

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK COUNTY

BOARD OF REGISTRATION OF  
PROFESSIONAL ENGINEERS  
AND LAND SURVEYORS

\_\_\_\_\_  
In the Matter of )  
Anthony Esposito )  
License No. 39782-C )  
\_\_\_\_\_ )

Investigative Intake Record No.  
2021-001026-IT-ENF

CONSENT AGREEMENT

The Massachusetts Board of Registration of Professional Engineers and Land Surveyors and Anthony Esposito ("Respondent"), do hereby stipulate and agree that the following information shall be entered into and become a permanent part of the Respondent's record maintained by the Board:


1. The Respondent agrees that this Consent Agreement ("Agreement") is entered into in resolution of the Board's investigation of a complaint filed against him, Investigative Intake Record No. 2021-001026-IT-ENF, and the Order to Show Cause issued pursuant thereto.
2. The Respondent acknowledges and admits that he is licensed as a civil engineer and not as a land surveyor; that in August of 2020 he prepared and stamped a site plan for \_\_\_\_\_ that said plan was not prepared under the direct supervision of or stamped by a licensed land surveyor; and that the Board could find said conduct to constitute unlicensed practice in violation of G.L. c. 112, §§ 65A and 81T and/ or practicing beyond the scope of his license in violation of 250 CMR 5.01(2) G.L. c. 112, § 61(1).
3. It is the desire and intent of the Respondent to resolve this matter without the need for a formal hearing before the Board. As such, the Respondent agrees to pay a CIVIL ADMINISTRATIVE PENALTY in the amount of one thousand, three hundred dollars (\$1,300.00). Said amount shall be in the form of a bank cashier's check or money order payable to the Commonwealth of Massachusetts, and shall be delivered with a signed copy of this Consent Agreement to Prosecuting Counsel Seth Henderson, Office of Prosecutions, Division of Occupational Licensure, 1000 Washington Street, Suite 710, Boston, Massachusetts 02118.
4. In addition, The Board and the Respondent agree that his license shall be placed on PROBATION for a period of five (5) years, effective the day this agreement is adopted by the Board (hereinafter "Effective Date"). Said probationary period

shall carry no restrictions on the Respondent's ability to practice for as long as he remains in compliance with the terms contained herein.

At the end of such five (5)-year period, it is the Respondent's responsibility to contact the Board in writing in order to have his license reinstated in full. Such reinstatement shall be automatic as long as no valid and substantiated complaints have been filed against Respondent, based on conduct of Respondent alleged to have occurred during such five (5)-year period. If such automatic reinstatement is denied, the reasons for such denial shall be provided to Respondent in writing and subject to M.G.L. c. 30A judicial review.

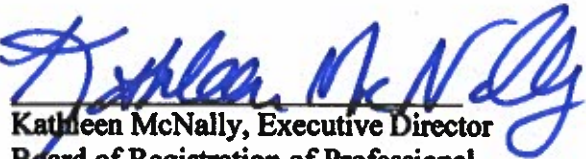
5. The Respondent agrees to comply with all requirements contained in this Consent Agreement, all state and federal laws, and all laws and regulations governing the engineering and land surveying profession in the Commonwealth.
6. The Board agrees that in return for the Respondent's execution of this Agreement, it will not further prosecute the allegations arising from its investigation of Investigative Intake Record No. 2021-001026-IT-ENF and the Order to Show Cause issued pursuant thereto.
7. The Respondent understands and agrees that entering into this Agreement is a final act, which is not subject to reconsideration, appeal, or judicial review.
8. The Respondent states that he has used legal counsel in connection with his decision to enter into this Agreement or, if he has not used legal counsel, that the decision not to do so has been one taken of his own free will.
9. The Respondent understands and agrees that after its Effective Date, the Agreement constitutes a public record and that the Board may forward a copy of this Agreement to other licensing boards and/or law enforcement entities, as well as to any other individual or entity as required by law.
10. The Respondent certifies that he has read this document entitled "Consent Agreement." He understands that he has a right to formal adjudication concerning the allegations against him and that during said adjudication he would possess the right to confront and cross-examine witnesses, to call witnesses, to present evidence, to testify on his own behalf, to contest the allegations, to present oral argument, to appeal to the courts, and all other rights as set forth in the Massachusetts Administrative Procedures Act, G. L. c. 30A, and the Standard Adjudicatory Rules of Practice and Procedure, 801 CMR 1.01 *et seq.* The Respondent further agrees that he understands that in executing this document entitled "Consent Agreement," he is knowingly and voluntarily waiving his right to a formal adjudication of the above-referenced complaint and to all of the related rights listed above.

11. The Respondent understands that this Agreement will not be effective until the Board formally approves it, and the "Effective Date" of this Agreement shall be the date it is signed by the Board.



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Anthony Esposito  
License No. 39782-C



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Kathleen McNally, Executive Director  
Board of Registration of Professional  
Engineers & Land Surveyors

January 9, 2024  
Effective Date