

**MINUTES**  
**September 9, 2008**

The State Board of Registration for Professional Engineers and Land Surveyors met on September 9, 2008, in Conference Room 102 at the office of the Professional Licensing Boards, 237 Coliseum Drive, Macon, Georgia 31217.

**BOARD MEMBERS PRESENT:**

Doris I. Willmer, PE, Chairperson  
Guy F. Ritter, PE  
Stephen R. Richards, PE (9:30 am – 12:00 pm)  
E. Charles Vickery, PE  
Elmo A. Richardson, Jr., PE/LS  
James W. Butler, LS  
Mark E. Chastain, LS  
E. Scott Evans, Public Member

**BOARD MEMBERS ABSENT:**

William W. Dean, PE, Vice-Chairman

**STAFF PRESENT:**

J. Darren Mickler – Board Executive Director  
Julie Busbee – Application Specialist/Board Secretary  
Vivian Stephens –Application Specialist  
Annette Wimberly – Administrative Assistant  
Randall D. Vaughn – PLB Division Director

**ATTORNEY GENERAL REPRESENTATIVE:**

Amelia Baker, Senior Assistant Attorney General

**Call to order:**

At 9:31 am, Chairperson Willmer called the meeting to order and requested Mr. Vaughn to address the Board.

Mr. Vaughn reported that the Professional Licensing Boards (PLB) will be restructured to align with recommendations made by a recent organizational staffing study. There will be a reduction in staff over-all in the PLB. The PLB is adding new technology to allow applicants to apply online and all paperwork will be scanned and available on the database rather than in paper form.

Chairperson Willmer asked for any additions or deletions to the proposed agenda. Mr. Richardson moved to adopt the agenda as presented. Mr. Evans seconded. Motion carried.

**Approval of Minutes:**

Chairperson Willmer presented a draft of the July 22, 2008 minutes and asked for any additions or deletions. Mr. Richardson moved to adopt the minutes as presented. Mr. Ritter seconded. Motion carried.

**Guests:**

Chairperson Willmer recognized Earl Ferguson, PE as a guest of the Board.

**Executive Director Report:**

No report.

**Old Business:**

**Letter to Georgia Department of Natural Resources:**

Chairperson Willmer reported that she has not received a response from Carol Couch from DNR. This item will remain on the agenda until completed.

**New Business:**

**Letter from Earl Ferguson:**

Mr. Mickler presented a letter from Earl Ferguson, PE, regarding the laws governing engineers and architects and incidental practice under the other's scope. In his letter, Mr. Ferguson requested that the Board provide guidance as to what constitutes incidental practice in order to help the Georgia Department of Community Affairs (DCA) decide when to require an Architect's seal on drawings. Mr. Ferguson discussed that DCA has decided to resolve this issue internally, and may request further guidance from the Board in the future. No action taken.

**Executive Session:**

**At 10:10 am, Mr. Richardson moved for the Board to enter into Executive Session to deliberate on one professional engineer exam application. Mr. Chastain seconded. Motion carried.**

**The following Board members were present during Executive Session – Chairperson Willmer, Mr. Evans, Mr. Chastain, Mr. Vickery, Mr. Richardson, Mr. Butler, Mr. Richards and Mr. Ritter.**

**Reconvened Open Session at 1:48 pm with the following Board members present – Chairperson Willmer, Mr. Evans, Mr. Chastain, Mr. Vickery, Mr. Richardson, Mr. Butler and Mr. Ritter.**

**Renewal and Late Renewal Fees for Individual Licenses:**

Mr. Mickler reminded the Board that renewals for individual licenses will be coming up at the end of the year. Mr. Ritter moved to keep the renewal and late renewal fees the same, at \$50 for on-time renewals and \$300 for late renewals and a grace period through January 31. Mr. Evans seconded. Motion carried with Mr. Chastain opposed.

**Request for Copy of Application:**

Mr. Mickler presented a request from Brian W. Johnson, Attorney at Law for copies of the application file for Charles King, PE. Mr. Ritter moved to deny. Mr. Vickery seconded. Motion carried.

**Report from NCEES Annual Meeting:**

Chairperson Willmer reported that she attended the NCEES Annual Meeting in St. Paul, MN, August 13 – 16, 2008. The following items were discussed:

- Bachelors + 30
- Computer-based testing – Ms. Willmer was placed on a committee to research this
- Specialty license for Structural Engineers

**Investigations:**

Mr. Richardson moved to accept the following recommendations regarding investigative cases:

PELS070060 – This case involved a professional engineer with allegations of assisting unlicensed practice. Recommend a letter of concern.

PELS070054 – This case involved a professional engineer giving false information on a Certificate of Authorization application. Close case administratively as respondent cannot be located.

PELS080063 – This case involved allegations of unlicensed practice of a firm offering professional engineering. Recommend to give the firm 30 days to either pay \$500 penalty fee and obtain a Certificate of Authorization or send an investigator to obtain a Cease and Desist Order.

PELS080026 – This case involved allegations of unlicensed practice of a firm offering professional engineering. Recommend to close with no action.

PELS070036 – This case involved allegations of unlicensed practice of engineering and surveying. Recommend to send a letter of question.

PELS090009 – This case involved allegations of fraud by an unlicensed individual offering engineering services. Recommend the case be closed and referred to the New Mexico Board.

PELS070007 – This case involved allegations of substandard practice of professional engineering. Recommend a Consent Order with 24 months probation, \$500 penalty and public reprimand.

PELS070049 - This case involved allegations of substandard practice of professional engineering. Recommend a Consent Order with 24 months probation, \$500 penalty and public reprimand.

PELS090014 – This case involved allegations of substandard practice of professional engineering. Recommend the case be closed with a letter to the complainant giving options for resolution.

Accept a Cease and Desist Order for unlicensed practice of engineering from Henri Bokally.

Release the probation status of A. C. Littleton, PE018668.

Mr. Evans seconded. Motion carried.

### **Board Memo Comity Model Law Applicants:**

Applicants for registration as Professional Engineers by comity, who have an ABET engineering degree, who have taken and passed an 8-hour fundamentals of engineering (EIT/FE) exam, who have a minimum of 48 months post graduation engineering experience as determined by a staff evaluation using the present Board guidelines, who have taken and passed an 8-hour principles and practice of engineering exam (PE Exam-taken at least 4 years after BS degree), and who comply in every way with the provisions of the appropriate law are as follows:

33361 Benbow, Colby B.	33362 Statler, Keith W.	33374 Baker, Tamara L.
33375 Bullock, Paul J.	33376 Eskra, Bryan J.	33377 Burkhart, Elizabeth C.
33378 Hayes, Edgar P.	33379 Heath, Lin B.	33380 Johnson, Terri L.
33381 Mabe, Jacquelyn N.	33382 Nangia, Robert V.	33383 Nelson, Guy C.
33384 Patel, Ashutosh	33385 Ripish, Paul S.	33386 Wiercinski, Scott A.
33387 Bauer, Joshua K.	33388 Cranford, William B.	33389 Dorman, James F.
33390 Davidson, Daryl W.	33391 Hyman, Eric D.	33392 Drier, Adam S.
33393 Marlewski, John L.	33394 Nethken, Harley A.	33399 Lombroia, Richard B.
33400 Asbury, Bryan M.	33401 Burks, Shannon L.	33402 Butzen, Warren S.
33403 McWha, Thomas K. II	33404 Scurry, Kevin M.	33405 Armentrout, Ethan W.
33406 Dixon, Jonathan R.	33407 Nichols, Andrew P.	33408 Lofgren, Robert J.
33409 Aultman, Linda S.	33410 Babcock, Bradley C.	33411 Bray, Stephen A.
33412 Freyder, Dawn R.	33413 Huff, Jason D.	33414 Lukus, Michael G.
33415 Oxenreider, Paul S.	33416 Plants, Alan C.	33417 Allbright, Kelly S.

33418 Barsella, William M.	33419 Cunningham, Todd M.	33420 Fisher, Van E.
33421 Goins, Winslow E.	33422 How, Harry B. III	33423 Kickirillo, Roman P.
33424 Lockridge, Frank B. Jr.	33425 Rihani, Sarmad A.	33426 Rixom, Shane M.
333427 Schaefer, Steven A.	33428 Starrett, Brian W.	33429 Tavernelli, James S.
33430 Hill, Ronald A.	33431 Gableman, Charles C.	33432 Moody, Joshua E.
33433 Webster, Michael P.	33434 Hoenig, John J.	33435 Parker, Ron J.
33436 Verhulst, Stewart M.	33437 Miller, Jamie L.	33438 Walton, Jack L.
33439 Faircloth, Bret X.	33440 Montemayor, Tomas A.	33441 Savino, Anthony D.
33442 Valente, Andrew P.	33443 Wink, Larry D. Sr.	33444 Shultz, Dennis R.
33445 Burcham, Dennis W.	33446 Upton, Brian T.	33447 Wandover, George
33448 Hillman, Christopher P.	33449 Jackson, Mark A.	33450 Watts, Arthur Lee III
33451 Carroll, Anthony S.	33452 Fisher, Avalisha L.	33453 Higgenbotham, Harold G.
33454 Powell, William G.	33455 Romes, Michael P.	33456 Spyrou, Alexis
33457 Tyson, Neil T. Sr.	33458 Thomas, Willie E.	33459 Moro, Donald J.
33460 Vereen, Stephanie C.	33461 Clein, Scott T.	33462 Doncaster, Carlton W. Jr.
33463 Kehrman, Robert M.	33464 Maeda, Gary	33465 Bromley, Patrick G.
33466 Johnson, William G. Jr.		

Motion was made by Mr. Richardson to approve these applicants for PE registration by comity @ 43-15-16(a), via 43-15-8(1) and 43-15-9(1). The motion was seconded by Mr. Evans. The motion carried.

**Reinstatements:**

Mr. Richardson moved to reinstate the following with conditions of paying the \$1000 penalty fees:

- Daniel M. Hofer, PE015345
- Thomas J. Kolber, PE016895
- John P. Miller, PE023485
- Mark S. Roy, PE026876
- Terry R. Webb, PE020698

Mr. Evans seconded. Motion carried.

There being no further business, at 2:00 pm, Mr. Chastain moved to adjourn. Mr. Ritter seconded. Motion carried. Some Board members remained to review applications until they were finished.

\_\_\_\_\_  
Board Chairperson

\_\_\_\_\_  
Executive Director

9Sept08.doc

These minutes were approved at the October 14, 2008 meeting.