Florida Engineers Management Corporation

4th Quarter Report 2015-2016





2639 North Monroe Street, Suite B-112 Tallahassee, Florida 32303 Telephone: (850) 521-0500; Fax: (850) 521-0521

www.fbpe.org



TABLE OF CONTENTS

FLORIDA ENGINEERS MANAGEMENT CORPORATION Quarterly Report in Compliance with Sections IV Deliverables

Fourth Quarter 2015-2016

Section VII Deliverables, B. Quarterly Reports – Requirements of Contract for Quarterly Report

- B1. The status of the performance standards adopted by Rule 61G15-37.001, Florida Administrative Code.
- B2. Compliance with priority referrals from the Contract Monitor, per Section IV, Contract Monitor, of the Agreement.
- B3. Information related to disciplinary actions.
 - a. A list and status of all complaints made during this agreement (open and closed, licensed and unlicensed). Status information should include:
 - The name of the complainant;
 - The name and license number of subject;
 - The date of the complaint;
 - The alleged violation;
 - The last action taken; and
 - The next appropriate action recommended.
 - b. A list of all cases FEMC closed as legally insufficient since the last report;
 - c. A list showing the status of compliance with all final orders with pending provisions;
 - d. A list of cases where the alleged violation is for unlicensed activity and the subject also holds a license with another profession within the department.
- B4. Information regarding the failure of FEMC to comply with any provisions of the contract.
- B5. A list of all legal cases where FEMC has not been the prevailing party. The list must include copies of final orders and specify cases where attorney fees have been awarded.
- B6. Corrective Plan as required by Section IV(G) of the contract.
- B7. A detailed report of expenditures and cash balance.
- B8. Long Range Estimates of Revenue.

- B9. Detailed information for the last quarter as required by contract:
 - The number of license renewals;
 - The number of license applications received;
 - The number of licenses approved;
 - The number of licenses denied;
 - The number of licenses issued;
 - The average time required to issue a license;
 - The number of examinations administered;
 - The number of applicants who passed the examination;
 - The number of applicants who failed the examination;
 - The number of complaints received;
 - The number of complaints determined to be legally sufficient;
 - The number of complaints dismissed;
 - The number of complaints determined to have probable cause;
 - The number of administrative complaints issued along with the status of the complaint; and
 - The number and nature of disciplinary actions taken by the FBPE.

B1. Performance Standards

B1. Performance Standards

In order to facilitate efficient and cost effective regulation by the Florida Engineers Management Corporation ("FEMC"), the following performance standards and measurable outcomes are adopted:

(1) FEMC shall make a determination of legal sufficiency within 30 days of receipt of a complaint.

In the Fourth Quarter of Fiscal Year 2015 / 2016, $3\underline{1}$ total new complaints were received of which $\underline{25}$ were complaints against licensees and $\underline{6}$ were complaints against unlicensed individuals or entities. Of the new licensed complaints, $\underline{16}$ were deemed legally sufficient, $\underline{2}$ were deemed legally insufficient, and $\underline{7}$ were undetermined at the end of the Fourth Quarter, as they were still within the 30 days of determination and were still in the initial review process. Of the new unlicensed complaints, $\underline{5}$ were deemed legally sufficient, $\underline{0}$ were deemed legally insufficient, and $\underline{1}$ were undetermined at the end of the Fourth Quarter, due to being within the 30 days of determination and still in the initial review process.

(2) Within fifteen days of receiving a complaint that is determined to be legally sufficient, FEMC shall furnish to the subject or the subject's attorney a copy of the complaint or document that resulted in the initiation of the investigation.

Of the <u>21</u> cases deemed legally sufficient, the subject (or subject's attorney) was notified and furnished a copy of the complaint, or, in the case of some unlicensed cases, furnished with a Cease and Desist Order resulting in 100% compliance with the Rule.

(3) FEMC shall provide status reports to the Board regarding all outstanding disciplinary cases at every other regularly scheduled meeting of the Board. The status report shall include all legally sufficient disciplinary cases until entry of a final order by the Board. Upon entry of a final order, FEMC shall notify the licensee's employer of the action taken by the Board.

Status reports were submitted to the Board at the June 2016 FBPE meeting. As far as FEMC can reasonably ascertain the existence of an employer for Respondent, FEMC now has 100% compliance with that requirement.

(4) FEMC shall refer to the Board any investigation or disciplinary proceeding not before the Division of Administrative Hearings pursuant to Chapter 120, Florida Statutes, or otherwise completed by FEMC within one year after the filing of a complaint.

Referenced in the previous quarterly report, at the end of the Third Quarter of the fiscal year 2015 -2016, $\underline{12}$ cases were identified as being more than one year old; and, of those $\underline{12}$ cases, $\underline{1}$ have been resolved. As a result of aging, there are $\underline{0}$ additional cases that reached year old status during the Fourth Quarter of Fiscal

B1. Performance Standards

Year 2015 / 2016 thus making a total of $\underline{11}$ cases which were more than one year old at the end of the Fourth Quarter for the 2015 / 2016 Fiscal Year.

(5) FEMC shall notify the person who filed the complaint of the status of the investigation every six months, including whether probable cause has been found, when the case is on the agenda for consideration by the Board, and the status of any administrative proceeding or appeal.

FEMC is in 100% compliance with this section.

(6) At least 90 days before the end of a licensure cycle, FEMC shall forward a licensure renewal notification to active or inactive licensees at the licensee's last known address of record with FEMC.

FEMC is in 100% compliance with this section.

(7) At least 90 days before the end of a licensure cycle, FEMC shall forward a notice of pending cancellation of licensure to a delinquent status licensee at the licensee's last known address of record with FEMC.

FEMC is in 100% compliance with this section.

(8) Upon receipt of an application for a license, FEMC shall examine the application and, within 30 days after such receipt, notify the applicant of any apparent errors or omissions and request any additional information FEMC is permitted by law to require.

Type of Application	Applications Received	Applications in compliance	Applications not in compliance with 30 day notice
Engineer Intern	211	211	
Continuing Education	11	11	
Providers			
Continuing Education	10	10	
Courses			
Professional Engineer	416	416	
Endorsement	438	438	
Certificate of	171	171	
Authorizations			

B1. Performance Standards

(9) Every application for a license shall be approved or denied within 90 days after receipt of a completed application.

FEMC is in 100% compliance with the rule.

Applications Received and in 90 –	Day Compliance
April 2016	
Principles & Practice	86
Engineer Intern/Fundamentals	28
Continuing Education	5
Endorsements	144
Special Inspectors	3
Total	266
May 2016	
Principles & Practice	296
Engineer Intern/Fundamentals	38
Continuing Education	3
Endorsements	194
Special Inspectors	2
Total	533
June 2016	
Principles & Practice	24
Engineer Intern/Fundamentals	33
Continuing Education	4
Endorsements	175
Special Inspectors	5
Total	241
Grand Total for quarter	1040

(10) If an applicant seeks a license for an activity that is exempt from licensure, FEMC shall notify the applicant and return any tendered application fee within 30 days after receipt of the original application.

FEMC is in 100% compliance with this section due to the fact that it has not received any application for an exempt activity.

(11) FEMC shall maintain the Board's web page and update the web page within 14 days of the date the updates go into effect. Administrative complaints shall be posted no later than 30 days after the recommendation by the probable cause panel. All active disciplinary cases shall be posted on the web page, including the final action taken by the Board until the terms of the final order are completed or until the licensee becomes inactive, retires, relinquishes the license or permits the license to become null and void.

FEMC is in 100% compliance with this section.

B2. Priority Referrals Compliance

B2. Priority Referrals

During the fourth quarter of 2015-2016, FEMC received two priority referrals. One from the Attorney General's office concerning building plans with a condo. The second referral was from the Department of Business and Professional Regulation asking for more information on our disciplinary and licensure numbers in our annual reports.

B3a. Complaint Status List

No.	Case Number	Complainant Name	Name of Subject; License No. of Subject	Received Date	Alleged Violation	Last Action Taken	Next Action Recommended
1.	2014009216	FEMC	Salsbury, Robert A. P.E. – 49852	03/04/14	Statute or Rule at Issue: Section 471.033(1)(g), Florida Statutes & Rule 61G15-19.001(4), Florida Administrative Code, by engaging in negligence in the practice of engineering. Section 471.033 (1)(j), Florida Statutes, by affixing or permitting to be affixed his or her seal, name or digital signature to any final to any final drawings, specifications, plans reports or documents that were not prepared by him or her or under his or her responsible supervision, direction, or control	Amended Petition for Formal Evidentiary Hearing filed	Signed Stipulation. Set for August 2016 Board Meeting
2.	2014031694	Modena, Roberta	Mitchell, Charles C. P.E. – 11127	07/25/14	Statute or Rule at Issue: Section 471.033(1)(g), Florida Statutes, & Rule 61G15-19.001(4), Florida Administrative Code, by engaging in negligence in the practice of engineering.	ADMINISTRATIVE COMPLAINT FILED	Signed Stipulation. Set for Board meeting August 2016
3.	2014037527	FBPE	Batterson, Richard Scott P.E. – 60853	09/09/14	Section 471.033(1) (c), Florida Statutes: Being convicted or found guilty of, or entering a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction which directly relates to the practice of engineering or the ability to practice engineering.	ADMINISTRATIVE COMPLAINT FILED	Case going before July 2016 PCP for direction on how to proceed-This case is on hold until the conclusion of the appeal of the Criminal case
4.	2014039867	Anonymous	National Cost, Inc. Unlicensed	09/18/14	Statute or Rule at Issue: Section 471.023, Florida Statutes: Offering Engineering Services without a Certificate of Authorization.	Investigation Completed NOTICE TO CEASE & DESIST ISSUED	CLOSED with Final Order
5.	2014046334	REDACTED	REDACTED	10/21/14		Set to Consultant for Review	Receive opinion from Consultant and proceed accordingly
6.	2015011700	REDACTED	REDACTED	03/10/15		Under Investigation	Continue Investigation
7.	2015015700	REDACTED	REDACTED	04/07/15	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Investigation Complete	Set for July 2016 PCP
8. UL	2015017686	Jonathan Bauer	Pacheco, Eduardo M. UNLICENSED	03/23/15	Unlicensed activity	Investigation Complete NOTICE TO CEASE & DESIST ISSUED	CLOSED
9.	2015017687	FBPE	Wincad Group, Inc.	03/23/15	Firm practicing without certificate of authorization	Investigation Complete	CLOSED

No.	Case Number	Complainant Name	Name of Subject; License No. of Subject	Received Date	Alleged Violation	Last Action Taken	Next Action Recommended
UL			UNLICENSED			NOTICE TO CEASE & DESIST ISSUED	
10. UL	2015023010	William J. Ondulich	DWR Architecture and Engineering Inc. UNLICENSED	04/27/15	Statute or Rule at Issue: § 471.023, FS: Offering Engineering Services without a Certificate of Authorization	ADMINISTRATIVE COMPLAINT FILED NOTICE TO CEASE & DESIST ISSUED	Trying to serve AC-Having to post Notice of Action in paper (July 8, 15,22,29, 2016)
11.	2015013030	REDACTED	REDACTED	03/20/15		Sent to Consultant for review	Receive Opinion from Consultant and proceed accordingly
12.	2015023328	REDACTED	REDACTED	05/26/15		Sent to Consultant for review	Receive Opinion from Consultant and proceed accordingly
13.	2015033401	Basile, Joseph	Griffin, Harry John II	07/30/15	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Administrative Complaint issued	Waiting on a signed stipulation
14. UL	2015034301	Anonymous	Gallow, Lane A. UNLICENSED		Unlicensed Activity	Closed NOTICE TO CEASE & DESIST ISSUED	Agreement-Informal
15.	2015036918	REDACTED	REDACTED	08/20/15	Statute or Rule at Issue: Section 471.023(1)(requirement that a licensed engineering firm musty have a PE qualifying the firm as a principal officer; Section 471.033(1)(a)(violating a provision of Chapter 471)	Investigation Complete	Set for July 2016 PCP
16.	2015037392	REDACTED	REDACTED	08/24/15	,	Sent to Consultant for review	Receive Opinion from Consultant and proceed accordingly
17.	2015038289	Dobkowski, Al	Wunder, Jr., Charles A.	08/31/15	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Closed	Dismissed with Closing Order
18. UL	2015038491	Anonymous	Murphy, Allison UNLICENSED		Unlicensed activity	Closed- NOTICE TO CEASE & DESIST ISSUED	Close file- Agreement- Informal

No.	Case Number	Complainant Name	Name of Subject; License No. of Subject	Received Date	Alleged Violation	Last Action Taken	Next Action Recommended
19	2015042782	Lavrich, Daniel	Uz, Jose F. Unlicensed	09/25/15	Unlicensed Activity	Under Investigation NOTICE TO CEASE & DESIST ISSUED	Awaiting fully executed Affidavit from Subject
20. UL	2015044271	FBPE	Sailors Engineering Associates UNLICENSED	10/07/15	Firm practicing without certificate of authorization	Investigation Complete Notice to CEASE & DESIST ISSUED	Closed Agreement-Informal
21.	2015044275	REDACTED	REDACTED	10/07/15	Statute or Rule at Issue: §471.033(1) (i), FS: Providing engineering services through a corporation without a Certificate of Authorization; Section 471.033(1)(a), FS, violating any provision of Chapters 455 or 471.	Investigation Complete	Set for July 2016 PCP
22.	2015045425	REDACTED	REDACTED	10/12/15		Under Investigation	Continue Investigation
23.	2015045726	REDACTED	REDACTED	10/16/15		Initial Review	Investigation
24. UL	2015047628	FBPE	Sinkholes, LLC UNLICENSED	10/29/15	Statute or Rule at Issue: § 471.023, FS: Offering Engineering Services without a Certificate of Authorization.	Investigation Complete Notice to Cease & Desist Issued	Set for July 2016 PCP
25.	2015048800	REDACTED	REDACTED	10/29/15		Initial Review	Investigation
26.	2015048853	REDACTED	REDACTED	11/06/15		Sent to Consultant for review	Receive Opinion from Consultant and proceed accordingly
27.	2015023764	REDACTED	REDACTED	05/27/15		Sent to Consultant for review	Receive Opinion from Consultant and proceed accordingly
28.	2015025318	Umme Trust	Thompson, Michael		Statute or Rule at Issue: Section 471.033(1)(g), Florida Statutes & Rule 61G15-19.001(4), Florida Administrative Code, by engaging in negligence in the practice of engineering	Closed	Dismissed with Closing Order
29.	2015032758	REDACTED	REDACTED	07/24/15		Sent to Consultant for review	Receive Opinion from Consultant and proceed accordingly

No.	Case Number	Complainant Name	Name of Subject; License No. of Subject	Received Date	Alleged Violation	Last Action Taken	Next Action Recommended
30.	2015035606	Dobkowski, AL	USBCI		Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Closed	Dismissed with Closing Order
31.	2015036055	REDACTED	REDACTED	08/17/15		Sent to Consultant for review	Receive Opinion from Consultant and proceed accordingly
32.	2015042786	REDACTED	REDACTED	09/25/15		Sent to Consultant for review	Receive Opinion from Consultant and proceed accordingly
33.	2015042898	Lewis, Melvin on behalf of Juanita Lewis	June, II, Rohlans D.		Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering; Providing engineering services through a corporation without a Certificate of Authorization	Closed	Closed with Letter of Guidance
34.	2015045620	REDACTED	REDACTED	10/28/15		Sent to Consultant for review	Receive Opinion from Consultant and proceed accordingly
35.	2015045621	REDACTED	REDACTED	10/08/15		Sent to Consultant for review	Receive Opinion from Consultant and proceed accordingly
36.	2015045622	REDACTED	REDACTED	10/08/15		Sent to Consultant for review	Receive Opinion from Consultant and proceed accordingly
37.	2015045640	REDACTED	REDACTED	10/15/15	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Investigation Complete	Set for July 2016 PCP
38.	2015047351	REDACTED	REDACTED	10/28/15		Sent to Consultant for review	Receive Opinion from Consultant and proceed accordingly
39.	2015018063	FBPE	Claiborne, Gaylon R.	04/16/15	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering; Rule 61G15-23.002, F.A.C. A title block shall be used on each sheet of plans or prints and shall contain the printed name, address, and license number of the engineer who has sealed, signed and dated the plans or prints.	Investigation Completed	Signed Settlement Stip. Set for August 2016 Board
40.	2015030471	Ellen Schafer	Standrod, Marcus Brian		Statute or Rule at Issue: Section 471.033(1) (a) & (i), Florida Statutes: Violating any provision of s. 455.227(1), s. 471.025, or s.	Administrative Complaint filed	Went to June 2016 Board meeting-Default

No.	Case Number	Complainant Name	Name of Subject; License No. of Subject	Received Date	Alleged Violation	Last Action Taken	Next Action Recommended
					471.031, or any other provision of this chapter or rule of the board or department. Practicing on a revoked, suspended, inactive, or delinquent license		
41.	2015021498	Fitzgerald, Peter	Alexander, Charles		Statute or Rule at Issue: Section 471.033(1)(c), Florida Statutes: Having a license to practice engineering revoked, suspended, or otherwise acted against, including the denial of licensure, by the licensing authority of another state, territory, or country, for any act that would constitute a violation of this chapter or chapter 455.	Investigation Completed	Closed with Final Order
42. UL	2015003839	Comtis, Ana	CaDavid, Rodrigo UNLICENSED		Statute or Rule at Issue: Section 471.031(1)(a), Florida Statutes: A person may not practice engineering unless the person is licensed or exempt from licensure under this chapter. Section 433.001(a), Florida Statutes: Violating any provision of s. 455.227(1), s. 471.025, or s. 471.031, or any other provision of this chapter or rule of the board or department	Administrative Complaint filed	Closed with Final Order
43.	2015032603	Reisinger, Jack	Banks, Julio	07/20/15	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Investigation Completed	Set for DOAH trial August 22, 2016
44.	2015036080	Reisinger, Jack	Banks, Julio	08/14/15	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Investigation Completed	Set for DOAH trial August 22, 2016
45.	2015040623	Anonymous	Pino, William		Section 471.033(1)(d), Florida Statutes: Being convicted or found guilty of, or entering a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction which directly relates to the practice of engineering or the ability to practice engineering; Violating Chapter 455; Section 455.227(1)(t), Florida Statutes: Failing to report in writing to the board or, if there is no board, to the department within 30 days after the licensee if convicted or found guilty of, or entered a plea or nolo contendere or guilty to, regardless of adjudication, a crime in any jurisdiction	Administrative Complaint filed	Closed with Final Order
46.	2014050099	John Farinelli	Holt, John D. P.E. – 15252		Statute or Rule at Issue: Section 471.033(1)(g), Florida Statutes, & Rule 61G15-19.001(4), Fla. Admin. Code, by engaging in negligence in the practice of engineering	Trial at DOAH and Recommended Order issued	Closed with Final Order
47. UL	2015050230	REDACTED	REDACTED UNLICENSED	11/16/15	Statute or Rule at Issue: § 471.023, FS: Offering Engineering Services without a Certificate of Authorization.	Investigation Complete	Set for July 2016 PCP

No.	Case	Complainant	Name of Subject;	Received	Alleged Violation	Last Action Taken	Next Action
	Number	Name	License No. of	Date			Recommended
			Subject				
			careject	<u> </u>			
					Unlicensed Activity		
48	2016000255	REDACTED	REDACTED	12/21/15		Under Investigation	Continue Investigation
49	2016003962	REDACTED	REDACTED			Sent to Consultant for review	Receive Opinion from Consultant and proceed accordingly
50. UL	2016005434	REDACTED	REDACTED UNLICENSED	02/03/16	Unlicensed Activity	Under Investigation	Continue Investigation
51	2016005643	REDACTED	REDACTED	02/04/16	Statute or Rule at Issue: §417.033(1)(g), FS, engaging in fraud or deceit, negligence, incompetence or misconduct in the practice of engineering. Rule 61G15-19.001(6)(f), FAC, becoming involved in a conflict of interest with an employer or client, without the knowledge and approval of the client or employer.	Investigation Complete	Set for July 2016 PCP
52.	2016005645	REDACTED	REDACTED	02/04/16	Statute or Rule at Issue: §471.033(1)(g), FS, engaging in fraud or deceit, negligence, incompetence or misconduct in the practice of engineering. Rule 61G15-19.001(6)(f), FAC, becoming involved in a conflict of interest with an employer or client, without the knowledge and approval of the client or employer	Investigation Complete	Set for July 2016 PCP
53. UL	2016005859	McCaughin, Michael	Hurricaneresistantbuil dings.net UNLICENSED		Unlicensed Activity	Closed Notice to Cease & Desist Issued	Close file- Agreement- Informal
54. UL	2016007058	FBPE	CORAMERICA UNLICENSED		Unlicensed Activity	Closed Notice to Cease & Desist Issued	Close file- Agreement- Informal
55. UL	2016007065	FBPE	Chacon. Sandra UNLICENSED		Unlicensed Activity	Closed Notice to Cease & Desist Issued	Close file- Agreement- Informal
56.	2016007123	REDACTED	REDACTED	02/12/16	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Investigation Complete	Set for July 2016 PCP
57	2016007254	REDACTED	REDACTED	02/12/16		Sent to Consultant for review	Receive Opinion from Consultant and proceed accordingly
58. UL	2016007306	REDACTED	REDACTED UNLICENSED	02/08/16	Unlicensed Activity	Under Investigation	Continue Investigation
59.	2016007629	REDACTED	REDACTED	02/16/16	Unlicensed Activity	Under Investigation	Continue Investigation

No.	Case Number	Complainant Name	Name of Subject; License No. of Subject	Received Date	Alleged Violation	Last Action Taken	Next Action Recommended
			Jubject				
UL			UNLICENSED				
60.	2016008447	REDACTED	REDACTED	02/12/16	Statute or Rule at Issue: §471.033(1) (g), FS: Engaging in fraud or deceit, negligence, incompetence, or misconduct, in the practice of engineering; Rule 61G15-30.003(3) and Section 471.033(1)(a), Florida Statutes, by "[v]iolating [a] rule of the [B]oard	Investigation Complete	Set for July 2016 PCP
61. UL	2016010099	REDACTED	REDACTED UNLICENSED		Unlicensed Activity	Under Investigation	Continue Investigation
62.	2016007163	Musleem, Moe	Le, Khanh Q.		Statute or Rule at Issue: §471.033(1) (g), FS: Engaging in fraud or deceit, negligence, incompetence, or misconduct, in the practice of engineering; §471.033(1) (i), FS: Providing engineering services through a corporation without a Certificate of Authorization	CLOSED	Closed with a Letter of Guidance
63.	2015052641	Picone, Mario	Orbegoso, Julio		Statute or Rule at Issue: Section 471.033(1)(g), Florida Statutes, and Rule 61G15-19.001(4), Florida Administrative Code: by engaging in negligence in the practice of engineering	CLOSED	Dismissed with Closing Order
64.	2015052732	REDACTED	REDACTED	12/07/15		Sent to Consultant for review	Receive Opinion from Consultant and proceed accordingly
65.	2016003254	LaFuente, Armando	Cordero, Olga		Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Closed	Closed with Letter of Guidance
66.	2016000184	REDACTED	REDACTED	12/23/15		Sent to Consultant for review	Receive Opinion from Consultant and proceed accordingly
67.	2016003446	REDACTED	REDACTED	01/19/16		Sent to Consultant for review	Receive Opinion from Consultant and proceed accordingly
68.	2016005023	REDACTED	REDACTED	02/01/16		Sent to Consultant for review	Receive Opinion from Consultant and proceed accordingly
69.	2016009237	Oyenarte, Robert	Harvey, Kenneth		Statute or Rule at Issue: §471.033(1) (f), FS: Advertising goods or services in a manner that is fraudulent, false, deceptive, or misleading in form or content	Closed	Dismissed with Closing Order
70. UL	2016010240	FBPE	Architectural Designs by Anthony, Inc.	02/26/16	Firm practicing without certificate of authorization	Notice to Cease & Desist Issued	Awaiting Signed Affidavit from Subject to Close file

No.	Case Number	Complainant Name	Name of Subject; License No. of Subject	Received Date	Alleged Violation	Last Action Taken	Next Action Recommended
			Callage of			I .	
			UNLICENSED				
71.	2016012649	REDACTED	REDACTED	03/08/16		Under Investigation	Continue Investigation
72.	2016013495	REDACTED	REDACTED	03/17/16		Sent to Consultant for review	Receive Opinion from Consultant and proceed accordingly
73.	2016012695	REDACTED	REDACTED			Closed	Legally Insufficient
74.	2016013494	REDACTED	REDACTED			Closed	Legally Insufficient
75.	2016014037	REDACTED	REDACTED	03/21/16		Under Investigation	Continue Investigation
76. UL	2016014089	REDACTED	REDACTED UNLICENSED	03/16/16	Unlicensed activity	Under Investigation	Continue Investigation
77.	2016014130	REDACTED	REDACTED	03/21/16		Under Investigation	Continue Investigation
78.	2016014681	REDACTED	REDACTED	03/24/16		Sent to Consultant for review	Receive Opinion from Consultant and proceed accordingly
79. UL	2016014695	REDACTED	REDACTED UNLICENSED		Unlicensed activity	Closed	Legally Insufficient
80.	2016015254	REDACTED	REDACTED	03/28/16	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Investigation Complete	Set for July 2016 PCP
81.	2016015767	REDACTED	REDACTED	03/25/16		Under Investigation	Continue Investigation
82.	2016016228	REDACTED	REDACTED	03/25/16		Closed	Legally Insufficient
83.	2016016233	REDACTED	REDACTED	03/22/16		Closed	Legally Insufficient
84	2016018439	Carty, Catherine	Johnson, Darin	03/22/16		Closed- NOTICE TO CEASE & DESIST ISSUED	Close file- Agreement- Informal
85.	2016016749	Anonymous	Mauthner Engineering Services, LLC UNLICENSED	04/0/16	Unlicensed Activity	Notice to CEASE & DESIST ISSUED	Investigation Complete Awaiting Subject to apply for CA
86.	2016019651	REDACTED	REDACTED	04/13/16		Under Investigation	Continue Investigation

No.	Case	Complainant	Name of Subject;	Received	Alleged Violation	Last Action Taken	Next Action
	Number	Name	License No. of	Date			Recommended
			Subject				
			Jubject				
87.	2016021616	SDII Global	IDP Risk Control	04/27/16	Unlicensed Activity	Notice to CEASE & DESIST	Awaiting Signed Affidavit from
		Corporation	Services			ISSUED	Subject to Close file
			UNLICENSED				
88.	2016022644	REDACTED	REDACTED	05/09/16		Under Investigation	Continue Investigation
89.	2016022664	FBPE	Ameriglass	05/09/16	Unlicensed Activity	Notice to CEASE & DESIST	Awaiting Signed Affidavit from
			Engineering			ISSUED	Subject to Close file
			UNLICENSED				
90.	2016023610	REDACTED	REDACTED	05/16/16		Initial Review	Continue Investigation
91.	2016023615	REDACTED	REDACTED	05/16/15		Initial Review	Continue Investigation
92.	2016023777	REDACTED	REDACTED	05/09/16		Initial Review	Continue Investigation
93.	2016024225	REDACTED	REDACTED	05/19/16		Under Investigation	Continue Investigation
94.	2016027926	REDACTED	REDACTED	06/10/16	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule	Investigation Complete	Set for July 2016 PCP
					61G15-19.001(4) by engaging in negligence in the practice of		
					engineering		
95.	2016024529	REDACTED	REDACTED	05/20/16		Under Investigation	Continue Investigation
96.	2016024955	REDACTED	REDACTED	05/23/16		Initial Review	Investigation
97.	2016026528	REDACTED	REDACTED	05/31/16		Initial Review	Continue Investigation
98.	2016028087	REDACTED	REDACTED	06/13/16		Initial Review	Continue Investigation
99.	2016028352	REDACTED	REDACTED	06/02/16		Initial Review	Continue Investigation
100	2016028402	FBPE	Ware, Malcomb	06/01/16	Unlicensed Activity	Notice to CEASE & DESIST	Awaiting Signed Affidavit from
UL			UNLICENSED	22/22/12		ISSUED	Subject to Close file
101	2016028672	REDACTED	REDACTED	06/09/16	Unlicensed Activity	Initial Review	Continue Investigation
UL	204 6020272	DED A CTED	UNLICENSED	00/47/40		1 15	
102	2016029273	REDACTED	REDACTED	06/17/16		Initial Review	Continue Investigation
103	2016029320	REDACTED	REDACTED	06/20/16		Initial Review	Continue Investigation
104	2016018432	REDACTED	REDACTED	04/05/16		Under Investigation	Sent to Consultant/Expert
105	2016024727	REDACTED	REDACTED	05/20/16		Under Investigation	Sent to Consultant/Expert
106	2016023632	REDACTED	REDACTED	05/16/16		Initial Review	Continue Investigation
107	2016023658	REDACTED	REDACTED	05/16/16		Initial Review	Continue Investigation
108	2016026350	REDACTED	REDACTED	05/25/16		Closed	Legally Insufficient
109	2016026472	Bonzer, Gary	Almond, Daniel	05/23/16	Unlicensed Activity	Notice to CEASE & DESIST	Awaiting Signed Affidavit from
UL	204 6027404	DEDACTED	UNLICENSED	00/00/40		ISSUED	Subject to Close file
110	2016027184	REDACTED	REDACTED	06/06/16		Closed	Legally Insufficient
111	2016027186	REDACTED	REDACTED	06/06/16		Closed	Legally Insufficient

No.	Case	Complainant	Name of Subject;	Received	Alleged Violation	Last Action Taken	Next Action
	Number	Name	License No. of	Date			Recommended
			Subject				
112	2016027733	REDACTED	REDACTED	06/10/16		Closed	Legally Insufficient
113	2016028548	REDACTED	REDACTED	06/15/16		Initial Review	Continue Investigation
114	2016016669	REDACTED	REDACTED	04/04/16		Closed	Legally Insufficient
115	2016024736	REDACTED	REDACTED	05/20/16		Closed	Legally Insufficient

B3b. Current FEMC Legally Insufficient Case List

B3b. List of all cases FEMC closed as legally insufficient since last report:

20160	24736
-------	-------

B3c. Final Order Compliance Report

Alexander, Charles T. – Case No: 2015021498 (Final Order Filed with DBPR on 04/26/2016)

- o Basic Engineering Professionalism and Ethics Course: Deadline: 04/26/2017.
- o Fine: \$5,000.00. PAID- 05/16/2016
- o Costs: \$255.45.PAID: 05/16/2016.
- o Study Guide. Completed: 05/26/2016.
- o Project review 6 Months due 10/26/2016
- o Project review 18 Months due: 10/26/2017.
- Suspended: 1 year from filing Final Order 04/26/17

SUBJECT IS IN COMPLIANCE

Bergsten, Jr., Harold F. - Case No: 2013021397 (Final Order Filed with DBPR on 02/18/2015)

- o Basic Engineering Professionalism and Ethics Course Completed: 01/25/2016
- o Costs: \$1,643.00 PAID IN FULL
- Study Guide DEADLINE: Completed 05/03/16
- Project Reviews
 - 6 months Deadline: 08/18/2015 has submitted Projects List
 - 09/28/2015 letter to Subject requesting documents for project and payment to Consultant
 - 11/12/2015 follow up letter to Subject requesting documents for project and payment to Consultant
 - 18 Months Deadline: 08/18/2016
- o Probation Conclusion: 02/18/2017
- Subject has been turned over to Investigator Wendy for Non-Compliance of Final Order

SUBJECT IS IN COMPLIANCE

Bolivar, Santiago - Case No: 2014030707 (Final Order Filed with DBPR on 10/14/2015)

- Basic Engineering Professionalism and Ethics Course: Deadline: 10/14/2016.
- o Fine: \$4,000.00. DUE: 10/14/2016.
- o Costs: \$4,930.40. DUE: 10/14/2015.
 - The fine and costs have been combined into one total of \$8,930.40, which is to be paid in 2 equal payments of \$4,465.20 at 04/14/2016 and 10/14/2016.
- o Study Guide. DUE: 11/14/2015.
- o Project review 6 months due: 10/14/2016
- Requested an extension-due date now 10/14/16
- o Project review 18 months due 04/14/2017.
- o Probation: 2 years from filing: 10/14/2017

SUBJECT IS IN COMPLIANCE

Bowen, David III - Case No: 2015034920 (Final Order Filed with DBPR on 03/01/16)

- Cost: \$168.75 DUE: 04/01/2016
 Fine: \$1,000.00 DUE: 04/01/2016
 - o Subject has been turned over to Collections for non-payment on 06/09/16

SUBJECT IS NOT IN COMPLIANCE

Cadavid, Rodrigo – Case No: 2015003839(Final Order Filed with DBPR on 02/03/2016)

Costs: \$267.55 - DUE: 06/03/2016
 FINE: \$5,000.00 - DUE: 06/03/2016

SUBJECT IS IN COMPLIANCE

Cardona, Alberto - Case No: 2013009998 & 2014023033 (Final Order Filed with DBPR on 02/11/2016)

- Basic Engineering Professionalism and Ethics Course DEADLINE: 02/15/2017
- Costs: \$7,346.58 DUE: 02/15/2018
 Fine: \$6,000.00 DUE: 02/15/2018
- Paid quarterly payment of \$1,668.32 for Fines & Costs.
 Study Guide DEADLINE: 03/15/16- Completed 02/18/2016
- Project Reviews
- 9 months Deadline: 11/15/2016
 21 Months Deadline: 11/15/2017
 Probation Conclusion: 05/15/2018

SUBJECT IS IN COMPLIANCE

Chewning, Roger - Case No: 2012003988 (Final Order Filed with DBPR on 11/04/2014)

- o Basic Engineering Professionalism and Ethics Course DEADLINE: 11/04/2016
- Costs: \$3,290.00 PAID: 02/02/2015
 Fine: \$2,000.00 PAID: 02/02/2015
- o Study Guide DEADLINE: 11/04/2016
- Project Reviews
 - 6 months Deadline: 05/04/2015
 - ✓ This case is before the November 17, 2015 Probable Cause Panel for direction on how to proceed regarding unfavorable projects reviews
 - 18 Months Deadline: 05/04/2016
 - Sent 1st reminder of deadline 04/06/16-did not hear back Sent 2nd reminder of deadline 05/11/16-gave him a date of 05/19/16 or it will be turned

or to Investigator for non-compliance.

o Probation – Conclusion: 11/04/2016

SUBJECT IS NOT IN COMPLIANCE

Da Silva, David - Case No: 2014042285 (Final Order Filed with DBPR on 12/18/2015)

- Basic Engineering Professionalism and Ethics Course DEADLINE: 12/08/2016
- o Costs: \$4,995.85 PAID: 12/21/2015
- o Study Guide DEADLINE: 01/08/2016- Completed 01/07/16

SUBJECT IS IN COMPLIANCE

Denis, Faustin F. – Case No: 2012003988 (Final Order Filed with DBPR – 11/04/2014)

- o Basic Engineering Professionalism and Ethics Course DEADLINE: 11/04/2016
- o Costs: \$380.25 PAID: 05/12/2015
- o Fine: \$1,000.00 DUE: 05/04/2015 PAID: 05/12/2015
- o Study Guide DEADLINE: 11/04/2016
- o Probation Conclusion: 11/04/2016

SUBJECT IS IN COMPLIANCE

DeStefano, Mark A. – Case No: (Final Order Filed with DBPR on 02/15/2016)

o Basic Engineering Professionalism and Ethics Course – DEADLINE: 02/01/2017

Costs: \$891.80 - PAID: 03/07/2016
 Fine: \$1,000.00 - PAID: 03/07/2016

Study Guide – DEADLINE: 03/15/2016 Completed 03/04/16

SUBJECT IS IN COMPLIANCE

Ferdelman, Joseph S. - Case No: 2014039501 (Final Order Filed with DBPR on 10/14/2015)

o Basic Engineering Professionalism and Ethics Course – DEADLINE: 10/04/2016

o Costs: \$1,694.35 - PAID: 10/27/2015

O Study Guide - DEADLINE: 11/14/2015 Completed 11/03/15

SUBJECT IS IN COMPLIANCE

Ford, Kim B. - Case No: 2014002866 (Final Order Filed with DBPR on 12/10/2014

o Basic Engineering Professionalism and Ethics Course – COMPLETED: 05/30/2015

o Costs: \$1,600.00 - PAID: 12/10/2014

o Fine: \$500.00 - PAID: 12/10/2014

o Study Guide - COMPLETED: 01/10/2015

o Project Review 6 months due 06/10/2015

- Subject's 6 month projects reviews both received an unfavorable opinion
- September 15, 2015 Probable Cause Panel directed that Subject must comply with the 18 month Project Review
- Going to July 2016 PCP for 2nd review on project review. And Letter to Board from Subject.
- o Project Review 18 Months due 06/10/2016

SUBJECT IS IN COMPLIANCE

Gaydosh, Stephen – Case No: 2012013872 (Final Order Filed with DBPR on 06/18/2014)

- o Basic Engineering Professionalism & Ethics Course COMPLETED: 06/16/2015
- o Costs \$8,072.97 PAID: 07/21/2014
- o Fine \$4,000.00 PAID: 07/21/2014
- o Study Guide COMPLETED: 07/21/2014
- o Probation Two Years, until: 06/18/2016
- Project Reviews: for 4 different disciplines Civil, Structural, Electrical/Mechanical/Plumbing
 - 6 months
 - ✓ Structural: Favorable Reports on both projects
 - ✓ Civil: reports not completed
 - ✓ Electrical/Mechanical/Plumbing documents and payment requested
 - 18 months DEADLINE: 06/18/2015
 - 03/08/16-Subject has been turned over to Investigator Wendy for Non-Compliance of Final Order

SUBJECT IS NOT IN COMPLIANCE

Gavarrete, Gilberto – Case No: 2013033149 (Final Order Filed with DBPR on 10/14/2015)

- o Basic Engineering Professionalism & Ethics Course. DUE: 10/14/2016.
- o Costs \$4,477.00. DUE: 10/14/2016.
- o Fine: \$1,000.00. DUE: 10/14/2016.
 - The fine and costs have been combined to a total of \$5,477.00 which is payable in 4 equal quarterly payments of \$1,369.25.
- Study Guide. DUE: Completed 04/05/16
- o 6 month project review set for 04/14/2016.
 - Received project information but no fee for consultant or project list. Sent reminder on 05/05/16 requesting project list and fee of \$1500 for the Consultant.
 - 06/02/16-Gave file to Investigator for Non-Compliance of Final Order.
- o 18 month project review set for 04/4/2017
- o Probation ends 10/14/2017.

SUBJECT IS NOT IN COMPLIANCE

Giangrande, Leo – Case No: 2014006723 (Final Order Filed with DBPR on 06/23/2015)

- o Basic Engineering Professionalism & Ethics Course Completed: 06/06/2016
- o Costs \$1,981.00 PAID: 07/17/2015
- o Fine \$1,000.000 PAID: 07/17/2015
- Study Guide COMPLETED: 07/20/2015

SUBJECT IS IN COMPLIANCE

Goel, Ram – Case No's: 2013029125 & 2014045758(Final Order Filed with DBPR on 02/15/2016)

- Basic Engineering Professionalism and Ethics Course DEADLINE: 08/15/2016
- o Costs: \$16,988.40 DUE: 04/15/2016- Paid 04/08/16
- Study Guide DEADLINE: 03/15/2016- Completed 02/18/2016
- Project Reviews
 - 6 months Deadline : 08/15/2016
- 18 Months Deadline: 08/15/2017
- Restricted from Geotechnical/sinkhole engineering until he passes the NCEES Geotechnical Examination. He will then have 6 & 18 month reviews.

SUBJECT IS IN COMPLIANCE

Hakken, Joshua – Case No: 2014049993 (Final Order Filed with DBPR on 02/11/2016)

Costs: \$121.87 - DUE: 11/17/2029
 Fine: \$1,000.00 - DUE: 11/17/2029

SUBJECT IS IN COMPLIANCE

Hakken, Sharon P. – Case No: 2014050002 (Final Order Filed with DBPR on 12/08/2015)

- Costs: \$112.12 DUE: 01/08/2016
 Fine: \$1,000.00 DUE: 01/08/2016
- o Currently incarcerate and will pay costs & fines when she is released.

SUBJECT IS IN COMPLIANCE

Holt, John D. – Case No: 201405099 (Final Order Filed with DBPR on 05/03/2016)

o Advance Engineering Professionalism and Ethics Course – DEADLINE: 05/03/2017

Costs: \$14,533.89 - DUE: 05/03/2017
 Fine: \$10,000.00 - DUE: 05/03/2017
 Study Guide - DEADLINE: 05/03/2017

Project Reviews

Probation – Conclusion: To Be Determined

SUBJECT IS IN COMPLIANCE

James, Jacqueline. – Case No: 2014039414(Final Order Filed with DBPR on 06/23/15)

- o Costs: \$395.00 PAID: 06/23/15
- o Probation ends 06/23/2017
- Restricted from practicing structural engineering until she passes the NCEES 16 hour
 Structural Examination and then comply with project review obligation.

SUBJECT IS IN COMPLIANCE

Kosinski, Joseph C. – Case No: 2014026742 (Final Order Filed with DBPR on 04/13/2015)

- o Advanced Engineering Professionalism and Ethics Course: Completed: 05/13/2016.
- o Fine: \$2,000.00. PAID: 05/08/2015.
- o Costs: \$4,361.25. PAID: 05/08/2015.
- o Study Guide. COMPLETED: 04/30/2015.
- o Project review 6 & 18 Months due 10/13/2015:10/13/2016.
- o Project Review 6 months due10/13/2015 and received on time
 - Subject's 6 month STR. projects reviews received a favorable opinion
- o Probation: 2 years from filing Final Order 04/13/2017
- o 04/2016- Final Order was modified.(Practicing Str. Only(05/03/16))

SUBJECT IS IN COMPLIANCE

Lewis, Matthew D. – Case No: 2014018435 (Final Order Filed with DBPR on 04/13/2015)

- o Basic Engineering Professionalism and Ethics Course: Completed: 04/05/2016.
- o Fine: \$1,000.00. PAID: 02/16/2015
- o Costs: \$3,237.60. PAID: 02/16/2015.
- o Study Guide. COMPLETED: 05/11/2015.
- o Project review 6 Months due 10/13/2015
 - Timely submitted and project documents have been requested
 - Subject's 6 month projects reviews both received an unfavorable opinion
 - March 08, 2016 Probable Cause Panel directed that Subject must comply with the 18 month Project Review
- o Project review 18 Months due: 10/13/2016.
- o Probation: 2 years from filing Final Order 04/13/2017

SUBJECT IS IN COMPLIANCE

Maslan, Stephen – Case No.: 2013026181 (Final Order Filed with DBPR on 04/29/2014)

- o Basic Engineering Professionalism and Ethics Course: COMPLETED: 06/18/2014.
- o Costs: \$1,126.50. PAID: 12/18/2013 via internet
- o Study Guide: COMPLETED 05/01/2014.
- o Project Reviews:
 - 6 months: DUE: 10/29/2014 the list was received timely, and sent to the FEMC Consultant for review and choosing of 2 projects on November 6, 2014. The consultant continues to work on this case.
 - Unfavorable review to original projects review and to all responses sent
 - 18 months: DUE: 10/29/2014
- Subject's License is restricted from practicing any Fire Protection engineering in the state of Florida unless he completes, passes, and submits proof of passing the NCEES Fire Protection Exam.
- This case is set to go before the November 17, 2015 Probable Cause Panel for direction on the unfavorable projects reviews.
- This case went before the May 10, 2016 PCP Panel and more information was tabled until the July 2016 PCP meeting. The PCP Panel wants to see a full response from the consultant regarding the Subjects response to the Consultants Opinion.

SUBJECT IS IN COMPLIANCE

Messulam, Aldo Jack - Case No: 2014017182 (Final Order filed with DBPR: 10/14/2015)

- o Basic Engineering Professionalism and Ethics Course: DUE: 10/14/2016.
- o Costs: \$1,411.75. PAID: 11/12/2015.
- o Fine: \$500.00. PAID: 11/12/2015.
- o Study Guide: DUE: Completed 04/06/16
- ---sent reminder of due dates 02/09/16
- o ----gave file to Investigator due to non-compliance
- ---Hard copy of study guide mailed to attorney for subject on 03/29/16
- o Project Reviews:
 - 6 months: DUE: 10/14/2016.
 - Requested a 6 month extension- Due date now 10/14/16
 - 18 months: DUE: 04/14/2017
- o Probation ends: 10/14/2017

SUBJECT IS IN COMPLIANCE

Mitchell, Stephen – Case No: 2013026181 – Final Order Date to reinstate licensure 3/7/2014

- o Fine of \$2,000.00 PAID IN FULL
- o STUDY GUIDE COMPLETED: 09/24/2013
- Project Reviews two required Subject has not completed any Florida Projects so Subject's PE License will remain on probation until such time as Subject completes Florida Projects and submits them for review by the Consultant. This is a very old Final Order (1995)
- o Engineering Professionalism & Ethics Course COMPLETED: 01/20/2015
- Probation Ends (if discipline is adhered to and successfully completed): 03/07/2016
 - Out of Compliance due to the project reviews. Subjects file has been turned over to Investigator Wendy due to not being in compliance.
 - o Sent for 1st project review 06/02/16

SUBJECT IS NOT IN COMPLIANCE

Pino, William – Case No: 2015040623 – Final Order Date to reinstate licensure 04/26/2016

- o Fine of \$5,000.00 PAID IN FULL
- o Costs: \$226.20 PAID IN FULL
- o STUDY GUIDE COMPLETED: 05/26/2016
- Engineering Professionalism & Ethics Course DUE: 04/26/2017
- Probation Ends (if discipline is adhered to and successfully completed): 03/07/2016

SUBJECT IS IN COMPLIANCE

Robinson, Michael Alan – Case Nos: 20130258827 and 2014004347 (Final Order – combining both cases – Filed with DBPR on 10/14/2015)

- o Intermediate Engineering Professionalism & Ethics Course. DUE: 10/14/2016.
- o Costs \$3,443.25. PAID: 10/28/2015.
- o Fine: \$2,000.00. PAID: 10/28/2015.
- o Study Guide. Completed 11/10/2015.
- o Webinar: "ASCE Quality Management in the Design Organization" DUE: 04/14/2016
- o Quality Assurance Plan Due:04/14/16
 - o Sent reminder of Assurance Plan 05/05/16
 - Subject submitted Assurance Plan 05/18/2016
 - Forwarded Assurance Plan to FEMC Consultant Roger Jeffery for review 05/19/16

SUBJECT IS IN COMPLIANCE

Seckinger, Peter – Case No: 2014004225(Final Order Filed with DBPR on 10/15/2014)

Costs: \$473.98 - PAID: 11/152014
 FINE: \$1,000.00 - PAID: 11/15/2014

o Probation – Completion date: 11/10/2016

SUBJECT IS IN COMPLIANCE

Stitgen, Douglas – Case No: 2009050310 (Final Order Filed with DBPR on 02/29/2012)

- o Basic Engineering Professionalism & Ethics Course. COMPLETED: 04/03/2013.
- o Costs \$1,073.00. PAID: 03/18/2012.
- o Fine: \$1,000.00. PAID: 03/28/2012.
- o Study Guide. COMPLETED: 03/21/2013.
- o 6 month project review set for 7/29/2012.
 - 10/04/2012 Sent Consultant plans/check.
 - 03/22/2013 Sent additional information to Consultant.
 - Provided entire Projects Review documents to another FEMC Consultant for review of what was already reviewed by the previous Consultant.
- o Probation ends 02/29/2014.

SUBJECT IS IN COMPLIANCE

Tajmir-Davis & Associates, Inc. – Case No: 2013049674 (Final Order Filed with DBPR on 10/15/2014)

Costs: \$370.50 - PAID: 03/03/2015
 Fine: \$5,000.00 - PAID: 03/03/2015

o Probation – Completion date: 10/15/2016

SUBJECT IS IN COMPLIANCE

Williams, Allan, P.E. – Case No: 2013019830 (Final Order Filed with DBPR on 11/04/2014)

and

ABW Engineering – Case No: 2013019832 (Final Order Filed with DBPR on 11/04/2014)

These two cases were combined and treated as one.

Cost: \$1,292.15 - DUE: 11/04/2016
 Fine: \$5,000.00 - DUE: 11/04/2016

SUBJECT IS IN COMPLIANCE

Wilson, Lawrence - Case No.: 2013011573 (Final Order Filed with DBPR on 02/18/2014)

- o Basic Engineering Professionalism and Ethics Course DUE: 02/18/2015.
- o Costs \$1,387.00. PAID: 02/13/2014.
- o Fine \$1,000.00. PAID: 02/13/2014.
- o Study Guide COMPLETED 03/12/2014.
- o 6 Month and 18 Month Project Review
 - 07/05/2014 extension of time granted for 6 month project review
 - No projects have been completed by Subject, therefore, subject's license is inactive.
- Subject did not renew his PE license in February 2015 it appears that Subject may allow his PE to go null & void – monitoring until February 2017 in this regard
- Subject is currently on Inactive Status.
- o Turned over to Investigator Wendy for Non-Compliance- NO P&E course.

THIS SUBJECT IS NOT IN COMPLIANCE

Zaleski, James – Case No.: 2013000391 (Final Order Filed with DBPR on 04/15/2014)

- Advanced Engineering Professionalism and Engineering Course COMPLETED: 04/15/2015.
- o Costs \$159.00. PAID: 05/05/2014.
- o Fine \$1,000.00. PAID: 05/05/2014.
- o Study Guide. COMPLETED 04/17/2014.
- o Probation to extend to 04/15/2016
- o If Subject commits a crime prior to 04/15/2019, his PE License will be suspended.

THIS SUBJECT IS IN COMPLIANCE

B3d. Unlicensed Activity Case List for Multiple DBPR License Owners

B3d. Unlicensed Cases from April 1, 2016 through June 30, 2016 in which subjects hold other DBPR licenses

During the quarter from 4/1/16 - 6/30/16, FEMC received 5 legally sufficient cases alleging unlicensed activity. Of those 5 cases, 0 held another DBPR licenses.

B4. Information Regarding the Failure of FEMC to Comply with Provisions of the Contract

B4. Information regarding the failure of FEMC to comply with any provision of the Contract.

As far as FEMC is able to reasonably able to ascertain, it is in compliance with the current contract.

B5. Non-Prevailing Party Case List

B5. A list of all legal cases where FEMC has not been the prevailing party. The list must include copies of final orders and specific cases where attorney fees have been awarded.

There have been no cases in the Fourth Quarter of fiscal year 2015 / 2016 in which FEMC has not been the prevailing party; as such, no attorney fees have been awarded.

Section VIII. Deliverables

B6. Corrective Action Plan

B6. Corrective plans for any deficiencies noted in the Quarterly Report.

There were no deficiencies in the fourth quarter.



B7. Expenditures and Cash Balance Report

FLORIDA ENGINEERS MANAGEMENT CORP June 30, 2016

Julie 30, 2010
The carrying amount of FEMC's cash deposits were \$450,302.37 and the bank balance was \$496,764.36.

Accrual Basis			F	Preliminary	Р	reliminary	Preliminary	Р	Preliminary	Pre	eliminary	Pr	eliminary	Prel	liminary	Pr	reliminary	Preliminary	Pi	reliminary	Р	reliminary	Pi	reliminary	Р	reliminary
DISBURSEMENTS				Report of		Report of	Report of		Report of	Re	eport of	R	Report of	Re	eport of	R	Report of	Report of	F	Report of	- 1	Report of	F	Report of	- 1	Report of
FBPE Grants and Aid				Expenses		Expenses	Expenses		Expenses	E	xpenses	Е	xpenses	Ex	penses	Е	xpenses	Expenses		Expenses		Expenses	E	Expenses		Expenses
				July-15	1	August-15	September-15	C	October-15	Nov	ember-15	Dec	cember-15	Jan	uary-16	Fe	bruary-16	March-16		April-16		May-16		June-16	,	YTD Total
Salary & Expenses	\$	1,308,595	\$	57,282.19	\$	72,440.77	\$ 98,787.85	\$	107,887.17	\$ 7	73,342.73	\$ 1	116,273.76	\$ 8	31,886.23	\$	72,683.72	\$ 84,115.70	\$:	103,862.37	\$	72,681.97	\$	111,187.79	\$ 1	,052,432.25
Other Personnel Services(OPS)	\$	5,000	\$	-	\$	-	\$ -												\$	-	\$	-	\$	-	\$	-
Consultants																										
Prosecution/Enforcement	\$	167,500	\$	13,531.25	\$	10,001.80	\$ 8,375.00	\$	11,665.40	\$	8,562.50	\$	12,500.00	\$ 1	15,638.59	\$	4,935.00	\$ 12,126.44	\$	12,237.15	\$	10,826.39	\$	12,350.00	\$	132,749.52
Court Reporters	\$	5,000	\$	240.00	\$	475.00	\$ 160.00	\$	260.00	\$	268.25	\$	320.00	\$	90.00	\$	1,640.75	\$ 160.00	\$	1,625.00	\$	437.50	\$	803.00	\$	6,479.50
Computer Consultants	\$	90,000	\$	28,740.33	\$	3,082.90	\$ 7,333.00	\$	3,137.47	\$	4,607.88	\$	12,383.00	\$	9,758.00	\$	9,067.62	\$ 4,383.00	\$	6,883.00	\$	4,458.00	\$	5,463.00	\$	99,297.20
Human Resource Consultants	Ş	2,400	\$	200.00	\$	200.00	\$ 200.00	\$	200.00	Ş	200.00	Ş	200.00	Ş	200.00	Ş	200.00	\$ 200.00	\$	200.00	Ş	200.00	Ş	200.00	Ş	2,400.00
Accounting Services	\$	35,000	\$	14,530.00	\$	7,170.00	Ş -	\$	402.00	\$	260.00	Ş	1,222.00	Ş	494.00				Ş		Ş		Ş	5,528.00	Ş	29,606.00
FEMC General Counsel	\$	-,	\$	-	\$	-	\$ -	\$	-	\$	50.00	\$	-			_		\$ 5,160.00	\$	1,496.00	\$	2,480.00	\$	-	\$	9,186.00
Contract Monitor	\$	19,200	\$	- 075.00	\$	- 202.00	\$ -	\$	4 020 00	\$	-	Ş	4 000 25	\$	475.00	\$	- 140.00	\$ -	\$	-	\$	- 25.00	\$	19,200.00	\$	19,200.00
Employment/Training	\$	12,000	\$	975.00	\$	293.00	\$ 851.94	\$	1,920.00	\$	655.00	\$	1,006.25	\$	175.00	\$	149.00	\$ 75.00	\$		\$	25.00	\$	4,733.00	\$	10,858.19
Publications	\$	6,500	\$	1,265.01	\$	737.11	\$ 745.05	\$	3,352.61	\$	890.59	\$	500.59	\$	656.67	\$	1,872.11	\$ 2,149.90	\$	(82.40)	\$	575.60	\$	900.46	\$	13,563.30
Insurance Directors & Officers	ė	6,500	Ś	5,999.58	ċ		\$ -	ć	-	ć	-	Ċ	-		+				ć		ć	-	Ċ	-	Ċ	5,999.58
Commercial Liability	ر	5,300	ç	4,616.46	¢	-	\$ -	ç	-	ç		ç		¢		Ġ	123.00	\$ -	ر د	1,170.15	ç		ç	-	¢	5,999.58
Professional Liability	,	9,100	\$	8,994.50	ς ς		\$ -	¢	-	Ś	-	\$	-	ب		Ś		\$ - \$ -	¢	1,110.13	ç	-	Ś	-	\$	8,994.50
Fidelity	ć	222	\$	109.50	Ś		\$ -	\$	-	\$	-	\$	-	\$	109.50	Ś		\$ -	¢	-	\$	-	Ś	-	\$	219.00
Workers Compensation	Ś	2,500	\$	1,239.50	Ś	-	\$ -	Ś	-	Ś	-	Ś	-	Y	1,270.00	Ś	-	\$ (742.00)	Ś	(508.00)	Ś	-	Ś	60.00	Ś	1,319.50
Public Information	Ś	15,000	\$	43.20	\$	160.00	\$ 200.00	Ś	60.00	Ś	35.70	Ś	3,135.41	\$	160.00	Ś	324.95	\$ 9,281.33	Ś	15.30	\$	-	Ś	-	\$	13,415.89
Board Member Honorarium	\$		\$	900.00	\$		\$ 550.00	\$	1,300.00	\$	250.00	\$	1,150.00	\$	500.00	\$	1,050.00	\$ 250.00	\$	1,500.00	\$	150.00	\$	1,300.00	\$	10,650.00
Furniture and Equipment *	\$	35,000	\$	-	\$, ,	\$ -	\$		\$	-	\$,	\$	-	\$	-	\$ -	\$	-	\$	-	\$,	\$	-
Computers and Software *	\$	55,000	\$	-	\$	-	\$ -	\$	-	\$	2,555.64	\$	-	\$	-	\$	12,264.34	\$ -	\$	12,924.86	\$	3,423.75	\$	4,818.17	\$	35,986.76
Study Guide	\$	1,000	\$	-	\$	-	\$ -	\$	600.00	\$	-	\$	-	\$	-	\$	-	\$ -	\$	-	\$			·	\$	600.00
Copying & Printing	\$	15,000	\$	1,772.83	\$	1,764.85	\$ 1,726.85	\$	1,185.46	\$	1,588.49	\$	1,564.38	\$	977.73	\$	844.64	\$ 1,283.17	\$	1,126.02	\$	1,358.81	\$	856.55	\$	16,049.78
Office Supplies	\$	25,000	\$	11,539.92	\$	596.58	\$ 516.44	\$	1,288.84	\$	923.17	\$	359.00	\$	1,376.43	\$	2,772.28	\$ 445.16	\$	1,788.20	\$	8,975.24	\$	1,181.67	\$	31,762.93
Leased Equipment & Repair	\$	29,000	\$	2,834.99	\$	1,544.00	\$ 1,544.00	\$	2,663.00	\$	1,544.00	\$	2,413.04	\$	2,905.06	\$	1,324.00	\$ 1,324.00	\$	1,119.00	\$	1,324.00	\$	1,324.00	\$	21,863.09
Postage	\$	12,000	\$	400.00	\$	2,000.00	\$ 2,021.59	\$	23.99	\$	1,000.00	\$	(23.99)	\$	2,085.03	\$	-	\$ 1,034.20	\$	1,000.00	\$	1,000.00	\$	2,000.00	\$	12,540.82
Office Space																									\$	-
Lease Payment	\$	123,670	\$	10,084.55	\$	10,084.55	\$ 10,084.59	\$	10,379.59	\$:	10,379.59	\$	10,379.59	\$ 1	10,379.59	\$	10,379.59	\$ 10,379.59	\$	10,379.59	\$	10,379.59	\$	10,379.59	\$	123,670.00
Utilities	\$	-	\$	-	\$	-	\$ -	\$	-	\$	-	\$	-	\$	-	\$	-	\$ -	\$	-	\$	-	\$	-	\$	-
Janitorial	\$		\$	112.00	\$	55.00	\$ 50.00	\$	50.00	\$	843.40	\$	54.00	\$	53.50	\$	53.25	\$ 53.25	\$	53.25	\$	58.58	\$	117.16	\$	1,553.39
Pest Control	\$	450	\$	-	\$	75.00	\$ -	\$	-	\$	75.00	\$	-	\$	-	\$	75.00	\$ -	\$		\$	75.00	\$	-	\$	300.00
Security Monitoring	\$	5,350	\$	414.43	\$		\$ 413.54	\$	413.54	\$	413.54	\$	413.54	\$	413.54	\$	413.54	\$ 413.54	\$	413.54	\$	413.54	\$	413.54	\$	4,963.37
Moving Expenses	Ş		\$	-	\$		\$ -	\$	-	\$		\$	475.00	\$		\$		\$ -	\$	-			\$	-	\$	475.00
Leasehold Improvements *	Ş	8,000	Ş	-	\$	-	\$ -	Ş	-	Ş	-	\$	2,104.00	Ş	-	Ş	-	\$ -	\$	-	Ş	-	\$	-	\$	2,104.00
Telephone	^	8.400	¢	700.00		704.24	ć 704.24	,	702.00	ć	704.25	ć	704.25	<u>^</u>	705.65	,	705.22	ć 70F 22	,	705.00	ć	700.42	ć	700.03	,	0.466.74
Local Line Charge Long Distance) c	2,500	\$	706.00 207.64	ċ	704.34 177.15	\$ 704.34 \$ 100.92	\$ c	703.99 143.42	۶ ċ	704.25 147.82	¢	704.25 116.31	¢	705.65 114.57	<u>ې</u>	705.23 155.89	\$ 705.23 \$ 137.92	¢	705.00 134.44	\$	709.43 135.35	\$	709.03 116.21	¢	8,466.74 1,687.64
Internet Access Charges	Ċ	2,500	\$	246.63	ç	278.70	\$ 100.92	ç	278.48	ç	278.48	ç	278.48	\$	280.48	ç	280.48	\$ 137.92	ç	280.48	ç	279.61	ç	299.48	Ş	3,340.94
Conference Calls	¢	1,250	\$	58.57	ς ,	59.72	\$ 49.25	¢	52.23	Ś	39.60	Ś	41.77	\$	25.00	ς .	57.70	\$ 25.00	¢	54.63	¢	21.12	Ś	49.44	\$	534.03
Training - Board Members	Ś	750	Ś	- 30.37	Ś	- 33.12	\$ 49.23	Ś	-	Ś	- 39.00	Ś	- 41.77	\$	-	Ś	-	\$ 25.00	Ś	- 34.03	Ś		Ś	43.44	Ś	-
Travel	Ť	.50	Y		<u> </u>		7	Ť		7		7		7		7		7	Ť		Y		7		7	
Board/Committee Meetings	\$	70,000	\$	3,458.36	\$	11,835.72	\$ 3,354.25	\$	12,860.33	\$	3,196.62	\$	6,483.02	\$	3,580.95	\$	14,789.49	\$ 2,192.75	\$	13,217.44	\$	778.84	\$	13,897.91	\$	89,645.68
Investigation/Prosecution	\$	7,500	\$	-	\$,	\$ -	\$	-	\$	-	\$	-	\$	561.53	\$	-	\$ -	\$	-	\$	-	\$	642.09	\$	1,203.62
NCEES Travel	\$	12,000	\$	(178.49)	\$	9,746.31	\$ -	\$	-	\$	-	\$	-	\$	826.40	\$	2,370.00	\$ -	\$	4,450.65			\$		\$	17,214.87
General Travel	\$	1,088	\$	- 1	\$	-	\$ 83.10	\$	(74.57)	\$	(7.20)	\$	-	\$	-	\$	11.13	\$ 123.83	\$	(104.36)	\$	(14.53)	\$	4.90	\$	22.30
Employee Training Travel	\$	12,000	\$	1,609.64	\$	(67.20)	\$ 1,492.40	\$	3,089.71	\$	616.70	\$	16.00	\$	1,111.54	\$		\$ -	\$	15.03	\$	- 1	\$	-	\$	7,883.82
Public Information Travel	\$	10,000	\$	34.20	\$	1,565.48	\$ 21.07	\$	19.56	\$	-	\$	35.60	\$	441.18	\$	1,482.16	\$ 515.55	\$	392.39	\$	-	\$	-	\$	4,507.19
NCEES Dues	\$	6,500	\$	-	\$	-	\$ -	\$	-	\$	-	\$	-	\$	6,500.00	\$	-	\$ -	\$	-	\$	-	\$	-	\$	6,500.00
Memberships/Registrations	\$	15,000	\$	1,915.00	\$	-	\$ -	\$	140.00	\$	515.00	\$	490.00	\$	725.00	\$	205.00	\$ 345.00	\$	360.00	\$	2,150.00	\$	-	\$	6,845.00
Renewal Activites								oxdot																		
Printing Renewal Notices	\$	-	\$	-	\$	-	\$ -	\$	-	\$	-	\$	-	\$	-	\$	-	\$ -	\$	-	\$	-	\$	-	\$	-
Mailing Renewal Notices	\$		\$	-	\$	-	\$ -	\$	-	\$	-	\$	-	\$	-	\$	-	\$ -	\$	-	\$	-	\$	-	\$	-
Mailing Licenses/ID Cards	\$	-	\$	-	\$	-	\$ -	\$	-	\$	-	\$	-	\$	-	\$	-	\$ -	\$	-	\$	-	\$	-	\$	-
Renewal OPS	\$	-	\$	-	\$	-	\$ -	\$	-	\$	-	\$	-	\$	-	\$	-	\$ -	\$	-	\$	-	\$	-	\$	-
Renewal Supplies	\$	-	\$	-	\$	-	\$ -	\$	-	\$	-	\$	-	\$		\$	-	\$ -	\$	-	\$	-	\$	-	\$	-
Legal Settlements	\$	-			\$	-	\$ -	\$	-	\$	-	\$	-	\$		\$	-	\$ -	\$	-	\$	-	\$	-	\$	-
FEMC Budget Total	\$	2,170,875	\$	173,882.79	\$	137,144.32	\$ 139,643.88	\$	164,002.22	\$ 13	13,936.75	\$ 1	174,595.00	\$ 14	14,001.17	\$ 1	140,229.87	\$ 136,418.50	\$:	176,708.73	\$	122,902.79	\$	198,534.99	\$ 1	,822,001.01

Section VIII. Deliverables

B8. Long Range Estimates of Revenue

B8. Long Range Estimates of Revenue

This was provided in the 2015-2016 1^{st} Quarter Report as required by the contract.

Section VIII. Deliverables

B9. Quarterly Licensure, Examination, Complaint & Disciplinary Activity Report

B9. Quarterly Licensure, Examination, Complaint & Disciplinary Activity Report:

Total Renewals to date: (from 7/1/15)	369 Professional Engineers
	166 Certificate of Authorizations

Failed:

Applications:							
Received: Approved:	1437 733						
Denied:	28						
Licenses Issued:	665 PE 148 CA						
Average time (days) to Process Applications:	52.29						
Scheduled Candidates for April Exam							
Principles and Practice:							
Scheduled:	450						
Passed:	220						
Failed:	136						
No Show:	23						
Fundamentals of Engineering**:							
Passed:	321						

** In January 2014, NCEES moved to Computer Based Testing for the Fundamentals Examination. NCEES has contracted with a third party vendor to administer the exam. FEMC now approves the applicant but FEMC has no way of knowing when the applicant schedules to take the exam. The applicant has 12 months to take the exam anywhere in the US. All FEMC is made aware of is who passes and who fails the examination. These results may contain candidates who have not applied with FEMC and who have been approved for licensure. The exam windows are for only two months at a time with one month off (January and February were exam windows and March they were closed).

197

¹ For an explanation regarding legal sufficiency and legal insufficiency, please see (1) of the document entitled Quarterly Report in Compliance with Rule 61G15-37.001, F.A.C.

B9. Quarterly Licensure, Examination, Complaint & Disciplinary Activity Report:

Number of Complaints Received in 4 TH Quarter of 2015 / 2016:	<u>31</u>
Activity on Licensed Complaints received in 4th Quarter of 2015 / 2016:	
Number of Licensed Complaints	25
Number of Complaints Deemed Legally Sufficient:	
Number of Complaints Deemed Legally Insufficient:	
Number of Complaints Still within 30 days of determination	
Activity on Unlicensed Complaints received in 4th Quarter of 2015 / 2016:	
Number of Unlicensed Complaints:	
Number of Legally Sufficient Activity Cases:	<u>5</u>
Number of Legally Insufficient Activity Cases:	<u>0</u>
Number of Complaints Still within 30 days of determination	<u>1</u>
Activity on all Licensed Complaints worked on in the 4th Quarter of 2015 / 2016:	
Number of all Licensed Complaints	
Number Dismissed by Probable Cause:	
Number Determined to Have Probable Cause and Administrative Complaint filed:	<u>1</u>
Disciplinary Actions Taken on all pending Licensed cases by FBPE during 4 TH Quarter of 2015 / 2016:	
Number of Final Orders Filed per Settlement Stipulation:	_
Number of Early Termination Orders due to completion of compliance obligations	
Number of Reinstatement of PE License due to completion of compliance obligations	
Certificates of Authorization Citations Issued:	
Number of Cases taken to DOAH	
Number of Recommended Orders Entered:	_
Number of Final Orders adopting Recommended Order	
Informal Hearings:	
Defaults:	_
Attorney Fees:	<u>0</u>
Disciplinary Actions Taken on all pending Unlicensed cases by FEMC during 4th Quarter of 2015 / 2016:	
Number of all Unlicensed Cases worked on	
Notice to Cease and Desist Issued	
Cease & Desist Agreements reached and resolved:	_
Number referred to another agency	
Number still under investigation	
Number within thirty day of determining legal sufficiency	
Certificates of Authorization Citations Issued:	_
Certificates of Authorization Citations Paid:	
Administrative Complaints after Cease & Desist::	
Final Orders Issued:	<u>2</u>

Section VII, Deliverables, Section B:

FEMC shall provide a quarterly report to the Department along with the report required in Section X, Funding, of this Agreement, which shall include the following:

 $^{^{1}}$ For an explanation regarding legal sufficiency and legal insufficiency, please see (1) of the document entitled Quarterly Report in Compliance with Rule 61G15-37.001, F.A.C.

B9. Quarterly Licensure, Examination, Complaint & Disciplinary Activity Report:

A list and status of all complaints made during this agreement (open and closed, licensed and unlicensed). Please See Tab "B3."

A list and status of all complaints made during this agreement, a/k/a this Fourth Quarter of 2015-2016 (open and closed, licensed and unlicensed). Please See Tab "B3."

 $^{^{1}}$ For an explanation regarding legal sufficiency and legal insufficiency, please see (1) of the document entitled Quarterly Report in Compliance with Rule 61G15-37.001, F.A.C.

Disciplinary Process

Licensed & Unlicensed Activity:

Number of Complaints Received: 31							
2016016669	2016022664	2016024529	2016027186	2016028352	2016024736		
2016016749	2016023610	2016024225	2016027733	2016028402			
2016018432	2016023615	2016026350	2016028548	2016027926			
2016019651	2016023632	2016026472	2016028672	2016024727			
2016021616	2016023658	2016026528	2016024955	2016029273			
2016022644	2016023777	2016027184	2016028087	2016029320			

Licensed Activity

Number of Licensed	Number of Licensed	Number of Licensed	Number of Licensed Complaints
Complaints Received: <u>25</u>	Complaints Deemed	Complaints Deemed	still within 30 day
	Legally Sufficient: <u>16</u>	Legally Insufficient: 2	determination time frame: 7
2016016669	2016018432	2016024736	2016023632
2016018432	2016019651	2016016669	2016023658
2016019651	2016022644		2016026350
2016022644	2016023610		2016027184
2016023610	2016023615		2016027186
2016023615	2016024529		2016027733
2016023632	2016024225		2016028548
2016023658	2016026528		
2016023777	2016027926		
2016024529	2016024955		
2016024225	2016028087		
2016026350	2016028352		
2016026528	2016024727		
2016027184	2016029320		
2016027186	2016029273		
2016028548	2016023777		
2016024955			
2016028087			
2016028352			
2016027926			
2016024727			
2016024736			
2016029320			
2016029273			
2016027733			

Disciplinary Process

Unlicensed Activity:

Number of Unlicensed	Number of Unlicensed	Number of Unlicensed	Number of Unlicensed
Complaints Received:	Complaints Deemed	Complaints Deemed	Complaints still within 30 day
<u>6</u>	Legally Sufficient: <u>5</u>	Legally Insufficient: <u>0</u>	determination time frame: 1
2016016749	2016016749		2016026472
2016021616	2016021616		
2016022664	2016022664		
2016026472	2016028672		
2016028672	2016028402		
2016028402			

For an explanation regarding legal sufficiency and legal insufficiency, please see (1) of the document entitled Quarterly Report in Compliance with Rule 61G15-37.001, Florida Administrative Code.