

**Minutes 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**

A. Call to Order, Invocation and Pledge of Allegiance

Mr. Albergo called the meeting to order. Ms. Raybon called roll.

B. Roll Call, Determination of Quorum, and Address Absences.

**Board Members Present:**

Dylan Albergo, P.E., Chair

Pankaj (PJ) Shah, P.E., Vice Chair

Sam Mousa, P.E.

Jeb Mulock, P.E.

Yassi Myers, P.E.

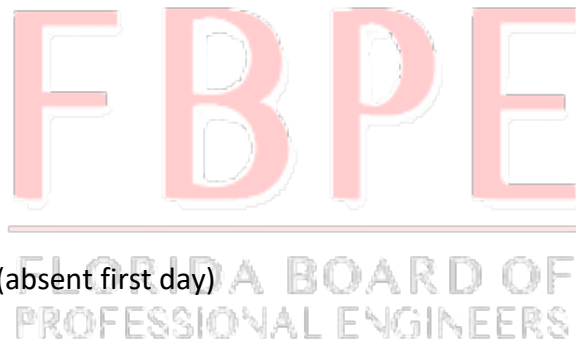
John Pistorino, P.E., S.I.

Denise Ramsey, P.E.

Babu Varghese, P.E., S.I.

Christopher Dawson, Public Member (absent first day)

James Gonzalez, Public Member



**Attorney General's Office:**

Lawrence Harris, Sr. Assistant Attorney General, Counsel to the Board

**Staff Members Present:**

Zana Raybon, Executive Director

John J. Rimes, III, Chief Prosecuting Attorney

Rebecca Sammons, Assistant Executive Director

C. Introduction of guests and announcements as to presentations at a time certain

William Bracken, P.E., S.I.

Angelina Fairchild, P.E., FES

Art Nordlinger, P.E., FEMC Observer

Kristina Akour

George Akour, P.E.

Upon motion by Ms. Myers, seconded by Mr. Gonzalez, to excuse the first day absence of Mr. Dawson, the motion passed.

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

Upon motion by Mr. Mulock, seconded by Ms. Ramsey, to approve the agenda, the motion passed.

F. Approval of Consent Agenda

Upon motion by Ms. Myers, seconded by Mr. Shah, to approve the consent agenda, the motion passed.

#1. Minutes from August 2, 2023 FBPE Rules Committee Meeting

Approved under consent agenda.

#2. Minutes from August 2-3, 2023 FBPE Board Meeting

Approved under consent agenda.

#3. Minutes from September 13, 2023 FBPE Probable Cause Panel Meeting

Approved under consent agenda.

#4. Minutes from September 13, 2023 FBPE Board Meeting

Approved under consent agenda.

#5. Minutes from September 15, 2023 FBPE Roofing Tile Committee Meeting

Approved under consent agenda.

#6. 2022-2023 FEMC Annual Report

Approved under consent agenda.

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)

(a) Committee Chair's Report.

H. NCEES

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

I. Advisory Attorney's Report

#1. Rules Report

(Exhibit I#1)

Mr. Harris presented the rules report for the board's review and consideration.

#2. Public Hearing on Rule 61G15-20.002 – Experience

Mr. Harris explained the proposed rule. Discussion followed.

Upon motion by Ms. Ramsey, seconded by Mr. Mulock, to open rule for development and propose the following amendments:

61G15-20.002 Experience.

(1)(a) No Change.

(b) Because the evaluation of experience is a complex and subjective matter, the Board establishes the following guidelines which shall be generally applicable absent extraordinary evidence and documentation supporting a departure therefrom:

(1.) through (2.) No Change.

3. Experience credit is based on a 40 hour per week full-time employment basis. No additional credit is allowable for overtime work, or for part-time work experience obtained while pursuing engineering education on a full-time basis. For purposes of this rule, a "full-time basis" means the applicant is enrolled in twelve (12) or more credit hours per semester; less than 12 credit hours is considered to be "part-time enrollment, or for the pursuit of a master's or doctoral degree while obtaining full-time work experience."

(4.) through (15.) No Change.

(2) In order to verify an applicant's experience record, the Board will require evidence of employment from employers or supervisors who are employed in the engineering profession or are professional engineers, who shall set forth the quality and character of the applicant's duties and responsibilities. In addition to the employer verification, an applicant must list three current personal references who are professional engineers. Should the Board find the information submitted by the applicant is insufficient or incomplete, the Board may require the applicant to supply additional references or evidence regarding the applicant's experience and background or both so that an intelligent decision may be made on whether admittance to the examination is allowable.

(3)(a) Subject to the provisions of paragraph (c), below, the The Board will accept as equivalent to one year's experience a master's degree in engineering from an EAC/M-ABET-accredited program or from a college or university in the U.S. that has an EAC/ABET-accredited engineering program in a related discipline at the baccalaureate level. The Board will also accept as equivalent to one year's experience a doctorate in engineering from a college or university in the U.S. that has an EAC/ABET-accredited engineering program in a related discipline at the baccalaureate level. Experience equivalents will be given for the master's or doctoral degree only if the applicant has earned a prior engineering or engineering technology degree from a college or university that solely meets the requirements of a Board-approved engineering program as defined in subsection 61G15-20.001(2), F.A.C.

(b) Experience equivalents shall not be given for a master's or doctoral degree if credits earned for the degree are used to satisfy educational requirements of Rule 61G15-20.007 or 61G15-20.008, F.A.C.

(c) The combination of experience equivalents and work experience shall not exceed the number of actual

months during which the experience is claimed.

(d) The provisions of (1)(b)3., notwithstanding, in situations where the applicant is seeking experience equivalence from part-time graduate enrollment while simultaneously employed full-time, no more than twelve (12) months of experience equivalence shall be awarded.

The motion passed.

Upon motion by Ms. Ramsey, seconded by Mr. Mulock, that the proposed rule amendments will have no adverse impact on small business and will not increase regulatory costs or have a net increase of regulatory costs in excess of \$200,000 in one (1) year or one (1) million dollars within five (5) years after the implementation of the final part of the rule, a violation of any part of the rule cannot be resolved through issuance of a notice of noncompliance does not apply to this rule, and does not use any sunset language for this rule, the motion passed.

### #3. Public Hearing on Rule 61G15-20.0010 – Application for Licensure as Professional Engineer

Mr. Harris explained the proposed rule amendments and changes to the application. Discussion followed.

Upon motion by Mr. Mulock, seconded by Ms. Myers, to open rule for development and propose the following amendments:

61G15-20.0010 Application for Licensure as Professional Engineer.

(1) Any person desiring licensure as a professional engineer in Florida shall submit an application to the Board. The instructions and application Form FBPE/002 (10/2312/19), entitled, "Application for Licensure as Professional Engineer," is hereby incorporated by reference, copies of which may be obtained from the Board office at 2400 Mahan Drive, Tallahassee, Florida 32308; from the Board's website at <https://www.fbpe.org/licensure/licensureapplication-process/professional-engineers/> or at <https://www.flrules.org/Gateway/reference.asp?No=Ref-41864>. The Board shall certify as eligible for licensure only those applicants who have completed the application form, remitted the application and examination fee(s) required by Chapter 61G15-24, F.A.C., and who have demonstrated to the Board that they:

(a) through (d) No Change.

(2) through (5) No Change.

(6) This rule shall be reviewed, and if necessary, repealed, modified, or renewed through the rulemaking process five years from the effective date~~No later than December 31, 2024, the Board shall review and consider amendment, modification, or repeal of this rule if review determines this rule creates barriers to entry for private business competition, is duplicative, outdated, obsolete, overly burdensome, or imposes excessive costs.~~

The motion passed.

Upon motion by Ms. Ramsey, seconded by Mr. Mulock, that the proposed rule amendments will have no adverse impact on small business and will not increase regulatory costs or have a net increase of regulatory costs in excess of \$200,000 in one

(1) year or one (1) million dollars within five (5) years after the implementation of the final part of the rule, a violation of any part of the rule cannot be resolved through issuance of a notice of noncompliance does not apply to this rule, and does not use any sunset language for this rule, the motion passed.

#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)

Mr. Harris explained the proposed rule amendments and changes to the application. Discussion followed.

Upon motion by Ms. Myers, seconded by Mr. Shah, to open rule for development and propose the following amendments:

61G15-22.001 Continuing Education Requirements.

(1) Each licensee shall complete eighteen ~~(18)~~ continuing education hours during each license renewal biennium as a condition of license renewal. Four ~~(4)~~ hours shall relate to the licensee's area(s) of practice; one ~~(1)~~ hour must be related to professional ethics; and one ~~(1)~~ hour shall relate to Chapter 471, F.S., and the rules of the Board. The remaining hours may relate to any topic pertinent to the practice of engineering as defined in Rule 61G15-22.002, F.A.C.

(a) through (c) No Change.

(2) No Change.

(3) Beginning with the effective date of the Eighth~~Fifth~~ Edition of the Florida Building Code (2023), all licensees actively participating in the design of engineering works or systems in connection with buildings, structures, or facilities and systems covered by the Florida Building Code, as identified within Section 553.73(1)(a), F.S., shall:

(a) Complete at least one ~~(1)~~ advanced Florida Building Code course on each new Edition of the Florida Building Code, and within twelve ~~(12)~~ months of each edition of the Florida Building Code effective date,

(b) Provide the Board with a copy of a certificate of completion which shows: course number, course hours, Code edition and revision year, and portion of Code or course focus. This course may also count towards the area of practice requirement for continuing education set forth in Rule 61G15-22.001, F.A.C.

~~(4) The Board shall approve all Advanced Florida Building Code courses. Courses submitted for approval shall have been designated an "Advanced" course by the Florida Building Commission and shall be within the discipline of civil structure, mechanical, electrical or general engineering.~~

The motion passed.

Upon motion by Mr. Shah, seconded by Ms. Ramsey, that the proposed rule amendments will have no adverse impact on small business and will not increase regulatory costs or have a net increase of regulatory costs in excess of \$200,000 in one (1) year or one (1) million dollars within five (5) years after the implementation of the final part of the rule, a violation of any part of the rule can be resolved through issuance of a notice of noncompliance does not apply to this rule, and does not use any sunset language for this rule, the motion passed.

#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)

Mr. Harris explained the proposed rule amendment. Discussion followed.

Upon motion by Mr. Pistorino, seconded by Ms. Myers, to open the rule for development and proposed the following rule amendments:

61G15-19.004 Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.

(1) No Change.

(2) In imposing discipline in proceedings pursuant to Section 120.57(1) and (2), F.S., the following disciplinary guidelines shall be followed by the Board in imposing disciplinary penalties upon licensees for violation of the below mentioned statutes and rules. For the purposes of this rule, the descriptions of the violations are abbreviated and the full statute or rule cited should be consulted to determine the prohibited conduct.

VIOLATION	PENALTY RANGE		
	FIRST VIOLATION	SECOND VIOLATION	THIRD OR SUBSEQUENT VIOLATIONS
(a) through (m) No Change.			

(3) through (6) No Change.

The motion passed.

Upon motion by Ms. Ramsey, seconded by Mr. Gonzalez, that the proposed rule amendments will have no adverse impact on small business and will not increase regulatory costs or have a net increase of regulatory costs in excess of \$200,000 in one (1) year or one (1) million dollars within five (5) years after the implementation of the final part of the rule, a violation of any part of the rule cannot be resolved through issuance of a notice of noncompliance does not apply to this rule, and does not use any sunset language for this rule, the motion passed.

#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)

Ms. Raybon stated that one application had been received and that Chair Albergo would like to wait to act on the application to allow for more applications to be submitted.

Discussion followed. Staff was asked to email the FEMC board application to all FBPE Board members.

#2. 2023 FBPE/FEMC Meeting Calendar

Provided for informational purposes.

#3. 2024 FBPE/FEMC Meeting Calendar

Provided for informational purposes.

K. Chief Prosecutor's Report

#1. 300-day report

Provided for informational purposes.

#2. Profile of legal cases by year

Provided for informational purposes.

(a) Cases open for 1 year plus

(b) Total open cases by year

#3. Non-Compliance Report

Provided for informational purposes.

#4. Open case report

Provided for informational purposes.

L. Engineering Association and Society Reports

#1. FSEA

#2. FES

#3. IEEE

#4. ASCE

M. Chair's Report



## #1. Appoint Nominations Committee

Mr. Albergo appointed the following members to the Nominations committee:

- Mr. Varghese, who will serve as chair;
- Mr. Gonzalez; and
- Mr. Pistorino.

## 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

Mr. Rimes discussed this email. After discussion, the Board determined that no amendments to the rules were warranted at this time. The Board directed Mr. Harris to respond.

### P. Public Forum

### Q. Community Involvement

Ms. Raybon discussed using client verifications for initial PE licensure. The Board discussed this issue and provided guidance to the Board staff regarding application processing on this issue.

### 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)**

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

Upon motion by Ms. Ramsey, seconded by Mr. Mousa, to approve the ratification list, the motion passed.

### T. Informal Hearing on Application for Licensure as Professional Engineer

#### #1. Manish Solanki

Mr. Solanki was present and sworn in prior to addressing the board.

Mr. Harris explained the basis of the denial. The basis for denial of the application is education. Mr. Solanki lacks 3.9 hours of general education.

Mr. Solanki addressed the board. Discussion followed.

Upon motion by Ms. Ramsey, seconded by Ms. Myers, to continue the case until December to allow the applicant to take the necessary course to clear the deficiency and if not, then the applicant can withdraw before the February 2024 board meeting, where the informal hearing will convene, the motion passed.

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

#1. Paul D'Huyvetter

Mr. D'Huyvetter was present and sworn in prior to addressing the board.

Mr. Harris explained the basis of the denial. The basis for denial of the application was most buildings are not threshold buildings, such as Costco and Walmart. Other projects are concrete restoration or component inspection, such as foundation.

Mr. D'Huyvetter addressed the board. Discussion followed.

Mr. D'Huyvetter withdrew his application.

Upon motion by Mr. Mulock, seconded by Mr. Mousa, to vacate the notice of intent to deny and accept the request to withdraw, the motion passed.

#2. Eric Stern

Mr. Stern was present and sworn in prior to addressing the board.

Mr. Harris explained the basis of the denial. The basis for denial of the application was an incomplete application.

Mr. Stern addressed the board. Discussion followed. Staff was asked to provide him with a copy of his application.

Upon motion by Ms. Ramsey, seconded by Mr. Mousa, to continue hearing until February 2024 board meeting to allow the applicant to clear up the deficiencies, the motion passed.

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

#1. James Austin

Mr. Harris discussed the petition. Discussion followed.

Upon motion by Ms. Myers, seconded by Mr. Shah, to deny the petition if the applicant did not withdraw it, the motion passed.

W. Board Appearance on Application for Licensure as Professional Engineer

#1. Jonathan Toone

Mr. Toone was present and sworn in prior to addressing the board.

Mr. Harris explained the basis for the board appearance. Mr. Toone was asked to appear before the board to explain his past disciplinary action.

Mr. Toone addressed the board. Discussion followed.

Upon motion by Ms. Ramsey, seconded by Ms. Myers, to approve the application of Mr. Toone, the motion passed.

#2. Joel Smith

Mr. Harris explained the basis for the request for the board appearance. Mr. Smith was asked to appear before the board to explain his past disciplinary action.

Mr. Harris read a letter that Mr. Smith sent to board staff via email on Wednesday, October 11, 2023. Discussion followed.

Upon motion by Mr. Mousa, seconded by Ms. Ramsey, to deny the application of Mr. Smith, the motion passed.

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

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.

Mr. Rimes outlined the facts of the CE cases as noted on the list below. The charges relate to a violation of §471.033(1)(a), F.S.: Violating ... any other provision of this chapter or rule of the board or department. Rule 61G15-19.001(6)(s), F.A.C.: Renewing or reactivating a license without completion of Continuing Education (CE) hours.

Mr. Rimes suggested that Cases 1-3; and 5 (which are CE cases) be taken up as one item, with any individual cases a member had questions about being pulled for separate action. Mr. Rimes further suggested that the materials provided indicated which member(s) would be recused from the vote due to participation in a Probable Cause Panel.

Upon motion by Ms. Myers, seconded by Mr. Gonzalez, to accept Cases 1-3; and 5 (which are CE cases) settlement stipulations as presented with one vote, the appropriate board members serving on PCP being recused, and no cases being pulled out for individual consideration, and that acceptance of the settlement stipulations in these cases does *not* constitute discipline on the licensee's Florida PE license as noted on the agenda and in the meeting materials, the motion passed.

#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.

Mr. O'Shea was present along with his counsel. Mr. O'Shea was sworn in prior to addressing the board.

Mr. Rimes outlined the facts of the case. The charge relate to a violation of Section 471.033(1)(g) & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering & Section 471.033(1)(a) [v]iolating any other provision of [Chapter 471] or rule of the [B]oard & Rule 61G15-29.001(3) "Engineers who sign, date and seal certifications which: (b) involve matters which are beyond the engineer's scope of services actually provided, would be subject to discipline pursuant to subsection 61G15-19.001(6), F.A.C."

The Probable Cause recommendation was an administrative fine of \$1,000.00, administrative costs of \$3,656.70, reprimand, appearance before the board to discuss how this situation occurred, what improvements and quality control measures will be implemented to prevent this circumstance from occurring in the future; 2 years' Probation; successful completion of the Board Approved Basic Engineering Professionalism and Ethics course, project/plan reviews at 6 and 18 month intervals, and successful completion of the Board's Study Guide.

The Settlement Stipulation is an administrative fine of \$1,000.00, administrative costs of \$3,656.70, an appearance before the board to discuss how this situation occurred, what improvements and quality control measures will be implemented to prevent this circumstance from occurring in the future, two years' probation, successful completion of the Board Approved Basic Engineering Professionalism and Ethics course, project/plan reviews at 6 and 18-month intervals, and successful completion of the Board's Study Guide.

Mr. Peters addressed the board. Mr. O'Shea addressed the board. Discussion followed.

Upon motion by Mr. Mousa, seconded by Mr. Shah, to accept the settlement stipulation, the motion passed.

#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

Mr. Simmons was present and sworn in prior to addressing the board.

Mr. Rimes outlined the facts of the case. The charges relate to a violation of Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering.

The Probable Cause Panel recommendation was an administrative fine of \$1,000.00, administrative costs of \$9,197.34, reprimand, appearance before the board to discuss how this situation occurred, what improvements and quality control measures will be implemented to prevent this circumstance from occurring in the future, two years' probation, successful completion of the Board Approved Basic Engineering Professionalism and Ethics course, project/plan reviews at 6 and 18 month intervals, and successful completion of the Board's Study Guide.

The Settlement Stipulation is the same as PCP recommendation.

Mr. Simmons addressed the board. Discussion followed.

Mr. Rimes stated that the costs should be \$1600.

Upon motion by Ms. Myers, seconded by Mr. Shah, to accept the settlement stipulation with the amended amount of costs, the motion passed.

#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

Mr. Rimes stated that he pulled this case from the other CE cases because the penalty was based on the previous levels and should be done based on the new levels.

Upon motion by Ms. Myers, seconded by Ms. Ramsey, to modify the settlement stipulation to reflect the new penalty if the licensee agrees, the motion passed. The licensee has 30 days to respond to the new stipulation.

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

Mr. Rimes outlined the facts of the case. Mr. Kastner paid his fine and costs on December 14, 2021, completed his study guide October 31, 2021, and his P&E course was due on June 3, 2022. His probation is set to end October 22, 2023. Mr. Kastner received a favorable review on June 21, 2023. A request for early termination was received on September 14, 2023.

Upon motion by Ms. Ramsey, seconded by Ms. Myers, to grant the request to terminate probation early, the motion passed.

#### Z. Old Business

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

Ms. Raybon discussed the mandatory CE reporting issues and getting it set up in the DBPR portal. Discussion followed. Staff was asked to setup a meeting with DBPR, staff, and Mr. Albergo to discuss this issue.

#### AA. New Business

Ms. Raybon discussed an email that she received from the Small Business Administration regarding certifications submitted to the agency regarding computer modeling simulations. Mr. Harris stated that the board should not attempt to answer, that it was a request for a declaratory statement and that he would respond so advising and providing information on asking for a DS.

#### BB. Adjourn

**Next Board Meeting: December 7, 2023**  
**Holiday Inn Tallahassee East Capitol - Universities**  
**2003 Apalachee Parkway**  
**Tallahassee, FL 32301**