

**BEFORE THE STATE BOARD OF LICENSURE FOR PROFESSIONAL
ENGINEERS AND PROFESSIONAL SURVEYORS
FOR THE STATE OF NEW MEXICO**

IN THE MATTER OF:

Case No. ADL-12-26-2023

**ANDREW D. LEONE,
License No. 28231
Respondent.**

FINAL DECISION AND ORDER

This matter came before the State Board of Licensure for Professional Engineers and Professional Surveyors (“Board”) via the Engineering Committee (“Committee”) during a duly noticed public meeting conducted on June 11, 2026, pursuant to the Uniform Licensing Act, NMSA 1978, Sections 61-1-1 to -37 (1953, as amended through 2024) and the Engineering and Surveying Practice Act, NMSA 1978, Section 61-23-1 to -36 (1987, as amended through 2025).

The Committee has jurisdiction over matters regarding professional engineers; the actions of the Committee shall constitute the actions of the Board. Section 61-23-9(C). The Committee members thoroughly familiarized themselves with the record of the matter, including the Hearing Officer’s Report (“Report”), before a quorum of the Committee rendered its decision as required by Section 61-1-13. The Committee voted unanimously to issue this Final Decision and Order (“Order”) per Section 61-1-16, finding and ordering as follows:

I - FINDINGS OF FACT

- 1) The Committee adopts the Report including its findings of fact.

II – CONCLUSION OF LAW

- 1) The Board via the Committee has disciplinary authority over Respondent and “may suspend, refuse to renew or revoke a license, impose a fine not to exceed seven thousand five hundred dollars (\$7,500), place on probation for a specific period of time with

specific conditions or reprimand any professional engineer who” is found to have violated a provision of Section 61-23-24(A).

- 2) The standard of proof in administrative hearings is a preponderance of the evidence. *Foster v. Board of Dentistry*, 1986-NMSC-009, ¶ 10, 103 N.M. 776.
- 3) At least a preponderance of the evidence in the record shows that Respondent violated the rules of professional responsibility for professional engineers adopted and promulgated by this board. *See* § 61-23-24(A)(7).
- 4) The “Letter of Admonition” issued on August 17, 2022, by the State Board of Licensure for Architects, Professional Engineers and Professional Land Surveyors of the State of Colorado constituted “disciplinary action.”
- 5) Respondent did not report this disciplinary action until their December 31, 2023, license renewal and, therefore, violated the rules of professional responsibility for professional engineers by failing to “notify the board, in writing, within 90 days, of the imposition of any disciplinary action by any other applicable licensing board” as required by 16.39.7.9(D) NMAC.

III – ORDER

- 1) Respondent is fined one thousand dollars (\$1,000) to be paid within 60 days of the filing of this Decision and Order.
- 2) Payment shall be made via check or money order to:

New Mexico Board of Licensure for Professional Engineers and Professional Surveyors
Mailing Address: PO Box 1967, Santa Fe, NM 87504
or
Physical Address: 2550 Cerrillos Rd., Santa Fe, NM 87505

- 3) This Order constitutes disciplinary action by the Board and is a matter of public record available on the Board's website.
- 4) This Order shall be served upon Respondent in accordance with the Uniform Licensing Act, Sections 61-1-5 and 61-1-14.
- 5) Committee Chair, Elizabeth McNally, is designated to sign this Order on behalf of the Committee.
- 6) Respondents may seek judicial review of this Order in the proper district court within thirty (30) days after the date of the Committee's signed Order is filed. Section 61-1-17; NMSA 1978, § 39-3-1.1 (1999). The procedures for filing an appeal to the district court are governed by Rule 1-074 NMRA of the Rules of Civil Procedure for the District Courts. Failure to file a notice of appeal within the time stated herein shall operate as a waiver of the right to judicial review and shall result in the decision of the Board becoming final.

IT IS SO ORDERED.

6/30/2026

Date

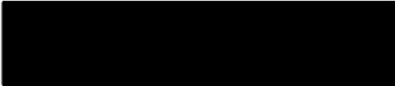


Elizabeth McNally, PE
Chairperson
New Mexico Professional
Engineering Committee

CERTIFICATE OF SERVICE

I, Jessie James, **HEREBY CERTIFY** that a true and correct copy of the foregoing ***Final Decision and Order for Self-Report Case ADL-12-26-2023*** was mailed to the Respondent on July 1, 2026, via certified mail, return receipt requested, to Respondent's last address of record:

Andrew D. Leone
152 S Broad Street
Lansdale, PA 19446



Jessie James, Compliance Officer
New Mexico Board of Licensure for
Professional Engineers and Professional Surveyors
P.O. Box 1967
Santa Fe, New Mexico 87504

Certified Mail Number: 9589 0710 5270 3536 8925 73