

The State Board of Registration for Professional Engineers and Land Surveyors met on Tuesday, May 14, 2013, in Conference Room 102 at the Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia.

**The following Board members were present:**

Michael S. Fletcher, PE, Chairman  
Brian K. Upson, PE  
George Howroyd, PE  
L.H. (Dan) Davis, PE  
William Womack, PE  
James W. Butler, LS

**Board members absent:**

Mark E. Chastain, LS, Vice-Chairman  
Elmo A. Richardson, Jr., PE/LS  
Matthew W. Baxter, Consumer Member

**Staff present:**

Darren Mickler, Executive Director  
Swan LeGrand-Fleming, Board Support Specialist  
Julie Busbee, Licensure Supervisor  
Annette Wimberly, Complaint Compliance Analyst

**Attorney General Representative:**

Amelia Baker, Senior Assistant Attorney General, via videoconference

**Guests present:**

Phillip O. Brown, SAMSOG

**Call to Order**

At 9:31 a.m., Chairman Fletcher established that a quorum was present and called the meeting to order.

**Adopt Agenda**

Chairman Fletcher asked members for any additions or deletions to the proposed agenda. Hearing none, the agenda was adopted as presented.

**Approval of Minutes**

Chairman Fletcher presented a draft of the March 12, 2013 Open Session minutes and asked for any additions or deletions. Mr. Womack moved to approve the minutes with corrections. Mr. Davis seconded. The motion carried unanimously.

Chairman Fletcher presented a draft of the March 19, 2013 teleconference Open Session minutes and asked for any additions or deletions. Mr. Womack moved to approve the minutes as presented. Mr. Davis seconded. The motion carried unanimously.

Chairman Fletcher presented a draft of the April 9, 2013 teleconference Open Session minutes and asked for any additions or deletions. Mr. Upson moved to approve the minutes as presented. Mr. Womack seconded. The motion carried unanimously.

### **Professional Societies and Guests**

Chairman Fletcher acknowledged the presence of Phillip O. Brown with SAMSOG. No report.

### **Executive Director Report**

No report.

### **Old Business**

The Board discussed Policy 3-04 regarding Foreign Education requirements. Mr. Womack made a motion to accept the following policy:

#### **Policy 03-04:**

All foreign education not accredited by the Engineering Accreditation Commission of ABET at the time of graduation shall be evaluated by NCEES Credential Evaluations to receive any educational credit. You can access Credentials Evaluations [here](#).

You do not need an evaluation if your degree was accredited by the Engineering Accreditation Commission of ABET at the time of your graduation. ABET also accredits some programs in other countries.

If you aren't sure whether your degree program is accredited, you can search for it at ABET's website [here](#).

If your evaluation has been previously accepted by the Board for the Fundamentals of Engineering examination, you are not required to have an additional evaluation.

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Mr. Davis seconded. The motion carried unanimously.

The Board had a discussion on CPESC Certification. Ms. Baker stated that she will be meeting with the attorney this week.

## **New Business**

The Board reviewed correspondence from Paris Pressley requesting the Board to relax the rules on commercial property inspections.

The Board discussed House Bill 276.

## **Executive Session**

At 11:25 a.m., Mr. Upson moved 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. Davis seconded. Voting in favor of the motion were those members present who included Board Chairman Michael Fletcher, Mark Chastain, George Howroyd, Dan Davis, Bill Womack, Elmo Richardson, and Brian Upson.

The Executive Session of the Georgia State Board of Registration for Professional Engineers and Land Surveyors meeting was closed at 12:26 p.m. and Chairman Fletcher declared the Georgia State Board of Registration for Professional Engineers and Land Surveyors to be “open” pursuant to the Open Meetings Act, O.C.G.A. §§ 50-14-1 et seq. The following Board Members were present – Chairman Michael Fletcher, Elmo Richardson, James Butler, George Howroyd, Mark Chastain, Bill Womack, Bill Upson, and Dan Davis. No votes were taken in Executive Session.

## **Approval of Executive Session Minutes**

Chairman Fletcher presented a draft of the March 12, 2013 Executive Session meeting minutes and asked for any additions or deletions. Mr. Davis moved to approve the minutes as presented. Mr. Womack seconded. The motion carried unanimously.

## **Licenses Issued Since Last Meeting**

The Board reviewed a list of applicants that have been previously reviewed and approved. Mr. Womack made a motion to ratify licenses issued from March 12, 2013 – May 13, 2013. Mr. Davis seconded. The motion carried unanimously.

## **Board Office/Investigations:**

Mr. Womack moved to adopt the following recommendations regarding complaint cases considered by the Board during the Executive Session:

**PELS060062** – As a result of an appearance before the board requesting removal of the link of the consent order off the website, the Board voted to uphold their initial decision but send a letter to licensee of being in good standing with the Board and when his probation ended with the board.

**PELS130032** – This case involves allegations of cheating on exam. The Board voted to close with no action due to no cheating was done.

**PELS130033** – This case involves allegations of cheating on exam. The Board voted to close with letter to examinee that he cannot re-register for examination until after January 2014, further if/when examinee/applicant passes the exam and applies for licensure, the PE license is to be placed on probation for 24 months.

**PELS130039** – This case involves allegations of gross substandard work in other state. The board voted to send to the Attorney General's Office to obtain either a voluntary surrender of PE license or seek revocation.

**PELS130043** – This case involves allegations of PE stamping land survey. The Board voted to send to the Attorney General's Office for a consent order assessing a \$500.00 fine for unlicensed practice.

**PELS130011** – The Board voted to close due to firm is in compliance with statute.

**Ronald "Bo" Slendak, Augusta** – The Board voted to accept Cease & Desist for practicing PE services without a license and close case.

**Timothy S. LeWallen, Carnesville** – The Board voted to accept Cease & Desist for respondent using the seal of his deceased father and close.

**Nestor Popwych, Des Plains, III** – The Board voted to accept Cease & Desist for Architect sealing documents as a PE and close case.

**PELS120059** - The Board voted to close case as resolved.

**PELS130010** – The Board voted to close case as resolved.

**PELS130015** – The Board voted to close case as no violation.

**PELS120052** – The Board voted to close case as no violation.

**PELS130020** – The Board voted to close case as resolved.

**PELS130021** – The Board voted to close case with no action.

Mr. Howroyd seconded. The motion carried unanimously.

**Assistant Attorney General:**

Mr. Upson moved to adopt the recommendations of the report of the Senior Assistant Attorney General.

**PELS130007** – The Board made a recommendation to accept private consent order and close.

**PELS130003** – The Board voted for the Attorney General to prepare a consent order against S.L.K. assessing a \$500.00 fine for violation of Board Rule 180-12-.02.

Mr. Womack seconded. The motion carried unanimously.

**Reinstatements:**

Mr. Womack moved to approve the following reinstatement of licensure upon payment of a \$1,000 reinstatement fee. Mr. Davis seconded. The motion carried unanimously.

- John Bradford, PE029468

With no other business to discuss, Mr. Davis moved to adjourn. Mr. Womack seconded. The meeting adjourned at 12:35 p.m.

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Michael Fletcher, Board Chairman

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Darren Mickler, Executive Director

These minutes were adopted at the Tuesday, August 13, 2013 meeting. The next scheduled meeting is Tuesday, October 8, 2013.