

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

In the Matter of

**STIPULATION AND
CONSENT ORDER**

Jillian Elizabeth Reiner
Landscape Architect No. 55038

Board File No. 2022-0051

STIPULATION

Jillian Elizabeth Reiner (“Respondent”) and the Minnesota Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience and Interior Design’s Complaint Committee stipulate that, subject to Board’s review and discretionary approval, the Board may issue a consent order that imposes the following sanctions:

A. Respondent’s Landscape Architect license, No. 55038, is CENSURED, and REPRIMANDED pursuant to Minn. Stat. § 326.111 (2020).

B. Respondent shall pay to the Board a civil penalty of Two Thousand and Five Hundred Dollars (\$2,500). Respondent shall submit a civil penalty of \$1,250 by check to the Board within sixty 60 days of the Board’s approval of this Stipulation and Consent Order and a civil penalty of \$1,250 by check to the Board within 120 days of the Board’s approval of this Stipulation and Consent Order.

C. Respondent shall complete 2 professional development hours related to professional ethics, and provide proof of completion of the hours to the Board, within 60 days of the Board’s approval of this Stipulation and Consent Order. These professional development hours are not to count toward Respondent’s continuing education renewal requirement.

D. Respondent shall remain law abiding and comply with all statutes and rules within the Board's jurisdiction. *See* Minn. Stat. §§ 326.02–.15 (2020) and Minn. R. chs. 1800 & 1805 (2021).

E. Respondent shall report in writing within ten days any and all violations of this stipulation and consent order to the Board's Executive Director.

Respondent and the Committee enter into this stipulation based on the following findings of fact, conclusions of law, and other stipulated provisions:

Findings of Fact

1. Respondent holds a Landscape Architect license in the State of Minnesota, which expires on June 30, 2022.

2. On June 30, 2020, Respondent's Landscape Architect license in the State of Minnesota expired.

3. On December 14, 2021, Respondent renewed her Landscape Architect license.

4. During the lapse, Respondent advertised as a landscape architect on her company website, certified plans as a landscape architect in Minnesota, and worked on 8 landscape architecture projects.

5. In her online renewal, Respondent provided false information by answering "yes" to having not held herself out or practicing as a Landscape Architect during her lapse.

Conclusion of Law

1. The Board has authority to license and regulate landscape architects and to take disciplinary action as appropriate. Minn. Stat. ch. 326.111 (2020).
2. Respondent violated Minnesota Statute § 326.02, subds. 1 and 4a (2020) and Minn. R. 1805.0200 subps. 1(B), 2, and 4C (2021).
3. This stipulation and consent order is in the public interest.

Other Stipulated Provisions

1. This stipulation and consent order must be approved by the Board to become effective.
2. Respondent agrees that the Committee may move the Board *ex parte*, with or without advance notice to the Respondent, to approve this stipulation and consent order. Respondent understands that the Board may either approve the stipulation and consent order or not approve it. This stipulation and the files, records, and proceedings associated with this matter may be reviewed by the Board in its consideration of the Committee's motion.
3. If approved by the Board, this stipulation and consent order shall be classified as public data. Minn. Stat. § 13.41, subd. 5 (2020). 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 Landscape Architecture.
4. If the Board does not approve this stipulation and consent order, then the matter remains unresolved and the Committee may either seek to negotiate a revised stipulation and consent order with Respondent to present to the Board or issue an order commencing a contested-case hearing before an Administrative Law Judge at the Office of

Administrative Hearings. See Minn. Stat. §§ 14.57–.62, 214.10, subd. 2 (2020) (describing administrative hearing process).

5. Respondent agrees that if this case comes before the Board again after it reviews and discusses this stipulation and consent order, Respondent waives any claim that the Board was prejudiced by its review and discussion of this stipulation and consent order and any records relating to it.

6. Respondent acknowledges that they were advised by the Committee of their right to a contested-case hearing in this matter before an Administrative Law Judge, to file exceptions and make argument to the Board after the hearing, and to seek judicial review from any adverse decision rendered by the Board. Respondent hereby expressly waives those rights. Respondent was further advised by the committee of their right to be represented by counsel and that they knowingly waives that right.

7. Respondent has read, understands, and agrees to this stipulation and has voluntarily signed it. It is expressly understood that this stipulation contains the entire agreement between the parties, there being no other agreement of any kind, verbal or otherwise. If approved by the Board, a copy of the final stipulation and consent order shall be served personally or by first class mail on Respondent. The Board's order shall be effective when it is signed by the Chair of the Board or the Chair's designee.

8. Pursuant to Minn. Stat. § 16D.13 (2020), any civil penalty imposed by this stipulation and consent order shall begin to accrue simple interest in accordance with that section thirty days after the civil penalty is due. Pursuant to Minn. Stat. § 16D.17 (2020), thirty days after any civil penalty imposed by this stipulation and consent order is due, the Board may

file and enforce any unpaid portion of the civil penalty as a judgment against Respondent in district court without further notice or additional proceedings.

STATE OF Minnesota

COUNTY OF Douglas

Jillian Elizabeth Reiner
Jillian Elizabeth Reiner, Landscape Architect

This instrument was acknowledged before me on June 1st 2022 by Jillian Elizabeth Reiner.

(stamp)



Kelsey Rae Bitzan
(Signature of notary officer)
My commission expires: Jan 31, 2027

COMPLAINT COMMITTEE

Eric Friske
Eric Friske, JD
Chair

Dated: June 22, 2022

CONSENT ORDER

Upon consideration of this stipulation and consent order, and based upon all the files, records, and proceedings herein, all terms of the stipulation and consent order are approved.

Accordingly, the Board orders as follows:

- A. Respondent's Landscape Architect license, No. 55038, is CENSURED, and REPRIMANDED pursuant to Minn. Stat. § 326.111 (2020).

B. Respondent shall pay to the Board a civil penalty of Two Thousand and Five Hundred Dollars (\$2,500). Respondent shall submit a civil penalty of \$1,250 by check to the Board within sixty 60 days of the Board’s approval of this Stipulation and Consent Order and a civil penalty of \$1,250 by check to the Board within 120 days of the Board’s approval of this Stipulation and Consent Order.

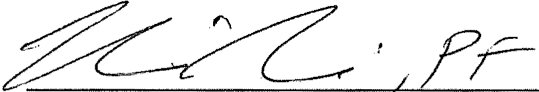
C. Respondent shall complete 2 professional development hours related to professional ethics, and provide proof of completion of the hours to the Board, within 60 days of the Board’s approval of this Stipulation and Consent Order. These professional development hours are not to count toward Respondent’s continuing education renewal requirement.

D. Respondent shall remain law abiding and comply with all statutes and rules within the Board’s jurisdiction. See Minn. Stat. §§ 326.02–.15 (2020) and Minn. R. chs. 1800 & 1805 (2021).

E. Respondent shall report in writing within ten days any and all violations of this stipulation and consent order to the Board’s Executive Director.

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

Dated: June 27, 2022


for PAUL VOGEL, LS
Board Chair
Melisa Rodriguez, PE
Board Treasurer