

**Minutes for
The Florida Board of Professional Engineers
April 9, 2025 beginning at 1:00 p.m. or soon thereafter and
April 10, 2025 beginning at 8:30 a.m., or soon thereafter
Via video conference**

Part I – Wednesday, April 9, 2025

A. Call to Order

Ms. Ramsey called the meeting to order. Ms. Raybon called roll.

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

Board Members Present:

Denise Ramsey, P.E., Chair

James Gonzalez, Public Member, Vice Chair

Dylan Albergo, P.E.

Jeb Mulock, P.E.

Yassi Myers, P.E.

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

Pankaj (PJ) Shah, P.E.

Brock Shrader, P.E.

Christopher Dawson, Public Member



Attorney General's Office:

Lawrence Harris, Senior 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

Angelina Fairchild, P.E., FES

Bill Lampkin, FBPE Public Information Officer

Art Nordlinger, P.E., IEEE

Satya Lory, P.E., FEMC Observer

Andrew Lovestein, P.E., FSEA

Jamie Ghitelman, P.E., FES

Peter Shramko, P.E.

Richard Fesdjian, P.E
Mike Weiksner, P.E
Brent Chancellor

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

The following items were added to the agenda:

- FEMC President/FBPE ED Evaluation
- Renewal of DBPR/FEMC Contract for discussion
- PSC for HB 1461

Upon motion by Ms. Myers, seconded by Mr. Mulock, to approve the agenda as amended, 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 February 12, 2025 FBPE Rules Committee Meeting

Approved under consent agenda.

#2. Minutes from February 12-13, 2025 FBPE Board Meeting

Approved under consent agenda.

G. Committee Reports

#1. Probable Cause Panel (**Next Meeting: May 7, 2025, at 8:30 am via video conference**)
(Panel A: Robert Matthews, P.E., Chair; John Pistorino, P.E., S.I.; Yassi Myers, P.E.)

(a) Committee Chair's Report.

#2. Rules Committee (**Next Meeting: July 16, 2025, at 2pm via video conference**)
(Denise Ramsey, P.E., Chair; James Gonzalez, Public Member; John Pistorino, P.E., S.I.;
Brock Shrader, P.E.)

(a) Committee Chair's Report.

#3. Evaluation of Damaged Structures Committee (formerly Roofing Tile Issue Committee)
(**Next Meeting: TBD**)
(John Pistorino, P.E., S.I., Chair; Dylan Albergo, P.E.; Christopher Dawson, Public
Member; Pankaj Shah, P.E.)

(a) Committee Chair's Report.

H. NCEES

(Denise Ramsey, P.E., FBPE Liaison)

#1. 2025 NCEES Southern Zone Meeting – Little Rock, AR – April 24-26

Provided for informational purposes.

#2. Appoint Three Funded Delegates for 2025 NCEES Annual Meeting – New Orleans, LA –
August 19-22

- a. Meeting information
- b. Proposed Bylaw changes

Ms. Raybon discussed the NCEES annual meeting. Discussion followed.

The three funded delegates will be Ms. Ramsey, Mr. Gonzalez and Mr. Shah. Mr. Shrader will attend as a first time attendee funded by NCEES. The following board members will attend: Mr. Dawson and Mr. Albergo.

I. Advisory Attorney's Report

#1. Rules Report

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

#2. Public Hearing on **Rule 61G15-20.007 (3) and 20.008 (4)** (if needed, from Rules Meeting held prior to board meeting – items will be uploaded after meeting and will be in separate meeting book)

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

Upon motion by Ms. Myers, seconded by Mr. Shah, to approve the proposed rule amendment as presented in the meeting materials, the motion passed unanimously.

Upon motion by Ms. Myers, 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 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.

#3. Public Hearing on Rule 61G15- 22.011 – Board Approval of Continuing Education Providers (if needed, from Rules Meeting held prior to board meeting – items will be uploaded after meeting and will be in separate meeting book)

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

This item was sent back to the Rules committee for further discussion and review.

J. Executive Director's Report

#1. Final Renewal Update

Ms. Raybon gave a final report on renewal. Discussion followed.

#2. 2025 FBPE/FEMC Meeting Calendar

Provided for informational purposes.

#3. 2026 FBPE/FEMC Meeting Calendar

Provided for informational purposes.

#4. PSC of HB1461

Ms. Raybon talked about HB1461. Mr. Harris also discussed the bill. Discussion followed.

#5. Renewal of FEMC/DBPR Contract

Ms. Raybon discussed the renewal of the contract between FEMC and DBPR and stated that the FEMC board would like to have a meeting with DBPR and has invited a board member or two from FBPE to attend to talk about the contract. Discussion followed.

The two board members attending the meeting on behalf of FBPE will be Ms. Ramsey and Mr. Shrader. Board members were asked to review the proposed contract and send any comments to staff as soon as possible.

K. Chief Prosecutor's Report

#1. 300-day report

Provided for informational purposes.

#2. Profile of legal cases by year

- (a) Cases open for 1 year plus
- (b) Total open cases by year

Provided for informational purposes.

#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

Ms. Ramsey stated that she and FEMC Chair Brea met with Ms. Raybon on Monday and did her evaluation and as usual Ms. Raybon is doing a great job.

Ms. Ramsey stated that at the FEMC meeting, they talked about sending out the FE and PE certificates electronically to save money. Discussion followed.

N. Action Items from Previous Board Meetings

#1. Email from Mr. Jeffrey Buckholz, P.E. – Re: Use of “Engineer” by unlicensed individuals

O. Correspondence to the Board

#1. Request to become Official Board Evaluator – Mr. Brian Ortiz (follow up from Feb. 25 bd mtg) – **Time Certain of 1:30pm**

Ms. Ramsey stated that this item is a follow-up from our meeting in February where they have requested to become an official evaluator for the board and staff had some questions and the board wanted to ask questions. Ms. Raybon stated that staff had their questions resolved.

Mr. Brian Ortiz along with Mr. Daniel Kutzin and Mr. David Wimmer addressed board.

Discussion followed.

The Board decided to accept their request to become an official evaluator for FBPE and the next step would be to amend the rules. Staff was asked to place the rule on the next Rules committee agenda.

#2. Email from Mr. J. Mike Weiksner, P.E. – Re: Request for board ruling

Mr. Harris talked about this issue. Mr. Weiksner addressed the board. Discussion followed. Mr. Harris stated that there is not much that the board can do.

#3. Email from Mr. Micali – Re: Volunteer Hours

Mr. Harris talked about this item. Discussion followed. Mr. Harris will respond.

#4. Request from Mr. Steve Lubinski to be placed in Military Status

Ms. Raybon discussed this request. Discussion followed.

Upon motion by Mr. Gonzalez, seconded by Mr. Shrader, to deny the request, the motion passed.

#5. Email from Mr. Richard Fesdjian, P.E – Re: Inspection of Piles for Threshold Buildings

Mr. Fesdjian addressed the board on his item. Discussion followed.

The board told him that there is nothing they can do but he is able to ask for transcript of this meeting and have that as a record of the discussion.

#6. Email from Mr. Peter Shramko, P.E – Re: Condominium Rehab catastrophe and the Self-Serving rules of the FEMC

Mr. Shramko addressed the board on his item. Discussion followed.

No board action was taken.

#7. Letter from FBPE Board Member Pistorino, P.E, S.I. – Re: Potential Claims Against Engineers – Forced Labor Act

Mr. Pistorino talked about his letter. Discussion followed.

P. Public Forum

Q. Community Involvement

R. Old Business

S. Review of Applications – Education and Experience will be done at one time and ratified at the Thursday morning board meeting on April 10, 2025 – in separate meeting 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.

T. Ratification of Actions from Application Review on April 10, 2025

Upon motion by Mr. Albergo, seconded by Mr. Dawson, to approve the ratification list as amended, the motion passed.

U. Informal Hearing on Denial of Application for Licensure as Professional Engineer

#1. Richard Spellerberg

Mr. Spellerberg was present and sworn in prior to addressing the board. Mr. Harris went over the basis of denial. Mr. Spellerberg has a BS in Systems Engineering from US Military Academy. The basis for denial is experience. Mr. Spellerberg lacks 48months of verified experience per the rule.

Mr. Spellerberg addressed the board. Discussion followed.

Upon motion by Mr. Pistorino, seconded by Mr. Albergo, to vacate the notice of intent to deny and approve the application, the motion passed.

V. Board Appearance on Application for Licensure as Professional Engineer

#1. Monte Goucher

Mr. Harris discussed the case. Mr. Harris stated that Mr. Goucher was required to appear and since he did not then the board needed to act on his application.

Upon motion by Mr. Shah, seconded by Mr. Mulock, to deny the application, the motion passed unanimously.

After the vote, Mr. Goucher appeared before the Board prior to the end of the meeting. Mr. Harris discussed the options the board had since they had already acted on this case. Discussion followed.

Upon motion by Ms. Myers, seconded by Mr. Shah, to vacate the earlier motion to deny, the motion passed.

Mr. Goucher addressed the board. Discussion followed.

Upon motion by Ms. Myers, seconded by Mr. Shah, to approve the application of Mr. Goucher, the motion passed.

#2. James Perry

Mr. Perry was present and sworn in prior to addressing the board. Mr. Harris went over the reasons for the board appearance. The basis for board appearance is past criminal history. The board requested a board appearance to discuss his past criminal history.

Mr. Perry addressed the board. Discussion followed.

Upon motion by Mr. Albergo, seconded by Mr. Shah, to approve the application, the motion passed.

W. Review of Application / Determination of Material Facts in Dispute / Convene Informal Hearing

#1. Dylan Richard

This case was moved to the June 2025 board meeting at the applicant's request.

Part III
Disciplinary Hearings
(Thursday, April 10, 2025)

X. Settlement Stipulation

#1. Richter, Mark

P.E. Number: 56196

FEMC Case Number: 2021001498

Probable Cause Panel Date: September 11, 2024

Probable Cause Panel: Matthews, Myers, & Pistorino

Represented by: Jeff Peters, Esq.

Mr. Richter was present with counsel, Mr. Peters. Mr. Richter was sworn in prior to addressing the board. Mr. Rimes outlined the facts of the case. The charges relate to 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 complaint, administrative fine of \$ 7,000.00(\$1,000.00 per count), administrative costs of \$4,175.10, 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, one year probation, successful completion of the board-approved advanced engineering professionalism and ethics course, and successful completion of the board's study guide.

The Settlement Stipulation is an administrative complaint, administrative fine of \$3,500.00, administrative costs of \$4,175.10, 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, one year probation, successful completion of the board-approved advanced engineering professionalism and ethics course, and successful completion of the board's study guide.

Mr. Peters addressed the board. Mr. Richter addressed the board. Discussion followed.

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

Y. New Business

Z. Adjourn



	Name	Application Type	Initial Licensure in Florida:	New form for DBPR Review:	Approved:	Denied:	Board Member Assigned:	Comments:
1	Ames, James	FRSE Application				DA	Albergo/Pistorino	foundation design
2	Campbell, Colin	FRSE Application			DA		Albergo	
3	Cocina, Eduardo	FRSE Application				DA	Albergo/Pistorino	inspections; concrete restroations
4	Esplin, Robert	FRSE Application				DA	Albergo/Pistorino	
5	Rotundo, Roberto	P.E. Special Inspector				DA	Albergo	
6	Goodson, Benjamin	P.E. NCEES Endorsement				CD/JG	Dawson/Gonzalez	Incomplete for over 1yr
7	Makhmalbaf, Mohammad Ha	P.E. NCEES Endorsement				CD/JG	Dawson/Gonzalez	Incomplete for over 1yr
8	Moni, Juan	EI Endorsement				CD/JG	Dawson/Gonzalez	Incomplete for over 1yr
9	Moore, Matthew	EI Endorsement				CD/JG	Dawson/Gonzalez	Incomplete for over 1yr
10	Tremblay, Dany	FRSE Application			JM		Mulock	
11	Tucker, Gregory	FRSE Application			JM		Mulock	
12	Watson, Ronald	FRSE Application			JM		Mulock	
13	Ramirez, Luis	P.E. Special Inspector				YM/DA	Myers/Albergo	design #2 dates happen after field exp. #2 which are the same project
14	Rose, Paul	FRSE Application			YM		Myers	
15	Silva, Jean Paul	FRSE Application			YM		Myers	
16	Subero, Jose	FRSE Application				YM	Myers	project does not qualify
17	Fowler, Lanny	FRSE Application				JP	Pistorino	not significant bldgs; not EOR; 2 story school
18	Johnson, John	FRSE Application				JP	Pistorino	not EOR; 2 story schools; renovations
19	Lauckner, Mark	FRSE Application				JP	Pistorino	Bldg quality control
20	McDaniel, Richard	FRSE Application				JP	Pistorino	Pump stations; masonry bldgs
21	Salameda, Danilo	P.E. NCEES Endorsement	NO	YES	JP		Pistorino	
22	Valbuena, Nestor	P.E. NCEES Endorsement	YES	NO	JP		Pistorino	
23	Fellow, James	FRSE Application			JP		Ramsey/Abergo	
24	Ferguson, Stephen	FRSE Application				DR	Ramsey	parking decks; precast decks
25	Finn, Dana	FRSE Application				DR	Ramsey	3 story homes; repairs
26	Green, James	P.E. NCEES Endorsement	NO	YES	DR		Ramsey	Criminal history. No recommendation.
27	Roque Mesa, Rolando	P.E. Special Inspector				DR/JP	Ramsey/Pistorino	field exp #3 does not qualify
28	Erickson, Owen	P.E. NCEES Endorsement	YES	NO		DR/DA	Ramsey/Albergo	Has NO verified experience.
29	Korshakovsky, Dmitry	P.E. NCEES Endorsement	NO	YES	PS		Shah	
30	Moorefield, Christopher	FRSE Application				PS	Shah	
31	Morales, Alfredo	FRSE Application			PS		Shah	
32	Phillips, Richard	FRSE Application				PS	Shah	