

Recent 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.

Harold Bergsten, PE
PE 43607
Case No. 2013021397

Licensee was charged with violating **Section 471.033(1)(g), Florida Statutes and Rule 61G15-19.001(4), Florida Administrative Code**, negligence in the practice of engineering. Licensee signed and sealed engineering documents as a delegated engineer which were rejected numerous times by the Engineer or Record due to deficiencies. The deficiencies include, but are not limited to, failure to include required calculations or design loads, the calculations did not include correct design loads and were missing the design of numerous members and also included mathematical errors.

Ruling: The case was presented to the full Board through an Informal Hearing. The Board imposed Costs of \$1,643, Probation for two years during which time Licensee shall complete a Board-approved course in Engineering Professionalism and Ethics, Project Review at 6 and 18 months, and the Board's Study Guide. A Final Order was issued on February 18, 2015.

Violation: Section 471.033(1)(g), Florida Statutes and Rule 61G15-19.001(4), Florida Administrative Code

Amr T. Gawad, PE
PE 49416
Case No. 2013048128

Licensee was charged with violating **Section 471.033(1)(f), Florida Statutes and Rule 61G15-19.001(2)(a), (b), (c), (e), (f), (g), Florida Administrative Code**, by advertising services in a manner that is fraudulent, false, deceptive or misleading in form or content and **Section 471.033(1)(a), Florida Statutes**, by offering and practicing engineering through an entity without obtaining a Certificate of Authorization. Licensee was approached to perform engineering services with the specific request from a client that Licensee possessed specific design experience. Licensee represented that he possessed such design experience. An investigation determined that the Licensee did not, in fact, possess the design experience as

represented. Additionally, the contract offered and entered into between the Licensee and the client was through a company that at that time did not have a Certificate of Authorization to offer engineering services.

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 \$1,298.50, Appearance before the Board, completion of a Board-approved course in Engineering Professionalism and Ethics and the Board's Study Guide. A Final Order was issued on February 16, 2015.

Violation: Section 471.033(1)(f), Florida Statutes, Rule 61G15-19.001(2)(a), (b), (c), (e), (f), (g), Florida Administrative Code and Section 471.033(1)(a), Florida Statutes

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. Information on public cases in which an engineer has been disciplined can be obtained by sending an email request to publicrecords@fbpe.org.

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, 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.