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

In the Matter of the Accusation against: )
) Case No. 1083-A
DIRK CORNELIS SLOOTEN )
3921 Oak Drive )
Clearlake, CA 95422 )
) Land Surveyor License No. L 5342,
) Respondent.
)

DECISION

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the
Board for Professional Engineers, Land Surveyors, and Geologists as its Decision in the above-
entitled matter.

In adopting this Stipulated Settlement and Disciplinary Order as its Decision, the
Board for Professional Engineers, Land Surveyors, and Geologists has reduced or otherwise
mitigated the penalty order as follows:

Condition 10 is revised as follows:

Within two and one-half (2 ½) years from the effective date of the decision, the
Respondent shall successfully complete and pass one (1) college-level land surveying course, which
must be related to the areas of violation alleged in the Accusation. Said course shall be approved in
advance by the Board or its designee. The Respondent shall provide the Board with official proof of
completion of the requisite course. For the purposes of this condition, “college-level course” means
a course offered by a community college or four-year university of three semester units or the
equivalent; it does not include seminars.

This Decision shall become effective on March 13, 2015.

IT IS SO ORDERED February 10, 2015.

Original Signed

BOARD FOR PROFESSIONAL ENGINEERS,
LAND SURVEYORS, AND GEOLOGISTS
Department of Consumer Affairs
State of California
In the Matter of the Accusation Against:

DIRK CORNELIS SLOOTEN
3921 Oak Drive
Clearlake, CA 95422
Land Surveyor License No. L 5342

Respondent.

IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-entitled proceedings that the following matters are true:

PARTIES

1. Richard B. Moore, PLS (Complainant) is the Executive Officer of the Board for Professional Engineers, Land Surveyors, and Geologists (Board). He brought this action solely in his official capacity and is represented in this matter by Kamala D. Harris, Attorney General of the State of California, by Nicholas Tsukamaki, Deputy Attorney General.

2. Respondent Dirk Cornelis Slooten (Respondent) is represented in this proceeding by attorney Robert F. Hahn, whose address is: Gould & Hahn, 2550 Ninth Street, Suite 101, Berkeley, CA 94710.
3. On or about April 22, 1983, the Board issued Land Surveyor License No. L 5342 to Respondent. The Land Surveyor License was in full force and effect at all times relevant to the charges brought in Accusation No. 1083-A and will expire on December 31, 2015, unless renewed.

JURISDICTION

4. Accusation No. 1083-A was filed before the Board and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on June 24, 2014. Respondent timely filed his Notice of Defense contesting the Accusation.

5. A copy of Accusation No. 1083-A is attached as exhibit A and incorporated herein by reference.

ADVISEMENT AND WAIVERS

6. Respondent has carefully read, fully discussed with counsel, and understands the charges and allegations in Accusation No. 1083-A. Respondent has also carefully read, fully discussed with counsel, and understands the effects of this Stipulated Settlement and Disciplinary Order.

7. Respondent is fully aware of his legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to be represented by counsel at his own expense; the right to confront and cross-examine the witnesses against him; the right to present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

8. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.
CULPABILITY

9. Respondent understands and agrees that if proven at a hearing, the charges and allegations in Accusation No. 1083-A constitute cause for disciplining Respondent’s Land Surveyor License.

10. Respondent agrees that his Land Surveyor License is subject to discipline and he agrees to be bound by the Board’s probationary terms as set forth in the Disciplinary Order below.

CONTINGENCY

11. This stipulation shall be subject to approval by the Board. Respondent understands and agrees that counsel for Complainant and the staff of the Board may communicate directly with the Board regarding this stipulation and settlement, without notice to or participation by Respondent or his counsel. By signing the stipulation, Respondent understands and agrees that he may not withdraw his agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not be disqualified from further action by having considered this matter.

12. The parties understand and agree that Portable Document Format (PDF) and facsimile copies of this Stipulated Settlement and Disciplinary Order, including Portable Document Format (PDF) and facsimile signatures thereto, shall have the same force and effect as the originals.

13. This Stipulated Settlement and Disciplinary Order is intended by the parties to be an integrated writing representing the complete, final, and exclusive embodiment of their agreement. It supersedes any and all prior or contemporaneous agreements, understandings, discussions, negotiations, and commitments (written or oral). This Stipulated Settlement and Disciplinary Order may not be altered, amended, modified, supplemented, or otherwise changed except by a writing executed by an authorized representative of each of the parties.

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14. In consideration of the foregoing admissions and stipulations, the parties agree that
the Board may, without further notice or formal proceeding, issue and enter the following
Disciplinary Order:

**DISCIPLINARY ORDER**

IT IS HEREBY ORDERED that Land Surveyor License No. L 5342 issued to Respondent
Dirk Cornelis Slooten (Respondent) is revoked. However, the revocation is stayed and
Respondent is placed on probation for three (3) years on the following terms and conditions.

1. **Obey All Laws.** The Respondent shall obey all laws and regulations related to the
practices of professional engineering and professional land surveying.

2. **Submit Reports.** The Respondent shall submit such special reports as the Board may
require.

3. **Tolling of Probation.** The period of probation shall be tolled during the time the
Respondent is practicing exclusively outside the state of California. If, during the period of
probation, the Respondent practices exclusively outside the state of California, the Respondent
shall immediately notify the Board in writing.

4. **Violation of Probation.** If the Respondent violates the probationary conditions in
any respect, the Board, after giving the Respondent notice and the opportunity to be heard, may
vacate the stay and reinstate the disciplinary order which was stayed. If, during the period of
probation, an accusation or petition to vacate stay is filed against the Respondent, or if the matter
has been submitted to the Office of the Attorney General for the filing of such, the Board shall
have continuing jurisdiction until all matters are final, and the period of probation shall be
extended until all matters are final.

5. **Completion of Probation.** Upon successful completion of all of the probationary
conditions and the expiration of the period of probation, the Respondent’s Land Surveyor License
No. L 5342 shall be unconditionally restored.

6. **Cost Recovery.** Within two and one-half (2 1/2) years from the effective date of the
decision, the Respondent shall reimburse the Board for its investigative and enforcement costs in
this matter in the amount of $6,000. Said reimbursement may be paid in installments.
7. **Examination.** Within 60 days of the effective date of the decision, the Respondent shall successfully complete and pass the California Laws and Board Rules examination, as administered by the Board.

8. **Ethics Course.** Within two and one-half (2 1/2) years from the effective date of the decision, the Respondent must successfully complete and pass a course in professional ethics, approved in advance by the Board or its designee.

9. **Notification.** Within thirty (30) days from the effective date of the decision, the Respondent shall provide the Board with evidence that he has provided all persons or entities with whom he has a contractual or employment relationship relating to professional land surveying services with a copy of the decision and order of the Board and shall provide the Board with the name and business address of each person or entity required to be so notified. During the period of probation, the Respondent may be required to provide the same notification to each new person or entity with whom he has a contractual or employment relationship relating to professional land surveying services and shall report to the Board the name and address of each person or entity so notified.

10. **Land Surveying Courses.** Within two and one-half (2 1/2) years from the effective date of the decision, the Respondent shall successfully complete and pass three (3) college-level land surveying courses, which must be related to the areas of violation alleged in the Accusation. Said courses shall be approved in advance by the Board or its designee. The Respondent shall provide the Board with official proof of completion of the requisite courses. For purposes of this condition, “college-level course” means a course offered by a community college or a four-year university of three semester units or the equivalent; it does not include seminars.
ACCESSION

I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, Robert F. Hahn. I understand the stipulation and the effect it will have on my Land Surveyor License. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board for Professional Engineers, Land Surveyors, and Geologists.

DATED: 1-9-2015

Original Signed

DIRK CORNELIS SLOOTEN
Respondent

I have read and fully discussed with Respondent Dirk Cornelis Slooten the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its form and content.

DATED: 1-9-2015

Original Signed

ROBERT F. HAHN
Attorney for Respondent
ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Board for Professional Engineers, Land Surveyors, and Geologists.

Dated: January 12, 2015

Respectfully submitted,

KAMALA D. HARRIS
Attorney General of California
FRANK H. PACOE
Supervising Deputy Attorney General

Original Signed

NICHOLAS TSUKAMAKI
Deputy Attorney General
Attorneys for Complainant
Exhibit A

Accusation No. 1083-A
BEFORE THE
BOARD FOR PROFESSIONAL ENGINEERS, LAND SURVEYORS, AND
GEOLOGISTS
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

DIRK CORNELIS SLOOTEN
3921 Oak Drive
Clearlake, CA 95422

Land Surveyor License No. L 5342
Respondent.

Complainant alleges:

PARTIES

1. Richard B. Moore, PLS (Complainant) brings this Accusation solely in his official
capacity as the Executive Officer of the Board for Professional Engineers, Land Surveyors, and
Geologists (Board), Department of Consumer Affairs.

2. On or about April 22, 1983, the Board issued Land Surveyor License Number L 5342
to Dirk Cornelis Slooten (Respondent). The Land Surveyor License was in full force and effect at
all times relevant to the charges brought herein and will expire on December 31, 2015, unless
renewed.

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JURISDICTION

3. This Accusation is brought before the Board under the authority of the following laws. All section references are to the Business and Professions Code (Code) unless otherwise indicated.

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

STATUTORY PROVISIONS

5. Section 8780 of the Code provides, in pertinent part:

"The board may, upon its own initiative or upon the receipt of a complaint, investigate the actions of any land surveyor licensed under this chapter or any civil engineer licensed under the provisions of Chapter 7 (commencing with Section 6700) who is legally authorized to practice land surveying and make findings thereon.

"By a majority vote, the board may publicly reprove, suspend for a period not to exceed two years, or revoke the license or certificate of any land surveyor licensed under this chapter or civil engineer licensed under the provisions of Chapter 7 (commencing with Section 6700) who is legally authorized to practice land surveying on any of the following grounds:

. . .

"(b) Any negligence or incompetence in his or her practice of land surveying.

. . .

"(d) Any violation of any provision of this chapter or of any other law relating to or involving the practice of land surveying.

. . .""

6. Section 8759 of the Code provides, in pertinent part:

"(a) A licensed land surveyor or registered civil engineer authorized to practice land surveying shall use a written contract when contracting to provide professional services to a client pursuant to this chapter. The written contract shall be executed by the licensed land surveyor or
registered civil engineer and the client, or his or her representative, prior to the licensed land
surveyor or registered civil engineer commencing work, unless the client knowingly states in
writing that work may be commenced before the contract is executed. . . .

...”

7. Section 8762 of the Code provides, in pertinent part:

“(b) Notwithstanding subdivision (a), after making a field survey in conformity with the
practice of land surveying, the licensed land surveyor or licensed civil engineer shall file with the
county surveyor in the county in which the field survey was made a record of the survey relating
to land boundaries or property lines, if the field survey discloses any of the following:

...”

“(4) The location, relocation, establishment, reestablishment, or retracement of one or more
points or lines not shown on any subdivision map, official map, or record of survey, the positions
of which are not ascertainable from an inspection of the subdivision map, official map, or record
of survey.

“(5) The points or lines set during the performance of a field survey of any parcel described
in any deed or other instrument of title recorded in the county recorder’s office are not shown on
any subdivision map, official map, or record of survey.

“(c) The record of survey required to be filed pursuant to this section shall be filed within
90 days after the setting of boundary monuments during the performance of a field survey or
within 90 days after completion of a field survey, whichever occurs first.

...”

8. Section 8771 of the Code provides, in pertinent part:

“(a) Monuments set shall be sufficient in number and durability and efficiently placed so as
not to be readily disturbed, to assure, together with monuments already existing, the perpetuation
or facile reestablishment of any point or line of the survey.

...”

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COSTS

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

FACTUAL BACKGROUND

Fort Bragg Project

10. On or about August 20, 2006, Respondent prepared an ALTA/ACSM\(^1\) Land Title Survey map for a property in Fort Bragg, California.

11. Although the survey map that Respondent prepared does show some existing boundary monuments, it does not show any other evidence found on the ground (e.g., record monuments, non-record monuments, improvements) that ties directly to the establishment of the property boundary being surveyed. In addition, the monuments shown on Respondent’s survey map lie in a section of land east of the range line that originally established the Fort Bragg property Respondent surveyed. These monuments are not adequate to establish the boundary of the Fort Bragg property.

12. A thorough survey of the Fort Bragg property would likely uncover additional monuments impacting the establishment of the property boundary. Respondent did not attempt to recover any additional monuments.

13. Respondent did not mark the boundary of the Fort Bragg property with sufficient durable survey monuments.

14. In his survey map, Respondent established points and lines not shown on any subdivision map, official map, or record of survey. Nonetheless, Respondent did not file a record of survey within ninety (90) days of completing the survey.

15. Respondent did not use a written contract for the surveying services he provided to his client for the Fort Bragg project.

\(^1\) ALTA stands for American Land Title Association. ACSM stands for American Congress for Surveying and Mapping.
FIRST CAUSE FOR DISCIPLINE
(Negligence)

16. Respondent is subject to disciplinary action under section 8780, subdivision (b) of the Code for negligence in that:
   a. The survey map Respondent prepared for the Fort Bragg property does not show any evidence found on the ground that ties directly to the establishment of the property boundary being surveyed.
   b. The monuments shown on Respondent’s survey map are not adequate to establish the boundary of the Fort Bragg property.
   c. Respondent did not attempt to recover additional monuments impacting the establishment of the property boundary.
   d. Respondent did not mark the boundary of the Fort Bragg property with sufficient durable survey monuments.
   e. Respondent failed to file a record of survey within ninety (90) days of completing the survey for the Fort Bragg project.
   f. Respondent provided land surveying services without using a written contract.

SECOND CAUSE FOR DISCIPLINE
(Incompetence)

17. Respondent is subject to disciplinary action under section 8780, subdivision (b) of the Code for incompetence in that Respondent failed to demonstrate knowledge of the requirements for preparing ALTA survey maps and when a record of survey is required to be filed.

THIRD CAUSE FOR DISCIPLINE
(Failure to Set Sufficient Durable Monuments)

18. Respondent is subject to disciplinary action under sections 8780, subdivision (d) and 8771, subdivision (a) of the Code in that Respondent did not mark the boundary of the Fort Bragg property with sufficient durable survey monuments.

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FOURTH CAUSE FOR DISCIPLINE

(Failure to File Record of Survey)

19. Respondent is subject to disciplinary action under sections 8780, subdivision (d) and 8762, subdivisions (b)(4) and (c) of the Code in that Respondent failed to file a record of survey within ninety (90) days of completing the survey for the Fort Bragg project.

FIFTH CAUSE FOR DISCIPLINE

(Failure to Use a Written Contract)

20. Respondent is subject to disciplinary action under sections 8780, subdivision (d) and 8759, subdivision (a) of the Code in that Respondent did not use a written contract for the surveying services he provided to his client for the Fort Bragg project.

Pittsburg Project

21. On or about August 22, 2006, Respondent prepared an ALTA/ACSM Land Title Survey map for a property in Pittsburg, California.

22. The survey map Respondent prepared shows only one existing boundary monument at a parcel corner and no other evidence found on the ground (e.g., record monuments, non-record monuments, improvements) that ties directly to the establishment of the property boundary being surveyed. The monuments shown on the survey map are not adequate to establish the property boundary.

23. A thorough survey of the property would likely uncover additional monuments impacting the establishment of the property boundary. Respondent did not attempt to recover any additional monuments.

24. Respondent did not mark the boundary of the Pittsburg property with sufficient durable survey monuments.

25. In his survey map, Respondent established points and lines not shown on any subdivision map, official map, or record of survey. Nonetheless, Respondent did not file a record of survey within ninety (90) days of completing the survey.

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26. Respondent did not use a written contract for the surveying services he provided to his client for the Pittsburg project.

SIXTH CAUSE FOR DISCIPLINE

(Negligence)

27. Respondent is subject to disciplinary action under section 8780, subdivision (b) of the Code for negligence in that:
   a. The survey map Respondent prepared for the Pittsburg property shows only one existing boundary monument and no other evidence found on the ground that ties directly to the establishment of the property boundary being surveyed.
   b. The monuments shown on Respondent’s survey map are not adequate to establish the property boundary.
   c. Respondent did not attempt to recover additional monuments impacting the establishment of the property boundary.
   d. Respondent did not mark the boundary of the Pittsburg property with sufficient durable survey monuments.
   e. Respondent failed to file a record of survey within ninety (90) days of completing the survey for the Pittsburg project.
   f. Respondent provided land surveying services without using a written contract.

SEVENTH CAUSE FOR DISCIPLINE

(Incompetence)

28. Respondent is subject to disciplinary action under section 8780, subdivision (b) of the Code for incompetence in that Respondent failed to demonstrate knowledge of the requirements for preparing ALTA survey maps and when a record of survey is required to be filed.

EIGHTH CAUSE FOR DISCIPLINE

(Failure to Set Sufficient Durable Monuments)

29. Respondent is subject to disciplinary action under sections 8780, subdivision (d) and 8771, subdivision (a) of the Code in that Respondent did not mark the boundary of the Pittsburg property with sufficient durable survey monuments.
NINTH CAUSE FOR DISCIPLINE

(Failure to File Record of Survey)

30. Respondent is subject to disciplinary action under sections 8780, subdivision (d) and 8762, subdivisions (b)(4) and (c) of the Code in that Respondent failed to file a record of survey within ninety (90) days of completing the survey for the Pittsburg project.

TENTH CAUSE FOR DISCIPLINE

(Failure to Use a Written Contract)

31. Respondent is subject to disciplinary action under sections 8780, subdivision (d) and 8759, subdivision (a) of the Code in that Respondent did not use a written contract for the surveying services he provided to his client for the Pittsburg project.

Morgan Hill Project

32. On or about August 30, 2004, Respondent prepared an ALTA/ACSM Land Title Survey map for a property in Morgan Hill, California.

33. The survey map that Respondent prepared does not show any evidence found on the ground (e.g., record monuments, non-record monuments, improvements) that ties directly to the establishment of the property boundary being surveyed. Also, the monuments shown on Respondent’s survey map are not adequate to establish the property boundary.

34. A thorough survey of the property would likely uncover additional monuments impacting the establishment of the property boundary. Respondent did not attempt to recover any additional monuments.

35. Respondent did not mark the boundary of the property with sufficient durable survey monuments.

36. Respondent did not use a written contract for the surveying services he provided to his client for the Morgan Hill project.
ELEVENTH CAUSE FOR DISCIPLINE
(Negligence)

37. Respondent is subject to disciplinary action under section 8780, subdivision (b) of the Code for negligence in that:
   a. The survey map that Respondent prepared does not show any evidence found on the ground that ties directly to the establishment of the property boundary being surveyed.
   b. The monuments shown on Respondent's survey map are not adequate to establish the boundary of the Morgan Hill property.
   c. Respondent did not attempt to recover additional monuments impacting the establishment of the property boundary.
   d. Respondent did not mark the boundary of the Morgan Hill property with sufficient durable survey monuments.
   e. Respondent provided land surveying services without using a written contract.

TWELFTH CAUSE FOR DISCIPLINE
(Failure to Set Sufficient Durable Monuments)

38. Respondent is subject to disciplinary action under sections 8780, subdivision (d) and 8771, subdivision (a) of the Code in that Respondent did not mark the boundary of the Morgan Hill property with sufficient durable survey monuments.

THIRTEENTH CAUSE FOR DISCIPLINE
(Failure to Use a Written Contract)

39. Respondent is subject to disciplinary action under sections 8780, subdivision (d) and 8759, subdivision (a) of the Code in that Respondent did not use a written contract for the surveying services he provided to his client for the Morgan Hill project.

Manteca Project

40. On or about August 30, 2004, Respondent prepared an ALTA/ACSM Land Title Survey map for a property in Manteca, California.

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41. Although the survey map that Respondent prepared does show some existing boundary monuments, it does not show any other evidence found on the ground (e.g., record monuments, non-record monuments, improvements) that ties directly to the establishment of the property boundary being surveyed. Also, the monuments shown on Respondent's survey map are not adequate to establish the property boundary.

42. A thorough survey of the property would likely uncover additional monuments impacting the establishment of the property boundary. Respondent did not attempt to recover any additional monuments.

43. Respondent did not mark the boundary of the Manteca property with sufficient durable survey monuments.

44. In his survey map, Respondent established points and lines not shown on any subdivision map, official map, or record of survey. Nonetheless, Respondent did not file a record of survey within ninety (90) days of completing the survey.

45. Respondent did not use a written contract for the surveying services he provided to his client for the Manteca project.

FOURTEENTH CAUSE FOR DISCIPLINE
(Negligence)

46. Respondent is subject to disciplinary action under section 8780, subdivision (b) of the Code for negligence in that:
   a. Other than existing monuments, the survey map Respondent prepared for the Manteca property does not show any evidence found on the ground that ties directly to the establishment of the property boundary being surveyed.
   b. The monuments shown on Respondent's survey map are not adequate to establish the boundary of the Manteca property.
   c. Respondent did not attempt to recover additional monuments impacting the establishment of the property boundary.
   d. Respondent did not mark the boundary of the Manteca property with sufficient durable survey monuments.
e. Respondent failed to file a record of survey within ninety (90) days of completing the survey for the Manteca project.

f. Respondent provided land surveying services without using a written contract.

**FIFTEENTH CAUSE FOR DISCIPLINE**

**(Incompetence)**

47. Respondent is subject to disciplinary action under section 8780, subdivision (b) of the Code for incompetence in that Respondent failed to demonstrate knowledge of the requirements for preparing ALTA survey maps and when a record of survey is required to be filed.

**SIXTEENTH CAUSE FOR DISCIPLINE**

**(Failure to Set Sufficient Durable Monuments)**

48. Respondent is subject to disciplinary action under sections 8780, subdivision (d) and 8771, subdivision (a) of the Code in that Respondent did not mark the boundary of the Manteca property with sufficient durable survey monuments.

**SEVENTEENTH CAUSE FOR DISCIPLINE**

**(Failure to File Record of Survey)**

49. Respondent is subject to disciplinary action under sections 8780, subdivision (d) and 8762, subdivisions (b)(4) and (c) of the Code in that Respondent failed to file a record of survey within ninety (90) days of completing the survey for the Manteca project.

**EIGHTEENTH CAUSE FOR DISCIPLINE**

**(Failure to Use a Written Contract)**

50. Respondent is subject to disciplinary action under sections 8780, subdivision (d) and 8759, subdivision (a) of the Code in that Respondent did not use a written contract for the surveying services he provided to his client for the Manteca project.

**Rocklin Project**

51. On or about December 10, 2009, Respondent prepared an ALTA/ACSM Land Title Survey map for a property in Rocklin, California.
52. Respondent’s survey involves boundaries revised by a lot line adjustment process that are not shown on a subdivision map, official map, or record of survey. Under these circumstances, a surveyor must file a record of survey. Respondent, however, did not file a record of survey within ninety (90) days of completing the survey.

53. Respondent did not use a written contract for the surveying services he provided to his client for the Rocklin project.

NINETEENTH CAUSE FOR DISCIPLINE  
(Negligence)

54. Respondent is subject to disciplinary action under section 8780, subdivision (b) of the Code for negligence in that:
   a. Respondent failed to file a record of survey within ninety (90) days of completing the survey for the Rocklin project.
   b. Respondent provided land surveying services without using a written contract.

TWENTIETH CAUSE FOR DISCIPLINE  
(Failure to File Record of Survey)

55. Respondent is subject to disciplinary action under sections 8780, subdivision (d) and 8762, subdivisions (b)(5) and (c) of the Code in that Respondent failed to file a record of survey within ninety (90) days of completing the survey for the Rocklin project.

TWENTY-FIRST CAUSE FOR DISCIPLINE  
(Failure to Use a Written Contract)

56. Respondent is subject to disciplinary action under sections 8780, subdivision (d) and 8759, subdivision (a) of the Code in that Respondent did not use a written contract for the surveying services he provided to his client for the Rocklin project.
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 Land Surveyor License Number L 5342 issued to Dirk Cornelis Slooten;

2. Ordering Dirk Cornelis Slooten 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: 6/17/14

RICHARD B. MOORE, PLS
Executive Officer
Board for Professional Engineers, Land Surveyors, and Geologists
Department of Consumer Affairs
State of California
Complainant