



**NORTH CAROLINA BOARD OF EXAMINERS
FOR ENGINEERS AND SURVEYORS**

4601 Six Forks Rd Suite 310
Raleigh, North Carolina 27609

November 29, 2018

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**Andrew L. Ritter
Executive Director**

American Traffic Solutions, Inc.
Attn: Elizabeth Caraccialo
1150 N. Alma School Road
Mesa, AZ 85201

RE: Case No. V2018-026
American Traffic Solutions, Inc.

Dear Ms. Caraccialo:

You were previously notified that the North Carolina Board of Examiners for Engineers and Surveyors had initiated an investigation concerning charges that American Traffic Solutions, Inc. is practicing or offering to practice engineering without a license as required by G.S. 89C. You were given the full opportunity to respond and we received a response from the Deputy General Counsel of American Traffic Solutions, Inc.

After a thorough consideration of the investigative materials, the Board's Review Committee has determined that there is sufficient evidence to support the charges that American Traffic Solutions, Inc. is practicing, or offering to practice, engineering and surveying in North Carolina, as defined in G.S. 89C-3(6) & (7), without being licensed with this Board and to place the company on notice that practicing, or offering to practice, engineering or surveying in North Carolina without being licensed with the Board, is a violation of G.S. 89C-24 and 55B.

At its regular meeting on November 28, 2018 the Board concurred with the recommendation of the Review Committee, which was to place American Traffic Solutions, Inc. on notice that practicing, or offering to practice, engineering in North Carolina without being properly licensed with the Board, is a violation of G.S. 89C-23 and that practicing, or offering to practice, engineering and surveying in North Carolina, as defined in G.S. 89C-3(6) & (7), without being licensed with this Board is a violation of G.S. 89C-24 and 55B. If the company fails to come into compliance, further action may be pursued by the Board as authorized in G.S. 89C-10(c) and 89C-23 to apply to the court for an injunction. The activities include, but are not limited to, producing engineering plans for the installation of red light camera installations and producing survey data for an authoritative purpose (to be relied upon) or to a stated accuracy must be done by a licensed professional land surveyor (PLS).

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American Traffic Solutions, Inc.
Ms. Elizabeth Caraccialo
November 29, 2018
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You are hereby notified that the opinion expressed herein is not a final legal determination. An occupational licensing board does not have the authority to order discontinuance of current practices. Only a court may determine that the law has been violated or is being violated and, if appropriate, impose a remedy or penalty for the violation. Further, pursuant to G.S. 150B-4, and per Board Rule 21 NCAC 56.1205, you may have the right, prior to initiation of any court action by the occupational licensing board, to request a declaratory ruling regarding whether your particular conduct is lawful. You are further notified that any right to a declaratory ruling supplements any other legal rights that you may already have to establish the legality of your conduct with respect to the engineering services that are offered or provided.

We are available to answer questions and assist you in complying with the statutes. You may contact David S. Tuttle, Board Counsel, at dstuttle@ncbels.org or (919) 791-2000, extension 111.

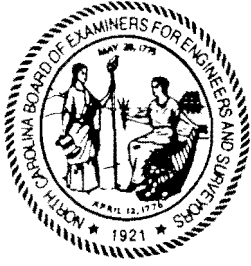
For the Board,

A handwritten signature in black ink, appearing to read "A. Ritter", written over a horizontal line.

Andrew L. Ritter
Executive Director

DST/ch

CERTIFIED MAIL – RETURN RECEIPT REQUESTED



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July 30, 2007

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Andrew L. Ritter
Executive Director

Mr. Jack L. Cozort
Parker Poe Adams & Bernstein L.L.P.
PO Box 389
Raleigh, NC 27602-0839

RE: Case Nos. V03-058 and V04-091
Redflex Traffic Systems Inc.

Dear Mr. Cozort:

As you are aware, the North Carolina Board of Examiners for Engineers and Surveyors conducted an investigation concerning charges that Redflex Traffic Systems, Inc. is practicing or offering to practice engineering in violation of G. S. 89C-24 and 55B. The earlier case with Eric Makepeace in the Culver City, California office of Reflex as our contact person was combined with the later case where you have represented the company.

After a thorough consideration of the investigative materials, the Board's Review Committee has determined that there is sufficient evidence that Redflex Traffic Systems, Inc. is in violation of G.S. 89C-24 and 55B by practicing or offering to practice engineering in North Carolina without being licensed with this Board.

At its regular meeting on July 12, 2007, the Board concurred with the recommendation of the Review Committee, which was to issue Redflex Traffic Systems, Inc. this letter to cease and desist offering to practice, or practicing engineering in North Carolina until licensed with the Board. The services provided by the company that require engineering education, training or experience in order to properly perform and protect the public are within the definition of engineering in G.S. 89C, to include the disciplines of traffic, structural and electrical engineering whether by analysis and recommendation in reports or by the production of design/construction drawings. Subcontracting all engineering to properly licensed firms is acceptable with full disclosure to

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Mr. Jack L. Cozort

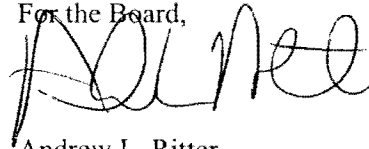
July 30, 2007

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clients and in all marketing materials, to include the website. Redflex may wish to establish a separate engineering company to meet the requirements of the Professional Corporation Act, G.S. 55B or they can contract with existing licensed engineering firms.

This letter is issued in order to close this long-opened case. Should Redflex Traffic Systems, Inc. fail to comply, further action may be pursued by the Board as authorized in G.S. 89C-10(c) to apply to the court for an injunction. Our staff will be glad to assist with the compliance. Please contact David S. Tuttle, Board Counsel, (919) 791-2000, extension 111, with any questions.

For the Board,

A handwritten signature in black ink, appearing to read "A. Ritter", written over the typed name below.

Andrew L. Ritter
Executive Director

DST/

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