
Voluntary Undertaking

Between

**The Association of Professional Engineers and
Geoscientists of Alberta ("APEGA")**

And

Mr. Martin Bohm, P.Eng. Registrant # 26432.

I. Whereas:

1. The Association of Professional Engineers and Geoscientists of Alberta (APEGA) is a body incorporated pursuant to the Engineering and Geoscience of Professions Act, R.S.A. 2000, c. E-11.1 (the EGPA).
2. Mr. Martin Bohm, P.Eng. (the "Registrant") was a registered Professional member of APEGA entitled to engage in the practice of engineering at the relevant time¹.
3. On September 15, 2021, APEGA received a complaint from [REDACTED] (the "Complainant"), concerning the conduct and skill of the Registrant.
4. The Complaint was referred to the APEGA Investigative Committee ("IC") in accordance with section 43 of the EGPA, and an Investigation Panel ("Panel") was appointed by the IC to conduct an investigation in accordance with section 47 of the EGPA (the "Investigation").
5. The complaint was submitted on behalf of [REDACTED] (the "Developer").
6. The complaint is about [REDACTED] a 5-storey, [REDACTED] multi-family development located in [REDACTED] Alberta (the "Project"). The Registrant was the project manager during the majority of its construction.
7. Based on numerous deficiencies found by an independent contractor, the Complainant alleged that the Registrant engaged in unprofessional conduct and unskilled practice in his role as project manager.
8. The allegations were about the Registrant failing to:
 - a. Abide by and comply with the contractual agreement between the parties.
 - b. Disclose changes in design.

¹ The Registrant was in good standing and had a practicing status at the time the complaint was submitted.

- c. Conduct adequate site inspections throughout the construction process which led to numerous and significant safety code violations.
 - d. Act with integrity, honesty and a standard of care expected from an engineer to the detriment of the Developer.
 - e. Consider that his lack of action and due diligence resulted in the Project incurring 47% cost overruns.
9. The Registrant had no prior complaints while being registered as a member of APEGA.
10. On February 3, 2022, the Registrant informed the Panel that he was 67-years old and had retired and that he would no longer be engaging in the practice of engineering.
 - a. APEGA's records indicate that the Registrant enrolled with APEGA in 1976, and his membership was cancelled on January 11, 2022. He has a non-practicing status and is no longer in good standing.
11. The Registrant wishes to voluntarily agree to the permanent cancellation of his registration as a member of APEGA.
12. On the basis set out in this Voluntary Undertaking and Agreement, the Panel is prepared to recommend to the IC that the Complaint be resolved as an alternative to the Investigation proceeding further. Specifically, the Panel is prepared to recommend to the IC that no other steps in connection with the Complaint be taken.

II. Voluntary Undertaking

As a result of the above, I, Mr. Martin Bohm, make the following Voluntary Undertaking with APEGA that:

1. I acknowledge the truth and accuracy of the recitals set out above.
2. By entering into this Voluntary Undertaking and Agreement, I do not admit to the truth of the facts alleged in the Complaint and do not admit to having engaged in unprofessional conduct or unskilled practice of the profession.
3. I acknowledge that I have cancelled my registration with APEGA and as such will not engage in the practice of engineering in the future, nor shall I re-apply for re-instatement as a professional member, licensee, permit holder or restricted practitioner with APEGA in the future.
4. I acknowledge that I will not practice engineering in any other jurisdiction in Canada, and that APEGA may release to other regulator bodies, at its discretion, information contained in or relating to this Complaint and/or this Voluntary Undertaking.
5. I will not represent or hold myself out, either expressly or implicitly, as a member of APEGA or any other engineering professional regulatory body of any other Canadian province or territory, in any capacity.
6. I acknowledge that if APEGA receives an inquiry about my complaint history from another regulatory body or a member of the public, APEGA will be at liberty to provide a copy of this Voluntary Undertaking to that body or person.


7. If APEGA has grounds to believe that I have breached this Voluntary Undertaking, I agree that APEGA may notify anybody or person who may be affected or potentially affected by the breach of this Voluntary Undertaking.
8. Should I apply to practice engineering in the Province of Alberta, contrary to the terms of this Voluntary Undertaking and Agreement (the "Reinstatement Application"), I understand and agree that my Reinstatement Application will be denied as a result of this Voluntary Undertaking.
9. I acknowledge that a copy of this Voluntary Undertaking will be provided to the APEGA Registrar.
10. I acknowledge that a copy of this Voluntary Undertaking will be published on the APEGA website.
11. I acknowledge I have had the opportunity, prior to signing, to seek and receive legal advice with respect to this Voluntary Undertaking and I enter this Voluntary Undertaking and Agreement voluntarily.



Mr. Martin Bohm

All this agreed to by APEGA this 28th day of **March 2022**.

Per:



Mr. Garth Jespersion, Director, Investigations

The Association of Professional Engineers and Geoscientists of Alberta