

1 **BEFORE THE OREGON STATE BOARD OF EXAMINERS**
2 **FOR ENGINEERING AND LAND SURVEYING**

3 In the Matter of:
4 JOO HWAN LEE

Case No. 2024-42
FINAL ORDER BY DEFAULT

5 On or about October 16, 2024, the Oregon State Board of Examiners for Engineering and
6 Land Surveying (Board) properly served a Notice of Intent to Assess a Civil Penalty (Notice) on
7 Joo Hwan Lee (Lee). The Notice assessed a civil penalty in the amount of \$500, and it
8 designated the Board file on this matter as the record for purposes of establishing a *prima facie*
9 case upon default. Lee did not respond to the notice of intent and did not request a hearing.
10 Therefore, upon consideration of the facts and law, the Board enters the following Order:

11 **FINDINGS OF FACT AND ULTIMATE FACTS**

- 12 1. At all relevant times, Lee was an Oregon Professional Engineer (PE), registration number
13 55620PE.
- 14 2. On December 15, 2022, Lee submitted a Continuing Professional Development
15 Organizational Form (Form) to OSBEELS with his Registrant Information Update Form.
16 According to the Form, between July 2021 and June 2022, Lee earned a total of 30
17 Professional Development Hour Units.
- 18 3. In March of 2024, Lee was randomly selected for the Board’s Continuing Professional
19 Development Audit, to verify the Professional Development Hour Units he had claimed
20 on his Form in his December 2022 Registrant Information Update Form.

1 documentation to verify the PDH units recorded to the Board office when requested to
2 participate in an audit.

- 3 3. OAR 820-015-0026, provides that any registrant who fails to satisfy the Continuing
4 Professional Development requirements in OAR 820-010-0635 will be subject to suspension
5 of or refusal to renew the registrant's license. Failure to satisfy the Continuing Professional
6 Development requirements will not be the sole basis for license revocation.
- 7 4. OAR 820-020-0015(7), a rule of professional conduct, provides that registrants shall
8 continue their professional development throughout their careers; and they shall provide
9 opportunities for the professional development of individuals under their supervision. The
10 Board may require, as a condition for license renewal, that registrants provide documentation
11 to support actions taken to maintain their professional competency.
- 12 5. OAR 820-020-0015(8), a rule of professional conduct, provides that registrants or applicants
13 for registration or certification shall cooperate with the Board on all matter subject to the
14 Board's jurisdiction.

15 **CONCLUSIONS OF LAW**


- 16 1. Because Lee failed to submit supporting documentation to verify the Professional
17 Development Hour Units recorded on his Form when requested to participate in the March
18 2024 audit, he violated 820-010-0635(1)(e) and OAR 820-020-0015(7). By failing to comply
19 with the March 2024 audit in this manner, Lee also failed to cooperate with the Board,
20 thereby also violating rule of professional conduct OAR 820-020-0015(8).
- 21 2. Lee failed to satisfy his Continuing Educational Requirements by not providing proof of his
22 educational credits to the Board, thus violating OAR 820-015-0026.

- 1 3. Because Lee failed to respond to requests to comply with Board audit requirements on at
2 least three occasions, Lee again failed to cooperate with the Board and again violated rule of
3 professional conduct OAR 820-020-0015(8).
- 4 4. By failing to submit supporting documentation to verify that he had, in fact, obtained the
5 Professional Development Hour Units he claimed, Lee failed to establish that he obtained the
6 continuing education required for every registrant, as well as failed to establish obtaining the
7 Professional Development Hour Units required to renew his registration. Lee also thereby
8 violated OAR 820-010-0635(1)(a).
- 9 5. By engaging in the conduct set forth above, Lee subjected himself to the imposition of civil
10 penalty.

11 **ORDER**

12 For the reasons above, the Board HEREBY imposes a **\$500 civil penalty against Lee for**
13 **violating OAR 820-010-0635(1)(e) and OAR 820-020-0015(7),(8).**

14 DATED this 14th day of January, 2025.

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16 
17 **Tim Fassbender, PLS, CWRE, President**
Oregon State Board of Examiners for
Engineering and Land Surveying

18 **NOTICE**

19 Civil penalties, if unpaid, may be recorded and filed with the county clerks as liens against
20 property 10 days after the expiration of the statutory appeals period (70 days after issuance of
21 this order). Make checks payable to the Oregon State Board of Examiners for Engineering and
22 Land Surveying.

23 **APPEAL RIGHTS**

You are entitled to judicial review of this order in accordance with ORS Chapter 183.482. You
may request judicial review by filing a petition with the Court of Appeals in Salem, Oregon
within 60 days from the date of service of this order.