Florida Engineers Management Corporation

3rd Quarter Report

2016-2017

2639 North Monroe Street, Suite B-112
Tallahassee, Florida 32303
Telephone: (850) 521-0500; Fax: (850) 521-0521
www.fbpe.org
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FLORIDA ENGINEERS MANAGEMENT CORPORATION
Quarterly Report in Compliance with Sections VII Deliverables

Third Quarter 2016-2017

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


B2. Compliance with priority referrals from the Contract Manager, per Section III, Contract Manager, of the Agreement, Attachment I, Scope of Work.

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 V(G) of the contract.


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.
Section VII. Deliverables

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 Third Quarter of Fiscal Year 2016 / 2017, 41 total new complaints were received of which 32 were complaints against licensees and 9 were complaints against unlicensed individuals or entities. Of the new licensed complaints, 30 were deemed legally sufficient, 2 were deemed legally insufficient, and 0 were undetermined at the end of the Third Quarter, as they were still within the 30 days of determination and were still in the initial review process. Of the new unlicensed complaints, 6 were deemed legally sufficient, 3 were deemed legally insufficient, and 0 were undetermined at the end of the Third 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 36 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 February 2017 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 2nd Quarter of the fiscal year 2016 –2017, 23 cases were identified as being more than one year old; and, of those 23 cases, 9 have been resolved. As a result of aging, there are 10 additional cases that reached year old status during the Third Quarter of Fiscal
B1. Performance Standards

Year 2016 / 2017 thus making a total of 24 cases which were more than one year old at the end of the Third Quarter for the 2016 / 2017 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.*

(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.

<table>
<thead>
<tr>
<th>Type of Application</th>
<th>Applications Received</th>
<th>Applications in compliance</th>
<th>Applications not in compliance with 30 day notice</th>
</tr>
</thead>
<tbody>
<tr>
<td>Engineer Intern</td>
<td>277</td>
<td>277</td>
<td></td>
</tr>
<tr>
<td>Continuing Education Providers</td>
<td>16</td>
<td>16</td>
<td></td>
</tr>
<tr>
<td>Continuing Education Courses</td>
<td>11</td>
<td>11</td>
<td></td>
</tr>
<tr>
<td>Professional Engineer</td>
<td>77</td>
<td>77</td>
<td></td>
</tr>
<tr>
<td>Endorsement</td>
<td>382</td>
<td>382</td>
<td></td>
</tr>
<tr>
<td>Certificate of Authorizations</td>
<td>243</td>
<td>243</td>
<td></td>
</tr>
</tbody>
</table>

(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.*

<table>
<thead>
<tr>
<th>Applications Received and in 90 – Day Compliance</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>January 2017</strong></td>
</tr>
<tr>
<td>Principles &amp; Practice</td>
</tr>
<tr>
<td>Engineer Intern/Fundamentals</td>
</tr>
<tr>
<td>Continuing Education</td>
</tr>
<tr>
<td>Endorsements</td>
</tr>
<tr>
<td>Special Inspectors</td>
</tr>
<tr>
<td><strong>Total</strong></td>
</tr>
<tr>
<td><strong>February 2017</strong></td>
</tr>
<tr>
<td>Principles &amp; Practice</td>
</tr>
<tr>
<td>Engineer Intern/Fundamentals</td>
</tr>
<tr>
<td>Continuing Education</td>
</tr>
<tr>
<td>Endorsements</td>
</tr>
<tr>
<td>Special Inspectors</td>
</tr>
</tbody>
</table>
(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._
Section VII. Deliverables

B2. Priority Referrals Compliance
B2. Priority Referrals

During the third quarter of 2016-2017, FEMC received one priority referrals. The Attorney General’s office referred a complaint regarding an engineering report for a condominium association. The referral was handled by FBPE’s investigator.
Section VII. Deliverables

B3a. Complaint Status List
<table>
<thead>
<tr>
<th>No.</th>
<th>Case Number</th>
<th>Complainant Name</th>
<th>Name of Subject; License No. of Subject</th>
<th>Received Date</th>
<th>Alleged Violation</th>
<th>Last Action Taken</th>
<th>Next Action Recommended</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>2014037527</td>
<td>FBPE</td>
<td>Batterson, Richard Scott P.E. – 60853</td>
<td>09/09/14</td>
<td>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.</td>
<td>Closed</td>
<td>Closed with Final Order</td>
</tr>
<tr>
<td>2.</td>
<td>2014046334</td>
<td>Goodere, Tyler</td>
<td>Stitgen, Douglas</td>
<td>10/21/14</td>
<td>Statute or Rule at Issue: Section 471.033(1)(g), F.S., &amp; Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering.</td>
<td>ADMINISTRATIVE COMPLAINT FILE</td>
<td>Set for June 2017 Board Presentation</td>
</tr>
<tr>
<td>3.</td>
<td>2015011700</td>
<td>FBPE</td>
<td>Stitgen, Douglas</td>
<td>03/10/15</td>
<td>Statute or Rule at Issue: Section 471.033(1)(g), F.S., &amp; Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering.</td>
<td>ADMINISTRATIVE COMPLAINT FILE</td>
<td>Set for June 2017 Board Presentation</td>
</tr>
<tr>
<td>4.</td>
<td>UL 2015023010</td>
<td>William J. Ondulich</td>
<td>DWR Architecture and Engineering Inc. UNLICENSED</td>
<td>04/27/15</td>
<td>Statute or Rule at Issue: § 471.023, FS: Offering Engineering Services without a Certificate of Authorization.</td>
<td>CLOSED NOTICE TO CEASE &amp; DESIST ISSUED</td>
<td>CLOSED—with a Final Order Default</td>
</tr>
<tr>
<td>5.</td>
<td>2015033401</td>
<td>FBPE</td>
<td>Basile, Joseph</td>
<td>07/30/15</td>
<td>Statute or Rule at Issue: Section 471.033(1)(g), F.S., &amp; Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering.</td>
<td>Closed</td>
<td>Closed with Final Order</td>
</tr>
<tr>
<td>6.</td>
<td>UL 2015047628</td>
<td>FBPE</td>
<td>Sinkholes, LLC UNLICENSED</td>
<td>10/29/15</td>
<td>Statute or Rule at Issue: § 471.023, FS: Offering Engineering Services without a Certificate of Authorization.</td>
<td>Closed Notice to Cease &amp; Desist Issued</td>
<td>Final Order</td>
</tr>
<tr>
<td>7.</td>
<td>UL 201505230</td>
<td>Munster, Candice</td>
<td>RHH Consulting &amp; Engineering UNLICENSED</td>
<td>11/16/15</td>
<td>Statute or Rule at Issue: § 471.023, FS: Offering Engineering Services without a Certificate of Authorization.</td>
<td>Administrative Complaint filed Notice to Cease &amp; Desist Issued</td>
<td>Set for Board Presentation April 2017</td>
</tr>
<tr>
<td>8.</td>
<td>UL 2015013030</td>
<td>REDACTED</td>
<td>REDACTED</td>
<td>03/20/15</td>
<td>Statute or Rule at Issue: Section 471.033(1)(g), F.S., &amp; Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering.</td>
<td>Investigation Complete</td>
<td>Set for May 2017 PCP</td>
</tr>
<tr>
<td>9.</td>
<td>UL 2016007254</td>
<td>REDACTED</td>
<td>REDACTED</td>
<td>02/12/16</td>
<td>Statute or Rule at Issue: Section 471.033(1)(g), F.S., &amp; Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering.</td>
<td>Investigation Complete</td>
<td>Set for May 2017 PCP</td>
</tr>
<tr>
<td>10.</td>
<td>UL 2016007629</td>
<td>FBPE</td>
<td>Sota Engineers and General Contractors LLC UNLICENSED</td>
<td>02/16/16</td>
<td>Statute or Rule at Issue: § 471.023, FS: Offering Engineering Services without a Certificate of Authorization. Unlicensed Activity</td>
<td>Administrative Complaint filed Notice to CEASE &amp; DESIST ISSUED</td>
<td>Waiting on EOR</td>
</tr>
<tr>
<td>11.</td>
<td>UL 2016012649</td>
<td>FBPE</td>
<td>Gaydosh, Stephen</td>
<td>03/08/16</td>
<td>Statute or Rule at Issue: Section 471.033(1)(g), F.S., &amp; Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering.</td>
<td>Administrative Complaint filed</td>
<td>Set for Board Presentation April 2017-Default</td>
</tr>
<tr>
<td>12.</td>
<td>UL 2016029320</td>
<td>FBPE</td>
<td>Gilberti, Joseph</td>
<td>06/20/16</td>
<td>Statute or Rule at Issue: §455.227(1)(6), FS: Failing to report in writing a conviction or plea of nolo contendere, a crime in any jurisdiction.</td>
<td>Administrative Complaint filed</td>
<td>Received EOR with Informal Hearing request waiting on SUMF</td>
</tr>
<tr>
<td>No.</td>
<td>Case Number</td>
<td>Complainant Name</td>
<td>Name of Subject; License No. of Subject</td>
<td>Received Date</td>
<td>Alleged Violation</td>
<td>Last Action Taken</td>
<td>Next Action Recommended</td>
</tr>
<tr>
<td>-----</td>
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</tr>
<tr>
<td>13.</td>
<td>2016033151</td>
<td>REDACTED</td>
<td>REDACTED</td>
<td>07/14/16</td>
<td>Statute or Rule at Issue: Section 471.033(1)(g), F.S., &amp; Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering</td>
<td>Under Investigation</td>
<td>Continue Investigation</td>
</tr>
<tr>
<td>14.</td>
<td>2016037811</td>
<td>FBPE</td>
<td>Stewart Engineering, Inc.</td>
<td>07/25/16</td>
<td>Statute or Rule at Issue: §471.033(1)(d) Having a license to practice engineering acted against by another jurisdiction; Section 471.023(5): Disciplinary action against a business organization shall be administered in the same manner and on the same grounds as disciplinary action against a licensed engineer</td>
<td>Closed</td>
<td>Dismissed with Closing Order</td>
</tr>
<tr>
<td>15.</td>
<td>2016023658</td>
<td>Franks, David</td>
<td>Blackmon, Joy D.</td>
<td>05/16/16</td>
<td>Statute or Rule at Issue: Section 471.033(1)(g), F.S., &amp; Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering</td>
<td>Closed</td>
<td>Dismissed with Closing Order</td>
</tr>
<tr>
<td>16.</td>
<td>2016037804</td>
<td>Younessi, Rodin</td>
<td>Miller, Glen Alan</td>
<td>08/09/16</td>
<td>Statute or Rule at Issue: Section 471.033(1)(g), F.S., &amp; Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering</td>
<td>Closed</td>
<td>Dismissed with Closing Order</td>
</tr>
<tr>
<td>17.</td>
<td>2016038696</td>
<td>Weekley, Robbie</td>
<td>Bishop, Gary</td>
<td>08/16/16</td>
<td>Statute or Rule at Issue: Section 471.033(1)(g), F.S., &amp; Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering</td>
<td>Closed</td>
<td>Dismissed with Closing Order</td>
</tr>
<tr>
<td>18.</td>
<td>2016046401</td>
<td>Deaver, Amy</td>
<td>Chaiban Engineering Consultants, Inc.</td>
<td>10/04/16</td>
<td>Statute or Rule at Issue: Section 471.033(1)(g), F.S., &amp; Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering</td>
<td>Closed</td>
<td>Dismissed with Closing Order</td>
</tr>
<tr>
<td>19.</td>
<td>2016052464</td>
<td>Braswell, Robert</td>
<td>Cooper, Mark</td>
<td>11/15/16</td>
<td>Statute or Rule at Issue: Section 471.033(1)(g), F.S., &amp; Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering</td>
<td>Closed</td>
<td>Dismissed with Closing Order</td>
</tr>
<tr>
<td>20.</td>
<td>2016038067</td>
<td>Anonymous</td>
<td>VanAllen, Geoffrey</td>
<td>08/11/16</td>
<td>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</td>
<td>Closed</td>
<td>Closed with Letter of Guidance</td>
</tr>
<tr>
<td>21.</td>
<td>2016040890</td>
<td>Howard, Orvell</td>
<td>Aboujaoude, Rock</td>
<td>08/25/16</td>
<td>Statute or Rule at Issue: Section 471.033(1)(g), FS: Engaging in fraud or deceit, negligence, incompetence, or misconduct, in the practice of engineering; Section 471.033(1)(i), FS: Providing engineering services through a corporation without a Certificate of Authorization</td>
<td>Closed</td>
<td>Closed with Letter of Guidance</td>
</tr>
<tr>
<td>22.</td>
<td>2016050064</td>
<td>FBPE</td>
<td>Dertien, Joseph</td>
<td>10/28/16</td>
<td>Statute or Rule at Issue: §455.227(1)(c), FS: Failing to report in writing a conviction or plea of nolo contendere, a crime in any jurisdiction</td>
<td>Closed</td>
<td>Closed with Letter of Guidance</td>
</tr>
<tr>
<td>23.</td>
<td>2016054788</td>
<td>FBPE</td>
<td>Sprinkle, Donald</td>
<td>11/30/16</td>
<td>Statute or Rule at Issue: §455.227(1)(c), FS: Failing to report in writing a conviction or plea of nolo contendere, a crime in any jurisdiction</td>
<td>Closed</td>
<td>Closed with Letter of Guidance</td>
</tr>
<tr>
<td>24.</td>
<td>201603446</td>
<td>Edwards, Terry</td>
<td>Chewning, Roger</td>
<td>01/19/16</td>
<td>Statute or Rule at Issue: Section 471.033(1)(a), Violating any ...</td>
<td>Closed</td>
<td>Closed with Letter of Guidance</td>
</tr>
<tr>
<td>25.</td>
<td>2016050173</td>
<td>FBPE</td>
<td>Jofre, Claudio</td>
<td>10/31/16</td>
<td>Statute or Rule at Issue: Section 471.033(1)(a)</td>
<td>Closed</td>
<td>Closed with Letter of Guidance</td>
</tr>
</tbody>
</table>
### B3a. – COMPLAINTS STATUS LIST FOR ALL CASES WORKED ON DURING 3rd QUARTER OF 2016 / 2017 FISCAL YEAR

<table>
<thead>
<tr>
<th>No.</th>
<th>Case Number</th>
<th>Complainant Name</th>
<th>Name of Subject; License No. of Subject</th>
<th>Received Date</th>
<th>Alleged Violation</th>
<th>Last Action Taken</th>
<th>Next Action Recommended</th>
</tr>
</thead>
<tbody>
<tr>
<td>26.</td>
<td>2015032758</td>
<td>Gates, Paul</td>
<td>Hotic, Eldin</td>
<td>07/24/15</td>
<td>Statute or Rule at Issue: Section 471.033(1)(g), F.S., &amp; Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering</td>
<td>Closed</td>
<td>Closed with Final Order</td>
</tr>
<tr>
<td>27.</td>
<td>2015048853</td>
<td>Cameron, Geraldine</td>
<td>Hotic, Eldin</td>
<td>11/06/15</td>
<td>Statute or Rule at Issue: Section 471.033(1)(g), F.S., &amp; Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering</td>
<td>Closed</td>
<td>Closed with Final Order</td>
</tr>
<tr>
<td>28.</td>
<td>2016000184</td>
<td>Gardiner, John A.</td>
<td>Landers, Edward</td>
<td>12/23/15</td>
<td>Statute or Rule at Issue: Section 471.033(1)(g), F.S., &amp; Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering</td>
<td>Closed</td>
<td>Closed with Final Order</td>
</tr>
<tr>
<td>29.</td>
<td>2015036055</td>
<td>Neipp, Gerald</td>
<td>Duenas, Edgar</td>
<td>08/17/15</td>
<td>Statute or Rule at Issue: Section 471.033(1)(g), F.S., &amp; Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering</td>
<td>Closed</td>
<td>Closed with Final Order</td>
</tr>
<tr>
<td>30.</td>
<td>2016024529</td>
<td>FBPE</td>
<td>Chewning, Roger</td>
<td>05/20/16</td>
<td>Statute or Rule at Issue: § 471.033(1)(k), F.S: Violating any order of the board or department previously entered in a disciplinary hearing</td>
<td>CLOSED</td>
<td>CLOSED with FINAL ORDER-Default</td>
</tr>
<tr>
<td>31.</td>
<td>2016028087</td>
<td>Hill, Samantha D.</td>
<td>Holt, John D.</td>
<td>06/13/16</td>
<td>Statute or Rule at Issue: §471.033(1)(i), FS: Practicing on a suspended license</td>
<td>CLOSED</td>
<td>LICENSED REVOKED</td>
</tr>
<tr>
<td>32.</td>
<td>2015023328</td>
<td>REDACTED</td>
<td>REDACTED</td>
<td>05/26/15</td>
<td></td>
<td>Closed</td>
<td>Subject Deceased</td>
</tr>
<tr>
<td>33.</td>
<td>2017010673</td>
<td>REDACTED</td>
<td>REDACTED UNLICENSED</td>
<td>03/07/2017</td>
<td></td>
<td>CLOSED</td>
<td>Legally Insufficient</td>
</tr>
<tr>
<td>34.</td>
<td>2016022664</td>
<td>FBPE</td>
<td>Ameriglass Engineering UNLICENSED</td>
<td>05/09/16</td>
<td>Unlicensed Activity</td>
<td>Closed</td>
<td>Close file- Agreement-Informal</td>
</tr>
<tr>
<td>35.</td>
<td>2016049097</td>
<td>FBPE</td>
<td>All Cad LLC UNLICENSED</td>
<td>10/13/16</td>
<td>Unlicensed Activity</td>
<td>Closed</td>
<td>Close file- Agreement-Informal</td>
</tr>
<tr>
<td>No.</td>
<td>Case Number</td>
<td>Complainant Name</td>
<td>Name of Subject; License No. of Subject</td>
<td>Received Date</td>
<td>Alleged Violation</td>
<td>Last Action Taken</td>
<td>Next Action Recommended</td>
</tr>
<tr>
<td>-----</td>
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<td>----------------------------------------</td>
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<td>------------------------</td>
</tr>
<tr>
<td>36.</td>
<td>2016049873</td>
<td>FBPE</td>
<td>Wetland Sciences Incorporated UNLICENSED</td>
<td>10/20/16</td>
<td>Unlicensed Activity</td>
<td>Closed-</td>
<td>Close file- Agreement- Informal</td>
</tr>
<tr>
<td></td>
<td>UL</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>NOTICE TO CEASE &amp; DESIST ISSUED</td>
<td></td>
</tr>
<tr>
<td>37.</td>
<td>2016049909</td>
<td>UL</td>
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<td>Complainant Name</td>
<td>Name of Subject; License No. of Subject</td>
<td>Received Date</td>
<td>Alleged Violation</td>
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<td>Next Action Recommended</td>
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<td>Referred to DOAH/Awaiting ALJ ruling</td>
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<td>Sent to Consultant for Opinion</td>
<td>Receive Opinion and proceed</td>
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<td>51.</td>
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<td>03/17/16</td>
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<td>Rosales Montero, Ruth Martinez, Fermin</td>
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<td>05/31/16</td>
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<td>10/16/15</td>
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<td>10/08/15</td>
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<td>03/21/16</td>
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<td>07/29/16</td>
<td>Investigation Complete Notice to CEASE &amp; DESIST ISSUED</td>
<td>Waiting for EOR form/Trying to Serve AC via Sheriffs Dept</td>
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<td>57.</td>
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<td>08/09/16</td>
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<td>09/23/16</td>
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<tr>
<td>No.</td>
<td>Case Number</td>
<td>Complainant Name</td>
<td>Name of Subject; License No. of Subject</td>
<td>Received Date</td>
<td>Alleged Violation</td>
<td>Last Action Taken</td>
<td>Next Action Recommended</td>
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<td>09/13/16</td>
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<td>FBPE Cardona, Alberto</td>
<td>Statute or Rule at Issue: §471.033(1)(k), F.S.: Violating any order of the board or department previously entered in a disciplinary hearing</td>
<td>10/24/16</td>
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<td>Received EOR/ Requesting Informal Hearing-Set for June Board meeting</td>
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<td>FBPE AA Masters Mechanical Air Moving and Engineering Systems Corp.</td>
<td>Statute or Rule at Issue: Section 471.033(1)(a): Violating any other provision of this chapter or rule of the board or department. F. S., §471.023(1), FS: All final drawings, specifications, plans, reports, or documents involving practices licensed under this chapter which are prepared or approved for the use of the business organization or for public record within the state shall be dated and shall bear the signature and seal of the licensee who prepared or approved them</td>
<td>10/31/16</td>
<td>Investigation Complete</td>
<td>AC Filed waiting on EOR</td>
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<td>2016054024</td>
<td>FBPE Bell, Robin</td>
<td>Statute or Rule at Issue: §471.033(1)(c), F.S.: Having a license to practice engineering revoked, suspended, or otherwise acted against, including the denial of licensure...for any act that would constitute a violation of this chapter or chapter 455; § 455.227(1)(c), FS: Being convicted or found guilty of, or entering a plea of guilty or nolo contendere to, regardless of adjudication, a crime in any jurisdiction which relates to the...ability to practice, a licensee’s profession; §455.227(1)(t), FS: Failing to report in writing a conviction or plea of nolo contendere, a crime in any jurisdiction</td>
<td>11/10/16</td>
<td>Investigation Complete</td>
<td>AC Filed waiting on EOR</td>
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<td>Bostick, Melissa Barnett, Winthrop</td>
<td>Statute or Rule at Issue: Section 471.033(1)(g), F.S., &amp; Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering</td>
<td>11/28/16</td>
<td>Investigation Complete</td>
<td>AC Filed waiting on EOR</td>
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<td>10/28/15</td>
<td>Investigation Complete</td>
<td>Set for May 2017 PCP</td>
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<td>Investigation Complete</td>
<td>Set for May 2017 PCP</td>
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<td>Name of Subject; License No. of Subject</td>
<td>Received Date</td>
<td>Alleged Violation</td>
<td>Last Action Taken</td>
<td>Next Action Recommended</td>
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<td>Uz, Jose F. Unlicensed</td>
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<td>No.</td>
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<td>Received Date</td>
<td>Alleged Violation</td>
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<td>10/31/16</td>
<td>Unlicensed Activity</td>
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<td>Awaiting Signed Affidavit from Subject to Close file</td>
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<td>98.</td>
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<td>Green Development Services, Inc. UNLICENSED</td>
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<td>99.</td>
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<td>101.</td>
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<td>No.</td>
<td>Case Number</td>
<td>Complainant Name</td>
<td>Name of Subject; License No. of Subject</td>
<td>Received Date</td>
<td>Alleged Violation</td>
<td>Last Action Taken</td>
<td>Next Action Recommended</td>
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<td>02/24/17</td>
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<td>Awaiting Signed Affidavit from Subject to Close file</td>
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<td>02/20/17</td>
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<td>114</td>
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<td>Kus, Charles UNLICENSED</td>
<td>03/13/17</td>
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<td>Awaiting Signed Affidavit from Subject to Close file</td>
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<td>116</td>
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<td>12/20/16</td>
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<td>Receive Opinion and proceed</td>
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<td>12/08/16</td>
<td>Sent to Consultant for Opinion</td>
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<td>124</td>
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<td>01/18/17</td>
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<td>125</td>
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<td>01/30/17</td>
<td>Sent to Consultant for Opinion</td>
<td>Receive Opinion and proceed</td>
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<td>126</td>
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<td>127</td>
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<td>Receive Opinion and proceed</td>
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<td>128</td>
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<td>10/28/15</td>
<td>Sent to Consultant for Opinion</td>
<td>Receive Opinion and proceed</td>
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<td>129</td>
<td>2015052732</td>
<td>REDACTED</td>
<td>REDACTED</td>
<td>12/07/15</td>
<td>Sent to Consultant for Opinion</td>
<td>Receive Opinion and proceed</td>
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<td>130</td>
<td>2016018432</td>
<td>REDACTED</td>
<td>REDACTED</td>
<td>04/05/16</td>
<td>Sent to Consultant for Opinion</td>
<td>Receive Opinion and proceed</td>
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<td>131</td>
<td>2016028548</td>
<td>REDACTED</td>
<td>REDACTED</td>
<td>06/15/16</td>
<td>Sent to Consultant for Opinion</td>
<td>Receive Opinion and proceed</td>
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<td>132</td>
<td>2016035614</td>
<td>REDACTED</td>
<td>REDACTED</td>
<td>07/28/16</td>
<td>Sent to Consultant for Opinion</td>
<td>Receive Opinion and proceed</td>
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<tr>
<td>133</td>
<td>2016035621</td>
<td>REDACTED</td>
<td>REDACTED</td>
<td>07/28/16</td>
<td>Sent to Consultant for Opinion</td>
<td>Receive Opinion and proceed</td>
<td></td>
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<tr>
<td>134</td>
<td>2016003962</td>
<td>REDACTED</td>
<td>REDACTED</td>
<td>01/25/16</td>
<td>Sent to Consultant for Opinion</td>
<td>Receive Opinion and proceed</td>
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</table>
Section VII. Deliverables

B3b. Current FEMC Legally Insufficient Case List
B3b. List of all cases FEMC closed as legally insufficient since last report:

2016053617
2017002508
2017004862
2016057773
2017008795
2017010673
Section VII. Deliverables

B3c. Final Order Compliance Report
List of meanings:
1. Turned over to FEMC Investigator for non-compliance: the file has been turned over to the FEMC Investigator for review and possible further action.
2. Red writing: All obligations have been met and the case has been closed.
3. Sent to Collections (date): the file has been sent to DBPR for collections. FEMC has no further responsibility in case.
4. Project Reviews—Once a list is received from the Subject, projects are chosen, documents are requested and then given to the Consultant for the review this process can sometimes take a couple of months. Once the Opinion is received it is forwarded to the Subject and possibly taken to PCP.

Alexander, Charles T. – Case No: 2015021498 (Final Order Filed with DBPR on 04/26/2016)
- Fine: $5,000.00. PAID- 05/16/2016
- Costs: $255.45. PAID: 05/16/2016.
- Suspended: 1 year from filing Final Order – 04/26/2017

SUBJECT IS IN COMPLIANCE

Banks, Julio C. – Case Nos: 2015032603 & 2015036080 (Final Order Filed with DBPR on 12/09/2016)
- Study Guide. COMPLETED: 12/14/2016.
- Suspended: 2 years from filing Final Order – 12/09/2018

SUBJECT IS IN COMPLIANCE

Batterson, R. Scott – Case No: 2014037527 (Final Order Filed with DBPR on 02/09/2017)
- Basic Engineering Professionalism and Ethics Course – DUE: 02/09/2018
- Costs: $378.49 – DUE 03/09/2017-Paid-03/13/2017
- Study Guide – DEADLINE: 03/09/2017***with special circumstances
  - emailed paper form of study guide to subject
  - Completed 03/31/2017
- Suspension – while incarcerate: 02/09/2019

SUBJECT IS IN COMPLIANCE

Bergsten, Jr., Harold F. – Case No: 2013021397 (Final Order Filed with DBPR on 02/18/2015)
- Basic Engineering Professionalism and Ethics Course – Completed: 01/25/2016
- Costs: $1,643.00 – PAID IN FULL
- Study Guide – DEADLINE: Completed 05/03/2016
- 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

SUBJECT IS IN COMPLIANCE
B3c – Final Order Compliance Report Summary

For the Third Quarter of Fiscal Year 2016/2017 FEMC

- **18 Months – Deadline: 08/18/2016**
  - Received project list 08/18/2016
  - Completed-10/22/2016
  - Received unfavorable report. File to PCP
  - Probation – Conclusion: 02/18/2017
  - All obligations have been met and the case has been closed.

**SUBJECT IS IN COMPLIANCE**

Bolivar, Santiago – Case No: 2014030707 (Final Order Filed with DBPR on 10/14/2015)
- Basic Engineering Professionalism and Ethics Course: Completed: 12/12/2016.
- Fine: $4,000.00. PAID:
  - Paid $4,465.20 -- 04/14/2016
  - Paid $4,465.20 -- 10/06/2016
  - 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.
- Study Guide. COMPLETED: 12/31/2015.
- Project review 6 months due: 04/14/2016
- Requested an extension-due date now 10/14/2016-received list 10/17/2016
  - Received an unfavorable MEP opinion for the 6 month review 01/20/17 will go before the PCP for bad project review. Currently waiting on the STR opinion.
- Project review 18 months due 04/14/2017.
- 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
  - Subject has been turned over to Collections for non-payment on 06/09/2016

**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 has been turned over to Collections for non-payment on 07/13/2016

**SUBJECT IS NOT 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-out of compliance. Sent past due reminder of P&E course 02/20/2017. Gave file to FEMC Investigator for Non-Compliance of Final Order- 04/04/2017
- 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.
  - Paid quarterly payment of $1,688.32 for Fines & Costs-08/19/2016
  - Paid quarterly payment of $1,648.32 for Fines & Costs-11/21/2016
  - Paid quarterly payment of $1,668.32 for Fines & Costs-02/16/2017
  - Study Guide – DEADLINE: 03/15/2016- Completed 02/18/2016
B3c – Final Order Compliance Report Summary
For the Third Quarter of Fiscal Year 2016/2017 FEMC

- Project Reviews
  - 9 months – Deadline: 11/15/2016 gave extension new deadline-05/15/2017
    - Sent a reminder of the deadline 12/2016
    - Gave extension. New deadline is 05/15/2017
    - Received list for project review- 03/02/17
  - 21 Months – Deadline: 11/15/2017
    - Probation – Conclusion: 05/15/2018
      - Complaint # 2016048989 was opened due to the Subject violated Restrictions set in the final Order from case number’s 2013009998 & 2014023033. AC was issued andFiled with DBPR 01/20/2017. The signed EOR was received with the request for an Informal hearing. As of 04/04/2017- the Informal Hearing process is still ongoing in Case # 2016048989

SUBJECT IS NOT IN COMPLIANCE

Claiborne, G.R. – Case No: 2015018063 (Final Order Filed with DBPR on 08/24/2016)
- Basic Engineering Professionalism and Ethics Course – COMPLETED: 11/03/2016
- Costs: $2,344.05 – PAID 09/03/2016
- Fine: $3,000.00 – PAID: 09/03/2016
- Project Reviews
  - 6 months – Deadline : 02/24/2017
    - Received list 02/08/17
  - 18 Months – Deadline: 02/24/2018
- Probation – Conclusion: 08/24/2018

SUBJECT IS IN COMPLIANCE

Chewning, Roger – Case No: 2013027115 (Final Order Filed with DBPR on 11/04/2014)
- 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
- 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 04/06/2016-did not hear back
    - Sent 2nd reminder of deadline 05/11/2016-gave him a date of 05/19/16 or it will be turned over to FEMC Investigator for non-compliance.
- Probation – Conclusion: 11/04/2016
  - Went to July 2016 PCP and AC for non-compliance of Final Order authorized
  - Went before the Board December 2016(Complaint # 2016024529) an AC was issued and Final Order Filed with DBPR 01/04/17. His license has been Suspended until he completes the 18 month project review and he has Costs: $132.60 – DUE: 02/04/2017
  - Sent reminder that he is past due 03/09/2017

SUBJECT IS NOT IN COMPLIANCE

DeStefano, Mark A. – Case No: 2014031178 (Final Order Filed with DBPR on 02/15/2016)
B3c – Final Order Compliance Report Summary
For the Third Quarter of Fiscal Year 2016/2017 FEMC

- Basic Engineering Professionalism and Ethics Course – DEADLINE: 02/15/2017-Reminder sent 03/28/2017. Gave him until 04/15/2017 before I will send it to the FEMC Investigator for non-compliance.
  - Costs: $891.80 – PAID: 03/07/2016
  - Fine: $1,000.00 – PAID: 03/07/2016
  - Study Guide – DEADLINE: 03/15/2016 Completed 03/04/2016

SUBJECT IS IN COMPLIANCE

Duenas, Edgar – Case No: 2015036055 (Final Order Filed with DBPR on 02/09/2017)
- Basic Engineering Professionalism and Ethics Course – DUE: 02/09/2018
- Costs: $1,227.75 – DUE 03/09/2017-Paid 02/17/2017
- Fine: $1,000.00 – DUE: 03/09/2017 –Paid – 02/17/2017
- Study Guide – DEADLINE: 03/09/2017—Completed 02/18/2017
- Probation – Conclusion: 02/09/2019

SUBJECT IS IN COMPLIANCE

DWR Architecture and Engineering, Inc.– Case No: 2016023010 (Final Order Filed with DBPR on 01/04/2017)
- Fines: $5,000.00 – Due 02/04/2017
- Costs: $278.85 – DUE: 02/04/2017
- Will go to Collection for non-payment 05/04/2017.

SUBJECT IS NOT IN COMPLIANCE

Gaydosh, Stephen – Case No: 2012013872 (Final Order Filed with DBPR on 06/18/2014)
- Basic Engineering Professionalism & Ethics Course – COMPLETED: 06/16/2015
- Costs - $8,072.97 – PAID: 07/21/2014
- Fine - $4,000.00 – PAID: 07/21/2014
- Study Guide – COMPLETED: 07/21/2014
- 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- has not completed an 18 month review.
- 03/08/16- PCP reviewed and recommended a new complaint for negligence be opened based upon the project review. Gave to Investigator Wendy as directed by the Panel.
- New complaint opened.(Complaint # 2016012649)

SUBJECT IS NOT IN COMPLIANCE

Gavarrete, Gilberto – Case No: 2013033149 (Final Order Filed with DBPR on 10/14/2015)
- Basic Engineering Professionalism & Ethics Course. DUE: 10/14/2016.-sent email showing enrollment 12/2016-Out of compliance for P&E course. Sent a reminder 02/13/17 and gave him until 03/01/2017 to show proof of passing.-Gave file to FEMC Investigator for NON-Compliance of Final Order
- Costs $4,477.00. PAID IN FULL: 10/28/2016.
- Fine: $1,000.00. PAID IN FULL: 10/28/2016.
For the Third Quarter of Fiscal Year 2016/2017 FEMC

- 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.
- Paid quarterly payment of $1,369.25 for Fines & Costs-03/03/2016
- Paid quarterly payment of $1,369.25 for Fines & Costs-04/05/2016
- Paid quarterly payment of $1,369.25 for Fines & Costs-08/29/2016
- Paid quarterly payment of $1,369.25 for Fines & Costs-10/28/2016
  - Study Guide. DUE: Completed 04/05/2016
  - 6 month project review set for 04/14/2016.
    - Received project information but no fee for consultant or project list. Sent reminder on 05/05/2016 requesting project list and fee of $1500 for the Consultant.
    - 06/02/2016-Gave file to FEMC Investigator for Non-Compliance of Final Order.
    - Sent in project list for 6 month project review 11/04/2016
    - Received the opinion from the Consultant. Opinion not favorable. File to PCP.
  - 18 month project review set for 04/4/2017
  - Probation ends 10/14/2017
  - Has been set to Inactive status per Final Order. Must request in writing change of status.11/2016
  - Sent in list for project review and went before PCP and came out of Inactive status

SUBJECT IS NOT IN COMPLIANCE

Goel, Ram – Case No’s: 2013029125 & 2014045758 (Final Order Filed with DBPR on 02/15/2016)
  - Basic Engineering Professionalism and Ethics Course – COMPLETED: 11/21/2016
  - Costs: $16,988.40 – DUE: 04/15/2016- Paid 04/08/2016
  - Study Guide – DEADLINE: 03/15/2016- Completed 02/18/2016
  - Project Reviews
    - 6 months – Deadline: 08/15/2016 - requested an extension- new date 02/15/2017
      - 03/32/17-received list of project and sent the list to consultant 03/23/2017
    - 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

Griffin, H. John – Case No: 2015033401 (Final OrderFiled with DBPR on 02/09/2017)
  - Basic Engineering Professionalism and Ethics Course – DUE: 02/09/2018
  - Costs: $4,000.00 – DUE 02/09/2019
  - Fine: $1,000.00 – DUE: 02/09/2019
    - First payment of $625.00 due: 05/09/2017
  - Study Guide – DEADLINE: 03/09/2017-Completed 03/03/2017
  - Project Reviews
    - 6 months – Deadline : 08/09/2017
    - 18 Months – Deadline: 08/09/2018

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)
  o Costs: $112.12 – DUE: 01/08/2016
  o Fine: $1,000.00 – DUE: 01/08/2016
  o Currently incarcerated 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
  o Costs: $14,533.89 – DUE: 05/03/2017
  o Fine: $10,000.00 – DUE: 05/03/2017
  o Study Guide – DEADLINE: 05/03/2017
  o Project Reviews
  o Probation – Conclusion: To Be Determined
  o License has been REVOKED
  SUBJECT IS IN COMPLIANCE

Holt, John D. – Case No: 2016028087 (Final Order Filed with DBPR on 01/04/2017)
  o Costs: $960.60 – DUE: 02/04/2017
  o License has been REVOKED
  SUBJECT IS IN COMPLIANCE

Hotic, Eldin – Case No: 2015032758 & 201548853 (Final Order Filed with DBPR on 02/09/2017)
  o Basic Engineering Professionalism and Ethics Course – DUE: 02/09/2018
  o Costs: $2,338.40 – DUE 03/09/2017-Paid 02/28/2017
  o Fine: $1,000.00 – PAID: 03/09/2017 –Paid 02/28/2017
  o Study Guide – DEADLINE: 03/09/2017-Completed 02/28/2017
  o Probation – Conclusion: 02/09/2018
  SUBJECT IS IN COMPLIANCE

James, Jacqueline. – Case No: 2014039414 (Final Order Filed with DBPR on 06/23/2015)
  o Costs: $395.00 – PAID: 06/23/2015
  o Probation ends 06/23/2017
  o 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

Landers, Edward – Case No: 2016000184 (Final Order Filed with DBPR on 02/09/2017)
  o Basic Engineering Professionalism and Ethics Course – DUE: 02/09/2018
  o Costs: $4,566.67 – DUE 02/09/2019-first payment due 05/09/2017
  o Fine: $1,000.00 – DUE: 03/09/2017 –Paid 03/08/2017
  o Study Guide – DEADLINE: 03/09/2017
  o Project Reviews
    • 6 months – Deadline: 08/09/2017
    • 18 Months – Deadline: 08/09/2018
  o Probation – Conclusion: 02/09/2019
SUBJECT IS IN COMPLIANCE

Lewis, Matthew D. – Case No: 2014018435 (Final Order Filed with DBPR on 04/13/2015)
- Basic Engineering Professionalism and Ethics Course: Completed: 04/05/2016.
- Fine: $1,000.00. PAID: 02/16/2015
- Costs: $3,237.60. PAID: 02/16/2015.
- 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
- Project review 18 Months due: 10/13/2016-received list -10/13/2016-
  - Received a favorable opinion for the 18 month review 01/25/2017
- 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)
- Basic Engineering Professionalism and Ethics Course: COMPLETED: 06/18/2014.
- Costs: $1,126.50. PAID: 12/18/2013 via internet
- Study Guide: COMPLETED 05/01/2014.
- 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
    - Received project list & forward it to consultant for project review 10/28/2017
    - Received a favorable review from Zadikoff and forward the opinion to Subject 01/25/2017
- 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. PCP recommended to continue with 18 month project review.
  - All obligations have been met and the case has been closed.
SUBJECT IS IN COMPLIANCE

Messulam, Aldo Jack – Case No: 2014017182 (Final Order filed with DBPR: 10/14/2015)
- Basic Engineering Professionalism and Ethics Course: DUE: 10/14/2016--
- Costs: $1,411.75. PAID: 11/12/2015.
B3c – Final Order Compliance Report Summary
For the Third Quarter of Fiscal Year 2016/2017 FEMC

- Fine: $500.00. PAID: 11/12/2015.
- Study Guide: DUE: Completed 04/06/2016
  ---sent reminder of due dates 02/09/2016
  ----gave file to FEMC Investigator due to non-compliance
  ----Hard copy of study guide mailed to attorney for subject on 03/29/2016
- Project Reviews:
  - 6 months: DUE: 04/14/2016.
  - Requested a 6 month extension- Due date now 10/14/2016
    o Received list 03/22/2017
    o 03/24/2017-sent request for documents for project review
    o 03/29/2017-received email that Subject was out of the country.
  - 18 months: DUE: 04/14/2017
- Probation ends: 10/14/2017
- Has been set to Inactive status per Final Order. Must request in writing change of status. 01/2017
- Received written request to be brought out of Inactive status
- Gave file to FEMC Investigator due to non-compliance. Subject is out of the country and has not completed the P&E course.-04/04/2017

SUBJECT IS NOT IN COMPLIANCE

Mitchell, Charles – Case No: 2014031694 – Final Order Date to reinstate licensure 08/24/2016
- Fine of $1,000.00 – Due:08/24/2017
- Cost of $ 5,957.95- Due 08/24/2017
- STUDY GUIDE COMPLETED: 09/12/2016
- Project Reviews – two required –
  - (structural) 6 month- 02/24/2017
    o Received list 02/28/17
  - (structural) 18 month:02/24/2018
- Subject will have Project 6 & 18 month reviews for Electrical and Mechanical once he passes the NCEES Electrical and Mechanical exams.
- Engineering Professionalism & Ethics Course – DUE: 08/24/2017

SUBJECT IS IN COMPLIANCE

Mitchell, Stephen – Case No: 2013026181 – Final Order Date to reinstate licensure 3/7/2014
- Fine of $2,000.00 – PAID IN FULL
- 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)
- 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 FEMC Investigator due to not being in compliance.
  - Sent for 1st project review 06/02/2016

SUBJECT IS IN COMPLIANCE

Pino, William – Case No: 2015040623 – Final Order Date to reinstate licensure 04/26/2016
- Fine of $5,000.00 – PAID IN FULL
B3c – Final Order Compliance Report Summary
For the Third Quarter of Fiscal Year 2016/2017 FEMC

- Costs: $226.20 – PAID IN FULL
- STUDY GUIDE COMPLETED: 05/26/2016
- Engineering Professionalism & Ethics Course – DUE: 04/26/2017-Completed 03/01/17
- All obligations have been met and the case has been closed.

SUBJECT IS IN COMPLIANCE

Salsbury, Robert – Case No: 2014009216 (Final Order Filed with DBPR on 08/24/2016)
- Basic Engineering Professionalism & Ethics Course. DUE: 08/24/2017.
- Costs $9,247.70 – Paid 09/30/2016
- Study Guide. Completed: 09/26/2016

SUBJECT IS IN COMPLIANCE

Sinkholes, LLC.– Case No: 2015047628 (Final Order Filed with DBPR on 02/21/2017)
- Fines: $5,000.00 – Due 02/21/2018
- Costs: $107.25 – DUE: 02/21/2018

SUBJECT IS IN COMPLIANCE

Standrod, Marcus – Case No: 2015030471(Final Order Filed with DBPR on 07/05/2016)
- Costs: $210.60 – DUE: 08/04/2016
- FINE: $5,000.00 – DUE: 08/04/2016
  - Subject has been turned over to Collections for non-payment on 09/27/2016

SUBJECT IS NOT 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
  - Gave over to FEMC Investigator 02/10/17 for Non-Compliance of Final Order

SUBJECT IS NOT IN COMPLIANCE

Wilson, Lawrence – Case No.: 2013011573 (Final Order Filed with DBPR on 02/18/2014)
- Basic Engineering Professionalism and Ethics Course – DUE: 02/18/2015.
- Costs $1,387.00. PAID: 02/13/2014.
- Fine $1,000.00. PAID: 02/13/2014.
- Study Guide COMPLETED 03/12/2014.
- 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.
- Turned over to FEMC Investigator for Non-Compliance- NO P&E course.
- He is no longer active P.E. Went Null/Void on 03/14/2017
Zaleski, James – Case No.: 2013000391 (Final Order Filed with DBPR on 04/15/2014)
  o 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
Section VII. Deliverables

B3d. Unlicensed Activity Case List for Multiple DBPR License Owners
During the quarter from 1/1/17 – 3/31/17, FEMC received 6 legally sufficient cases alleging unlicensed activity. Of those 6 cases, 1 held another DBPR license.

Complaint #2017010149 – Subject holds CGC1520487.
Section VII. Deliverables

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 ascertain, it is in compliance with the current contract.
Section VII. Deliverables

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 Third Quarter of fiscal year 2016 / 2017 in which FEMC has not been the prevailing party; as such, no attorney fees have been awarded.
Section VII. Deliverables

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

There were no deficiencies in the third quarter.
Section VII. Deliverables

B7. Expenditures and Cash Balance Report
The carrying amount of FEMC’s cash deposits were $304,436.78 and the bank balance was $332,627.02.
### Accrual Basis

<table>
<thead>
<tr>
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<td>$2,338,000</td>
<td>$2,394,000</td>
<td>$2,394,000</td>
<td>$2,436,000</td>
</tr>
</tbody>
</table>

### CUMULATIVE DISBURSEMENTS

- **FLORIDA ENGINEERS MANAGEMENT CORP**
- As of March 31, 2017
- Preliminary Preliminary Preliminary Preliminary Preliminary Preliminary Preliminary Preliminary Preliminary Preliminary

- **Furniture and Equipment**: $7,000
- **Public Information**: $15,000
- **Salaries & Expenses**: $1,247,368
- **Travel**: $512
- **FEMC Budget Total**: $2,170,875
- **Mailing Renewal Notices**: $21,320
- **Savings**: $0
- **Total Savings**: $0
- **Total Disbursements**: $1,397,877.43

### Financial Statements & Reports

- **DBPR Reports 2016-2017**: Quarterly Reports (Q3 2016-17)
- **CUMULATIVE Disbursements QUARTERLY REPORT QE 03-31-17.xlsx**

- **4/10/2017 4:15 PM**
Section VII. Deliverables

B8. Long Range Estimates of Revenue
B8. Long Range Estimates of Revenue

This was provided in the 2016-2017 1st Quarter Report as required by the contract.
Section VII. Deliverables

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

Total Renewals to date: (from 7/1/16)  
33,154 Professional Engineers  
5,006 Certificate of Authorizations

Applications:

Received: 1,508
Approved: 898
Denied: 35

Licenses Issued:
28,309 PE
4,509 CA

Average time (days) to Process Applications: 65.02

Scheduled Candidates for October Exam

Principles and Practice:
Scheduled: 522
Passed:
Failed:
No Show:

Fundamentals of Engineering**:
Passed: 273
Failed: 168

** 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).

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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 3rd Quarter of 2016 / 2017: ................................................................. 41

Activity on Licensed Complaints received in 3rd Quarter of 2016 / 2017:

Number of Licensed Complaints: ......................................................................................................................... 32
  Number of Complaints Deemed Legally Sufficient: ............................................................................................. 30
  Number of Complaints Deemed Legally Insufficient: ......................................................................................... 2
  Number of Complaints Still within 30 days of determination ............................................................................ 0

Activity on Unlicensed Complaints received in 3rd Quarter of 2016 / 2017:

Number of Unlicensed Complaints: ...................................................................................................................... 9
  Number of Legally Sufficient Activity Cases: ....................................................................................................... 6
  Number of Legally Insufficient Activity Cases: .................................................................................................. 3
  Number of Complaints Still within 30 days of determination ............................................................................ 0

Activity on all Licensed Complaints worked on in the 3rd Quarter of 2016 / 2017:

Number of all Licensed Complaints: ..................................................................................................................... 102
  Number Dismissed by Probable Cause: ............................................................................................................... 14
  Number Determined to Have Probable Cause and Administrative Complaint filed: .......................................... 11

Disciplinary Actions Taken on all pending Licensed cases by FBPE during 3rd Quarter of 2016 / 2017:

Number of Final Orders Filed per Settlement Stipulation: .................................................................................... 5
  Number of Early Termination Orders due to completion of compliance obligations: ........................................ 1
  Number of Reinstatement of PE License due to completion of compliance obligations: .................................... 0
  Certificates of Authorization Citations Issued: .................................................................................................... 1
  Number of Cases taken to DOAH: ....................................................................................................................... 1
  Number of Recommended Orders Entered: ........................................................................................................ 0
  Number of Final Orders adopting Recommended Order: ................................................................................... 0
  Informal Hearings: ............................................................................................................................................... 2
  Defaults: ............................................................................................................................................................. 3
  Attorney Fees: .................................................................................................................................................... 0

Disciplinary Actions Taken on all pending Unlicensed cases by FEMC during 3rd Quarter of 2016 / 2017:

Number of all Unlicensed Cases worked on: ........................................................................................................ 32
  Notice to Cease and Desist Issued: ..................................................................................................................... 8
  Cease & Desist Agreements reached and resolved: ............................................................................................. 6
  Number referred to another agency: ..................................................................................................................... 0
  Number still under investigation: ......................................................................................................................... 7
  Number within thirty day of determining legal sufficiency: ................................................................................. 0
  Certificates of Authorization Citations Issued: .................................................................................................... 0
  Certificates of Authorization Citations Paid: ....................................................................................................... 0
  Administrative Complaints after Cease & Desist: ............................................................................................... 2
  Final Orders Issued: .......................................................................................................................................... 2

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.
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 Third Quarter of 2016-2017 (open and closed, licensed and unlicensed). Please See Tab “B3.”
## Disciplinary Process

### Licensed & Unlicensed Activity:

<table>
<thead>
<tr>
<th>Number of Complaints Received: 41</th>
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<tbody>
<tr>
<td>2017002512</td>
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<td>2017003607</td>
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<td>2017005262</td>
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</table>

### Licensed Activity

| Number of Licensed Complaints Received: 32 | Number of Licensed Complaints Deemed Legally Sufficient: 30 | Number of Licensed Complaints Deemed Legally Insufficient: 2 | Number of Licensed Complaints still within 30 day determination time frame: 0 |
|------------------------------------------|--------------------------------------------------------|------------------------------------------------|
| 2017011069                               | 2017011069                                             | 2017002508 |
| 2017008786                               | 2017008786                                             | 2017004862 |
| 2017008790                               | 2017008790                                             |                       |
| 2017002568                               | 2017002568                                             |                       |
| 2017002576                               | 2017002576                                             |                       |
| 2017008793                               | 2017008793                                             |                       |
| 2017009065                               | 2017009065                                             |                       |
| 2017009313                               | 2017009313                                             |                       |
| 2017003149                               | 2017003149                                             |                       |
| 2017009322                               | 2017009322                                             |                       |
| 2017010023                               | 2017010023                                             |                       |
| 2017002868                               | 2017002868                                             |                       |
| 2017011835                               | 2017011835                                             |                       |
| 2017013575                               | 2017013575                                             |                       |
| 2017014123                               | 2017014123                                             |                       |
| 2017014339                               | 2017014339                                             |                       |
| 2017007963                               | 2017007963                                             |                       |
| 2017006475                               | 2017006475                                             |                       |
| 2017002872                               | 2017002872                                             |                       |
| 2017006837                               | 2017006837                                             |                       |
| 2017005754                               | 2017005754                                             |                       |
| 2017003607                               | 2017003607                                             |                       |
| 2017005756                               | 2017005756                                             |                       |
| 2017007080                               | 2017007080                                             |                       |
| 2017006351                               | 2017006351                                             |                       |
| 2017005262                               | 2017005262                                             |                       |
| 2017010771                               | 2017010771                                             |                       |
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.