BEFORE THE
GEORGIA PROFESSIONAL ENGINEERS AND LAND SURVEYORS BOARD
STATE OF GEORGIA

Professional Licensing Boards
MAR 08 2024

IN THE MATTER OF:	)	
	)	
FREDDIE JOHN HATTAWAY	)	**DOCKET NO.** Docket Number 2024-0238
License No. LS002467	)	
	)	
	)	
Respondent.	)	

PUBLIC CONSENT ORDER

By agreement of the Georgia Professional Engineers and Land Surveyors Board ("Board") and Freddie John Hattaway ("Respondent"), the following disposition of this matter is entered pursuant to the provisions of O.C.G.A. T. 43, Chs. 1 and 15.

FINDINGS OF FACT

1.

Respondent is licensed to practice as a Land Surveyor in the State of Georgia. Respondent's license was issued on July 11, 1989, and expires on December 31, 2024.

2.

On or about January 9, 2006, a land survey by Respondent for Mrs. Edith Copeland, dated May 19, 1998, was filed and recorded in Plat Book 00007 at Page 250B in Wilcox County, Georgia. The land surveyor listed on the survey was "Southern Surveying Associates" of Milan, Georgia, and Rhine, Georgia. Violations noted for this survey include:

1) failure to provide a Certificate of Authorization (O.C.G.A. § 43-15-23.1; Board rule 180-7-.07(b)(6)).

3.

On or about September 30, 2011, a land survey by Respondent for Keith Marshall, dated September 14, 2011, was filed and recorded in Plat Book 00007 at Page 0463 in Wilcox County, Georgia. The land surveyor listed on the survey was "Southern Surveying Associates" of Milan, Georgia, and Rhine, Georgia. Violations noted for this survey include:

1) failure to provide a Certificate of Authorization (O.C.G.A. § 43-15-23.1; Board rule 180-7-.07(b)(6)).

4.

On or about April 19, 2016, Respondent created a land survey for Stanley L. Copeland that was unfiled in Wilcox County, Georgia. The land surveyor listed on the survey was "Southern Surveying Associates" of Milan, Georgia, and Rhine, Georgia. Violations noted for this survey include:

1) failure to provide a Certificate of Authorization (O.C.G.A. § 43-15-23.1; Board rule 180-7-.07(b)(6)).

5.

On or about April 29, 2016, Respondent created a land survey for Stanley L. Copeland that was unfiled in Wilcox County, Georgia. The land surveyor listed on the survey was "Southern Surveying Associates" of Milan, Georgia, and Rhine, Georgia. Violations noted for this survey include:

1) failure to provide a Certificate of Authorization (O.C.G.A. § 43-15-23.1; Board rule 180-7-.07(b)(6));

2) failure to cite adjacent owner information (Board rule 180-7-.07(d)(14));

3) failure to adequately describe corner monumentation (Board rule 180-7-.07(d)(9));

4) failure to adequately describe point of reference (Board rule 180-7-.07(d)(1));

5) failure of notes to produce angular error stated (Board rule 180-7-.07(d)(3)); and

6) failure to state compliant field closure on plat (Board rule 180-7-.07(d)(6)).

6.

On or about June 15, 2016, a land survey by Respondent for Billy Joe Milling, dated June 2, 2016, was filed and recorded in Plat Book 00007 at Page 570B in Wilcox County, Georgia.

The land surveyor listed on the survey was "Southern Surveying Associates" of Milan, Georgia, and Rhine, Georgia. Violations noted for this survey include:

1) failure to provide a Certificate of Authorization (O.C.G.A. § 43-15-23.1; Board rule 180-7-.07(b)(6));

2) failure to cite adjacent owner information (Board rule 180-7-.07(d)(14));

3) failure to adequately describe corner monumentation (Board rule 180-7-.07(d)(9));

4) failure to adequately describe point of reference (Board rule 180-7-.07(d)(1)); and

5) failure of notes to produce angular error stated (Board rule 180-7-.07(d)(3)).

7.

On or about November 15, 2016, a land survey by Respondent for Dodge County – Eastman Development Authority, dated March 7, 2016, was filed and recorded in Plat Book 40 at Page 180 in Dodge County, Georgia. The land surveyor listed on the survey was "Freddie Hattaway and Associates" of Rhine, Georgia. Violations noted for this survey include:

1) failure to provide a Certificate of Authorization (O.C.G.A. § 43-15-23.1; Board rule 180-7-.07(b)(6));

2) failure to close traverse (Board rule 180-7-.07(d)(6));

3) failure to comply with horizontal measurements rule (Board rule 180-7-.07(d)(11)(a));

4) failure to state compliant field closure on plat (Board rule 180-7-.07(d)(6)); and

5) failure to cite adjacent owner information (Board rule 180-7-.07(d)(14)).

8.

On or about November 17, 2016, Respondent created a land survey for Michael Reeves that was unfiled in Lowndes County, Georgia. The land surveyor listed on the survey was "Southern Surveying Associates" of Milan, Georgia, and Rhine, Georgia. Violations noted for this survey include:

1) failure to provide a Certificate of Authorization (O.C.G.A. § 43-15-23.1; Board rule 180-7-.07(b)(6));

2) failure to cite adjacent owner information (Board rule 180-7-.07(d)(14));

3) failure to adequately describe corner monumentation (Board rule 180-7-.07(d)(9));

4) failure to adequately describe point of reference (Board rule 180-7-.07(d)(1));

4) failure of notes to produce angular error stated (Board rule 180-7-.07(d)(3)); and

5) failure to state compliant field closure on plat (Board rule 180-7-.07(d)(6)).

9.

On or about November 30, 2016, a land survey by Respondent for Virginia Bentley, dated November 18, 2016, was filed and recorded in Plat Book 40 at Page 186 in Dodge County, Georgia. The land surveyor listed on the survey was "Freddie Hattaway and Associates" of Rhine, Georgia. Violations noted for this survey include:

1) failure to provide a Certificate of Authorization (O.C.G.A. § 43-15-23.1; Board rule 180-7-.07(b)(6));

2) failure to close traverse (Board rule 180-7-.07(d)(6));

3) failure to state compliant field closure on plat (Board rule 180-7-.07(d)(6)); and

4) failure to comply with horizontal measurements rule (Board rule 180-7-.07(d)(11)(a)).

10.

On or about December 5, 2016, a land survey by Respondent for James Durvis Coleman, Jr., Cody James Coleman, and Tiffany C. Bowen, dated November 29, 2016, was filed and recorded in Plat Book 40 at Page 188 in Dodge County, Georgia. The land surveyor listed on the survey was "Freddie Hattaway and Associates" of Rhine, Georgia. Violations noted for this survey include:

1) failure to provide a Certificate of Authorization (O.C.G.A. § 43-15-23.1; Board rule 180-7-.07(b)(6));

2) failure to cite adjacent owner information (Board rule 180-7-.07(d)(14));

3) failure to adequately describe corner monumentation (Board rule 180-7-.07(d)(9)); and
4) failure of notes to produce angular error stated (Board rule 180-7-.07(d)(3)).

11.

On or about December 27, 2016, a land survey by Respondent for Harry L. Kirkley, dated November 2, 2016, was filed and recorded in Plat Book 40 at Page 196 in Dodge County, Georgia. The land surveyor listed on the survey was "Freddie Hattaway and Associates" of Rhine, Georgia. Violations noted for this survey include:

1) failure to provide a Certificate of Authorization (O.C.G.A. § 43-15-23.1; Board rule 180-7-.07(b)(6));

2) failure to close traverse (Board rule 180-7-.07(d)(6));

3) failure to comply with horizontal measurements rule (Board rule 180-7-.07(d)(11)(a));

4) failure to state compliant field closure on plat (Board rule 180-7-.07(d)(6)); and

5) failure to cite adjacent owner information (Board rule 180-7-.07(d)(14)).

12.

Respondent waives any further findings of fact with respect to this matter.

CONCLUSIONS OF LAW

Under O.C.G.A. T. 43, Ch. 15 and § 43-1-19, the Georgia Professional Engineers and Land Surveyors Board is authorized to discipline Respondent's license to practice as a land surveyor for the conduct stated above. Respondent waives any further conclusions of law with respect to this matter.

ORDER

The Board having considered the particular facts and circumstances of this case, it is hereby ORDERED, and the Respondent hereby AGREES as follows:

1.

Respondent shall submit to the Board a fine in the amount of **Five-Thousand Dollars ($5,000.00)** for the unlicensed practice of land surveying and violations of Board rules, including, but not limited to, Ga. Comp. R. & Regs. r. 180-7-.07 (Maps and Plats). Such fine shall be payable within sixty (60) days from the effective date of this Public Consent Order. Payment shall be in the form of a cashier's check or money order made payable to the Georgia Professional Engineers and Land Surveyors Board and sent to: Georgia Professional Engineers and Land Surveyors Board, c/o Executive Director, 237 Coliseum Drive, Macon Georgia 31217. Respondent's failure to pay the fine by the sixtieth day shall subject Respondent's license to further disciplinary action, including revocation.

2.

Approval of this Public Consent Order by the Georgia Professional Engineers and Land Surveyors Board shall in no way be construed as condoning Respondent's conduct, and shall not be construed as a waiver of any of the lawful rights possessed by the Board. This Public Consent Order shall not become effective until approved and docketed by the Georgia Professional Engineers and Land Surveyors Board.

3.

Respondent acknowledges Respondent has read this Public Consent Order and understands its contents. Respondent understands that Respondent has a right to a hearing in this matter, and Respondent freely, knowingly, and voluntarily waives such right by entering into this Public Consent Order. Respondent understands that this Public Consent Order will not become effective until approved and docketed by the Georgia Professional Engineers and Land Surveyors Board. Respondent further understands and agrees that the Board shall have the authority to review the investigative file and all relevant evidence in considering this Public Consent Order. Respondent further understands that this Public Consent Order, once approved, shall constitute a public record of the Board. Respondent further understands that if this Public Consent Order is not approved, it shall not constitute an admission against interest in this proceeding or prejudice the ability of the Board to adjudicate this matter. Respondent consents to the terms and sanctions contained herein.

Approved, this 7th day of March, 2024

GEORGIA PROFESSIONAL ENGINEERS AND LAND SURVEYORS BOARD

BY: _____
TAYLOR WRIGHT, PE
President

(BOARD SEAL)

ATTEST: _____
DARREN MICKLER
Executive Director

CONSENTED TO:

_____
FREDDIE JOHN HATTAWAY
Respondent

AS TO SIGNATURE OF RESPONDENT
Sworn to and subscribed before me
this 25th day of January, 2024

_____
NOTARY PUBLIC
My commission expires: 8/13/2027

JOSEPH I MARCHANT NOTARY PUBLIC DODGE COUNTY, GA