

**Agenda for  
The Florida Board of Professional Engineers  
February 17, 2010 beginning at 1:00 p.m. and  
February 18, 2010 beginning at 8:30 a.m., or soon thereafter  
Tampa, Florida  
Part I**

- A. Call to Order, Invocation, and Pledge of Allegiance to the Flag
- B. Roll Call, Determination of Quorum, and Address Absences.
- C. Introduction of guests and announcements as to presentations at a time certain
- D. Hearing on Proposed Rule Changes to 61G15.3011 F.A.C. Design of Aluminum Structures
  - a. Correspondence from Vicky L. Baker, Small Business Regulatory Advisory Council Re: Rule 61G15-31.001  
(Exhibit D#a)
  - b. Correspondence from JAPC Re: Rules 61G15-31.010, .011, .012, F.A.C.  
(Exhibit D#b)
  - c. Correspondence from Mr. Fredrick Dudley, Holland & Knight  
(Exhibit D#c)
  - d. Statement of Estimated Regulatory Cost Comparison by Joseph M. Berryman, P.E.  
(Exhibit D#d)
  - e. Proposed Changes by Mr. Frederick Dudley, Holland & Knight  
(Exhibit D#e)
- E. Approval of the Agenda
  - #1. Approval of the Consent Agenda  
(Items denoted with an asterisk are included in the Consent Agenda\*)
- F. Review and Approval of previous Board meeting minutes
  - #1. Minutes from the December 2-3, 2009 Board Meeting\*  
(Exhibit F#1)
- G. Committee Reports
  - #1. Applications Committee (**Next Meeting March 17, 2010**)

(John Burke, P.E., Chair; David Charland, P.E.; Nola Garcia; Paul Halyard, P.E.; H. Dann Wallis, P.E.)

a. Committee Chair's Report.

#2. Educational Advisory Committee (**Next Meeting March 17, 2010**)

(Christian Bauer, Ph.D., P.E., Chair; Dr. Jonathan Earle, Ph.D., P.E.; Zafar Hyder, Ph.D., P.E.; Bijay Panigrahi, Ph.D., P.E., Mary Young; Melvin Anderson, Ph.D., P.E. [Consultant]; R. Gerry Miller, Ph.D., P.E. [Consultant])

a. Committee Chair's Report.

#3. Probable Cause Panel (**Next Meeting March 16, 2010**)

(David O. Charland, P.E, Chair, Henn Rebane, P.E., Paul Halyard, P.E.) (Alternate: John Burke, P.E.)

a. PCP Memo from January 12, 2010, Meeting\*  
(Exhibit G#3a)

#4. FBPE Rules Committee (**Next Meeting March 16, 2010**)

(John Burke, P.E., Chair; David Charland, P.E.; Jonathan F. K. Earle, Ph.D., P.E., H. Dann Wallis, P.E.)

a. Committee Chair's Report.

#5. FBPE Legislative Committee (**Next Meeting to Be Determined**)

(Dr. Christian Bauer, Ph D., P.E., Chair; Mary Young)

a. Committee Chair's Report.

b. Discussion regarding Amendment to Chapter 471, F.S. to include authority for technical standards  
(Exhibit G#5b)

c. AG Opinion 2009-49 Re: CCNA, Sole Source Contracts  
(Exhibit G#5c)

#6. Joint Engineer/Architect Committee

(John Burke, P.E., Chair; Zafar Hyder, Ph.D., P.E., Nola Garcia)

a. Committee Chair's Report.

#7. Structural Rules Committee

(David O. Charland, P.E., Chair)

a. Committee Chair's Report.

H. NCEES  
(John Burke, P.E., FBPE Liaison)

- #1. Memorandum from Peggy Abshagen Re: Proposed By-Law Amendments  
(Exhibit H#1)

I. Advisory Attorney's Report

- #1. Comment on Rule 61G15-31.001  
(Exhibit I#1)
- #2. Comment on Rule 61G15-31.003  
(Exhibit I#2)
- #3. Correspondence from JAPC Re: Rules 61G15-31.001, .002, .003, .004, .005, .006, .007, .008 and .009, F.A.C.  
(Exhibit I#3)
- #4. Rules Report  
(Exhibit I#4)

J. Executive Director's Report

- #1. List of Applicants Requesting Retired Status\*  
(Exhibit J#1)
- #2. Correspondence for Josef Silny – Re: NCEES  
(Exhibit J#2)
- #3. Report on Reappointment of Robert Hosay and Bert Combs to the FEMC Board
- #4. Update on FBPE Appointments
- #5. Report on attendance for Member Board Administrators Conference

K. Assistant Executive Director's Report

- #1. CE reporting issues
- #2. Multiple qualifications showing on DBPR website (Including Bldg Code Core Course)

L. Chief Prosecutor's Report

- #1. 300 day report  
(Exhibit L#1)
- #2. Profile of legal cases by year
  - a. Cases open for 1 year plus  
(Exhibit L#2a)
  - b. Total open cases by year  
(Exhibit L#2b)
- #3. Discussion regarding Comprehensive reviews of NCEES Disciplinary Records

M. Chair's Report

- #1. Proposed letter to be submitted to the legislature supporting amendments to Chapter 471, F.S. as a result of FES proposed legislation

N. Correspondence to the Board

- #1. Email from Robert Freeman – Re: Lightning Protection Systems  
(Exhibit N#1)

**Part II**  
**Special Appearance and Informal Hearing Agenda**

Call to Order – John Burke

Outline of the Education Evaluation Process for Non EAC/ABET degrees - Christian Bauer, Ph.D., P.E.

O. Informal Hearings on Denial of Application for Fundamentals Examination

- #1. Khaled Ramadan  
(Exhibit O#1)
- #2. Eduardo Marrero  
(Exhibit O#2)

P. Informal Hearings on Denial of Application for Licensure by Endorsement

- #1. Kevin Patton  
(Exhibit P#1)
- #2. Sameh Salib  
(Exhibit P#2)

- #3. Sunilsen Peramanu  
(Exhibit P#3)
- #4. Vijay Kornala  
(Exhibit P#4)
- #5. Oliver Himbert  
(Exhibit P#5)
- #6. Alan Grossman  
(Exhibit P#6)
- #7. Charles Gillespie  
(Exhibit P#7)

### **Part III Disciplinary Hearings**

Description of the Disciplinary Process-John C. Burke, P.E.

Q. Informal Hearings

- #1. Shashoua, Morris A.  
PE 19554  
FEMC Case Number: 2008020859  
Probable Cause Panel: Rebane, Charland & Halyard  
Represented by: Robert Lewis, Esquire (no longer representing)  
(See Red Book 1)
- #2. Beatty, Paul A.  
PE 47449  
FEMC Case Number: 2008020863  
Probable Cause Panel: Rebane, Charland & Halyard  
(See Red Book 1)

R. Recommended Order

- #3. Yazji, Kamal  
PE 51542  
FEMC Case Number: 2007038155  
Probable Cause Panel: Rebane & Seckinger  
(See Red Book 1)

S. Settlement Stipulations

- #4. Gomez-Pina, Fernando  
PE 14710  
FEMC Case Number: 2007038418  
Probable Cause Panel: Rebane & Burke (September 16, 2008)  
Rebane & Seckinger (July 15, 2008)  
Represented by: Robert Villasante, Esquire  
(See Red Book 2)
- #5. Gomez, Miguel  
PE 52641  
FEMC Case Number: 2008051753  
Probable Cause Panel: Rebane, Charland & Halyard  
Represented by: Robert J. Hanreck, Esquire  
(See Red Book 2)
- #6. Miller, Chris  
PE 62603  
FEMC Case Number: 2009002093  
Probable Cause Panel: Rebane, Charland & Halyard  
(See Red Book 2)

T. Defaults

- #7. Cifuentes, Nestor  
PE 21522  
FEMC Case Number: 2008057138  
Probable Cause Panel: Rebane, Charland & Halyard  
(See Red Book 3)
- #8. Cifuentes, Nestor  
PE 21522  
FEMC Case Number: 2007034628  
Probable Cause Panel: Rebane, Charland & Halyard  
(See Red Book 3)
- #9. Burcaw, Laurie  
PE 46064  
FEMC Case Number: 2008014856  
Probable Cause Panel: Rebane, Charland & Halyard  
(See Red Book 4)

#10. Banks, Julio  
PE 46544  
FEMC Case Number: 2009015308  
Probable Cause Panel: Rebane, Charland & Halyard  
(See Red Book 4)

U Old Business

1. Ratification of Actions from Application Review, February 17, 2010

V. New Business

W Public Forum

X. Community Involvement

Y. Adjourn