

STATE OF RHODE ISLAND  
DEPARTMENT OF BUSINESS REGULATION  
DIVISION OF BUILDING, DESIGN AND FIRE PROFESSIONALS  
BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS  
560 JEFFERSON BLVD  
WARWICK, RI 02886

IN THE MATTER OF:

BRIAN P. THALMANN,

RESPONDENT.

**CONSENT AGREEMENT**

The Board of Registration for Professional Engineers ("Board"), which is part of the Department of Business Regulation ("Department"), and Brian P. Thalmann ("Respondent") hereby agree that:

1. Respondent's Professional Engineer (PE) registration was revoked by order of the Department on November 30, 2010, for failure to comply with the terms of a prior consent agreement.
2. On or about August 21, 2017, in response to Respondent's inquiry the Board sent correspondence to Respondent regarding what steps would be necessary to apply for a new PE registration.
3. On or about May 17, 2021, Respondent applied to the Board for a new PE registration. Additional application materials were received on July 1, 2021.
4. On July 21, 2021, the Board reviewed the complete application and met with Respondent and his attorney during Executive Session.
  - a. The Board concluded that Respondent's application for a new PE registration fulfills the requirements of R.I. Gen. Laws § 5-8-11 in that he has an accredited 4-

year bachelor's degree in engineering, has more than 4 years of experience working under the supervision of a PE, and he successfully passed both the FE and PE national exams.


- b. Additionally, the Board was satisfied with Respondent's explanation of the facts and circumstances surrounding the prior complaints and the revocation of his original PE registration.
  - c. Considering that more than 10 years that has elapsed since Respondent was registered to practice engineering in Rhode Island, the Board feels issuing a registration through this Consent Agreement will facilitate compliance with laws applicable to the practice of engineering in Rhode Island.
5. Accordingly, the Board hereby issues Respondent a new PE registration in the Civil discipline (subject to compliance with all other statutory and regulatory requirements) provided that Respondent complies with the following conditions:
- a. Respondent shall review and comply with all laws applicable to professional engineers in this state, including by not limited to: R.I. Gen. Laws Chapter 5-8, 430-RICR-00-00-1, and R.I. Gen. Laws Chapter 23-27.3 and all regulations promulgated thereunder.
  - b. Respondent shall only practice within the civil discipline and within the scope of his expertise and competency.
  - c. Respondent shall complete twenty (20) hours of continuing education in his area of engineering expertise, including two (2) hours of continuing education in Ethics provided by the National Society for Professional Engineers ("NSPE"). Proof of completion of all 20 continuing education hours shall be provided to the Board upon completion and no later than June 30, 2023. Continuing education courses must be

taken from reputable providers and can be completed with either in-person or remotely-delivered courses.

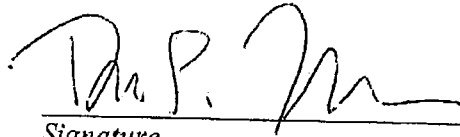
- d. If during the pendency of this Consent Agreement, a credible complaint is filed against Respondent, Respondent may be deemed in violation hereunder and the Department shall be entitled to immediately to take enforcement or other action in accordance with applicable law, including, but not limited to: revocation, suspension, and/or any such additional administrative penalties that the Department deems appropriate. In accordance with R.I. Gen. Laws § 42-35-9, Respondent shall be provided with notice and an opportunity for a hearing if the Department initiates the administrative hearing process.
6. This Consent Agreement will remain in effect until June 30, 2023. The Board reserves the right to extend the term of this Consent Agreement beyond June 30, 2023, until such time as the Board is satisfied that Respondent is competent and trustworthy.
7. Upon successful completion of the terms in this Consent Agreement, Respondent's registration will remain in effect provided it is timely renewed in accordance with R.I. Gen. Laws Chapter 5-8 and the regulations promulgated thereunder, 430-RICR-00-00-1.
8. This Consent Agreement is a public record under the Access to Public Records Act, R.I. Gen. Laws Chapter 38-2.

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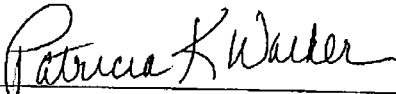
CONSENTED TO AS TO FORM AND SUBSTANCE BY:

  
\_\_\_\_\_  
*Signature*  
Donna L. Costantino  
Associate Director, Division of  
Building, Design and Fire Professionals

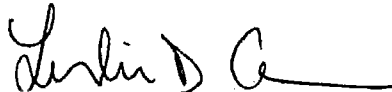
Date: 28 July 2021

  
\_\_\_\_\_  
*Signature*  
Brian P. Thalmann  
Respondent

Date: 26 JULY 2021

  
\_\_\_\_\_  
*Signature*  
Patricia K. Walker, PE  
Chair, Board of Registration for  
Professional Engineers

Date: July 28, 2021

  
\_\_\_\_\_  
*Signature*  
Leslie D. Parker, Esq.  
Counsel for Respondent

Date: July 28, 2021

CERTIFICATION

I hereby certify on this 28th day of July 2021, that a copy of this Consent Agreement was SENT BY U.S. MAIL TO:

1. Leslie D. Parker, Esq. Adler, Pollock & Sheehan, PC, One Citizens Plaza, 8<sup>th</sup> Floor, Providence, RI 02903.
2. Brian P. Thalmann, 14 Richmond Ave, Barrington, RI 02806

AND BY EMAIL TO:

1. Leslie D. Parker, Esq., [LParker@apslaw.com](mailto:LParker@apslaw.com)
2. Brian P. Thalmann, [brian@thaleng.com](mailto:brian@thaleng.com)
3. Donna L. Costantino, DBR Associate Director, [donna.costantino@dbr.ri.gov](mailto:donna.costantino@dbr.ri.gov)
4. Virginia Porter, DBR PE Board Administrator, [virginia.porter@dbr.ri.gov](mailto:virginia.porter@dbr.ri.gov)
5. Amy Stewart, DBR Deputy Chief of Legal Services, [amy.stewart@dbr.ri.gov](mailto:amy.stewart@dbr.ri.gov)

*Diane L. Paravisini*

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