

1 **BEFORE THE**  
2 **ARIZONA STATE BOARD OF TECHNICAL REGISTRATION**  
3 **IN THE OFFICE OF ADMINISTRATIVE HEARINGS**

4 In the Matter of:

BTR Case No.: P24-023

5 **HAO WU**  
6 Architect  
7 Registration No. 73925;

**CONSENT AGREEMENT AND  
ORDER**

8 Respondent.

9 In the interest of a prompt and judicious resolution of the above-captioned matter  
10 before the Arizona State Board of Technical Registration (“Board”) and consistent with  
11 the public interest, statutory requirements, and the responsibilities of the Board, and  
12 pursuant to A.R.S. § 32-101 et seq., and A.A.C. R4-30-101 et seq., Hao Wu  
13 (“Respondent”) and the Board enter into the following Recitals, Findings of Fact,  
14 Conclusions of Law, and Order (“Consent Agreement”) as a final disposition of this  
15 matter.

16 **RECITALS**

17 1. The Board has not conducted a hearing or made a determination on the merits  
18 contained herein. Instead, the Board and Respondent have agreed to a full and final  
19 settlement of this matter, as reflected in this Consent Agreement.

20 2. Pursuant to Arizona’s Public Records Law, A.R.S. §§ 39-101, *et seq.*, upon  
21 execution by the parties, the Consent Agreement shall constitute a public record that may  
22 be disseminated as a formal action of the Board.

23 3. Upon signing this Consent Agreement and returning an original or copy of this  
24 document to the Board staff or counsel, Respondent agrees and acknowledges they may  
25 not revoke acceptance of the Consent Agreement or make modifications to the document  
26 regardless of whether the Consent Agreement has been signed on behalf of the Board.  
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1 Any modification to this original document is ineffective and void unless mutually agreed  
2 by the parties in writing.

3 4. Respondent has read and understands this Consent Agreement and has had the  
4 opportunity to discuss this Consent Agreement with an attorney, or have waived the  
5 opportunity to discuss this Consent Agreement with an attorney.

6 5. Respondent understands that they have a right to a public administrative hearing  
7 concerning this case, and that at such formal hearing could present evidence and cross-  
8 examine witnesses. By entering into this Consent Agreement, Respondent knowingly,  
9 voluntarily, and irrevocably waives the right to such an administrative hearing, as well as  
10 rights of rehearing, review, reconsideration, appeal, judicial review or any other  
11 administrative and/or judicial action concerning the matters set forth herein.

12 6. Respondents understand that this Consent Agreement or any part of the agreement  
13 may be considered in any future disciplinary action by the Board.

14 7. Respondent acknowledges and agrees that the acceptance of this Consent  
15 Agreement is to settle Board Case No. P24-023. This settlement will solely settle this  
16 case, and does not preclude the Board from instituting any other proceedings as may be  
17 appropriate now or in the future. Furthermore, and notwithstanding any language in this  
18 Consent Agreement, this Consent Agreement does not preclude in any way any other  
19 state agency or officer or political subdivision of this state from instituting proceedings,  
20 investigating claims, or taking legal action as may be appropriate now or in the future  
21 relating to this matter or other matters concerning Respondents, including but not limited  
22 to violations of Arizona's Consumer Fraud Act. Respondent acknowledges that, other  
23 than with respect to the Board, this Consent Agreement makes no representations,  
24 implied or otherwise, about the views or intended actions of any other state agency or  
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1 officer or political subdivision of the state relating to this matter or other matters  
2 concerning Respondent.

3 8. This Consent Agreement is subject to the approval of the Board and is effective  
4 only when accepted by the Board and signed on behalf of the Board. If the Board does  
5 not accept this Consent Agreement, the Board retains its authority to hold a formal  
6 administrative hearing. In the event that the Board does not approve this Consent  
7 Agreement, it is withdrawn and shall be of no evidentiary value and shall not be relied  
8 upon nor introduced in any action by any party, except that the parties agree that should  
9 the Board reject this Consent Agreement and this case proceeds to hearing, Respondent  
10 shall assert no claim that the Board was prejudiced by its review and discussion of this  
11 document or any records relating thereto.

12 9. If a court of competent jurisdiction rules that any part of this Consent Agreement  
13 is void or otherwise unenforceable, the remainder of the Consent Agreement shall remain  
14 in full force and effect.

15 10. This Consent Agreement is based upon the following Findings of Fact and  
16 Conclusions of Law.

17 **FINDINGS OF FACT**

18 1. The Board is the state agency authorized pursuant to A.R.S. § 32-101, *et seq*, to  
19 regulate through registration the role of an architect in the State of Arizona.

20 2. Respondent holds Architect Registration No. 73925, issued by the Board.

21 3. Respondent initially filed an application for registration as an architect with Board  
22 staff on April 26, 2021. As part of the application process for such registration,  
23 Respondent requested on April 8, 2021, that the National Council of Architectural  
24 Registration Boards (“NCARB”) transmit to the Board his NCARB record. Respondent’s  
25 NCARB record provided the Board with evidence of Respondent’s successful completion  
26 and passing of the Architect Registration Examination (“ARE”), including passing the  
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1 Project Planning and Design (“PPD”) section on February 7, 2021 and the Project  
2 Development and Documentation (“PDD”) section on February 15, 2021; both sections  
3 were administered by NCARB.

4 4. On June 29, 2021, the Board reviewed the application and associated materials,  
5 granted the application, and issued Respondent Architect Registration No. 73925.

6 5. In late 2022, NCARB became aware of a potential disclosure of exam questions  
7 on a paid test preparation platform. Following investigation, including communications  
8 with Respondent, NCARB determined Respondent potentially had knowledge of exam  
9 content prior to taking the PPD and PDD exams. Additionally, NCARB communication  
10 with Respondent directly linked him to the administration of the paid test preparation  
11 platform with harvested exam content. NCARB referred the investigation to their  
12 Professional Conduct Committee and, on April 5, 2023, sent Respondent a  
13 communication stating specific allegations of violations of the NCARB Policy for the  
14 ARE®: Exam Candidate Conduct (“Policy”) and requested a response within 30 days.  
15 Respondent provided a response denying the allegations and, on June 15, 2023, the  
16 NCARB Board of Directors reviewed all investigation materials and determined that  
17 Respondent committed Category 1: Seeking or Failing to Report Disclosed ARE Content,  
18 and Category 4: Copying, Recording or Disseminating ARE Content Policy violations.  
19 As a result of this determination, the NCARB Board of Directors invalidated  
20 Respondent’s February 7, 2021, PPD and February 15, 2021, PDD exam scores.

#### 21 CONCLUSIONS OF LAW

22 6. The Board has jurisdiction in this matter pursuant to A.R.S. § 32-101, *et seq.*

23 7. The conduct alleged in the Findings of Fact constitutes grounds for discipline  
24 pursuant to A.R.S. § 32-128(C)(4) [“[v]iolation of this chapter or board rules”] through  
25 A.R.S. § 32-122.01(A)(2) [“...[p]ass the applicable in-training and professional  
26 examinations in the profession in which registration is sought.”]  
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1 8. The conduct alleged in the Findings of Fact constitutes grounds for discipline  
2 pursuant to A.R.S. § 32-128(C)(1) [“[v]iolation of this chapter or board rules”] through  
3 A.R.S. § 32-150 [“[f]raud or misrepresentation in obtaining a certificate of qualification,  
4 whether in the application or qualification examination.”]

5 **ORDER**

6 Based on the Findings of Fact and Conclusions of Law, the Board issues the  
7 following Order:

8 **VOLUNTARY SURRENDER**

9 1. As of the Effective Date of this Order, Respondent’s Arizona Architect  
10 Registration No. 73925 is voluntarily surrendered.

11 **EFFECTIVE DATE**

12 2. This Order is effective upon the acceptance by the parties of the Consent  
13 Agreement as evidenced by the respective signatures. The effective date of this Order is  
14 the date the Consent Agreement is signed by the parties. If the Agreement is signed by  
15 different parties on different dates, the later date shall be the effective date. The parties  
16 may execute the Agreement in counterparts, and the parties understand and agree that  
17 copies, including facsimile or e-mail signatures thereto, shall have the same force and  
18 effect as originals.  
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20 **NON-COMPLIANCE**

21 3. The failure of Respondent to complete or comply with any of the requirements or  
22 provisions of this Order, including the General Provisions, shall be deemed a violation of  
23 this Order. Pursuant to A.R.S. §§ 32.106.01, .02, the Board may combine an action to  
24 enforce an order issued under A.R.S § 32.106.02 with a Petition for Injunction.

25 **GENERAL PROVISIONS**

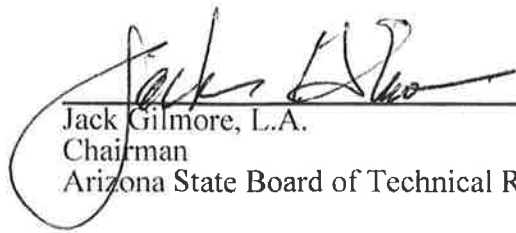
26 4. Respondent is responsible for all costs associated with complying with this Order.  
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1 5. Respondent is solely responsible for ensuring they understand and comply with all  
2 the terms and conditions of this Order.

3 6. Except as otherwise specified in this Order, each party agrees to pay its own  
4 attorney's and expert's fees and costs.

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Dated this 15 day of Nov, 2023.

  
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Jack Gilmore, L.A.  
Chairman  
Arizona State Board of Technical Registration

Consent Agreement and Order, Board Case No. P24-023, accepted this 4 day of  
11, 2023.

  
Hao Wu  
\_\_\_\_\_  
Hao Wu

1 **ORIGINAL** of the foregoing filed

2 *November 16<sup>th</sup>*, 2023, with:

3 Judith Stapley

4 The Arizona State Board of Technical Registration

5 1110 W. Washington Street

6 Suite 240

7 Phoenix, AZ 85007

8 **COPY** of the foregoing

9 mailed by Certified Mail No. 9214 8901 9434 4600 0950 11

10 *November 16<sup>th</sup>*, 2023, to:

11 Hao Wu

12 2917 W. Temple Street

13 Los Angeles, CA 90026

14 **COPY** of the foregoing emailed

15 *November 16<sup>th</sup>*, 2023, to:

16 swu@archimorphic.com

17 By: 

18 #11614199