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8
9 **BEFORE THE**
BOARD FOR PROFESSIONAL ENGINEERS, LAND SURVEYORS, AND
GEOLOGISTS
10 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

11
12 In the Matter of the Accusation Against:

Case No. 974-A

13 **ABNISH CHANDRA AMAR**
14 **54 Homeland**
Irvine, CA 92618-8801

A C C U S A T I O N

15 **Civil Engineer License No. C 28906**

16 Respondent.

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18
19 Complainant alleges:

20 **PARTIES**

21 1. Joanne Arnold (Complainant) brings this Accusation solely in her official capacity as
22 the Interim Executive Officer of the Board for Professional Engineers, Land Surveyors, and
23 Geologists, Department of Consumer Affairs.

24 2. On or about July 12, 1978, the Board for Professional Engineers, Land Surveyors,
25 and Geologists issued Civil Engineer License Number C 28906 to Abnish Chandra Amar
26 (Respondent). The Civil Engineer License was in full force and effect at all times relevant to the
27 charges brought herein and will expire on March 31, 2013, unless renewed.

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1 **JURISDICTION**

2 3. This Accusation is brought before the Board for Professional Engineers, Land
3 Surveyors, and Geologists (Board), Department of Consumer Affairs, under the authority of the
4 following laws. All section references are to the Business and Professions Code unless otherwise
5 indicated.

6 4. Section 6775 of the Code states, in pertinent part,
7 "[T]he board may reprove, suspend for a period not to exceed two years, or revoke the
8 certificate of any professional engineer registered under this chapter:

9 "....

10 "(c) Who has been found guilty by the board of negligence or incompetence in his or her
11 practice.

12 "...."

13 5. Section 118, subdivision (b), of the Code provides that the suspension, expiration,
14 surrender or cancellation of a license shall not deprive the Board of jurisdiction to proceed with a
15 disciplinary action during the period within which the license may be renewed, restored, reissued
16 or reinstated.

17 **COST RECOVERY**

18 6. Section 125.3 of the Code provides, in pertinent part, that the Board may request the
19 administrative law judge to direct a licentiate found to have committed a violation or violations of
20 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
21 enforcement of the case.

22 **JOHN AND DEBRA B. PROJECT**

23 7. In or about July of 2006, Respondent was hired, as an independent consultant, by SPI,
24 a geotechnical and environmental services company, to act as the engineer of record for a single
25 family home re-model project. SPI was hired by the homeowners' pool contractor, Seiko Pool
26 and Spa, to conduct an investigation and prepare a report containing recommendations for the
27 design and construction of a pool and fence wall at the family residence of the homeowners John
28 and Debra B. on Costero Magestuoso in San Clemente, California.

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PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board for Professional Engineers, Land Surveyors, and Geologists issue a decision:

1. Revoking or suspending Civil Engineer License Number C 28906, issued to Abnish Chandra Amar.
2. Ordering Abnish Chandra Amar to pay the Board for Professional Engineers, Land Surveyors, and Geologists the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3;
3. Taking such other and further action as deemed necessary and proper.

DATED: 4/8/11

Original Signed

JOANNE ARNOLD
Interim Executive Officer
Board for Professional Engineers and Land Surveyors
Department of Consumer Affairs
State of California
Complainant

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