

# Consolidated Table of Contents to the Opinions of the Board of Ethical Review

<b>Case No.</b>	<b>Subject</b>
12-1	Academic Integrity—Obligation of Engineering Faculty Who Becomes Aware of Cheating
79-5	Academic Qualifications
05-12	Academics—Student Use of Previous Examinations
73-2	Advertisement, Classified—Contract Work
65-7	Advertisement, Use of Engineers' Creed in Political Advertisement
65-13	Advertisement, Use of Engineer's Name in, to Validate Findings
64-8	Advertising of Engineering Services
81-5	Advertising
62-2	Advertising of Engineering Services—Brochure
61-3	Advertising of Engineering Services—Display
59-1	Advertising of Engineering Services—Text
84-2	Advertising Services of Engineering Staff
75-2	Advertising—Announcement Cards
62-8	Advertising—Billboard
72-1	Advertising—Bold Face in Telephone Directory
61-7	Advertising—Brochure at Convention
78-8	Advertising—Calendars—Pencils
72-3	Advertising—Direct Mail Solicitation—Supplanting Another Engineer
73-5	Advertising—Directory
72-8	Advertising—Distribution of Laudatory Article
66-9	Advertising—Engineers Week Section of Newspaper
63-7	Advertising—Full Page in Newspaper
66-4	Advertising—Good Will
75-16	Advertising—Group Advertisement by Engineering Firms
10-6	Advertising—Inclusion of Material on Web Site from Former Employment
10-9	Advertising—Internet-Based Marketing Service
62-15	Advertising—Listing of Name
92-2	Advertising—Misstating Credentials
75-9	Advertising—Newsletter
17-5	Advertising—Non-inclusion of State Licenses in E-Mail Signature—Providing Engineering Advice on Social Media
16-6	Advertising—Omitting Geographic Address
12-10	Advertising—Promotion in Lieu of a Fee
60-1	Advertising—Press Release
68-9, 73-1, 77-2	Advertising—Professional Cards
96-11	Advertising—Promotional Reference to Work and Clients of Previous Employers
71-8	Advertising—Recruiting
63-3	Advertising—Repeated Use of Card
04-4	Advertising—Representations Made on Web Site
05-7	Advertising—Role of Public Officials
12-8	Advertising—Seal at No Extra Charge
79-6	Advertising—Statement of Project Success
75-4	Advertising—Testing and Engineering Laboratory
03-11	Advertising—Truthful and Non-Deceptive Statements
71-11	Advertising—Use of Brochure Tied to Professional Directory Card
04-11	Advertising—Use of Business Cards—P.E. Designation
12-4	Advertising—Use of Client Information by Third Party
15-3	Advertising—Use of Technical Information by Contractor
93-7	Agreement Not to Disclose Data, Findings, Conclusions

## **Consolidated Table of Contents to the Opinions of the Board of Ethical Review**

<b>Case No.</b>	<b>Subject</b>
77-3	Appropriate Compensation for Engineering Services
93-3	Appropriate Notification and Review of Another Engineer's Work
69-9	Approval of Engineering Plans Related to Architectural Plans Prepared by Nonregistered Persons
65-14	Assistance in Preparation of Applications under Advance Planning Act
01-8	Associating with a Firm Not Authorized to Practice
61-4	Association with Nonregistered Engineers
92-8	Attempt to Influence Prospective City/Client
75-15	Attempt to Restrain Employment of Engineer-Employees
95-7	Authorship of Article—Misleading Reference
71-5	Boycott of Public Agency Engineering Employment
80-2	Brochure of Subsidiary Firm
76-10	Brochure—Distribution through Reader Service Card
63-8, 74-8, 77-6	Brochure—Format and Content
75-6	Brochure—Text and Built-in Reply Card
71-2	Brokerage of Engineering Services
92-3	Brokerage of Engineering Services—Building Inspection Services
67-7	Certification of Plans Prior to Payment of Engineer
91-8	Certification of Work Performed by Technician
18-8	Certificate of Merit and Reviewing Work of Another Engineer
86-5	City Engineer Seeking to Retain Employees of Engineering Firm Independent of Their Firm
73-2	Classified Advertisement—Contract Work
96-10	Comments by One Engineer Concerning Another
78-7	Commission Basis of Payment under Marketing Agreement
98-8	Competence to Certify Arms Storage Rooms
94-8	Competence to Perform Foundation Design
61-5	Competition for Engineering Employment
60-2	Competitive Bidding—Professional Services
65-5	Competitive Bidding—Professional Services Integrated with Construction
60-8	Competitive Bidding—Reduction of Fees
60-7	Competitive Bidding—Reduction of Standards
71-7	Competitive Bidding—Rental of Aircraft
62-6	Competitive Bidding—Research and Development
75-1	Competitive Bidding—Salary Request in Recruiting Advertisement
74-9	Competitive Bidding—Selection Procedures
63-2	Competitive Bidding—Speculative Designs
72-7	Competitive Bidding—Study Contracts
69-7	Competitive Bidding—Submission of Project Cost
10-7	Compliance with ADA Guidelines
07-11	Confidential Information—Client's Failure to Obtain Building Permits
06-5	Confidential Information—Foundation Design Services
15-8	Confidentiality of Competitor Information Submitted to Government Agency
82-2	Confidentiality of Engineering Report
16-12	Confidentiality—Access to Competitor's Proposal
13-9	Confidentiality—Becoming Aware of Technical Information Important to the Public Health and Safety
15-7	Confidentiality—Discussion with Potential Bidding Contractor
12-3	Confidentiality—Duty to Advise Client of Subpoena
19-7	Confidentiality—Fire Investigation
01-6	Confidentiality—Records Relating to Services to Former Client
59-3, 60-5	Conflict of Interest

# Consolidated Table of Contents to the Opinions of the Board of Ethical Review

<b>Case No.</b>	<b>Subject</b>
06-7	Conflict of Interest—Accepting Real Estate as Payment for Services
94-9	Conflict of Interest—Accident Reconstruction Services
02-3	Conflict of Interest—Allegations of Bias
03-7	Conflict of Interest—Appraisal of Manufacturing Facility
14-1	Conflict of Interest—Assistant Director of Public Works—Part-Time Consulting
78-3	Conflict of Interest—Binary Service to Same Client
18-4	Conflict of Interest—Bridge Construction Inspection and Shop Drawing Preparation
18-2	Conflict of Interest—Chairman of Editorial Board of Technical Society Publication
89-6	Conflict of Interest—Chairman of Owners' Association
89-4	Conflict of Interest—Claim Review of Contractor
89-5	Conflict of Interest—Claim Services to City
92-5	Conflict of Interest—Community Service
67-12	Conflict of Interest—Consultant Service as County Engineer
01-11	Conflict of Interest—Consultant Serving as City Engineer
82-4	Conflict of Interest—Consultant to a Government Body—Member of a Local Authority
76-3	Conflict of Interest—Consultant to County Testimony Adverse to County Client
62-7	Conflict of Interest—Consultant to Governmental Body
12-5	Conflict of Interest—Consultant to Redevelopment Authority
05-10	Conflict of Interest—Design Build
16-11	Conflict of Interest—Design of Playground As Favor To Public Official
94-11	Conflict of Interest—Disclosure & Participation as Government Official on Work Related to Former Firm
13-8	Conflict of Interest—Disclosure Obligation to Parties
95-4	Conflict of Interest—Disclosure to a Client A Relationship with Another Client
83-1	Conflict of Interest—Duty of Loyalty of Terminated Employed Engr. to Employer—Misleading Brochure
04-9	Conflict of Interest—Engineer Inspecting Own Work
76-2	Conflict of Interest—Engineer Ownership of Construction Firm
87-3	Conflict of Interest—Engineer Retained by County to Inspect Project Developed by Client
94-1	Conflict of Interest—Engineer Retained by State
85-2	Conflict of Interest—Engineer Serving on Private Hospital Board and Performing Services
18-1	Conflict of Interest—Engineer Spouse as Sales Representative
10-10	Conflict of Interest—Engineer’s Out-of-State Office Providing Review of Steel Fabricator’s Work
14-7	Conflict of Interest—Engineer’s Side Business Outside of Regular Employment
94-3	Conflict of Interest—Engineering Consultant Serving as Equipment Manufacturing Sales Representative
95-6	Conflict of Interest—Engineering Services by Trustee of College
04-10	Conflict of Interest—Establishing an Environmental Services Company that Provides Services to Employer
02-9	Conflict of Interest—Expert Testimony Involving Landlord
82-6	Conflict of Interest—Expert Witness for Contractor
06-11	Conflict of Interest—Expert Witness Testimony
99-2	Conflict of Interest—Failure to Disclose Other Business Interest
09-7	Conflict of Interest—Father’s Ownership of Property Adjacent to Client
88-1	Conflict of Interest—Feasibility Study
15-1	Conflict of Interest—Former Government Official—Independent Contractor for Firm
72-2	Conflict of Interest—Free Engineering (Computers)
90-7	Conflict of Interest—Furnishing Limited Advice
91-6	Conflict of Interest—Hazardous Waste Services
02-6	Conflict of Interest—Inspection of Work in Joint Venture
02-4	Conflict of Interest—Loan from Contractor
62-21	Conflict of Interest—Member of City Council
70-6	Conflict of Interest—Member of Legislature
75-7	Conflict of Interest—Membership on Public Agency

# Consolidated Table of Contents to the Opinions of the Board of Ethical Review

<b>Case No.</b>	<b>Subject</b>
14-2	Conflict of Interest—Mining Engineer’s Review of Claims for Federal Government
74-2	Conflict of Interest—Municipal Engineer
71-6	Conflict of Interest—Nominal Ownership
97-3	Conflict of Interest—Obligations of Engineer on a Defaulted Project
16-4	Conflict of Interest—Overlapping Service Arrangements
69-8, 79-9	Conflict of Interest—Ownership of Product Firm
74-4	Conflict of Interest—Part-Time Consultant
63-5	Conflict of Interest—Part-Time Service as City Engineer
17-8	Conflict of Interest—Participating in Multiple DOT Proposals for Different Contractors
06-1	Conflict of Interest—Participation in Seminar and Reward Program for Specifying Systems
79-1	Conflict of Interest—Payment from Related Party
18-10	Conflict of Interest—Peer Reviewer Participating on Subsequent Joint Venture
17-11	Conflict of Interest—Performing Fire Investigation and Forensic Engineering Services as an Employee of a Company Owned by an Insurance Company
17-9	Conflict of Interest—Performing Forensic Engineering Services Against Wholly Owned Subsidiary After Providing Engineering Service to Another Subsidiary of Holding Company
20-03	Conflict of Interest—PEs Serving on State Licensure Boards
04-2	Conflict of Interest—Prior Employment with Vendor
17-4	Conflict of Interest—Prior Forensic Engineering Services to Defense Counsel
01-7	Conflict of Interest—Privatization of Plan Reviews
04-12	Conflict of Interest—Professional Opinions of Engineering Expert Witness
10-12	Conflict of Interest—Promotion and Tenure Process for Engineering Faculty
94-5	Conflict of Interest—Providing Both City Engineer and Inspection Services
93-6	Conflict of Interest—Providing Views on Feasibility of Project
79-4	Conflict of Interest—Public Advisory Board
02-8	Conflict of Interest—Public Employee Serving as Part-Time Consultant
67-1	Conflict of Interest—Public Employment
11-9	Conflict of Interest—Public Health and Safety—Design and Construction of House in Flood Area
14-9	Conflict of Interest—Purchase of Land Intended for Development by Client
65-15	Conflict of Interest—R&D Services for University and Private Company
80-5	Conflict of Interest—Recommendation of Former Firm
14-11	Conflict of Interest—Recusal Relating to Jointly Funded Site Development Study
94-10	Conflict of Interest—Registration Not Licensed in State
72-9	Conflict of Interest—Related Work for Two Parties
04-3	Conflict of Interest—Retiring Director of Public Works, Member of City Council
96-7	Conflict of Interest—Returning Retainer Prior to Accepting Another Assignment
15-10	Conflict of Interest—Review and Approval of Work by Subordinate
19-4	Conflict of Interest—Reviewing and Approving Engineer Offering Redesign Services
97-4	Conflict of Interest—Reviewing Own Work—Failure to Disclose Property Ownership/Relationship w/ Developer
13-1	Conflict of Interest—Role on Public Utility Board
17-1	Conflict of Interest—Selected as Conference Speaker by Former Employer
78-9	Conflict of Interest—Services on Same Project
95-9	Conflict of Interest—Services to a Village
11-5	Conflict of Interest—Serving as a Manufacturing Representative
19-5	Conflict of Interest—Serving on a Public Utility Board Selection Committee
02-12	Conflict of Interest—Serving Two Clients
99-1	Conflict of Interest—Soliciting Former Clients Through an Employee
98-11	Conflict of Interest—Specifying Equipment of Company Owned by Engineer
75-10	Conflict of Interest—Specifying Equipment of Employer
99-9	Conflict of Interest—Specifying Equipment—With Ownership Interest

# Consolidated Table of Contents to the Opinions of the Board of Ethical Review

<b>Case No.</b>	<b>Subject</b>
06-10	Conflict of Interest—Spouse as Employee of Vendor
07-1	Conflict of Interest—State Engineer – Village Road
69-13	Conflict of Interest—Stock and Land Ownership
01-2	Conflict of Interest—Third Party Developer
76-9	Conflict of Interest—Turnkey Procedure
80-6	Conflict of Interest—Use of Former Public Employee
72-2	Conflict of Interest—Use of “Free Engineering” from Manufacturer
01-5	Conflict of Interest—Utility Audits for City
66-5	Conflict of Interest—Wife's Investment in Project
63-6	Conflicting Engineering Opinions
00-4	Confronting Former Employee for Improper Conduct
93-5	Contingency Fees—Director Services Re: Litigation
00-10	Contingency Fees—Engineer/Attorney Hiring Engineering Expert
81-1	Contingent Contract
77-4	Contingent Contract—Engineer Retained on Speculative Basis
91-2	Contingent Contract—Errors and Omissions
76-11	Contingent Contract—Fee Dependent on Lower Construction Cost
77-12	Contingent Contract—Industrial Design
66-12	Contingent Contract—Public Work
68-5	Contingent Contract—Repurchase of Report
69-2, 77-10	Contingent Contract—Value Engineering
65-4, 75-8	Contingent Fee Contract
73-4	Contingent Fee—Fee Based on Savings to Client
66-11	Contingent Fee in Lawsuit
83-2	Contingent Fees
67-8	Contingent or Free Engineering for Indigent Client
77-6	Continued Practice under No-Competition Agreement
18-12	Contracts—Fiduciary Duty
66-8	Contractual Relationship between Engineers
78-4	Contribution to Public Works Promotion Committee
93-1	Copycat
97-12	Copyright—Duty to Report Violation of Copyright Licensing Agreement
99-13	Copyright—Duty to Report Violation of Copyright Licensing Agreement <i>(Review &amp; Reconsideration of Case No. 97-12)</i>
08-11	Copyright—Using Unlicensed Proprietary Software to Create a New Software Product
71-1	Credit for Engineering Work—Cover Sheet and Advertisement for Bids
92-1	Credit for Engineering Work—Design Competition
17-12	Credit for Engineering Work—Establishing Own Firm—Material on Website
07-4	Credit for Engineering Work—Implied Responsibility
08-9	Credit for Engineering Work—Preparation of Grant Application
92-7	Credit for Engineering Work—Research Data
13-6	Credit for Engineering Work—Research Team Technical Conference Participation
84-1	Criticism of Another Engineer
67-10	Criticism of Engineering in Products
69-10	Criticism of Other Engineer Through Accrediting Report
89-2	Declining Employment After Acceptance
81-3	Demand for Promotion Based on Transfer of Contract
80-3	Designation of Engineering Firm by Public Agency
66-12	Designing to a Fixed Budget
95-1	Design/Build—Possible Compromise of Professional Judgment
11-6	Design/Build Dilemma: “Rubber Stamping” Request

# Consolidated Table of Contents to the Opinions of the Board of Ethical Review

<b>Case No.</b>	<b>Subject</b>
62-14	Disbarment from Another Profession
94-7	Disclosure of Client Information to Insurance Company
05-2	Disclosure of Information to Peer/Employee of Competitor
08-5	Disclosure of Observations During Earlier Employment
19-1	Disclosure of Personal Information
65-2	Disclosure of Previous Work
87-2	Disclosure of Previous Work by Consultant
61-8	Disclosure of Technical Process of Former Employer
03-2	Disclosure of Work for Former Employer—Request for Information After Change of Employment
99-7	Disclosure—Advising Client to Exercise Judgment When Disclosing Information to Engineer
04-1	Disclosure—Engineer’s Obligation to Disclose Work Performed Offshore
09-11	Discovering Embedded Comments in Electronic Documents Damaging to Adversary
70-5	Dispute Between Engineers in Public Service
15-5	Drawings, Plans, and Specifications for Industrial Processing Facility
77-2	Dual Use of Business Card
17-6	Duty of Engineer Not to Interfere with Building Approval Process in Fee Dispute
88-4	Duty of Engineer to Provide Owner With Drawings
00-11	Duty of Engineer Regarding Inspection of Client’s Work Involved in Inspection and Reanalysis
97-11	Duty to Disclose Disciplinary Complaint to Client
15-9	Duty to Provide Recommendation Based on Objective and Factual Information
09-9	Duty to Report Impaired Colleague
09-2	Duty to Report Improper Conduct by Management
09-1	Duty to Report Observations to Higher Management
89-7	Duty to Report Safety Violations
97-13	Duty to Report Unrelated Information Observed During Rendering of Services
98-9	Duty to Report Unsafe Conditions/Client Request for Secrecy
02-11	Duty to Report Violation—Anonymous Complaint
83-4	Employee Termination of Employment—Job Shop
99-6	Employee’s Failure to Inform Employer of New Employment with Employer’s Vendor
64-2	Employer Restrictions on Outside Practice
07-7	Employment Agreement—Arrangements Between Firms
07-5	Employment Agreement—Obligation of Subconsultant
68-8	Employment in Subprofessional Capacity
78-2	Employment of Former Convicted Engineer
62-4	Employment of Sales Representative
99-5	Employment Practices—Soliciting Competitor’s Employees
95-8	Employment Practices—Use of Misleading Ad in Connection with an Affirmative Action Procedure
11-8	Employment—Awareness of Possible Financial Improprieties
10-3	Employment—Cash Door Prize
06-9	Employment—Employee/Employer Files
01-10	Employment—Expense Paid Trip by Prospective Employer
03-6	Employment—Duty to Disclose Revocation of Contractor License
10-2	Employment—Duty to Inform Employer of Outside Practice
99-3	Employment—Failure to Disclose Details of Outside Business
14-3	Employment—Failure to Provide Notice as Reason to Deny Employment Verification
01-12	Employment—Information Gained from ABET Visitation
08-6	Employment—Obligations of Engineer Concerning Employment Information
00-9	Employment—Offer of Employment by Vendor
01-1	Employment—Questioning Ability of Former Employer to Meet Client’s Expectations
16-9	Employment—Reassignment to Another Location



# Consolidated Table of Contents to the Opinions of the Board of Ethical Review

<b>Case No.</b>	<b>Subject</b>
12-2	Employment—Recommending Termination of Employment
87-1	Employment—Refusal to Accept Reassignment
13-10	Employment—Refusing to Return Copies of Work to Former Firm
17-2	Employment—Transitioning from One Employer to a Competing Employer
03-9	Employment—Unionization of Field Technicians and Testing Personnel
91-1	Employment—Withdrawal of Offer
65-1	Endorsement of Competitive Products or Service
73-9	Endorsement of Project by Local Chapter
62-16	Engagement in Engineering and Nonengineering Activities
62-1	Engineer Checking the Work of Another Engineer
91-3	Engineer Employee's Refusal to Provide Report
62-5	Engineer Membership in Labor Union
86-6	Engineer Misstating Professional Achievements on Resume
74-6	Engineering and Nonengineering Services by Same Firm
13-3	Engineering Judgment Overruled—Faulty Workmanship
95-2	Engineering Research—Client Changes to Report
64-11	Engineering Services included as part of Material Promotion and Sales
91-5	Engineering Student Serving as Consultant to University
95-10	Engineering Titles—Use of Engineering Title by Non-Engineers
09-3	Engineer's Approval of Testing Design
65-7	Engineers' Creed—Use in Political Advertisement
66-1	Engineers' Criticism of Fees
85-6	Engineer's Disclosure of Potential Conflict of Interest
84-4	Engineer's Dispute with Client Over Design
93-4	Engineer's Duty as Interpreter of Contract Documents
85-5	Engineer's Duty to Report Data Relating to Research
09-4	Engineer's Duty to Report Government Contract Violations
67-9	Engineers' Endorsement of Contractors
15-12	Engineer's Obligation to Consider Feasible Options
84-5	Engineer's Recommendation for Full Time, On-Site Project Representative
13-5	Engineer's Recommendation of Contractor—Outstanding Accounts Receivable
86-3	Engineer's Proposal to Act as Arbitrator in Owner/Engineer Disputes
79-2	Environmental Concerns
76-4	Environmental Standards—Public Welfare—Knowledge of Information Damaging to Client's Interest
20-06	Equipment Design Certification—Plan Stamping
75-3	Ethical Association with Other Engineers
73-3	Ethical Conduct by Engineer—Members of Public Body
06-8	Ethical Obligations as a Member of the U.S. Military
62-10	Exclusive Right to Serve Client
74-5	Exhibit at Association Meetings
61-7	Exhibit at School Convention
79-3	Exhibit at Trade Show
90-3	Expert Testimony in State Where not Registered
71-4	Expert Testimony Report and Redesign by Another Engineer
13-12	Expert Witness—Accepting a Position with an Engr. Firm that Represented an Adverse Party in Litigation
90-2	Expert Witness—Accusation of Professional Conduct
10-4	Expert Witness—Agreement Limiting Engineer from Working for Competitors
00-7	Expert Witness—Agreement to Refuse to Testify
19-3	Expert Witness—Chair of Standards and Safety Committee
13-2	Expert Witness—Conflict with Attorney

# Consolidated Table of Contents to the Opinions of the Board of Ethical Review

<b>Case No.</b>	<b>Subject</b>
02-1	Expert Witness—Criminal Prosecution
07-12	Expert Witness—Disclosure of Interests Represented
16-7	Expert Witness—Discovery of New Data Following Submission of Report
13-4	Expert Witness—Engineer’s Confidentiality and Non-Disclosure Agreement
00-6	Expert Witness—Formerly for Utility Now Testifying for Consumer
10-11	Expert Witness—Interested Party
03-1	Expert Witness—Material Inadvertently Sent by Opposing Counsel
13-7	Expert Witness—Participation in an Expert Witness Consulting Network
74-11	Expert Witness—Patent Ownership
12-12	Expert Witness—Privy to Earlier Statement by Opposing Counsel
11-2	Expert Witness—Reimbursement of Payment Advance
98-7	Expert Witness—Services
17-10	Expert Witness—Serving Both Parties and Splitting Fees
03-12	Expert Witness—Special Consultation Jointly Paid by Parties
11-10	Expert Witness—Working for a Law Firm Client Involved in Litigation With a Former Law Firm Client
06-2	Expert Witness Testimony—Confidential Information
06-3	Expert Witness Testimony—Employee of Contractor Association
06-6	Expert Witness Testimony—Refusal to Serve as an Expert Witness
03-8	Expert Witness Testimony—Regarding Former Employer
98-4	Expert Witness Testimony—Serving Plaintiffs and Defendants
90-1	Expropriation of Money by State Society Treasurer
05-4	Failure to Disclose Full Impact of Development
95-5	Failure to Include Information in Engineering Report
90-5	Failure to Report Information Affecting Public Safety
05-3	Failure to Respond to Client
77-9	Favoritism in Award of Engineering Contract
66-2	Fee Credit for Preliminary Design
11-11	Fee Dispute—Forensic Study Dependent Upon Work of Engineer in Dispute with Client
68-2	Fee For Second Use of Plans
62-13, 80-1	Fees
65-6	Fees for Repetitive Work
14-10	Former Employee’s Credit for Engr. Work—Use of Former Employer’s Firm Name & “Statement of Firm Principles”
97-2	Former Employer Establishing a New Firm—Soliciting Former Clients After a Period of Time Has Elapsed
59-3, 64-11	Free Engineering
72-2	Free Engineering (Conflict of Interest—Free Engineering)
67-2	Free Engineering on Municipal Project
67-6	Free Engineering—Overseas
76-8	Free Engineering—Preliminary Sketch and Cost Estimate of Facility
67-3	Furnishing Copies of Plans for Municipal Client
87-5	Gift—Complimentary Seminar Registration
04-7	Gift—Charity Fundraiser Raffling Off Vendor Invitation to Seminar at Resort Location
87-4	Gift—Sharing of Hotel Suite
79-8	Gift to Public Official
60-9	Gifts
12-9	Gifts and Marketing—Engineering Ethics Course
81-4	Gifts to Engineers
76-6	Gifts to Foreign Officials
96-5	Gifts to Foreign Officials
98-2	Gifts to Foreign Officials—Application of Code of Ethics to Non-U.S. Engineers
20-05	Gifts—Mining Safety Boots



# Consolidated Table of Contents to the Opinions of the Board of Ethical Review

<b>Case No.</b>	<b>Subject</b>
12-6	Gifts—Passes to Industry Trade Show
05-6	Gifts—State Department of Transportation Employees
81-6	Grievance Procedure
75-16	Group Advertisement by Engineering Firms
63-1	Hiring Employee of Another Firm
68-10	Hiring Employees of Another Firm
79-9	Identification of Firm Ownership—Specification of Products of Owner
65-11	Identification of Society Affiliation in Commercial-Promotion
63-10	Improper Association
86-1	Improper Solicitation of Work—Business Consortium
99-8	Incomplete Plans and Specifications—Engineer, Government, and Contractor Responsibilities
91-7	Indemnification—Product Specification
93-8	Indemnification—Use of for Pollution Services
20-01	Job Qualifications—Disclosure of Material Fact
85-1	Joint Authorship of Paper
74-7	Letterheads—Promotional Statements
99-12	Licensure Reference
15-6	Licensure—Engineer Intern as Project Lead
19-6	Licensure—Out of State Services
93-9	Litigation—Providing Support Services to Attorney
67-5	Liquidated Damage Clause
79-5	Mail-Order Academic Degrees
09-6	Making Changes to the Work of Another Engineer
69-12	Mandatory Patent Assignment
91-4	Marketing Survey by Engineering Firm
00-1	Misrepresentation/Misappropriation of Another Engineer's Work
96-1	Misrepresentation of a Business Relationship
91-9	Misrepresentation of Education
90-4	Misrepresentation of Firm's Staff
15-2	Misrepresentation—Changes Made to Engineer's Report
14-6	Misrepresentation—Charging of Engineer's Time to a Budget Unrelated to Engineer's Work
19-12	Misrepresentation—Claiming Credit for Work of Former Employer
18-3	Misrepresentation—Obligation to Report/Impact on Client
97-8	Misrepresentation—Retired P.E. Using P.E. Designation
06-4	Misrepresentation—Unlicensed in State in Which Services are Performed
00-8	Modification of Code Report Relating to Nuclear Facility Chiller Design
86-4	Modification of Signed and Sealed Plans by Other than Responsible Engineer
14-5	Modifications of Engineer's Scope of Work Memorandum for Engineering Study for Client
63-9	Monthly Publications by Firms
66-3	Name of Engineer on Building
62-17	Name of Firm
74-1	Name of Firm on Baseball Uniforms
84-3	Name of Firm—Use by Successor Principals
78-1	Name of Nonengineer in Professional Corporation
62-11	Names of Engineers on Letterheads
78-6	Naming of Staff Engineer in Firm as Inducement for Contract
69-11	Negotiation of Per Diem Fee
76-1	Non-Use of Assigned Work by Engineer Employee
16-8	Objectivity and Truthfulness—Previously Encountered Site Conditions
19-9	Objectivity and Truthfulness—Professional Reference Policy

# Consolidated Table of Contents to the Opinions of the Board of Ethical Review

<b>Case No.</b>	<b>Subject</b>
18-11	Objectivity and Truthfulness—Use of Drone
85-4	Objectivity of Engineer Retained as Expert
10-1	Obligation to Communicate in an Appropriate Manner
14-8	Obligation to Former Employer and Former Client Following Acceptance of Position with State
77-7	Obligation to Write Letter of Recommendation for Other Engineers
70-2	Operation of Related Business for Nonprofessional Services
65-12	Participation in Production of Unsafe Equipment
82-7	Participation in Professional and Technical Societies—Ethical Duty of Employer and Employee
84-6	Participation in Protest Action as Part of a Political Campaign
74-3	Participation in Strike by Publicly Employed Engineers
80-4	Participation of Engineer with Competing Firms for Same Contract
62-19	Part-Time Services
01-4	Patents—Dispute Over Right to Specify
74-11	Patents—Expert Witness—Patent Ownership
68-1	Patents—Nondisclosure to Employer
69-12	Patents—Mandatory Patent Assignment
18-6	Patents—Potential Infringement in Foreign Country
89-3	Paying Manufacturer to Prepare Drawings
81-2	Payment for Employment
19-2	Payment of Fee Due Tied to Charitable Contribution
64-4	Payment of Fee for Work Performed by Others
83-5	Payment of Fee to Landscape Architect Above True Value of Work in Order to Receive Leads
97-10	Payment of Referral Fee for Being Selected by Engineer
76-13	Peer Evaluation of Faculty Members under Collective Bargaining Agreement
96-8	Peer Review—Confidentiality Agreements
70-4	Performance of Nonprofessional Services during Strike
68-7, 75-5	Personal Misconduct
63-4	P.E. Rating of Engineering—Construction Firms
05-8	P.E. Reference to Expired License
85-3	P.E. Requirement for County Surveyor Position
94-12	P.E. Requirement for State Agency Position
68-4	Pirating of Employees
75-11	Plagiarism
74-10	Political Announcement on Firm Stationery
75-14	Political Candidacy—Criticism of Other Engineers
62-12, 73-6, 88-2	Political Contributions
75-13	Political Contributions to Political Action Committee
06-12	Political Contributions—Fundraising Barbeque
76-12	Political Contributions—Solicitation by Retained Consultant
66-6	Political Influence in Award of Contract
69-1	Political Influence to Secure Contract
66-12	Posting of Performance Bond by Engineer
78-5	Post-Interview Change in Joint Venture Team
60-6	Practice in Other than Major Field
59-3	Preferential Treatment of Building Materials
58-1	Procurement of Engr. Contract as Consultant While Employed by Public Agency on Related Subject Matter
64-12, 77-2	Professional Affiliations in Cards and on Letterheads
02-5	Professional Competence in Current Structural Design
09-8	Professional Competence—Design of Processing Facility Plumbing System
09-12	Professional Competence—Environmental Issues

# Consolidated Table of Contents to the Opinions of the Board of Ethical Review

<b>Case No.</b>	<b>Subject</b>
16-3	Professional Selection—Receipt of Submission Beyond the Published Deadline
94-2	Professional Service Contract Negotiations
65-10	Promotion of Engineering Services—Hospitality Suites
65-17, 72-3	Promotion of Services through Direct Mail Solicitation
70-1	Promotional Distribution of Planning Report
03-10	Promotional Effort—Publication of a Book
95-3	Promotional Efforts—Providing Referral Fees to a Contractor
82-1	Promotional Letters
76-7	Promotional Letter—Emphasis on Non-Insurance of Other Firms
75-12	Promotional Seminar
04-5	Protection of the Public Health and Safety—Obligations of Engineer Relating to Environmental Concerns
80-1	Protest of Low Fee Proposal
09-5	Providing Appropriate Credit to Authors in Publication
99-4	Providing Design to Client’s Competitor
12-7	Providing Engineering Advice Via Web Portal
89-1	Providing Prime Professional and Design Services
72-6	Providing Services to Ultimate Client
79-3	Public Communications—Exhibit at Trade Show—Tour of Construction Site
88-7	Public Criticism of Bridge Safety
04-6	Public Criticism—Comments Made at Engineering College
79-2	Public Criticism—Environmental Concerns
19-8	Public Criticism—Parody
65-9	Public Criticism of Proposed Public Highway Route
67-11	Public Disclosure of Names in BER Case
18-5	Public Health and Safety—Boiler Valves and Switches
18-9	Public Health and Safety—Building Codes to Address Environmental Risk
98-5	Public Health and Safety—Code Enforcement
13-11	Public Health and Safety—Delay in Addressing Fire Code Violations
15-4	Public Health and Safety—Development of Computer Code
15-11	Public Health and Safety—Engineer’s Duty to Adhere to Codes, Standards and Guidelines
14-4	Public Health and Safety—Failure of Company Employees to Follow Design & Construction Specs.
07-10	Public Health and Safety—Knowledge of Potentially Dangerous Condition
19-10	Public Health and Safety—Observed Structural Defects and Inspection by County Building Official
10-5	Public Health and Safety—Observing Off-Site Safety Issues
12-11	Public Health and Safety—Scaffolding for Highway Ramp
07-8	Public Health and Safety—Sealing of Bridge Investigation
07-3	Public Health and Safety—Warranty Inspections
08-12	Public Health, Safety and Welfare—Compliance with Fire Code
17-3	Public Health, Safety and Welfare—Discovery of Structural Defect Affecting Subdivision
20-04	Public Health, Safety and Welfare—Drinking Water Quality
16-5	Public Health, Safety and Welfare—Driverless/Autonomous Vehicle
17-7	Public Health, Safety and Welfare—Engineering Standards
16-10	Public Health, Safety and Welfare—Former Employee’s Participation in a Public Safety Standards Hearing
16-1	Public Health, Safety and Welfare—Water Testing Equipment
07-9	Public Office—Ownership of Engineering Firm
07-2	Public Statements—Engineering Society President
00-5	Public Welfare—Bridge Structure
04-8	Public Welfare—Client Action Following Engineer’s Services
08-10	Public Welfare—Design of Medical Equipment
92-4	Public Welfare—Duty of Government Engineer

# Consolidated Table of Contents to the Opinions of the Board of Ethical Review

<b>Case No.</b>	<b>Subject</b>
92-6	Public Welfare—Hazardous Waste
76-4	Public Welfare—Knowledge of Information Damaging to Client's Interest
08-1	Public Welfare—Software Security
03-3	Public Welfare—Structural Deficiency
67-4	Publication of Combined Directory of Firms and Fee Guide
61-10	Quality of Product
08-2	Quality of Products—Defective Chips
95-11	Receipt of Rebate Check from a Vendor
61-6	Recognition of Coauthors
63-11	Recommendation of Personnel
77-7	Recommendation—Obligation To Write Letter of
08-4	Recommendation Regarding Mitigation of Electromagnetic Field (EMF) Exposure
08-3	Recommendations Regarding Data Misrepresentations
00-2	Reconciling Design Drawings and Record Drawings
60-4	Recruiting Engineers
75-1	Recruiting Engineers—Salary Request in Recruiting Advertisement
82-3	Recruitment—Finder's Fee
69-5	Recruitment—Incentives to Staff
69-3	Recruitment—Use of Third Party
01-9	Reference—Quid Pro Quo
96-9	Reference to “Member” of Professional Society
96-3	Refusing to Sign/Seal Construction Documents
11-3	Registration—Canadian Firm’s Noncompliance with Engineering Licensure Law
14-12	Registration—Expressing Professional Opinion Without Being Licensed
93-2	Registration—Implying Registration in Another State
11-7	Registration—Obtaining Professional References
64-1	Registration Seal—Use in Advertisement
78-10	Related Services for Private Party Following Public Employment
66-10	Representation by Sales Organization
20-02	Responsible Charge and Sealing Drawings
97-1	Responsible Charge—Working Part-Time for Firm
61-9, 65-12, 76-4	Responsibility for Public Safety
72-5, 88-3	Restrictive Employment Agreement
97-9	Restrictive Employment Agreement—Crossing Out References
00-12	Review by Engineer of Work of Design Engineer for Client
68-11	Review of Architect's Plans
62-20	Review of Engineering Drawings
76-1	Review of Engineering Work by Non-registered Engineer; Non-Use of Assigned Work by Engr. Employee
79-7	Review of Original Engineer's Design
99-10	Reviewing and Redesigning the Work of Another Engineer
11-12	Reviewing Work of Another Engineer and Thereafter Performing Engineering Services for Client
83-6	Reviewing Work of Another Where Former Engineer is in Litigation With Client
02-7	Revision to Subconsultant’s Work
68-12	Sale of Plans to Conflicting Party in Interest
65-16	Seal of Engineer on Plans
75-8	Selection of Engineers—Finders’ Fee—Contingent Contract
64-3	Selection of Firm
10-8	Selection of Firm—FOIA Request
03-4	Selection of Firm—Grant Money
08-8	Selection of Firm—Promise of Future Engineering Work on Public Project

# Consolidated Table of Contents to the Opinions of the Board of Ethical Review

<b>Case No.</b>	<b>Subject</b>
03-5	Selection of Firm—Promotion of Software Firm’s Product
77-8	Selection of Former Member of Selection Team for Promotion
68-3	Services Pertaining to Same Work
64-10	Services to Joint Client
00-3	Services—Same Services for Different Clients
98-1	Serving as Design Engineer and General Contractor
64-7	Signature of Responsible Engineer on Plans
97-5	Signing a Confidentiality Agreement—Duty to Disclose Danger to the Public Health
94-6	Signing and Sealing Another Engineer's Plan
97-7	Signing and Sealing Documents Following Company Reorganization
18-7	Signing and Sealing of Documents—Electronic Seal and Signature
16-2	Signing and Sealing of Documents—Fire Sprinkler Layout Drawings
02-2	Signing and Sealing of Work—Making Changes
86-2	Signing and Sealing Plans Not Prepared by Engineer
11-1	Signing and Sealing Subcontractor’s Calculations
19-11	Signing and Sealing—Manufacturer’s Drawings
88-5	Signing of Drawings by Engineer in Industry
96-4	Software Design Testing
05-9	Solicitation, Networking, and Referral Organization
73-8	Solicitation of Business by Mail
87-6	Solicitation of Recommendation—Use of Form Letter
71-7	Solicitation of Support for Political Candidate
72-10	Soliciting Clients of Former Employer—Hiring Employees of Former Employer
66-7	Sponsorship of Social Hour
08-7	Statements—Client Misrepresentation of Scope of Engineering Services
72-11	Statements in Employee Resume
05-5	Statements Made During Negotiations
74-3	Strike—Participation in by Publicly Employed Engineers
70-4	Strike—Performance of Nonprofessional Services during
60-3	Subprofessional Services by P.E.
62-18, 64-9	Supplanting Another Engineer
72-4	Supplanting Another Engineer—Employee Participation—Registration—Adverse Comments on Applicant
73-7	Supplanting Another Engineer—Indefinite Contract
71-10	Supplanting Another Engineer—Nonpayment
65-8	Supplanting Another Engineer—Out-of-State Firm
77-11	Supplanting—Promotion of Work by Former Employees
76-5	Supplanting—Use of Second Engineer after Bankruptcy of Client
07-6	Sustainable Development—Threatened Species
64-6	Taking Fee in Corporate Stock
79-10	Taking Over Clients of Former Employer
59-2	Termination of Engineer's Services and Retention of Different Engineer for Same Work
94-4	Testimony Re: Safety Standards
79-3	Tour of Construction Site
76-9	Turnkey Procedure
70-3	Unauthorized Use of Drawings of Other Firm
99-11	Use of Alleged Hazardous Material in a Processing Facility
77-5	Use of Another's Project Study
90-6	Use of CADD System
98-3	Use of CD-ROM for Highway Design
92-9	Use of Disadvantaged Firm After Learning of Impropriety

## **Consolidated Table of Contents to the Opinions of the Board of Ethical Review**

<b>Case No.</b>	<b>Subject</b>
65-13	Use of Engineer's Name in Advertisement to Validate Findings
05-11	Use of Existing Work for Another Client
96-6	Use of Guide Specification as a Design Specification
69-6	Use of P.E. Designation for Employment Service
01-3	Use of P.E. Designation—Not Licensed in State in Which Complaint is Filed
61-1	Use of P.E. Seal on Political Advertisement
77-1	Use of Sales Organization on Basis of Stipulated Payments and Percentage of Contract Amount
98-6	Use of Slogans in Political Campaigns, Etc.
96-12	Use of Specific Indemnification Clause for Hazardous Waste Services
97-6	Use of Title “Engineer”—Refusing to Sign/Seal Documents
83-3	Using Technical Proposal of Another Without Consent
68-8	Utilization—Employment in Subprofessional Capacity
68-6	Value Engineering
69-2, 77-10	Value Engineering—Contingency Fee
11-4	Vendor’s Payment of Engineer’s Travel Expenses & Influence Over Engineer’s Presentation at Ed. Conf.
82-5	Whistleblowing
88-6	Whistleblowing—City Engineer
05-1	Whistleblowing—Industrial Design
09-10	Withholding Information Useful to Client/Public Agency

*All cases (including a searchable database) are available by visiting <http://www.nspe.org>, click on “[Ethics Resources](#)” or by calling [NSPE's Member Services Department](#) at 703/684-4811; 888/285-NSPE (6773).*