

**IN THE MATTER OF THE ENGINEERS AND GEOSCIENTISTS ACT  
R.S.B.C. 1996, CHAPTER 116**

**and**

**IN THE MATTER OF JOHN ZICKMANTEL, P.Eng., Struct.Eng.**

**Engineers and Geoscientists BC File No.: T17-038**

**CONSENT ORDER**

**Background**

1. On May 15, 2018, the Association of Professional Engineers and Geoscientists of the Province of British Columbia (the "Association"), doing business as Engineers and Geoscientists BC, issued a Notice of Inquiry to John Zickmantel, P.Eng., Struct.Eng. ("Mr. Zickmantel") pursuant to section 32 of the *Engineers and Geoscientists Act*, R.S.B.C. 1996, c. 116 (the "Act").
2. The Association and Mr. Zickmantel wish to resolve this matter by way of a consent order pursuant to section 32.1 of the Act.

**Admissions**

3. Mr. Zickmantel admits the allegations as set out in the Notice of Inquiry, namely that in connection with a high-rise tower project located in Surrey, British Columbia (the "Building") in respect of which Mr. Zickmantel was tasked with and agreed to perform the independent review of the structural design of the Building, contrary to the Act, Mr. Zickmantel breached Bylaw 14(b)(4) and demonstrated unprofessional conduct by failing to:
  - (a) ensure that the staged independent review was properly documented following the completion of each stage of review by him;  
and
  - (b) ensure that the independent review was completed prior to the issuance of design documents for construction.

**Disposition**


4. This Consent Order is made pursuant to section 32.1 of the Act.
5. Mr. Zickmantel's membership in the Association will be suspended for a period of one (1) month, commencing on July 30, 2018.

6. Within 30 days of the date of this Consent Order, Mr. Zickmantel shall pay a fine in the amount of \$10,000 to the Association.
7. Mr. Zickmantel will refrain from performing any independent review of structural designs, effective from the date of this Consent Order until the successful completion of the requirement set out at paragraph 8 below.
8. Within six (6) months after the lifting of the suspension on his membership, Mr. Zickmantel will at his own expense undergo a Practice Review (General and Technical) conducted by the Association's Practice Review Committee.
9. Within six (6) months of the date of this Consent Order, Mr. Zickmantel will at his own expense complete and pass the Association's Professional Practice Examination.
10. Within six (6) months of the date of this Consent Order, Mr. Zickmantel will at his own expense complete the Association's Professional Engineering and Geoscience Practice in BC Online Seminar.
11. Within 30 days of the date of this Consent Order, Mr. Zickmantel will pay \$5,000 to the Association as a contribution to the Association's costs.
12. In the event that Mr. Zickmantel fails to comply with any of the terms of this Consent Order, his membership in the Association will be immediately suspended until every default has been remedied in accordance with the terms of this Consent Order.
13. The full text or a summary of this Consent Order will be published by the Association in print and electronic publications including on the Association's website.
14. This Consent Order has the same force and effect as an Order made under section 33(2) of the Act and may be dealt with under section 34 of the Act if conditions in the Consent Order are not met.
15. Mr. Zickmantel agrees that he has had the benefit of independent legal advice regarding this Consent Order.

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16. The Association and Mr. Zickmantel agree that this Consent Order may be executed in counterparts and delivered as an electronic document.

This Consent Order is approved and accepted by Mr. Zickmantel and the members of the Discipline Committee Review Panel this 27th day of July, 2018.



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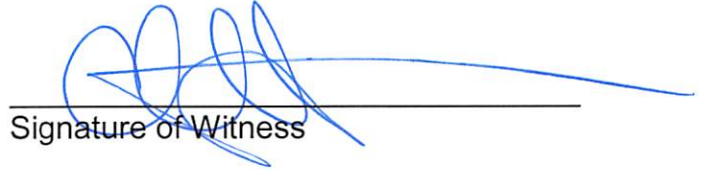
John Zickmantel, P.Eng., Struct.Eng.

*Chelsea Lewis*  
Name of Witness



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Christopher Arthur, P.Eng.  
Member, Discipline Committee



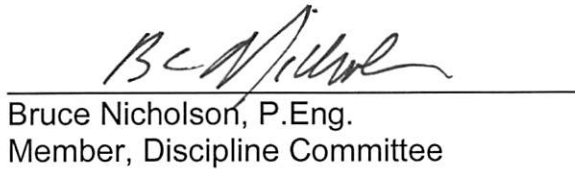
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Signature of Witness



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Roz Nielsen, P.Eng.  
Member, Discipline Committee



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Bruce Nicholson, P.Eng.  
Member, Discipline Committee