

MINUTES

November 09, 2010

The State Board of Registration for Professional Engineers and Land Surveyors met on November 09, 2010, in Conference Room 102 at the office of the Professional Licensing Boards, 237 Coliseum Drive, Macon, Georgia 31217.

BOARD MEMBERS PRESENT

Elmo A. Richardson, Jr., PE/LS Chairman
Mark E. Chastain, LS, Vice-Chairman
Michael S. Fletcher, PE
James W. Butler, LS
Danny Bennett, PE

BOARD MEMBERS ABSENT

William W. Dean, PE
Lanny Thomas, PE
Brian K. Upson, P.E
Matthew Baxter, Public Member

STAFF PRESENT

J. Darren Mickler – Executive Director
Julie Busbee – Licensing Supervisor
Kimberly Fransioli – Board Support Specialist
Annette Wimberly – Complaint Compliance Analyst

ATTORNEY GENERAL REPRESENTATIVE

Amelia Baker, Senior Assistant Attorney General

GUEST

Stephen R. Richards, PE

1.0 Call to order

At 9:44 am, Chairman Richardson called the meeting to order.

2.0 Adopt Agenda

Chairman Richardson asked for any additions or deletions to the proposed agenda. Mr. Chastain asked to add 7.4 Complied Plats and Technical Standards to the agenda. Mr. Chastain moved to adopt the agenda as revised. Mr. Fletcher seconded. The motion carried unanimously.

3.0 Approval of Minutes

Chairman Richardson presented a draft of the September 14, 2010 minutes and asked for any additions or deletions. Mr. Chastain moved to approve the minutes. Mr. Fletcher seconded the motion. The motion carried unanimously.

4.0 Professional Societies and Guests

- Phillip Brown, SAMSOG

5.0 Executive Directors Report

Mr. Mickler advised that December 1st is the deadline for applications coming in. Brian Kemp is here today with Legislators to show them what we do here from Intake to applications being processed.

6.0 Old Business

6.1 Discussion of Board Rule 180-2-.04 – Examination

There was a discussion of Board Rule 180-2-.04. The Board would like for new exam takers to have to sit for 16 hour exam. Mr. Fletcher made the motion to accept the changes to Board Rule 180-2-.04. Mr. Bennett seconded this motion. The motion carried unanimously. Below is the proposed changes:

180-2-.04 Examinations, General

(1) Examinations will be held at such times and places as the Board directs. The Board shall determine the passing grade on examinations. All examinations shall be approved by the entire Board.

(2) With exception of a locally prepared examination on hydrology and the legal aspects of land surveying in Georgia, all examinations will be in accordance with the National Council of Examiners for Engineering and Surveying (NCEES).

(3) Written examinations may be taken only after the applicant has met the other minimum requirements as set forth in O.C.G.A. 43-15-8 and 43-15-9 and has been approved by the Board for admission to the examination as follows:

(a) Fundamentals of Engineering. Consists of an eight-hour examination on the fundamentals of engineering. Passing this examination qualifies the examinee for an engineer-in-training certificate, provided he has met all other requirements for certification by this Chapter.

(b) Principles and Practice of Engineering. Consists of an ~~eight-hour~~ examination on

applied engineering as determined by the Board. Passing this examination qualifies the examinee for registration as a professional engineer, provided he has met the other requirements for registration required by this Chapter.

(c) Fundamentals of Land Surveying. Consists of an eight-hour examination on the elementary disciplines of land surveying. Passing this examination qualifies the examinee for a land surveyor-in-training certificate provided he has met all other requirements for certification of this Chapter.

(d) Principles and Practice of Land Surveying and the Laws of Georgia. The examination is administered in three parts. One part (the national land surveying examination) tests the applicant's understanding of the theory and practice of land surveying. A second part focuses on the application of hydrology to land surveying. The third part tests the applicant's knowledge of the law of Georgia as it applies to land surveying. An applicant must obtain a passing score in each of the three parts in order to pass the examination.

(4) After administration of an examination, the contents of the examination will be treated as confidential and will not be disclosed, except in such circumstances and under such conditions as may be approved by the Board. No reuse, copying or reproduction in any manner of any portion of the examination materials is permitted without the Board's permission.

(5) The Board will not conduct with examinees reviews of any portion of any examination. Further, the Board will not permit an examination to be rescored.

Authority O.C.G.A. Secs. 43-15-8, 43-15-12, 43-15-13. **History.**Original Rule entitled "Examinations,

General" was filed Jun. 16, 1989; eff. Jul. 6, 1989. **Amended:** F. Aug. 9, 1990; eff. Aug. 29, 1990.

Repealed: New Rule of same title adopted. F. Aug. 12, 1993; eff. Sept. 1, 1993. **Repealed:** New Rule of same title adopted. F. Sept. 24, 1997; eff. Oct. 14, 1997.

7.0 New Business

7.1 Surveyor Apps Review & Approval

Mr. Chastain presented proposed policies to the Board. Mr. Chastain made a motion to adopt the following policies, Mr. Fletcher seconded this motion. The motion carried.

10-02 (New) Graduating Seniors applying for the LSIT under 43-15-12(1)(A) shall be approved to take the test provided that adequate documentation is provided that demonstrates that the applicant is currently enrolled in a course schedule that will result in graduation at the completion of the semester. The LSIT certificate shall not be issued unless the applicant passes the exam and provides subsequent proof of graduation.

10-03 (New) LSIT applicants under 43-15-12(1)(A) shall be approved to take the test and subsequent certification as an LSIT upon producing a transcript that meets the educational requirements of an acceptable Bachelor degree. Experience will not be considered in the review but the required number of references will

remain in effect. Board staff may make the determination of the adequacy of the transcript.

10-04 (New) LS applicants by comity under 43-15-16(b) shall be approved for state specific examination and licensure that have demonstrated that their education and experience record meet requirements that are at least as stringent as in Georgia. Board staff may make the determination of the adequacy of the transcript.

7.2 Request for waiver of \$500.00 reinstatement for COA

The Board reviewed a request to waive the \$500.00 reinstatement fee for a COA. Mr. Bennett made a motion to deny this request. Mr. Chastain seconded this motion. The motion carried unanimously.

7.3 Request for approval to offer Continuing Education classes

This request was not presented to the Board due to the Company not submitting the documents in time for the meeting.

7.4 Compiled Plats and Technical Standards

The Board had a general discussion on this issue.

7.5 Repeal of Board Policy 03-01 – Add new policy

The Board discussed repealing Board Policy 03-01. Mr. Chastain made a motion to adopt the new policy. Mr. Bennett seconded this motion. The motion carried unanimously. Below is the new wording:

Board Policy 10-01(New)

1. Beginning with exams administered in April of 2011, the exam prescribed by the Board for applicants whose experience is structural engineering as determined by the Board, shall be the NCEES Structural exam which consists of two 8 - hour components.
2. a. Comity applicants whose experience is structural engineering as determined by the Board and who first became registered as a Professional Engineer or Structural Engineer in another state on or after January 1 of 2011, will be required to have passed the NCEES Structural exam (totaling 16 hours) or another 16 - hour exam as approved by the Board.
 - b. Comity applicants whose experience is structural engineering as determined by the Board, who first became registered as a Professional Engineer in another state before January 1, 2011, and who have not passed at least an 8 – hour structural exam approved by the Board, will be required to have a minimum of 60

months of structural engineering experience acceptable to the Board following the pass date of their examination.

7.6 New Cognizant Board Member

Mr. Stephen Richards, Cognizant was replaced as a Board Member. Mr. Chastain made a motion to appoint M. Fletcher as the Cognizant. Mr. Bennett seconded this motion. The motion carried unanimously.

8.0 Executive Session

At 11:27 am, Mr. Bennett made a motion to enter into Executive Session in accordance with O.C.G.A. 43-1-2(k) and 43-1-19(h) to deliberate on applications and investigative matters and to receive an investigative report. Mr. Chastain seconded the motion. Voting in favor of the motion were those members present who included Board Members Chairman Richardson, Chastain, Butler, Thomas, Bennett, and Fletcher.

9.0 Open Session

The Board reconvened at 12:39 pm with the following Board members present – Chairman Richardson, Chastain, Butler, Thomas, Bennett, and Fletcher.

9.1 Investigations and Complaints

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

PELS080097 – This case involves allegations of unlicensed practice. The Board made a recommendation to table pending peer review.

PELS080036 – This case involves allegations of unlicensed practice. The Board made a recommendation to table pending action by the Executive Director

PELS100027 – This case involves allegations of unlicensed practice. The Board made a recommendation to refer the case to Investigations.

PELS100019 – This case involves allegations of unlicensed practice. The Board made a recommendation to close the case.

PELS110007 – This case involves allegations of fraud/misrepresentation .The Board made a recommendation to close with a letter of concern.

PELS110011 – This case involves allegations of substandard work. The Board made a recommendation to table.

PELS110023 – This case involves allegations of unethical conduct. The Board made a recommendation to table.

PELS110026 – This case involves allegations of actions by another board/agency. The Board made a recommendation to table.

PELS110027 – This case involves allegations of unlicensed practice. The Board made a recommendation to table.

PELS110035 – This case involves allegations of actions by another board/agency. The Board made a recommendation to refer to legal for a Consent Order assessing a \$500.00 fine and placing the license on probation for 12 months.

PELS110026 – This case involves allegations of actions by another board/agency. The Board made a recommendation to table.

PELS110031 – This case involves allegations of actions by another board/agency. The Board made a recommendation to table.

PELS110033 – This case involves allegations of unlicensed practice. The Board made a recommendation to table.

PELS110034 – This case involves allegations of unprofessional conduct. The Board made a recommendation to table.

PELS110036 – This case involves allegations of arrest, conviction, and plea. The Board made a recommendation to refer to legal for a Consent Order placing the license on probation concurrent with the criminal probation.

PELS110037 – This case involves allegations of actions by another board/agency. The Board made a recommendation to table.

PELS080082 – This case involves allegations of quality of care/substandard practice. The Board made a recommendation to close the case.

PELS100012 – This case involves allegations of violation of a board order. The Board made a recommendation to schedule an Investigative Interview.

PELS110004 – This case involves allegations of substandard work. The Board made a recommendation to close the case.

PELS090012 – This case involves allegations of substandard work. The Board made a recommendation to table.

PELS110012 – This case involves allegations of fraud/misrepresentation. The Board made a recommendation to table.

PELS110015 – This case involves allegations of unlicensed practice. The Board made a recommendation to close the case.

PELS090046 – This case involves allegations of violation of a board order. The Board made a recommendation to table.

PELS110032 – This case involves allegations of unlicensed practice. The Board made a recommendation to table.

Edwin Russell Koons, Peachtree City – This involves a request to terminate probation status. The Board made a recommendation to terminate probation status.

Richard Powell, Pelham – This case involves allegations of assisting unlicensed practice. The Board made a recommendation to accept a Consent Order placing the license on probation for 12 months and assessing a \$1000.00 fine and close the case.

Jose Rivera, Plano, TX – This case involves allegations of action by another board/agency. The Board made a recommendation to accept a Consent Order placing the license on probation for 12 months and assessing a \$500.00 fine.

Maurice Ukadike, Jonesboro – This case involves allegations of unlicensed practice and unethical conduct. The Board made a recommendation to accept a Consent Order placing the license on probation for 24 months and assessing a \$5000.00 fine.

The Vail Consulting Company, Marietta – This case involves allegations of unlicensed practice. The Board made a recommendation to accept the voluntary surrender of the PEF license.

Jason Faircloth, Saint Simons Island – This case involves allegations of arrest, conviction, and plea. The Board made a recommendation to accept a Consent Order for renewal of LS license placing the license on probation concurrent with criminal probation, submit documentation of CE's, and undergo semi-annual testing and report results to the Board.

Scott Smelter, Norcross – This case involves allegations of advertising. The Board made a recommendation to accept the Cease and Desist Order and close.

United Consulting Group, LTD; Norcross – This case involves allegations of assisting unlicensed practice. The Board made a recommendation to accept a Consent Order assessing a \$500.00 fine.

PELS080031 – This case involves allegations of unethical conduct. The Board made a recommendation to rescind the previously proposed consent order and close the case.

PELS110001 – This case involves allegations of actions by another board/agency. The Board made a recommendation to table.

PELS100030 – This case involves allegations of substandard work. The Board made a recommendation to table.

Mount Valley Foundation Services, Inc.; Columbia, SC – This case involves allegations of unlicensed practice. The Board made a recommendation to accept the Cease and Desist Order and close the case.

Adolph Michelis, Sylvania – This case involves allegations of unlicensed practice. The Board made a recommendation to accept a Consent Order placing the license on probation for 24 months and assessing a \$1000.00 fine.

PELS080091 – This case involves allegations of unlicensed practice. The Board made a recommendation to table.

PELS100045 – This case involves allegations of actions by another board/agency. The Board made a recommendation to sent to legal for a Consent Order placing the license on probation to run concurrent with the longest or substantive sanctions by other states.

PELS080068 – This case involves allegations of unprofessional conduct. The Board made a recommendation to refer back to Investigations.

PELS100022 – This case involves allegations of quality of care/substandard work. The Board made a recommendation to rescind the previously proposed Consent Order and close the case upon receipt of acceptable letter of explanation from the respondent.

PELS080045(Respondent 1) – This case involves allegations substandard work. The Board made a recommendation to rescind the previously proposed Consent Order and close the case with a letter of concern.

PELS080045(Respondent 2) - This case involves allegations of substandard work. The Board made a recommendation to refer to the Attorney General’s office.

PELS100038 – This case involves allegations of substandard work. The Board made a recommendation to amend the previously proposed Consent Order to now assess a \$1000.00 fine after receipt of letter of explanation from the respondent.

PELS090036 – This case involves allegations of unlicensed practice. The Board made a recommendation to table until the December meeting.

Corey Yarborough d/b/a Tucker’s Construction Surveying , Inc; Pembroke – This case involves allegations of unlicensed practice. The Board made a recommendation to accept the Cease and Desist Order and close the case.

PELS090018 – This case involves allegations of substandard work. The Board made a recommendation to have a peer review.

Pursuant to request from the Department of Human Resources (DHR) and the Georgia Higher Education Assistance Corporation (GHEAH) Mr. Chastain moved, **Mr. Butler seconded, and the Board voted unanimously** that the Board suspends or denies the following licenses/applications to practice for failure to repay a student loan or child support obligation and further move that this suspension/denial will cease upon receipt by the Joint Secretary/Division Director of a “Notice of Release” from the Department of Human Resources (DHR) or the Georgia Higher Education Assistance Corporation (GHEAC):

- Anthony Fisher EIT022101
- James Goodwin EIT021456
- Edgar Matthews EIT022180
- Brian McChargue LSIT000991
- Matthew Renault PE029636

Mr. Fletcher seconded. The motion carried unanimously.

9.2 Reinstatements

Mr. Bennett made a motion to approve the following reinstatements of licensure:

- Jeffrey Dodson PE022474
- William Jordan PE016345

Mr. Butler seconded the motion. The motion carried unanimously.

List of Applicants licensed since last meeting:

Professional Engineers:

PE035353	Lightfoot, James Fox, Jr
PE035354	McClure, Bryan M
PE035355	Funkhouser, Jeffrey Jay
PE035356	Sepp, John C
PE035357	McCain, William Foster
PE035358	Bihalli, Rudresh
PE035359	Blitch, Benjamin Andrew
PE035360	Nichols, Maureen Farrell
PE035361	Hart, Todd C
PE035362	Sutterer, Jeffrey C
PE035363	Coleman, Sean Herbert
PE035364	Monnot, Andre Charles
PE035365	Weigold, Howard H
PE035366	Olson, Aaron Charles
PE035367	Castleberry, Gary Wayne
PE035368	Setter, Jamie Marie
PE035369	Klink, Michael Robert
PE035370	Aycock, Bradford Alan
PE035371	Hawkins, Jonathan C
PE035372	Greene, Holli Erin Jones
PE035373	Daigle, David Gerard
PE035374	Lilholt, Christine J
PE035375	Burnside, Brett Thomas
PE035376	Campbell, Jon David
PE035377	Mincey, Talmadge B
PE035378	Watts, Nathan S
PE035379	Campbell, France A
PE035380	Rieger, Scott J
PE035381	Seckel, James Edwar
PE035382	Nichelson, George Rex, Jr
PE035383	Crutchfield, Brian Vernon
PE035384	Spurlock, Michael Curran
PE035385	Wente, Bradley J
PE035386	Speer, James Andrew
PE035387	Matzan, Eric Michael
PE035388	Catalano, Julie Z
PE035389	Bahney, Todd B
PE035390	Chittenden, Devin L
PE035391	Zhang, Xujia
PE035392	Heartsill, Justin R

PE035393	Belz, Kelly E
PE035394	Carrie, Frederic P
PE035395	Anderson, Keith J
PE035396	Zimmerman, Raymond Thomas, Jr
PE035397	Gallant, Adam S
PE035398	Whitt, Joseph Robert
PE035399	Wang, Yupeng
PE035400	Beissel, Craig James
PE035401	Arrabito, Heidi Marie
PE035402	Hutson, Bradley S
PE035403	Westphal, Matthew James
PE035404	Hudson, Joel Andrew
PE035405	Tretter, David Anthony
PE035406	Henson, Gregory L
PE035407	Beck, Joseph Marshall
PE035408	Cook, Daniel Travis
PE035409	Choals, Robert gerard
PE035410	Pang, Alfred C
PE035411	Greenburg, Joseph A
PE035412	Van Hoof, Matthew John
PE035413	Mitchell, Stacie Edwards
PE035414	Tepen, David
PE035415	Hale, Stephen Clyde
PE035416	Hedgeman, Crispus F M
PE035417	Ellavsky, Thomas J
PE035418	Klein, Thomas R
PE035419	Dwyer, Terry Michael
PE035420	Brodowski, David Micheal
PE035421	Davis, Anthony L
PE035422	Burton, Charles Wayne
PE035423	Cariagher, Michael J
PE035424	Harden, Bobby H, II
PE035425	Marek, Matthew Paul
PE035426	Byrd, Jennifer Gliem
PE035427	Crook, James Wheeler
PE035428	Malenke, Rebecca Ruth
PE035429	Beaufait, Raymond Lowell
PE035430	Van Rhein, Peter
PE035431	Stansbury, Merlin C
PE035432	Ahijevych, Jeremy Ross
PE035433	Crew, Scott William
PE035434	Henningsgaard, Sara Anne
PE035435	Dailey, Jeffrey Scott
PE035436	Sheddric, Kevin W
PE035437	Berghian, John Virgil
PE035438	Nash, Timothy
PE035439	Savabi, Abdol R
PE035440	Stump, Joshua P
PE035441	Cook, Christopher B
PE035442	Haddock, Daniel F

PE035443	Bell, Jennifer D
PE035444	Studniski, Edward L
PE035445	Shefchik, John Michael
PE035446	Chan, Joseph KK
PE035447	Gardiner, Matthew Robert
PE035448	Herrera, Raul Alejandro
PE035449	Zaimi, Shaniar
PE035450	Lord, Kenneth Ray
PE035451	Wilson, Pearnell Orlando
PE035452	Prescher, John Loren
PE035453	Lockwood, Dennis Harold
PE035454	Kujala, Charles Jason
PE035455	Leesman, John Henry
PE035456	Katala, Tshiamala

Engineer-In-Training:

EIT024613	Curran Barfield, Allison Katherine
EIT024614	Howell, Ryan LaGlade
EIT024615	John, Midhu Ann
EIT024616	Clay, Anthony Brian
EIT024617	Sarn, Philip James Hamilton
EIT024618	Paulishen, Matthew
EIT024619	Dance, Andrew James
EIT024620	Rothenberg, Matthew Phillip
EIT024621	Baram, Adam Joseph
EIT024622	Fleming, Stephen Michael
EIT024623	Lagratta, Jacqueline Grace
EIT024624	Leary, Ryan Allen
EIT024625	Peters, Ryan Sawyer
EIT024626	Revis, Jesse Bruce
EIT024627	Riddle, Brandon Allen
EIT024628	Smallegan, Stephanie Marie
EIT024629	Waldschmidt, Sara Elizabeth
EIT024630	Gabler, Don Allen, II
EIT024631	Moon, Jacob Daniel
EIT024632	Ward, Charles Stanton
EIT024633	Chapman, James Allen
EIT024634	Hadfield, Julie Lynn
EIT024635	Thrift, Justin R

Professional Engineer Firms:

PEF005887	ENGlobal Autmation Group, Inc.
PEF005888	Genesis Structures, Inc.
PEF005889	Quality Civil Designs, LLC
PEF005890	Shenberger & Associates, Inc.
PEF005891	Collaborative Engineering Solutions Inc.
PEF005892	Blue Oak Energy, Inc.

PEF005893 Ourston Roundabout Engineering, Inc.
PEF005894 Bayhead Group LLC dba Staley Consulting
PEF005895 Kestrel Horizons, LLC
PEF005896 Hill International, Inc.
PEF005897 Pike Energy Solutions, LLC
PEF005898 Foster Engineering & Consulting, LLC
PEF005899 Georgia and West Inc.
PEF005900 Design Strategies, LLC
PEF005901 AAM_TSD Limited, LLC
PEF005902 MBM Engineering and Inspection Services, Inc.
PEF005903 American Infrastructure Development, Inc.
PEF005904 Hatch Associates Consultants, Inc.
PEF005905 Principal Engineering, LLC
PEF005906 TransTech Group, Inc.
PEF005907 Wechsler Engineering & Consulting, Inc.
PEF005908 Trecon, LLC
PEF005909 GEOServices, LLC
PEF005910 SYSTRA Consulting, Inc.
PEF005911 Romni, Inc.
PEF005912 International Design Services, Inc.
PEF005913 Hungate Engineering, P.C.
PEF005914 Harrison Engineering, LLC
PEF005915 Howard R. Green Company
PEF005916 Robert Derector PE, PC dba Robert Derector Associates

Land Surveyors:

LS003233 Knuppel, Andrew Olof
LS003234 Braun, Beth A
LS003235 Gray, William Harold, Jr

Land Surveyor-In-Training:

None

Land Surveyor Firms:

LSF001083 URS Corporation Southern
LSF001084 Capital Engineering & Surveying, Inc.
LSF001085 Georgia and West Inc.
LSF001086 Dekalb Surveys Inc.
LSF001087 John Brewer & Associates
LSF001088 John Brewer Inc d/b/a John Brewer and Associates
LSF001089 Hobby Investments Inc. d/b/a Appalachian Survey Co.

Adjournment

There being no further business, at 12:44 p.m., Chairman Richardson requested a motion to adjourn. Mr. Chastain moved to adjourn. Mr. Butler seconded. The motion carried unanimously.

Recorded By Board Secretary

Executive Director

Board Chairman

These minutes were approved at the December 14, 2010 Board meeting.