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(see  
**ORIGINAL**  
Certif. Service)

Idaho Board of  
Professional Engineers and  
Professional Land Surveyors  
JUN 14 2013

BEFORE THE IDAHO BOARD OF LICENSURE OF PROFESSIONAL  
ENGINEERS AND PROFESSIONAL LAND SURVEYORS

In the Matter of:	)	Docket No. FY 10.28
	)	
BRIAN ALLEN, P.L.S.,	)	STIPULATION
License No. L-9163	)	
	)	
Respondent.	)	
_____	)	

COME NOW the Idaho Board of Licensure of Professional Engineers and Professional Land Surveyors by and through their attorney of record for Staff of Idaho Board of Licensure of Professional Engineers and Professional Land Surveyors, Kirtlan G. Naylor of Naylor & Hales, PC, and Brian Allen by and through his attorney of record, Reed W. Larsen of Cooper & Larsen, Chartered, and hereby stipulate and agree as follows:

1. The parties acknowledge that the District Court decision vacated Counts 10 and 11 of the Complaint against Mr. Allen. That decision vacating is hereby acknowledged and the entirety of the Complaint against Mr. Allen is dismissed.

2. The parties acknowledge that substantial disputes still exist between the parties as it relates to issues for remand and reconsideration by the Board, including claims for costs and attorney fees.

3. The parties agree that in resolving all remaining issues against Mr. Allen and Mr. Allen's issues against the Board, that the Complaint will be dismissed and the previous decision by the Board is vacated.

4. Each party will bear their own costs and attorney fees for the entirety of this matter. Each party waives and indicates that all claims, causes of action, and all appeals are waived and barred.

COOPER & LARSEN, CHARTERED

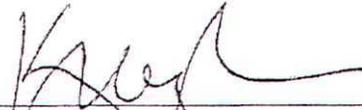
NAYLOR & HALES, PC

By



REED W. LARSEN  
*Attorney for Brian Allen*

By



KIRTLAN G. NAYLOR  
*Attorneys for Staff of Idaho Board of  
Licensure of Professional Engineers  
and Professional Land Surveyors*

Dated

6-5-13

Dated

6-5-13

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 10th day of June, 2013, I served a true and correct copy of the above and foregoing document to the following person(s) as follows:

Keith Simila, P.E.  
Idaho Board of Licensure of Professional  
Engineers and Professional Land Surveyors  
1510 E. Watertower, Suite 100  
Meridian, ID 83642  
*IPELS Executive Director*

[X] Via e-mail  
[Keith.Simila@ipels.idaho.gov](mailto:Keith.Simila@ipels.idaho.gov)

Kirtlan G. Naylor  
Naylor & Hales, PC  
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Boise, ID 83702  
*Attorneys for Staff of the Idaho Board of  
Licensure of Professional Engineers and  
Professional Land Surveyors*

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Michael J. Kane  
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*Attorneys for the Board*

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[tpresler@ktlaw.net](mailto:tpresler@ktlaw.net)

*Jamie Anderson, Araleza*

**FINAL ORDER**

Upon consideration of the Stipulation executed by the parties June 5, 2013 and all the files, records, and proceedings herein,

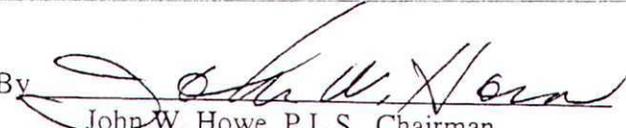
IT IS HEREBY ORDERED that all of the terms and conditions of that Stipulation are adopted and approved by the Board this 6<sup>th</sup> day of June, 2013, and that the Complaint in the above-referenced matter is DISMISSED with prejudice, and all claims, causes of action, and all appeals are waived and barred, and the previous decision by the Board is VACATED.

It is FURTHER ORDERED that each party will bear their own costs and attorney fees for the entirety of this matter.

This is a final order of the Board.

IDAHO BOARD OF LICENSURE OF  
PROFESSIONAL ENGINEERS AND  
PROFESSIONAL LAND SURVEYORS

By

  
John W. Howe, P.L.S., Chairman

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 12 day of June, 2012, I caused to be served a true and correct copy of the foregoing document by the method indicated below and addressed to the following:

Attorney for Respondent

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Board Prosecuting Attorney

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Attorney for Board

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Original Document Submitted for Retention in Board File

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