

BEFORE THE WEST VIRGINIA BOARD OF PROFESSIONAL SURVEYORS

**WEST VIRGINIA BOARD OF
PROFESSIONAL SURVEYORS,**

Complainant,

v.

Case Nos. C22-05, 22-06 and 23-05

**JOHN M. GILES,
Licensed Professional Surveyor,
WV License No. 2040,**

Respondent.

FINAL ORDER

Pursuant to West Virginia Code § 30-13A-23, the West Virginia Board of Professional Surveyors (“Board”) hereby ADOPTS and incorporates by reference, in its entirety, the Administrative Law Judge’s *Findings of Fact, Conclusions of Law and Recommended Decision* issued by Administrative Law Judge Jennifer Narog Taylor, Esq. on January 17, 2024, as the Board’s Findings of Fact and Conclusions of Law in this matter. A copy of the Administrative Law Judge’s *Findings of Fact, Conclusions of Law and Recommended Decision* is attached to this Final Order.

This matter proceeded to hearing on September 18, 2023, at the Office of the West Virginia Attorney General in Charleston, West Virginia, before Administrative Law Judge Jennifer Narog Taylor, Esq. The Board appeared by Assistant Attorney General Joanne M. Vella. Respondent, John M. Giles, appeared via telephone *pro se*. The Board presented testimony and other evidence at the hearing. Respondent testified on his own behalf. The Board submitted proposed findings of fact and conclusions of law on November 17, 2023. Respondent did not submit proposed findings of fact and conclusions of law.

Based on the evidence of record, the Board has shown by a preponderance of the evidence that Respondent violated the Board's governing statutes and rules, all as more fully described in the attached Administrative Law Judge's *Findings of Fact, Conclusions of Law and Recommended Decision*.

NOW, THEREFORE, in consideration of the foregoing, the Board does hereby ORDER and DECREE as follows:

1. Respondent's license, License No. 2040, is hereby REVOKED. Respondent is ineligible to apply for licensure for a period of five (5) years from the date of entry of this Order.
2. Pursuant to West Virginia Code of State Rules § 23-5-9.5.a., Respondent shall surrender his physical license to the Board within twenty (20) days after receipt of this Order.
3. Respondent shall reimburse the Board the administrative expenses incurred in its investigation and disposition of this matter, which expenses total Two Thousand Fifty-Seven Dollars and Fifty Cents (\$2,057.50).
4. This document is a public record as defined in West Virginia Code § 29B-1-2.
5. Pursuant to West Virginia Code § 29A-5-4, Respondent may appeal this Order to the Intermediate Court of Appeals within thirty (30) days.

ENTERED this, the 22nd day of February, 2024.

WEST VIRGINIA BOARD OF
PROFESSIONAL SURVEYORS

BY: 
Sefton R. Stewart, P.S., Chairman