

BEFORE THE WEST VIRGINIA BOARD OF PROFESSIONAL SURVEYORS

**WEST VIRGINIA BOARD OF
PROFESSIONAL SURVEYORS,**

Complainant,

v.

Case No. C26-02

**FRED WOODWORTH GATES,
Licensed Professional Surveyor,
WV License No. 559,**

Respondent.

CONSENT AGREEMENT AND ORDER

NOW COME the West Virginia Board of Professional Surveyors (“Board”) and Fred Woodworth Gates (“Respondent”) for the purpose of agreeing to disciplinary action which shall be taken against Respondent in the above-referenced matters. As a means of compromise, the Board and Respondent hereby agree to resolve these matters by and through a voluntary agreement and consent to disciplinary action, with consideration given to appropriate safeguards for protection of the public.

WHEREAS, Respondent acknowledges that the Board may file a Statement of Charges alleging that he has violated certain provisions of W. Va. Code §§ 3013A-1 *et seq.* and W. Va. Code R. §§ 23-1-1 *et seq.*, and proceed to hearing and seek disciplinary action in these matters.

WHEREAS, Respondent hereby waives the filing of a formal Statement of Charges and the parties mutually desire to settle these matters without further prosecution and a formal hearing.

WHEREAS, the Board agrees and acknowledges that this agreement is a compromise of

6. Upon recommendation of the Complaint team, the Board, by majority vote at its meeting on December 16, 2025, found probable cause to believe that Respondent violated the Standards for the Practice of Surveying in West Virginia. The Board found that Respondent violated the “Surveyor-in-charge requirements” set forth in West Virginia Code § 30-13A-21(c) by performing surveyor-in-charge duties for Antrec Engineering, while being listed as surveyor-in-charge for Gates Associated, Inc., without the Board’s approval. Additionally, Respondent violated West Virginia Code §§ 30-13A-22(g)(3) and (6) and West Virginia Code of Rules §§ 23-5-6.1.g. and 23-5-9.2.c. by engaging in unprofessional conduct which placed the public at risk, by aiding or abetting Antrec Engineering’s unlicensed practice of surveying, and by associating with a firm that was engaging in fraudulent or dishonest business or professional practices.

CONCLUSIONS OF LAW

1. Respondent is a licensee of the Board, holding License No. 559, and is therefore subject to the license requirements and disciplinary rules of the Board.

2. The Board is a state entity created and governed by W. Va. Code §§ 30-13A-1 *et seq.*, and is empowered to regulate the practice of surveying in the State of West Virginia.

3. In order to carry out its regulatory duties, the Board has the power to hold a hearing and to suspend or revoke a license, reprimand a licensee, impose probationary conditions, or take other disciplinary action under W. Va. Code §§ 30-13A-5 and 30-13A-22 and W. Va. Code R. §§ 23-3-6 and 23-5-9.

4. Respondent does not contest that the Board has probable cause to charge him with one or more violations of the Board’s governing statutes and rules with regard to the allegations at issue in these matters.

2. Within six (6) months from the date of entry of this Order, Respondent shall pay an administrative fine to the Board, made payable by check, in the amount of five hundred dollars (\$500.00).

3. Within six (6) months from the date of entry of this Order, Respondent shall reimburse the Board, made payable by check, the costs of this proceeding, including, but not limited to, the administrative and legal expenses incurred by the Board in the investigation and disposition of this case in the amount of one thousand three hundred fifty-two dollars (\$1,352.00).

4. Any failure to comply with all provisions in this Consent Agreement and Order may result in additional disciplinary action, up to and including the suspension or revocation of Respondent's license to practice surveying in the State of West Virginia.

5. This document is a public record as defined in West Virginia Code § 29B-1-2.

6. This Consent Agreement and Order constitutes the entire agreement between the parties.

In recognition of this *Consent Agreement and Order*, we hereby affix our signatures.

WEST VIRGINIA BOARD OF PROFESSIONAL SURVEYORS

By:



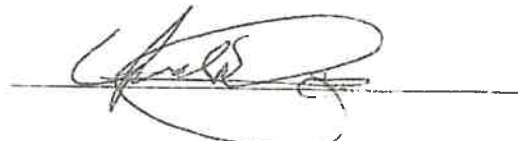
Sefton R. Stewart, P.S.
Board Chairman

Entered:

5-20-2026

Date

REVIEWED AND AGREED TO BY:



Fred Woodworth Gates, P.S.
Respondent

11 May 26
Date

This day personally appeared before me, Fred Woodworth Gates, whose name is signed to the foregoing document and who is known to me, having acknowledged before me that the statements in the foregoing document are complete, true and correct, to the best of his knowledge, information, and belief, and executed the document voluntarily on the date shown above.

Given under my hand and seal on this the 11 day of May, 2026.

My Commission expires: Dec 11, 2026

Ruth M. Knill
Notary Public

