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**STATE OF NEW MEXICO
COUNTY OF SAN MIGUEL
FOURTH JUDICIAL DISTRICT**

**NEW MEXICO BOARD OF LICENSURE
FOR PROFESSIONAL ENGINEERS AND
PROFESSIONAL SURVEYORS,**

Petitioner,

v.

Case No.: D-412-CV-2017-00623

STEVE PITTAWAY,

Respondent.

STIPULATED SETTLEMENT AGREEMENT

- 1. Judgment upon Default.** Respondent admits failure to comply with licensing requirements of the Engineering and Surveying Practice Act (Act). Respondent admits he did not request a hearing from the New Mexico Board of Licensure for Professional Engineers and Professional Surveyors (Board) after receiving a Notice of Contemplated Action issued by the New Mexico Office of Attorney General, thereby waiving his rights to a hearing. Respondent admits the Board properly issued a Default Order imposing a \$5,000.00 fine for violating the Act, to be paid by April 6, 2017. As no portion of the fine has been paid to date, Respondent admits an indebtedness to Petitioner of \$5,000.00.
- 2. Payments.** Respondent agrees to pay timely and as agreed, the settlement sum of \$2,000.00 providing there is no default in payments. An initial payment of \$200.00 to be made on or before April 1, 2018, followed by monthly payments of \$75.00 due on or before May 1, 2018, and continuing on the 1st day of each month thereafter until the agreed amount in this paragraph is paid in full. Upon timely payment in full of the above stipulated amounts, Petitioner's counsel shall dismiss the case with prejudice.

3. **Default.** In the event of default of any payment, Petitioner shall give notice of such default to the Respondent at his address of record noted in the petition, or to his attorney, if represented at that time. Respondent shall have seven (7) days from the date notice is mailed to cure the default. If the default is not cured, Petitioner may request the Court to enter the Judgment for the full amount claimed in paragraph 1, above, plus accrued interest at the rate of 8.75% annum, less payments. Respondent shall not be allowed to cure more than two defaults. Upon the filing of an affidavit with the Court, Petitioner shall be entitled to an entry of Judgment.

4. **Payments.** Payments required by this Stipulated Settlement Agreement shall be paid to Petitioner at:

NM Board of Licensure for Professional Engineers and Professional Surveyors
P.O. Box 25101
Santa Fe, NM 87504

Payments shall be made payable to: NMBLPEPS.

Payments shall be made by personal check, cashier's check, or money order.

Payment shall include the civil court case number written on the form of payment:

D-412-CV-2017-00623

Dated: February 2, 2018

Submitted by:

Marylou Poli
Marylou Poli, Assistant Attorney General
Attorney for Petitioner
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Dated: 2/10/18

Approved by:

Steve Pittaway
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