

BEFORE THE NEBRASKA BOARD OF ENGINEERS AND ARCHITECTS

IN THE MATTER OF:	)	COMPLAINT NO.: 24.09
NEBRASKA BOARD OF ENGINEERS	)	
AND ARCHITECTS,	)	
	)	
Petitioner,	)	<b>SETTLEMENT AGREEMENT</b>
	)	
v.	)	
	)	
MANOUCHEHR HAKHAMANESHI,	)	
	)	
Respondent.	)	

COME NOW the Complainant, State of Nebraska Board of Engineers and Architects (the “Board”), and Respondent, Manouchehr Hakhamaneshi (“Hakhamaneshi”) (E-19092) and in consideration of the mutual covenants and agreements contained herein, stipulate and agree as follows:

**THE PARTIES**

1. Respondent, Manouchehr Hakhamaneshi (E-19092), is an individual who holds a license in the State of Nebraska for the practice of professional engineering.
2. Complainant, the Board, was created by the State of Nebraska to oversee the laws and rules which govern the practice of engineering and architecture in the state in order to safeguard life, health, property and promote public welfare pursuant to Neb. Rev. Stat. §§ 81-3401 – 81-3455 and Title 110 of the Nebraska Administrative Code.
3. On or about December 12, 2023, Respondent entered a Stipulated Settlement and Disciplinary Order (“Stipulated Settlement”) with the Board for Professional Engineers, Land Surveyors, and Geologists Department of Consumer Affairs State of California (“California Board”). The Stipulated Settlement was entered in resolution of an Accusation entered against

Respondent by the California Board for the cause of actions for incompetence and aiding and abetting.

4. Pursuant to the Stipulated Settlement, the California Board found, and Respondent acknowledged, that the California Board could establish a factual basis for the charges in the Accusation and Respondent gave up his right to contents those charges. In addition, the Respondent's California Civil Engineer License No. C 88083 was revoked. However, the revocation was stayed for a probationary period of thirty-five (35) months, during which Respondent was required to perform several obligations.

5. Pursuant to Neb. Admin. Code Title 110 1.19.4 the Board is required to review disclosures regarding probation of a professional engineer license in another jurisdiction.

6. Based upon such review, the Board finds that Respondent is in violation of Neb. Admin. Code Title 110 5.4.1 and 5.4.3. and is subject to Disciplinary Action pursuant to Neb. Admin. Code Title 110 5.4.3.1.

7. In an effort to resolve this matter without further formal proceedings, Respondent agrees to enter into this Settlement Agreement.

8. In the event there are any further violations of Nebraska statutes or regulations, the parties agree that the Settlement Agreement will not be construed as a legal admission by Respondent of a violation of law or regulation, except for the limited purpose as referenced in this Agreement.

9. Respondent is entitled to formal process, including a hearing as provided by law. However, the Board and Respondent have agreed by way of this Settlement Agreement to resolve this matter, without formal process, including a formal hearing. Respondent hereby

waives his right to any hearing or procedure provided by law and further waives any right to review any order entered by the Board prior to an entry of final order in this case.

10. The Board agrees it will forego prosecuting the formal action against Respondent, except, if necessary, to enforce the terms of this Settlement Agreement, if Respondent complies with the Settlement Agreement, including the following terms:

(A) Respondent's professional engineering license (E-19092) is hereby placed on probation for the time period concurrent with the California Board's probationary period of Respondent's California professional license.

(B) While under probation, Respondent shall comply with all terms of the California probation requirements and failure to properly comply with such terms will be considered a violation of this Settlement Agreement and may result in additional discipline.

(C) Respondent is charged with the costs of this matter in the following amounts:

Attorney Fees:        \$315.00

Investigative Costs: \$77.70

Total:                \$392.70

The Costs shall be paid within 30 days of Respondent's execution of this Settlement Agreement. Failure to pay the allocated costs will be considered a violation of this Settlement Agreement and may result in additional discipline.

11. Respondent voluntarily agrees to the terms of this Settlement Agreement.

12. Respondent agrees and understands that this Settlement Agreement and the terms outlined herein constitute a formal disciplinary action as allowed under the Nebraska Engineers and Architects Regulation Act Neb. Rev. Stat. 1-3401 et al and Neb. Admin. Code Title 110.


13. Respondent agrees and understands if he is found to violate any other or separate provision of Nebraska law or regulation which govern the activities of licensed professional engineers in the State of Nebraska within a period of five (5) years of executing this Settlement Agreement, the Board may consider matters referenced in this Settlement Agreement in imposing any subsequent penalty against Respondent for separate offenses.

14. Respondent agrees and understands that if he does not comply in all respects with the terms of this Settlement Agreement the Board is entitled to pursue all other remedies allowed pursuant to Nebraska law and regulations, including a separate proceeding brought against Respondent with respect to the violations alleged in the complaint.

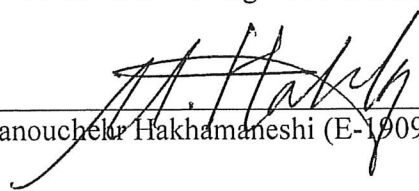
15. The parties agree and understand this Settlement Agreement is not binding unless and until it is accepted and approved by the Board.

DATED this 09 day of April 2024.

By:

  
Sean Minahan - #22342  
Special Assistant Attorney General  
Nebraska Board of Engineers and Architects

By:

  
Manoucher Hakhamaneshi (E-19092)

**BOARD APPROVAL**

The foregoing Settlement Agreement, having been signed and executed by Manouchehr Hakhamaneshi (E-19092) as well as the attorney for the Board in this particular matter, has been reviewed by the members of the Nebraska Board of Engineers and Architects, and by virtue of the signature below, this Settlement Agreement is approved by the Board.

DATED this 19 day of APRIL, 2024

By: \_\_\_\_\_

As Chair, Nebraska Board of Engineers and Architects

