

**Agenda for
The Florida Board of Professional Engineers
August 9, 2017 beginning at 1:00 p.m. or soon thereafter and
August 10, 2017 beginning at 8:30 a.m., or soon thereafter
Crowne Plaza Orlando Universal
Orlando, Florida**

**Part I – Wednesday, August 9, 2017
(August 2017 FBPE Business Book)**

- A. Call to Order, Invocation, and Pledge of Allegiance to the Flag
- B. Roll Call, Determination of Quorum, and Address Absences.
- C. Introduction of guests and announcements as to presentations at a time certain
- D. FBPE Mission and Scope
 - #1. FBPE’s Mission: To protect the health and safety of the public by properly regulating the practice of engineering within the State of Florida.
 - #2. FBPE’s Scope: To meet its statutory obligation and exercise its legislative authority by reviewing and approving engineering applications; managing, updating and enforcing the rules that govern the practice of engineering and to guard against the unlicensed practice of engineering within the State of Florida.
- E. Approval of the Agenda
- F. Approval of Consent Agenda
(Items denoted with an asterisk are included in the Consent Agenda*)
 - #1. Minutes from the June 21-22, 2017 FBPE Board Meeting*
(Exhibit F#1)
 - #2. Minutes from July 28, 2017 FBPE Ratification Conference Call*
(Exhibit F#2)
 - #3. PCP Memo from July 18, 2017 Meeting*
(Exhibit F#3)
 - (f) Minutes from June 27, 2017 CE Rules Committee Meeting*
(Exhibit F#4)

#5. Minutes from July 10, 2017 CE Rules Committee Meeting
(Exhibit F#5)

#6. Minutes from July 17, 2017 CE Rules Committee Meeting
(Exhibit F#6)

#7. Application for Retired Status*
(Exhibit F#7)

G. Committee Reports

#1. Probable Cause Panel **(Next Meeting: September 12, 2017 at 8:30am)**

(Kevin Fleming, P.E., Chair; William Bracken, P.E., S.I.; Bob Matthews, P.E.)
(Alternate Current Board Member: Kenneth Todd, P.E.; Alternate Past Board
Member: Richard Wohlfarth, P.E.)

(a) Discussion on Certificate of Authorization and how broad is the requirement
of FS 471.023(1)
(Exhibit G#1a)

#2. Applications Review – Experience Committee **(Next Meeting: September 12, 2017 at
1pm via conference call)**

(Warren Hahn, P.E., Chair; William Bracken, P.E.; Roland Dove, P.E.; Anthony
Fiorillo, P.E.; Kevin Fleming, P.E.; PJ Shah, P.E.; Kenneth Todd, P.E.; Babu
Varghese, P.E.)

(a) Committee Chair's Report.

#3. Applications Review – Education Committee **(Next Meeting: September 12, 2017 at
3pm via conference call)**

(Michelle Roddenberry, Ph.D., P.E., Chair; Anthony Fiorillo, P.E.; Kenneth Todd,
P.E.) (Alternate Members: Vivian Boza, Public Member; Elizabeth Ferguson,
Public Member)

(a) Committee Chair's Report.

#4. Rules Committee **(Next Meeting: November 8, 2017 at 8:30am)**

(William Bracken, P.E., S.I., Chair; Roland Dove, P.E.; Kevin Fleming, P.E.; Warren
Hahn, P.E.; Elizabeth Ferguson, Public Member)

(a) Committee Chair's Report.

#5. Joint Engineer/Architect Task Force Committee
(William Bracken, P.E., S.I., Chair; Warren Hahn, P.E.;)

(a) Committee Chair's Report.

#6. Structural Rules Committee

(Kevin Fleming, P.E., Chair; Anthony Fiorillo, P.E., S.I.; Pankaj (PJ) Shah, P.E.; Babu Varghese, P.E., S.I.)

(Public Advisors to the committee: Doug Barkley, P.E., FES Representative; Ron Milmed, FSEA Representative; John Pepper, P.E., S.I.)

(a) Committee Chair's Report.

#7. Electrical Rules Committee **(Next Meeting: TBD)**

(Kevin Fleming, P.E., Chair; Warren Hahn, P.E.)

(Public Advisors to the committee: Charlie Geer, FES, FSEA Representative; Art Nordlinger, P.E., IEEE Representative; Alfonso Fernandez-Fraga, P.E.; Ralph Painter, P.E.)

(a) Committee Chair's Report.

#8. CE Rules Committee **(Next Meeting: June 27, 2017 at 10am via conference call)**

(Kenneth Todd, P.E., Chair; William Bracken, P.E., S.I.; Babu Varghese, P.E., S.I.)

(Public Advisors to the committee: William Dunn; Art Nordlinger, P.E.; Fred Bloetscher; Patrick Ferland; Jamie Gold; Gerry Ward; Al Garza; Rick Barber; Brett Cunningham)

(a) Committee Chair's Report

(b) Information on CE Reporting & Feedback Software

(Exhibit G#9b)

H. NCEES

(Anthony Fiorillo, P.E., FBPE Liaison)

#1. 2017 NCEES Annual Meeting Information – Miami, FL

(Exhibit H#1)

I. Advisory Attorney's Report

#1. Rules Report

(Exhibit I#1)

#2. Public Hearing on Rule 61G15-19.0051

(Exhibit I#2)

- #3. Public Hearing on Rule 61G15-20.018 – Application for Low Income and Military Veterans Fee Waiver (New Applications)
(Exhibit I#3)
- #4. Public Hearing on Rule 61G15-21.007 –Re-examination; Additional requirements after third failure; Examinations in additional disciplines.
(Exhibit I#4)
- #5. Public Hearing on Rule 61G15-22.006 – Demonstrating Compliance
(Exhibit I#5)
- #6. Public Hearing on Rule 61G15-22.011 – Board Approval of Continuing Education Provider
(Exhibit I#6)
- #7. Delegation to Executive Director to Certify Compliance with 120.695(2) (c) 3 F.S.

J. Executive Director’s Report

- #1. Certification for DBPR Contract
(Exhibit J#1)
- #2. 2018 FBPE/FEMC Meeting Calendar
(Exhibit J#2)
- #3. 2017 FBPE/FEMC Meeting Calendar (provided for informational purposes)
(Exhibit J#3)



K. Chief Prosecutor’s Report

- #1. 300 day report
(Exhibit K#1)
- #2. Profile of legal cases by year
 - (a) Cases open for 1 year plus
(Exhibit K#2a)
 - (b) Total open cases by year
(Exhibit K#2b)

L. Engineering Association and Society Reports

#1. FSEA

#2. FES

#3. IEEE

M. Chair's Report

#1. Discussion on meeting with Building Officials about South Florida SI issues

N. Action Items from Previous Board Meetings

O. Correspondence to the Board

#1. Email from Mr. Michael Hyland, P.E. – Re: Regulatory Jurisdiction of Planning Services in Florida
(Exhibit O#1)

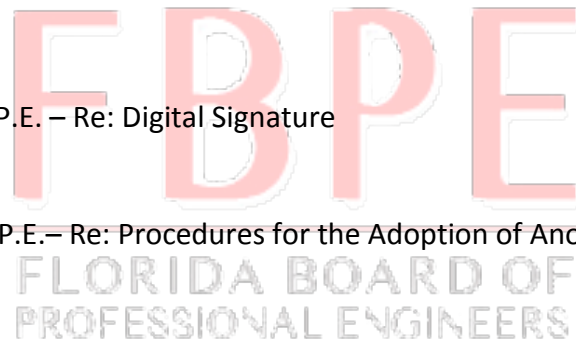
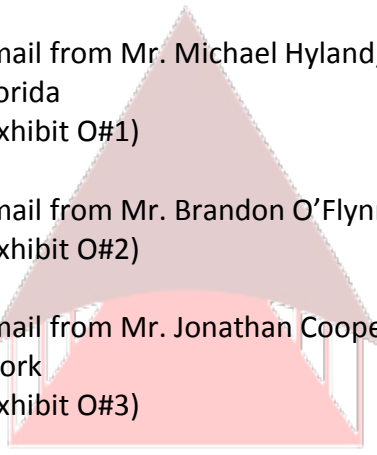
#2. Email from Mr. Brandon O’Flynn, P.E. – Re: Digital Signature
(Exhibit O#2)

#3. Email from Mr. Jonathan Cooper, P.E.– Re: Procedures for the Adoption of Another’s Work
(Exhibit O#3)

#4. Letter from Mr. Adam Bainbridge– Re: Rule 61G15-23.001 – Signature, Date and Seal shall be affixed
(Exhibit O#4)

#5. Email from Mr. Art Sengupta– Re: Putting Advertising conference in newsletter
(Exhibit O#5)

#6. Email from Ms. Brittany Santore– Re: Adding Conference to FBPE Calendar
(Exhibit O#6)



Part II
Informal Hearing Agenda
(Thursday, August 10, 2017)
(August 2017 FBPE Licensure Book)

Review of FBPE Mission and Scope:

FBPE's Mission: To protect the health and safety of the public by properly regulating the practice of engineering within the State of Florida.

FBPE's Scope: To meet its statutory obligation and exercise its legislative authority by reviewing and approving engineering applications; managing, updating and enforcing the rules that govern the practice of engineering and to guard against the unlicensed practice of engineering within the State of Florida.

Description of Educational Committee Process by Michelle Roddenberry, Ph.D., P.E.

P. Ratification of Actions from Application Review, August 9, 2017

Q. Informal Hearing on Denial of Application for Principles and Practice Examination

#1. Jonathon Defaria
(Exhibit Q#1)

R. Informal Hearing on Denial of Application for Licensure by Endorsement

#1. John Braccio
(Exhibit R#1)

#2. Michael Berman
(Exhibit R#2)

S. Board Appearance on Application for Licensure by Endorsement

#1. Khalil Shakhtour
(Exhibit S#1)

T. Hearing on Petition for Waiver and Variance of Rule 61G15-20.007

#1. C. Renee Robertson
(Exhibit T#1)

#2. Kunjan Shukla
(Exhibit T#2)

U. Request to withdraw application after Final Order issued

#1. Jeffery Conley
(Exhibit U#1)

Part III
Disciplinary Hearings
(Thursday, August 10, 2017)
(August 2017 FBPE Disciplinary Book)

Description of Disciplinary Process by Anthony Fiorillo, P.E., S.I.

V. SETTLEMENT STIPULATION

#1. Carlton Forbes, P.E.

P.E. Number: 20699

FEMC Case Number:

Probable Cause Panel Date: May 09, 2017

Probable Cause Panel: Fleming, Bracken, & Matthews

Represented by: Salvador A. Jurado, Jr., Esquire, P.E.C

FBPE

#2. Harold Bergsten, P.E.

P.E. Number: 43670

FEMC Case Number:

Probable Cause Panel Date: May 09, 2017

Probable Cause Panel: Fleming, Bracken, & Matthews

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#3. Fermin Martinez, P.E.

P.E. Number: 19363

FEMC Case Number: 2015045726 & 2016026528

Probable Cause Panel Date: March 14, 2017

Probable Cause Panel: Fleming, Bracken, & Matthews

Represented by: Cristina Hernandez Villar, Esq.

#4. AA Masters Mechanical Air Moving and Engineering System Corp.
C.A. Number: 31669
FEMC Case Number: 2016050175
Probable Cause Panel Date: March 14, 2017
Probable Cause Panel: Fleming, Bracken, & Matthews
Represented by: Himself/Claudio Jofre, P.E. and Designated Officer

#5. John Mahoney, P.E.
P.E. Number: 20177
FEMC Case Number: 2015045622
Probable Cause Panel Date: March 14, 2017
Probable Cause Panel: Fleming, Bracken, & Matthews
Represented by: Brandon Meadows, Esquire

#6. Gary L. Sneddon, P.E.
P.E. Number: 36439
FEMC Case Number: 2015045621
Probable Cause Panel Date: May 09, 2017
Probable Cause Panel: Fleming, Bracken, & Matthews
Represented by: E. Dylan Rivers, Esq.
Ausley & McMullen

#7. Paul Ina, P.E.
P.E. Number: 48878
FEMC Case Number: 2015045620
Probable Cause Panel Date: May 09, 2017
Probable Cause Panel: Fleming, Bracken, & Matthews
Represented by: E. Dylan Rivers, Esq.
Ausley & McMullen

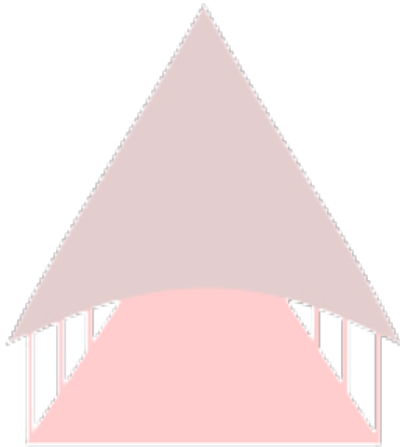
W. HEARING ON RECOMMENDED ORDER

#8. Malcolm Watkins P.E.
P.E. Number: 64064
FEMC Case Number: 2016000255
Probable Cause Panel Date: September 13, 2016
Probable Cause Panel: Fleming, Bracken, & Matthews

- X. Old Business
- Y. New Business
- Z. Public Forum

AA. Adjourn

Next Board Meeting: October 11-12, 2017
Crowne Plaza Orlando Universal
7800 Universal Blvd.
Orlando, FL 32819



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