

**Agenda for  
The Florida Board of Professional Engineers  
October 11, 2023 beginning at 1:00 p.m. or soon thereafter and  
October 12, 2023 beginning at 8:30 a.m., or soon thereafter  
Tampa, FL**

**Part I – Wednesday, October 11, 2023  
(October 2023 FBPE Business Book)**

- A. Call to Order, Invocation and Pledge of Allegiance
- 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
  - #1. Minutes from August 2, 2023 FBPE Rules Committee Meeting  
(Exhibit F#1)
  - #2. Minutes from August 2-3, 2023 FBPE Board Meeting  
(Exhibit F#2)
  - #3. Minutes from September 13, 2023 FBPE Probable Cause Panel Meeting  
(Exhibit F#3)
  - #4. Minutes from September 13, 2023 FBPE Board Meeting  
(Exhibit F#4)
  - #5. Minutes from September 15, 2023 FBPE Roofing Tile Committee Meeting  
(Exhibit F#5)

#6. 2022-2023 FEMC Annual Report  
(Exhibit F#6)

G. Committee Reports

#1. Probable Cause Panel **(Next Meeting: November 1, 2023, at 8:30 am via video conference)**

(Robert Matthews, P.E., Chair; John Pistorino, P.E., S.I.; Denise Ramsey, P.E.) (Kevin Fleming, P.E. - alternate)

(a) Committee Chair's Report.

#2. Applications Review **(Next Meeting: November 1, 2023, at 1 pm via video conference)**

(Babu Varghese, P.E., S.I., Chair; Dylan Albergo, P.E.; Sam Mousa, P.E., Jeb Mulock, P.E.; Yassi Myers, P.E.; John Pistorino, P.E., S.I.; Denise Ramsey, P.E.; PJ Shah, P.E.; Christopher Dawson, Public Member; James Gonzalez, Public Member)

(a) Committee Chair's Report.

(b) Application Review – Education and Experience will be done at one time and ratified the following day (Thursday morning)

#3. Rules Committee **(Next Meeting: TBD)**

(Denise Ramsey, P.E., Chair; James Gonzalez, Public Member; Yassi Myers, P.E.; John Pistorino, P.E., S.I.)

(a) Committee Chair's Report.

#4. Special Inspector Rules Committee **(Next Meeting: TBD)**

(Dylan Albergo, P.E., Chair; John Pistorino, P.E., S.I.; Babu Varghese, P.E., S.I.)

(a) Committee Chair's Report.

#5. Joint FBPE-FBC Committee **(Next Meeting: TBD)**

(John Pistorino, P.E., S.I., Chair; Denise Ramsey, P.E.; Babu Varghese, P.E., S.I.)

(a) Committee Chair's Report.

#6. Roofing Tile Issue Committee **(Next Meeting: TBD)**

(John Pistorino, P.E., S.I., Chair; Babu Varghese, P.E., S.I.; Christopher Dawson, Public Member)

(b) Committee Chair's Report.

H. NCEES

(Dylan Albergo, P.E., FBPE Liaison)

I. Advisory Attorney's Report

#1. Rules Report

(Exhibit I#1)

#2. Public Hearing on Rule 61G15-20.002 – Experience (if needed, from Rules Meeting held earlier in the day – items will be uploaded after meeting and will be in separate meeting book)

#3. Public Hearing on Rule 61G15-20.0010 – Application for Licensure as Professional Engineer (if needed, from Rules Meeting held earlier in the day – items will be uploaded after meeting and will be in separate meeting book)

#4. Public Hearing on Rule 61G15-22.001 – Continuing Education Requirement (if needed, from Rules Meeting held earlier in the day– items will be uploaded after meeting and will be in separate meeting book)

#5. Public Hearing on Rule 61G15-19.004 – Disciplinary Guidelines, Range of Penalties; Aggravating and Mitigating Circumstances (if needed, from Rules Meeting held earlier in the day – items will be uploaded after meeting and will be in separate meeting book)

#6. Public Hearing on Rule 61G15-32.004 – Design of Water Based Fire Protection Systems (if needed, from Rules Meeting held earlier in the day – items will be uploaded after meeting and will be in separate meeting book)

J. Executive Director's Report

#1. Application for Appointment to FEMC Board – Hamid Bahadori, P.E. (Effective January 1, 2024)

(Exhibit J#1)

#2. 2023 FBPE/FEMC Meeting Calendar

(Exhibit J#2)

#3. 2024 FBPE/FEMC Meeting Calendar

(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)

#3. Non-Compliance Report  
(Exhibit K#3)

#4. Open case report  
(Exhibit K#4)

L. Engineering Association and Society Reports

#1. FSEA

#2. FES

#3. IEEE

#4. ASCE

M. Chair's Report

#1. Appoint Nominations Committee

N. Action Items from Previous Board Meetings

O. Correspondence to the Board

#1. Email from Alfonso Fernandez-Fraga, P.E. – RE: Existing Conditions and required details  
(Exhibit O#1)

P. Public Forum

Q. Community Involvement

R. Review of Applications – Education and Experience will be done at one time and ratified at the Thursday morning board meeting on October 12, 2023 – in separate meeting book

**Part II**  
**Informal Hearing Agenda**  
**(Thursday, October 12, 2023)**  
**(October 2023 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.

S. Ratification of Actions from Application Review held on October 11, 2023

**Description of Educational Committee Process by Dylan Albergo, P.E.**

T. Informal Hearing on Application for Licensure as Professional Engineer

#1. Manish Solanki  
(Exhibit T#1)

U. Informal Hearing on Application for Certification as Special Inspector or Special Inspector Limited

#1. Paul D'Huyvetter  
(Exhibit U#1)

#2. Eric Stern  
(Exhibit U#1)

V. Petition for Waiver and Variance of Rule 61G15-20.002 and act on Application for Licensure as Professional Engineer

#1. James Austin  
(Exhibit V#1)

W. Board Appearance on Application for Licensure as Professional Engineer

#1. Jonathan Toone  
(Exhibit W#1)

#2. Joel Smith  
(Exhibit W#1)

**Part III**  
**Disciplinary Hearings**  
**(Thursday, October 12, 2023)**  
**(October 2023 FBPE Disciplinary Book)**

**Description of Disciplinary Process by Dylan Albergo, P.E.**

X. Settlement Stipulation

NOTE: Cases 1-3; 5 and 7 (which are CE cases) may be taken up as one single item unless any board member wishes to pull any case for individual consideration, or a Respondent wishes to address the board. It is understood that any member participating in PCP would be recused from the vote on that item – this agenda indicates the PCP member for each item.

#1. Johnson, David P.E. (CE Case)

P.E. Number: 82542  
FEMC Case Number: 2022043165  
Probable Cause Panel Date: March 15, 2023  
Probable Cause Panel: Matthews, Ramsey, & Pepper

#2. Kline, Francis P.E. (CE Case)

P.E. Number: 57507  
FEMC Case Number: 2022055502  
Probable Cause Panel Date: July 07, 2023  
Probable Cause Panel: Matthews, Pistorino, & Ramsey

#3. Licata, Michael P.E. (CE Case)

(FKA Smith, Michael)  
P.E. Number: 83828  
FEMC Case Number: 2023008473  
Probable Cause Panel Date: May 10, 2023 & July 07, 2023  
Probable Cause Panel: Matthews, Pistorino, Fleming, & Ramsey  
Represented by: Edwin Bayó, Esquire

#4. O'Shea, Christopher P.E. (Appearance required)

P.E. Number: 82281  
FEMC Case Number: 2022060671  
Probable Cause Panel Date: July 07, 2023  
Probable Cause Panel: Matthews, Pistorino, & Ramsey  
Represented by: Jeff G. Peters, Esq.

#5. Reeves, Daniel P.E. (CE Case)

P.E. Number: 66833  
FEMC Case Number: 2022051579  
Probable Cause Panel Date: May 10, 2023 & July 07, 2023  
Probable Cause Panel: Matthews, Pistorino, Fleming, & Ramsey  
Represented by: Edwin Bayó, Esquire

#6. Simmons, Joesph P.E.(Appearance required)

P.E. Number: 52101  
FEMC Case Number: 2022039446  
Probable Cause Panel Date: July 07, 2023  
Probable Cause Panel: Matthews, Pistorino, & Ramsey

#7. Spencer, Thomas P.E.(CE Case)

P.E. Number: 70027  
FEMC Case Number: 2022050694  
Probable Cause Panel Date: May 10, 2023  
Probable Cause Panel: Matthews, Pistorino, & Fleming

Y. Change of Status/Discussion

#8. Kastner, Stephen, P.E.

P.E. Number: 39528  
FEMC Case Number: 2021001918  
Probable Cause Panel Date: July 14, 2021  
Probable Cause Panel: Matthews, Albergo, & Pepper  
Represented by: Edwin Bayó, Esquire

Z. Old Business

#1. Discussion on possible approval of CE Courses for Renewal – follow up from August bd mtg

AA. New Business

BB. Adjourn

**Next Board Meeting: December 7, 2023**

**Holiday Inn Tallahassee East Capitol - Universities  
2003 Apalachee Parkway  
Tallahassee, FL 32301**