

# Latest Engineer Discipline

In the last few months, the Board has formally approved the following enforcement cases based on the Florida Statutes and Rules applicable at the time of the violation. Included is a brief description of the licensee's violation and discipline imposed by the Board.

## **Gregory D. Gainer, PE**

PE 70885

Case No. 2013021400

Licensee was charged with violating **Section 471.033(1)(g), F.S.** and **Rule 61G15-19.001(4), F.A.C.**; negligence in the practice of engineering. Licensee signed and sealed engineering drawings for interior renovations at a private residence which were filed for public record which were materially deficient. The deficiencies include, but are not limited to, the drawings contain no electrical riser diagram, no short circuit values, no load calculations, no main and distribution equipment, control devices, no surge protective devices, and no grounding or bonding.

**Ruling:** The case was presented to the full Board based upon a Settlement Stipulation. The Board imposed an Administrative Fine of \$500, Costs of \$2,960.75, Appearance before the Board, a Reprimand, RESTRICTION from creating, producing, or certifying any engineering documents related to electrical engineering until such time as Licensee takes and passes the NCEES Electrical Engineering Examination, and completion of the Board's Study Guide. A Final Order was issued on April 13, 2015.

**Violation:** Section 471.033(1)(g), F.S. and Rule 61G15-19.001(4), F.A.C.

## **Leo Giangrande, PE**

PE 66387

Case No. 2014006723

Licensee was charged with violating **Section 471.033(1)(g), F.S.** and **Rule 61G15-19.001(4), F.A.C.**; negligence in the practice of engineering. Licensee was the project engineer to address site issues including lighting, drainage, utilities, landscaping, paving, signage, and other specific items. Additional services were requested. As part of the additional services, Licensee prepared and signed and sealed a Certificate of Completion which was submitted to the Building Department. Licensee certified that the wall "...has been constructed in substantial compliance with the permitted and approved plans." However, despite the requirement on the plans that the post caps and panel caps were to be bonded into place utilizing a silicone-based adhesive between the cap and fence component, the posts and caps were not adhered into place, remained loose, and as a result the panels and columns were never stabilized.

**Ruling:** The case was presented to the full Board based upon a Settlement Stipulation. The Board imposed an Administrative Fine of \$1,000, Costs of \$1,981.00, Appearance before the Board, a Reprimand, completion of a Board-approved course in Engineering Professionalism and Ethics and the Board's Study Guide. A Final Order was issued on June 23, 2015.

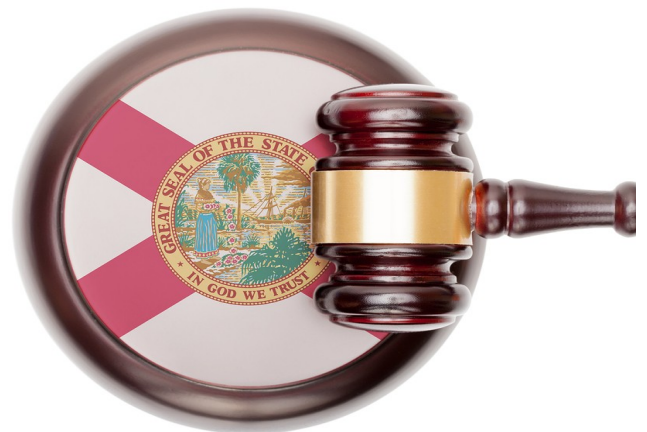
**Violation:** Section 471.033(1)(g), F.S. and Rule 61G15-19.001(4), F.A.C.

## **Jacqueline P. James, PhD, PE**

PE 66579

Case No. 2014039414

Licensee was charged with violating **Section 471.033(1)(g), F.S.** and **Rule 61G15-19.001(4), F.A.C.**; negligence in the practice of engineering. Licensee, as the result of a Final Order dated June 25, 2013, in FEMC Case No. 2011048483, was required to submit a detailed list of all completed projects signed, sealed and dated by Licensee for plan review. A FEMC Consultant chose two projects for review. One of the projects reviewed was for a single family home master bedroom addition. This project contained deficiencies. The deficiencies include, but are not limited to, the wind uplift loads shown on the drawing are less than the actual design load, the roof member design does not meet the design criteria shown on the drawings, Kwik bolts are indicated but there is no length shown, etc.



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**Ruling:** The case was presented to the full Board upon a Settlement Stipulation. The Board imposed an Costs of \$395.00, Appearance before the Board, a Reprimand, RESTRICTION from practicing any structural engineering, design, and inspection until such time that she completes, passes and submits proof of passing the 16 hour NCEES Structural Exam. Upon proof of passing the exam, Licensee will be subject to project review at six (6) and eighteen (18) months, Probation for two (2) years with terms which include a Board-approved course in Intermediate Engineering Professionalism and Ethics. A Final Order was issued on June 23, 2015.

**Violation:** Section 471.033(1)(g), F.S. and Rule 61G15-19.001 (4), F.A.C.

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**Joseph C. Kosinski, PE**  
PE 52288  
Case No. 2014026742

Licensee was charged with violating **Section 471.033(1)(g), F.S. and Rule 61G15-19.001(4), F.A.C.**; negligence in the practice of engineering. Licensee signed and sealed four sheets of drawings for an addition to an existing facility, the four sheets included three structural engineering sheets and one electrical and plumbing sheet which were materially deficient. The deficiencies include, but are not limited to, the drawing contained no power distribution riser diagram, no main and distribution equipment, no grounding or bonding requirements, equipment schedules were not included and no list of applicable plumbing codes were shown.

**Ruling:** The case was presented to the full Board based upon a Settlement Stipulation. The Board imposed an Administrative Fine of \$2,000, Costs of \$4,361.25, Appearance before the Board, a Reprimand, Probation for two (2) years with terms which include project review at six (6) and eighteen (18) months, completion of a Board-approved course in Advanced Engineering Professionalism and Ethics and the Board's Study Guide. A Final Order was issued on April 13, 2015.

**Violation:** Section 471.033(1)(g), F.S. and Rule 61G15-19.001 (4), F.A.C.

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**Matthew D. Lewis, PE**  
PE 56189  
Case No. 2014018435

Licensee was charged with violating **Section 471.033(1)(g), F.S. and Rule 61G15-19.001(4), F.A.C.**; negligence in the practice of engineering. Licensee signed and sealed engineering drawings for a fire protection system which contained deficiencies. The deficiencies include, but are not

limited to, an erroneous point of service was specified, an out-of-date edition of NFPA 13 (2001) was specified, an incorrect hazard classification for the structure was specified, an inaccurate referenced to an approved backflow preventer was specified.

**Ruling:** The case was presented to the full Board based upon a Settlement Stipulation. The Board imposed an Administrative Fine of \$1,000, Costs of \$3,237.60, Appearance before the Board, a Reprimand, Probation for two (2) years with terms which include project review at six (6) and eighteen (18) months, a Board-approved course in Engineering Professionalism and Ethics and the Board's Study Guide. A Final Order was issued on April 13, 2015.

**Violation:** Section 471.033(1)(g), F.S. and Rule 61G15-19.001 (4), F.A.C.

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**James M. Winter, PE**  
PE 18313  
Case No. 2014016725

Licensee was charged with violating **Section 471.033(1)(g), F.S. and Rule 61G15-19.001(4), F.A.C.**; negligence in the practice of engineering. Licensee signed and sealed structural engineering documents that were filed for public record when such documents were materially deficient in that Licensee did not exercise due care in the preparation of the final structural engineering documents for the Seawall Project, and the final structural engineering documents were not issued in compliance with acceptable engineering principles. The deficiencies include, but are not limited to, the panel lengths found on the documents was insufficiently embedded in the substrate and the continuous grade beam was too shallow.

**Ruling:** The case was presented to the full Board upon a Settlement Stipulation. The Board imposed an Administrative Fine of \$1,000, Costs of \$1,669.25, Appearance before the Board, a Reprimand, completion of a Board-approved course in Engineering Professionalism and Ethics, and the Board's Study Guide. A Final Order was issued on April 13, 2015.

**Violation:** Section 471.033(1)(g), F.S. and Rule 61G15-19.001 (4), F.A.C.

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**You can access the final orders for these cases and other recent engineer disciplines on our website under the Legal section at <http://fbpe.org/legal/disciplinary-actions>. If you are unsure if an engineer has been disciplined you can verify their license on [www.myfloridalicense.com](http://www.myfloridalicense.com). Information on public cases in which an engineer has been disciplined can be obtained by sending an email request to [publicrecords@fbpe.org](mailto:publicrecords@fbpe.org).**

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**Disclaimer:** FBPE would like to note that every effort has been made to ensure the accuracy of discipline information; however this should not be relied upon without verification from the Board office or website. It is possible that names of companies and individuals listed may be similar to the names of parties who **HAVE NOT** been disciplined or had compliant actions taken against them, so we encourage you to review licensee information on [www.myfloridalicense.com](http://www.myfloridalicense.com), contact our office or make a public records request should you have any specific questions regarding disciplinary actions. Public records requests can be sent to [publicrecords@fbpe.org](mailto:publicrecords@fbpe.org).