the signed original to me by the day and time noted above. I will be happy to answer any questions you may have. You may contact me at the Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience and Interior Design by dialing (651) 757-1510. If you respond by fax, you may fax your response to me at 651-297-5310.

Sincerely,



Lynette DuFresne
Investigator

Enclosure: Tennessee Warning
 Copy of the Complaint
 Filing of a Complaint Brochure

