

Florida Engineers Management Corporation

2nd Quarter Report

2014 - 2015



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Section VIII. Deliverables

B1. Performance Standards

B1. Performance Standards
Quarterly Report in Compliance with Rule 61G15-37.001, F.A.C.
Second Quarterly Report of Fiscal Year 2014/2015

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 Second Quarter of Fiscal Year 2014/2015, **27** total new complaints were received of which **20** were complaints against licensees and **7** were complaints against unlicensed individuals or entities. Of the new complaints, **17** licensed complaints were deemed legally sufficient, **3** licensed complaints were deemed legally insufficient, and **0** licensed complaints were undetermined at the end of the Second Quarter point, as it is still within the 30 days of determination and is still in the initial review process. Of the new complaints, **4** unlicensed complaints were deemed legally sufficient, **1** unlicensed complaint was deemed legally insufficient, and **2** unlicensed complaints are undetermined at the end of the Second Quarter point, as they are still within the 30 days of determination and are 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 **21** 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 December 2014 FBPE meeting. As far as FEMC can reasonably ascertain the existence of an employer for Respondent, FEMC now has 100% compliance with that requirement.

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(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 First Quarter of the fiscal year 2014 –2015, 27 cases were identified as being more than one year old; and, of those 27 cases, 10 have been resolved. As a result of aging, there are 5 additional cases that reached year old status during the Second Quarter of Fiscal Year 2014/2015 thus making a total of 22 cases which are more than one year old at the end of the Second Quarter for the 2014/2015 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.

(6) At least 90 days before the end of a licensure cycle, FEMC shall forward a licensure renewal notification to active or inactive licensees at the licensee's last known address of record with FEMC.

FEMC is in 100% compliance with this section.

(7) At least 90 days before the end of a licensure cycle, FEMC shall forward a notice of pending cancellation of licensure to a delinquent status licensee at the licensee's last known address of record with FEMC.

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.

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Type of Application	Applications Received	Applications in compliance	Applications not in compliance with 30 day notice
Engineer Intern	181	181	
Continuing Education Providers	7	7	
Continuing Education Courses	0	0	
Professional Engineer	268	268	
Endorsement	323	323	
Certificate of Authorizations	121	121	

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(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.

Applications Received and in 90 – Day Compliance	
October 2014	
Principles & Practice	231
Engineer Intern/Fundamentals	106
Continuing Education	3
Endorsements	132
Special Inspectors	1
Total	473
November 2014	
Principles & Practice	19
Engineer Intern/Fundamentals	42
Continuing Education	3
Endorsements	96
Special Inspectors	2
Total	162
December 2014	
Principles & Practice	19
Engineer Intern/Fundamentals	61
Continuing Education	4
Endorsements	133
Special Inspectors	0
Total	217
Grand Total for quarter	852

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(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 posed 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 VIII. Deliverables

B2. Priority Referrals Compliance

B2. Priority Referrals

During the second quarter of 2014-2015, there were no priority referrals.

Section VIII. Deliverables

B3a. Complaint Status List

B3a. – Complaints Received in 2nd Quarter of 2014-2015 Fiscal Year and last action taken

No.	Case Number	Complainant Name	Respondent Name	Received Date	Alleged Violation	Last Action Taken	Next Action Recommended
1.	2014042285	REDACTED	REDACTED	10/07/14	Possible violation of FS 471.033(1)(g) and 455.227(1)(a), (m) and Rule 61G15-19.001(4), FAC – Negligence	Sent to Consultant for Review	Receive opinion from Consultant and proceed accordingly
2. UL	2014044654	Jerry Johnson	Welton, Wiley L. Unlicensed	10/23/14	Possible violation of FS 471.031(1)(a), (b) – Practicing engineering without a license or using a name or title tending to indicate that such person holds an active license as an engineer	CLOSED – Cease & Desist Agreement reached – Informal	None
3.	2014045529	Cye Cohen	Forbes, Carlton George P.E. – 20699	10/29/14	Possible violation of FS 471.033(1)(g) and 455.227(1)(a), (m) – Fraud, deceit, negligence, incompetence or misconduct	Closed Witness or evidence unavailable	None
4.	2014045758	REDACTED	REDACTED	10/30/14	Possible violation of FS 471.033(1)(g) and 455.227(1)(a), (m) – Fraud, deceit, negligence, incompetence or misconduct	Under Investigation	Continue Investigation
5.	2014046334	REDACTED	REDACTED	10/31/14	Possible violation of FS 471.033(1)(g) and 455.227(1)(a), (m) – Fraud, deceit, negligence, incompetence or misconduct	Under Investigation	Continue Investigation
6.	2014046926	REDACTED	REDACTED	11/05/14	Possible violation of FS 471.033(1)(g) and 455.227(1)(a), (m) – Fraud, deceit, negligence, incompetence or misconduct	Under Investigation	Continue Investigation
7.	2014046928	REDACTED	REDACTED	11/05/14	Possible violation of FS 471.033(1)(g) and 455.227(1)(a), (m) – Fraud, deceit, negligence, incompetence or misconduct	Under Investigation	Continue Investigation

B3a. – Complaints Received in 2nd Quarter of 2014-2015 Fiscal Year and last action taken

No.	Case Number	Complainant Name	Respondent Name	Received Date	Alleged Violation	Last Action Taken	Next Action Recommended
8.	2014046930	REDACTED	REDACTED	11/05/14	Possible violation of FS 471.033(1)(g) and 455.227(1)(a), (m) – Fraud, deceit, negligence, incompetence or misconduct	Sent to Consultant for Review	Receive Opinion from Consultant and proceed accordingly
9.	2014046931	REDACTED	REDACTED	11/05/14	Possible violation of FS 471.033(1)(g) and 455.227(1)(a), (m) – Fraud, deceit, negligence, incompetence or misconduct	Sent to Consultant for Review	Receive Opinion from Consultant and proceed accordingly
10.	2014046947	REDACTED	REDACTED	11/05/14	Possible violation of FS 471.033(1)(g) and 455.227(1)(a), (m) – Fraud, deceit, negligence, incompetence or misconduct	Sent to Consultant for Review	Receive opinion from Consultant and proceed accordingly
11.	2014046957	REDACTED	REDACTED	11/05/14	Possible violation of FS 471.033(1)(g) and 455.227(1)(a), (m) – Fraud, deceit, negligence, incompetence or misconduct	Under Investigation	Continue Investigation
12.	2014046960	REDACTED	REDACTED	11/05/14	Possible violation of FS 471.033(1)(g) and 455.227(1)(a), (m) – Fraud, deceit, negligence, incompetence or misconduct	Sent to Consultant For Review	Receive Opinion from Consultant and proceed accordingly
13.	2014047544	REDACTED	REDACTED	11/12/14	Possible violation of FS 471.033(1)(g) and 455.227(1)(a), (m) – Fraud, deceit, negligence, incompetence or misconduct	Under Investigation	Continue Investigation
14.	2014049083	REDACTED	REDACTED	11/24/14	Possible violation of FS 471.033(1)(g) and 455.227(1)(a), (m) – Fraud, deceit, negligence, incompetence or misconduct	Under Investigation	Continue Investigation

B3a. – Complaints Received in 2nd Quarter of 2014-2015 Fiscal Year and last action taken

No.	Case Number	Complainant Name	Respondent Name	Received Date	Alleged Violation	Last Action Taken	Next Action Recommended
15. UL	2014049896	Julio Cruz	Alpero General Contractor, Inc.	11/12/14	Possible violation of FS 471.023 and Rule 61G15-19.001(3), FAC – Firm practicing without certificate of authorization	Under Investigation Notice to Cease & Desist Issued	Await return of response to Notice to Cease and Desist
16.	2014049617	REDACTED	REDACTED	11/24/14	Possible violation of FS 471.033(1)(f) and Rule 61G15-19.001(2), FAC – Fraudulent, false, deceptive or misleading advertising	Under Investigation	Continue Investigation
17.	2014049993	REDACTED	REDACTED	12/03/14	Possible violation of FS 471.033(1)(d) and 455.227(1)(c) – Being convicted or found guilty of, or entering a plea of nolo contendere to a crime which relates to the practice or ability to practice	Under Investigation	Continue Investigation
18.	2014050002	REDACTED	REDACTED	12/03/14	Possible violation of FS 471.033(1)(d) and 455.227(1)(c) – Being convicted or found guilty of, or entering a plea of nolo contendere to a crime which relates to the practice or ability to practice	Under Investigation	Continue Investigation
19.	2014050099	REDACTED	REDACTED	12/03/14	Possible violation of FS 471.033(1)(g) and 455.227(1)(a), (m) – Fraud, deceit, negligence, incompetence or misconduct and Possible violation of FS 471.033(1)(j) and Rule 61G15-19.001(6)(j), (q), FAC – Affixing or permitting to be affixed his or her seal, name,	Under Investigation	Continue Investigation

B3a. – Complaints Received in 2nd Quarter of 2014-2015 Fiscal Year and last action taken

No.	Case Number	Complainant Name	Respondent Name	Received Date	Alleged Violation	Last Action Taken	Next Action Recommended
					or digital signature to any documents that were not prepared by him or her or under his or her responsible supervision, direction or control		
20. UL	2014050464	REDACTED	REDACTED	12/04/14	Possible violation of FS 471.031(1)(a), (b) – Practicing engineering without a license or using a name or title tending to indicate that such person holds an active license as an engineer	Initial Review	Investigation
21.	2014050701	Dennis Barton	Lee, Abraham Sinion P.E. – 56359	12/08/14	Possible violation of FS 471.033(1)(f) and Rule 61G15-19.001(2), FAC – Fraudulent, false, deceptive or misleading advertising	Closed – LEGALLY INSUFFICIENT	None
22.	2014051321	REDACTED	REDACTED	12/11/14	Possible violation of FS 471.033(1)(g) and 455.227(1)(a), (m) – Fraud, deceit, negligence, incompetence or misconduct	Initial Review	Investigation
23.	2014051938	REDACTED	REDACTED	12/14/14	Possible violation of FS 471.033(1)(g) and 455.227(1)(a), (m) – Fraud, deceit, negligence, incompetence or misconduct	Initial Review	Investigation
24. UL	2014051876	Anonymous	Criterion Inspection Engineers	12/16/14	Possible violation of FS 471.023, offering engineering services without a Certificate of Authorization.	Under Investigation – Notice to Cease and Desist Issued	Receive response to Notice to Cease and Desist
25. UL	2014051892	FBPE	PB2 Architecture & Engineering	12/02/14	Possible violation of FS 471.023, offering engineering services without a Certificate of Authorization.	Under Investigation – Notice to Cease and Desist Issued	Receive response to Notice to Cease and Desist

B3a. – Complaints Received in 2nd Quarter of 2014-2015 Fiscal Year and last action taken

No.	Case Number	Complainant Name	Respondent Name	Received Date	Alleged Violation	Last Action Taken	Next Action Recommended
26. UL	2015000170	REDACTED	REDACTED	12/19/14	Possible violation of FS 471.023 and Rule 61G15-19.001(3), FAC – Firm practicing without certificate of authorization	Initial Review	Investigation
27. UL	2015000173	REDACTED	REDACTED	12/19/14	Possible violation of FS 471.031(1)(a), (b) – Practicing engineering without a license or using a name or title tending to indicate that such person holds an active license as an engineer	Initial Review	Investigation

Section VIII. Deliverables

B3b. Current FEMC Legally Insufficient Case List

B3b. List of all cases FEMC closed as legally insufficient since last report; i.e., since First Quarterly Report for Fiscal Year 2014/2015:

2014050701

2014051321

2014051938

2014051892

Section VIII. Deliverables

B3c. Final Order Compliance Report

B3c. – A LIST SHOWING THE STATUS OF COMPLIANCE WITH ALL FINAL ORDERS WITH
PENDING PROVISIONS
Compliance / Non-Compliance Report Summary
Second Quarter of 2014/2015 Fiscal Year

This report is a summary of current cases with Final Orders imposing probations, restrictions, and additional penalties along with pending due dates and current statuses and activity.

Anderson, Thomas – Case No: 2009064129 (Final Order Filed with DBPR on 05/13/2011)

- Currently Restricted from Practicing Structural Engineering Until Passing NCCES Civil Engineering Exam with Structural Option.
 - Once he passes and appears before the Board to Lift Restriction, additional terms will be imposed including the following:
 - Probation for 2 years – after restriction is lifted
 - Project reviews at 6 and 18 months – after restriction is lifted
 - Spoke with Subject regarding this exam and he said he is registered for the exam at the October 2014 testing.
- Intermediate Professionalism & Ethics Course due 05/13/2012 – COMPLETED 05/04/2014.
- Costs: \$1,071.25 – PAID: 08/01/2011
- Fine: \$1,000.00 – PAID: 06/20/2011
 - SUBJECT IS IN COMPLIANCE

Banks, Julio – Case No: 2009015308 (Final Order Filed with DBPR on 10/19/2011)

- Costs due = 10/19/2012 – quarterly payments to be made within 1 year of final order date (Note: sent reminder letter that 2nd quarter payment was due 4/19/12).

1 st quarterly payment	\$827.00	01/19/2012	Paid on 01/18/2012
2 nd quarterly payment	\$827.00	04/19/2012	Paid on 08/05/2014
3 rd quarterly payment	\$827.00	07/19/2012	Unpaid
4 th quarterly payment	\$827.00	10/19/2012	Unpaid

- Order on Extension of Time for one year 09/18/2012.
 - 6 Month Project Review due date extended until 03/19/2013.
 - ✓ Subject has made no effort to submit a list of projects for review in spite of claims that he is working.
 - ✓ Subject continues to complain that he has no funds to pay the consultant.
 - Intermediate Professionalism & Ethics Course extended until 02/27/2015.
 - ✓ completed 01/10/2015
- Due to non-compliance, a new complaint is set for 11/12/2013 PCP – 2013042242

Case Number: 2013042242 (Final Order Filed with DBPR on 08/27/2014)

- Subject has until 02/27/2015 to pay remaining fees and costs of Case Number: 2009015308 (\$1,654.00)
- Subject has until 02/27/2015 to submit projects for review and pay Consultant's fee as required in Case Number: 2009015308
- As of 02/27/2014, Subject's Professional Engineer License is suspended if Subject fails to comply with discipline ordered in Case Number: 2009015308
 - SUBJECT IS IN COMPLIANCE WITH CASE #2013042242

Barnett, Winthrop – Case No: 2011055854 (Final Order Filed with DBPR on 04/23/2013)

- Costs; \$1,913.25; Fine; \$3,000.00 due 4/23/2014. PAID: 04/23/2014

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- Advanced P&E due 4/23/2014. – Additional extension of until 01/03/2015.
- Study Guide due 5/23/2013. COMPLETED: 06/15/2013.
- 2 years' probation terminates 4/23/2015
- Restricted from Structural until passes 16 hr. NCEES Structural Exam
- 6 month project review due 10/23/2013. – finished due to a favorable report
 - Subject received favorable report from Consultant and a refund of money so finished with project reviews.
- SUBJECT IS IN COMPLIANCE

Bruseski, Wendy – Case Nos: 2012052732 and 2013028825 (Final Order Filed with DBPR on 04/15/2014)

- Voluntary Relinquishment of Professional Engineering License until further notice and Subject must petition the FBPE when she wants to reactivate her license. Then Subject's discipline will be required
- SUBJECT IS IN COMPLIANCE

Chewning, Roger – Case No: 2013027115 (Final Order Filed with DBPR on 11/04/2014)

- Appearance – COMPLETED: 10/09/2014
- Reprimand
- Costs: \$3,290.00 – DUE: 02/04/2015
- Fine: \$2,000.00 – DUE: 02/04/2014
- Professionalism & Ethics Course – DUE: 11/04/2016
- Study Guide – DUE: 11/04/2016
- Probation ends 11/04/2016
- Projects Reviews
 - 6 month Projects Reviews – DUE: 05/04/2015
 - 18 month Projects Reviews – DUE: 11/04/2016
- SUBJECT IS IN COMPLIANCE

Daugherty, Kristina – Case No: 2010059945 (Final Order Filed with DBPR on 08/17/2011)

- Subject is currently restricted from practicing Structural engineering until completion of Wind Load Design Criteria II, and A General Overview of ASCE-17 Changes to Windload Provisions. An appearance will be required to lift restriction. COMPLETED: 3/20/2013.
- Probation is set to terminate: 08/17/2013.
- Professionalism & Ethics Course. COMPLETED: 08/06/2012
- 6 month project review scheduled for 02/17/2012
- 18 month project review scheduled for 02/17/2013
 - SUBJECT'S LICENSE IS ON INACTIVE STATUS DUE TO HER INABILITY TO COMPLETE HER COMPLIANCE OBLIGATION OF PROJECT REVIEWS

Dominguez, José – Case No: 2012002508 (Final Order Filed with DBPR on 06/25/2013)

- Costs: \$1,000.00 due 7/25/2013 – PAID: 07/25/2013.
- Fines: \$4,665.00 due 7/25/2013 – PAID: 07/25/2013.

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- P&E Course due 6/25/2014. – COMPLETED: 11/17/2013
- Study Guide due 7/25/2013 – COMPLETED: 08/11/2013.
- Probation (2) years – ends 06/25/2015
- Project Review 6/18 months due 12/25/13 and 6/2/2014.
 - 05/10/2014 – Received report on favorable reviews of both projects and a refund of money
- SUBJECT IS IN COMPLIANCE

Denis, Faustin F. – Case No: 2012003998 (Final Order Filed with DBPR on 11/04/2014)

- Appearance – COMPLETED: 10/09/2014
- Reprimand
- Costs: \$380.25 – DUE: 05/04/2015
- Fine: \$1,000.00 – DUE: 05/04/2015
- Professionalism & Ethics Course – DUE: 11/04/2016
- Study Guide – DUE: 11/04/2016
- Probation ends 11/04/2016
- SUBJECT IS IN COMPLIANCE

Ford, Kim – Case No: 2014002899 (Filed with DBPR on 12/10/2014)

- Appearance – COMPLETED: 12/04/2014
- Costs: \$1,600.00 – PAID: 12/10/2014
- Fine: \$500.00 – PAID: 12/10/2014
- Professionalism & Ethics Course – DUE: 12/10/2015
- Study Guide – DUE: 01/10/2015
- Projects Reviews
 - 6 Month Projects Reviews – DUE: 06/10/2015
 - 18 Month Projects Reviews – DUE: 06/10/2015
- SUBJECT IS IN COMPLIANCE

Gaydosh, Stephen – Case No: 2012013872 (Final Order Filed with DBPR on 06/18/2014)

- Costs - \$8,072.97 – DUE: 07/18/2014 – PAID: 07/21/2014
- Fine - \$4,000.00 – DUE; 07/18/2014 – PAID: 07/21/2014
- Engineering Professionalism & Ethics Course – DUE: 06/18/2015
- Study Guide – DUE: 07/18/2014 – COMPLETED: 07/21/2014
- Probation – Two Years, until: 06/18/2016
- Project Reviews: Two
 - 6 months – DEADLINE: 12/18/2014 – received list 12/18/2014
 - 18 months – DEADLINE: 06/18/2015
- SUBJECT IS IN COMPLIANCE

Gildart, David – Case No.: 2012011280 (Final Order Filed with DBPR on 10/14/2013)

- Costs: \$3,255.75 – PAID: 07/02/2014
- Professionalism and Ethics Course – Deadline extended until 04/14/2015
- SUBJECT IS IN COMPLIANCE

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Gonzembach, Rodolfo – Case No: 2011034995 (Final Order Filed with DBPR on 09/18/2012)

- Probation set to end 9/18/2013.
- Fine: \$1,000.00 – PAID IN FULL: 09/30/2014
- Study Guide. COMPLETED: 10/26/2012.
- P&E Course: Extension of time until 10/31/2014 – COMPLETED: 09/22/2014
- ACI Inspector Certification Program: Concrete Construction Special Inspector. – COMPLETED: 08/26/2014
- Respondent is required to have a second appearance before the Board in February 2015.

○ SUBJECT IS IN COMPLIANCE

Hibbard, Thomas – Case No: 2012016508 (Final Order Filed with DBPR on 09/18/2012)

(Related Case No: 2009054465 – 10/20/2011)

- Administrative Complaint in case #: 2009054465 was filed and provided to Subject. Election of Rights was due 06/19/2012, but was never received back.
- Case No.: 2012016508 – Final Order Issued 09/18/2012.
 - Costs under this Order: \$107.25 – due: 10/18/2012
 - Must pay fines and costs from case #: 2009054465.
 - ✓ Costs: \$4,930.97. Due immediately.
 - ✓ Fine: \$1,000.00. Due immediately.
 - Project Reviews (6 & 18 months) to be completed ASAP.
- Subject's license is suspended until he complies with the Final Order #: 2009054465

APPEAL IS FINISHED – THE DCA AFFIRMED THE FINAL ORDER

- The Second DCA Affirmed the FBPE's Final Order suspending Mr. Hibbard's license and the assessment of a fine and costs to Mr. Hibbard.
- On August 27, 2013, Mr. Rimes sent a letter attaching a Settlement Stipulation for Mr. Hibbard to sign to relinquish his license permanently and not be required to pay the fine and costs.
 - There have been attempts to contact Subject regarding the offer made on 08/27/2013, with no response from Subject.
 - 07/02/2014 – contacted Subject via e-mail and asked him to contact me about his PE License and his options.
- Subject's PE License status shows "delinquent, active" on the public portal rather than suspended, which it should show. Unfortunately, the VERSA system does not allow for a license to show a status of both delinquent and suspended on the public portal at the same time. In order to see that the license is suspended, the "view License Complaint" link must be accessed; to see that the PE License is "Suspended". If the Subject does not renew his PE License by February 28, 2015, his PE License will be null and void. We will then need to send his case to DBPR for collection actions of the outstanding money he owes.

○ SUBJECT IS NOT IN COMPLIANCE

B3c. – A LIST SHOWING THE STATUS OF COMPLIANCE WITH ALL FINAL ORDERS WITH
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James, Jacqueline – Case No: 2011048483 (Final Order Filed with DBPR on 06/25/2013)

- Fine: \$1,000.00. PAID: 10/06/2013.
- Costs: \$2,390.00. PAID: 10/06/2013.
- P&E Course – completed: 6/20/2014.
- Study Guide. COMPLETED: 12/05/2013
- Project review 6 & 18 Months due 12/25/2013:6/25/2015.
 - Subject sent plans to FEMC Consultant, Roger Jeffery, for 2 projects. One project was determined sufficient, the second project was determined insufficient.
 - SUBJECT IS NOT IN COMPLIANCE
- Case No: 2014039414 was opened for failure to comply with Final Order in Case No.: 2011048483; and this case is going before the PCP in January 2015.

Maslan, Stephen – Case No: 2013026181 (Final Order Filed with DBPR on 04/29/2014)

- Costs: \$1,126.50. PAID: 12/18/2013
- Study Guide: COMPLETED: 05/01/2014
- Basic P&E Course: COMPLETED: 06/18/2014.
- Project Reviews:
 - 6 months: DUE: 10/29/2014 – Received List and Payment in November and December 2014. – List is with FEMC Consultant.
 - 18 months: DUE: 10/29/2014
- 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.
 - SUBJECT IS IN COMPLIANCE

Mitchell, Stephen – Case No: 2013026181 – Final Order Date to reinstate licensure 3/7/2014

- Fine of \$2,000.00 due within 6 months of final order: 09/07/2014 (to be paid in installments)
 - \$500.00 – 4/07/2014 – PAID: 04/07/2014
 - \$300.00 – 5/07/2014 – PAID: 05/12/2014
 - \$300.00 – 6/07/2014 – PAID: 06/07/2014
 - \$300.00 – 7/07/2014 – PAID: 11/28/2014
 - \$300.00 – 8/07/2014 – PAID: 12/29/2014
 - \$300.00 – 9/07/2014 – PAID: _____
- STUDY GUIDE COMPLETED 09/24/2013
- Project Reviews – two required
 - First one completion in 12 Months: 03/07/2015
 - Second one completion in 24 Months: 03/07/2016
- Engineering Professionalism & Ethics Course successful completion: 03/07/2015
- Probation Ends (if discipline is adhered to and successfully completed): 03/07/2016
 - SUBJECT IS IN COMPLIANCE

B3c. – A LIST SHOWING THE STATUS OF COMPLIANCE WITH ALL FINAL ORDERS WITH
PENDING PROVISIONS
Compliance / Non-Compliance Report Summary
Second Quarter of 2014/2015 Fiscal Year

This report is a summary of current cases with Final Orders imposing probations, restrictions, and additional penalties along with pending due dates and current statuses and activity.

Mosby, Randall – Case No: 2011-028047 *Order on Reinstatement* (“*Order*”) filed on September 13, 2013 (*Amended Order on Reinstatement Filed* – due to scrivener’s error – with DBPR on 05/09/2014).

- License Reinstated as of August 15, 2013.
- License on Probation for two (2) years – 09/13/2015.
- Three (3) Project Reviews: At 3 months, 6 months, and 18 months, with the ability for early termination if both the 3 month and 6 month project reviews are favorable.
 - W. Keith McCully, P.E. to do the first project review at 3 months;
 - Subject received a favorable report from McCully
 - Board Consultant to do the 6 and 18 months reports.
 - Subject has been given an extension of time until 07/15/2014 to submit a new list of all completed projects for Consultant to review for the 6 month project review – Submitted 07/14/2014.
 - FEMC Consultant, Roger Jeffery, reviewed 2 projects for the 6 month project review, and on 09/20/ 2014 reported that both projects received favorable reviews.
- W. Keith McCulley, P.E. will submit quarterly reports to the Board on Respondent’s well-being and his ability to practice and conduct his engineering business.
 - Mr. McCully has submitted 5 of these reviews – all favorable – and is current.
- Subject shall participate in the Freedom Journey Program with Faith Farm Ministries, which shall submit quarterly reports to the FBPE on Subject’s rehabilitative progress; and, further, shall immediately inform the FBPE of any issues that may arise with Subject’s treatment.
 - Pastor Ball has submitted 5 of these reviews – 4 were favorable and 1 is undetermined – and is current.

○ SUBJECT IS IN COMPLIANCE

Powell, Johnathan C. – Case No: 2014014129 (Final Order Filed with DBPR on 12/10/2014)

- Appearance – COMPLETED: 12/04/2014
- Cost: \$445.00 – DUE: 02/09/2015
 - SUBJECT IS IN COMPLIANCE

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Second Quarter of 2014/2015 Fiscal Year

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Seckinger, Peter – Case No: 2014004355 (Final Order Filed with DBPR on 10/15/2014)

- Appearance – COMPLETED: 10/09/2014
- Reprimand
- Costs: \$473.98 – PAID: 10/09/2014
- Fine: \$1,000.00 – PAID: 10/09/2014
- Probation: Deadline: 10/15/2016

SUBJECT IS IN COMPLIANCE

Stitgen, Douglas – Case No: 2009050310 (Final Order Filed with DBPR on 02/29/2012)

- Professionalism & Ethics Course. COMPLETED: 04/03/2013.
 - Costs \$1,073.00. PAID: 03/18/2012.
 - Fine: \$1,000.00. PAID: 03/28/2012.
 - Study Guide. COMPLETED: 03/21/2013.
- 6 month project review set for 7/29/2012.
 - Consultant reviewing Projects died; and the Projects he was reviewing were sent to another FEMC Consultant along with all of the original Consultant's notes and that Consultant is still reviewing the Projects.
- 18 month project review set for 7/29/2013
- Probation ends 02/29/2014.

○ SUBJECT IS IN COMPLIANCE

Tajmir-Davis & Associates Engineering, Inc. – Case No: 2013049674 (Final Order Filed with DBPR on 10/15/2014)

- Appearance – COMPLETED: 10/09/2014
- Reprimand
- Costs: \$370.50 – DUE: 04/15/2015
- Fine: \$5,000.00 – DUE: 04/15/2015
- Probation ends 10/15/2016

○ SUBJECT IS IN COMPLIANCE

Turzak, Oliver – Case No: 2011032162 (Final Ordered Filed with DBPR on 06/24/2014)

- Subject's Professional Engineer license is SUSPENDED for one year – 06/24/2015.
- Probation for 2 years to begin after suspension is fulfilled: 06/24/2017.
- Costs \$7,162.32 – DUE: 06/24/2017
- Fine \$2,000.00 – Deadline extended until: 02/27/2015.
- Study Guide – DUE: 07/24/2014 – Overdue.
- Probation for 2 years until: 06/24/2017.

○ SUBJECT IS NOT IN COMPLIANCE

B3c. – A LIST SHOWING THE STATUS OF COMPLIANCE WITH ALL FINAL ORDERS WITH
PENDING PROVISIONS
Compliance / Non-Compliance Report Summary
Second Quarter of 2014/2015 Fiscal Year

This report is a summary of current cases with Final Orders imposing probations, restrictions, and additional penalties along with pending due dates and current statuses and activity.

Williams, Alan and ABW Engineering, Inc. – Case Nos: 2013019830 and 2013019832 (Final Order Filed with DBPR on 11/04/2014)

- Appearance – 10/09/2014
- Reprimand
- Costs: \$2,292.15 – DUE: 11/04/2016
- Fine: \$5,000.00 – DUE: 11/04/2016
- SUBJECT IS IN COMPLIANCE

Wilson, Lawrence – Case No: 2013011573 (Final Order Filed with DBPR on 02/18/2014)

- Costs \$1,387.00. PAID: 02/13/2014.
- Fine \$1,000.00. PAID: 02/13/2014.
- Study Guide COMPLETED 03/12/2014.
- P&E Course – due to be completed by 02/18/2015.
- 6 Month Project Review list due here: 08/18/2014 new deadline: 02/18/2015
 - 07/05/2014 - Telephone conference with Subject wherein he requested from both Mr. Rimes and F/O compliance coordinator to have the 6 months extension of time in which to complete his first projects review due to his illness and, consequently, lack of work Mr. Rimes agreed but asked Subject to send his request in writing.
- 18 Month Project Review list due here: 02/18/2015 – unless has a favorable report for the 6 month Project Review
- THIS SUBJECT IS IN COMPLIANCE

Zaleski, James – Case No: 2013000391 (Final Order Filed with DBPR on 04/15/2014)

- Costs \$159.00. PAID: 05/05/2014.
- Fine \$1,000.00. PAID: 05/05/2014.
- Study Guide. COMPLETED 04/17/2014.
- Advanced P&E Course – DUE: by 05/15/2015.
- THIS SUBJECT IS IN COMPLIANCE

Section VIII. Deliverables

*B3d. Unlicensed Activity Case List for
Multiple DBPR License Owners*

**B3d. Unlicensed Cases from October 1, 2014 through December 31, 2014
in which subjects hold other DBPR licenses**

During the quarter from 10/1/14 – 12/31/14, FEMC received 7 cases alleging unlicensed activity. Of those 7 cases, 2 held another DBPR licenses.

The Subject in Complaint #2014049896 holds CGC1510221 and CCC1328188.

The Subject in Complaint #2014050464 holds Registered Elevator Company #547.

Section VIII. 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.

FEMC was not in compliance with several provisions relating to the safeguarding of confidential data and information as provided in Section VI of the contract in the 1st Quarter of 2014-2015. FEMC has been in contact with the contract monitor and the Department in regards to this matter and steps have been taken to correct this. The corrective action plan supplied in the 1st Quarter Report of 2014-2015 under section B6 but in the 2nd Quarter, contract monitor required more details the steps that FEMC had taken or planned to take.

Section VIII. 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 Second Quarter of Fiscal Year 2014/2015 in which FEMC has not been the prevailing party; as such, no attorney fees have been awarded.

Section VIII. Deliverables

B6. Corrective Action Plan

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

Follow Up to Corrective Action Plan for violation of confidential data and information:

1. DBPR Question: In FEMC's response #2, you state " Finally, by September 12, 2014, any data/documents cached on Google will have been removed or will have been requested to be removed. Screen images of search results will be forwarded to the Department to verify completion of the tasks". The Department has not received verification of screen images of search results, such as Archive.org and Google.

FEMC Response: FEMC attached is a report from Halostrobe, FEMC's website consultant, outlining the process they took for cache removal from the FBPE website. The report details the removal of cached data/documents and includes screenshots showing that a search of data/documents results in no data found.

2. As of September 17, 2014, documentation containing confidential information was still accessible via direct links on the Internet. The Department was able to pull documentation up from 2010 and view the file structure for previous years. This is an indication that the documentation is still on the FEMC servers and could pose a security risk if the server was compromised. It does appear however that all documentation has been removed from 2011 forward. How will FEMC address this problem?

FEMC Response: It is our understanding that subsequent searches by DBPR have resulted in no available documents. A search by FEMC staff resulted in no active links or data/documents as well. It was also brought to FEMC's attention that board materials from the recent October meeting contained confidential information prompting a decision by FEMC to only post agendas and minutes, not full meeting books, in the future.

3. DBPR Question: Does FEMC have onsite technical support or is it outsourced? If FEMC's server support is outsourced, please the Department with the provider's information. The Department's Division of Technology is willing to assist FEMC in any way it can to remediate this issue.

FEMC Response: The FBPE website is maintained and hosted by Halostrobe, 1935 Stone Road, Unit 501, Tallahassee, FL 32303, (850) 300-0080. A copy of the FEMC contract with Halostrobe is attached.

4. DBPR's Question: In the Department's August 25, 2014 letter, FEMC was instructed to notify each affected individual and provide proof of the same to the Department. On September 11th you advised me via telephone that the notices had already been mailed to the affected individuals.

Please provide the Department with actual proof, i.e., certified mail receipts, that the affected individuals were contacted.

FEMC's Response: FEMC sent letters to the affected individuals via regular postal service, not certified mail. FEMC attached the first pages of the merged letter to each affected individual, as well as the second page of such letters and a copy of all returned envelopes that were undeliverable due to a change of address to the original letter.

5. DBPR's Question: Has FEMC been contacted by any individuals affected by the release of confidential data or information? If so, please provide the Department with the number of people that have contacted FEMC since the notices were sent.

FEMC's Response: FEMC has been contacted by three people. A summary of those phone calls was attached to the original letter.

6. DBPR's Question: In FEMC's letter to the affected individuals there is an indication that FEMC posted additional backup materials to its website for board meetings. This additional information contained the confidential information. In FEMC's response to the Department, there is an indication that all materials are transmitted to the board members in a secure fashion. How does FEMC ensure it will not include any confidential information in non-internally searchable Adobe scanned documents?

FEMC's Response: Materials and documents are transmitted to Board members through Board Effect on iPads issued by FEMC. You must have a password to login and once a meeting is concluded, the materials are archived.

7. DBPR's Question: In the Department's August 25th letter, FEMC was instructed to "provide public records training annually for all its employees to ensure compliance with Florida's public records requirements and Federal privacy laws. Prior to the public records training, all material was supposed to be presented to the department for review". In your response you identified Wendy Anderson, Rebecca Sammons and Shannon McCoy as the only employees who needed public records training. Earlier this week, you provided their certificates of training as proof. The Department however wants all employees to attend public records training to understand the importance of public records laws and the statutory exemptions for confidential/exempt information. The Department still wants to review the training material prior to any future training, as well as the training material for the employees already trained last week. Lastly, please advise how the training of staff will be monitored in the future.

FEMC's Response: FEMC is in the process of contacting the Florida First Amendment Foundation to schedule training for all FEMC employees. Once approved by the FEMC contract Monitor, training will take place for all FEMC employees at the earliest possible time.

On December 16, 2014, FEMC President Zana Raybon sent a follow-up letter to the contract monitor to confirm that all items in the Corrective Action Plan had been completed to the satisfaction of DBPR after a meeting on October 10, 2014 with several representatives of DBPR and FEMC to talk about said Corrective Action Plan.

Below are the points from the letter:

As you may recall, during the meeting on October 10, 2014, Mr. John Rimes explained that FEMC is required to produce all investigative records pursuant to any public records request after the case ceases to be active and cited the statutory authority for this requirement. At that time, Mr. Rimes also cited case law that reinforces FEMC's mandate to produce records not required by other Boards. It was our understanding that DBPR's legal counsel would follow up on this matter and get back with us. Although we have not heard from you in this regard, we suppose that Mr. Rimes' explanation was satisfactory. If not or if you have any additional questions about this issue, please feel free to contact Mr. Rimes or myself.

The other items addressed in our letter, which we believe to be completed are:

1. Copy of screen images and a detailed report from our website consultant were provided to you showing the steps taken to remove the cached data/documents. It is FEMC's belief that this completes this item.
2. Your letter stated that DBPR could access files from 2010. During our meeting, DBPR staff stated that they could not find those links at this time but FEMC was made aware that recent board meeting materials contained confidential materials. It was decided at the meeting that FEMC will only post the agenda, minutes and board correspondence and will no longer post the information about licensure and disciplinary cases. This has been implemented. It is FEMC's belief that this completes this item.
3. Upon your request, FEMC provided a copy of the contract with our website vendor along with the response letter dated October 13, 2014.
4. You request proof that the affected individuals were contacted. At the October 10 meeting, it was confirmed that FEMC did not send the notification letter via certified mail because we had not been instructed to do so. However, FEMC did confirm that copies of the individual letters could be provided. It was agreed that copies would suffice and FEMC provided you with copies of the notification letter, along with the response letter of October 13. It is FEMC's belief that this completes this item.

5. When asked whether FEMC had been contacted by any of the individuals affected by the release of confidential data, FEMC provided a summary of calls that we had received to date regarding the release of confidential data. It is FEMC's belief that this completes this item.

6. FEMC was asked how it will ensure that confidential data transmitted to our board members will not be released in non-internally, searchable Adobe-scanned documents. As stated in the October 10th meeting, our board members use iPads and a software program that is password protected. The meeting materials are archived once the meeting is concluded. It is FEMC's belief that this completes this item.

7. AS instructed, FEMC contracted with the First Amendment Foundation to conduct Public Records Training for all staff and a copy of the training materials were provided to you prior to FEMC conducting the training. Attached are the certificates for all staff. It is FEMC's belief that this completes this item.

Section VIII. Deliverables

B7. Expenditures and Cash Balance Report

FLORIDA ENGINEERS MANAGEMENT CORP
DECEMBER 31, 2014

The carrying amount of FEMC's cash deposits was \$263,577.28 and the bank balance was \$266,396.51

FLORIDA ENGINEERS MANAGEMENT CORP
CUMULATIVE DISBURSEMENTS
DECEMBER 31, 2014

Accrual Basis

Unaudited

DISBURSEMENTS	Approved Budget 07/01/14-06/30/15	Preliminary Report of Expenses July-14	Preliminary Report of Expenses August-14	Preliminary Report of Expenses September-14	Preliminary Report of Expenses October-14	Preliminary Report of Expenses November-14	Preliminary Report of Expenses December-14	Preliminary Report of Expenses YTD Total
FBPE Grants and Aid								
Salary & Expenses	\$ 1,434,364.00	\$ 112,419.78	\$ 65,125.86	\$ 74,110.36	\$ 132,930.21	\$ 72,907.56	\$ 93,370.20	\$ 550,863.97
Other Personnel Services(OPS)	\$ 10,000.00	\$ -	\$ -		\$ 1,048.00	\$ 851.50		\$ 1,899.50
Consultants								
Prosecution/Enforcement	\$ 146,000.00	\$ 4,701.84	\$ 4,201.34	\$ 13,976.19	\$ 13,751.65	\$ 8,125.00	\$ 20,795.05	\$ 65,551.07
Court Reporters	\$ 5,000.00	\$ 240.00	\$ 532.40	\$ 240.00	\$ 390.00	\$ 160.00	\$ 160.00	\$ 1,722.40
Computer Consultants	\$ 65,000.00	\$ 4,634.73	\$ 4,100.95	\$ 4,024.70	\$ 29,153.58	\$ 2,768.67	\$ 3,170.18	\$ 47,852.81
Human Resource Consultants	\$ 1,000.00	\$ -	\$ 500.00		\$ 500.00	\$ 780.00	\$ 500.00	\$ 2,280.00
Accounting Services	\$ 30,000.00	\$ -	\$ 16,142.00		\$ 15,710.00			\$ 31,852.00
FEMC General Counsel	\$ 10,000.00	\$ -	\$ -		\$ 450.00			\$ 450.00
Contract Monitor	\$ 19,200.00	\$ -	\$ -					\$ -
Employment/Training	\$ 10,000.00	\$ 295.45	\$ 50.00	\$ 927.00	\$ 1,148.14	\$ 414.00	\$ 2,027.89	\$ 4,862.48
Publications	\$ 6,000.00	\$ (237.57)	\$ 227.30	\$ 660.37	\$ 1,061.69	\$ 1,727.83	\$ 1,169.58	\$ 4,609.20
Insurance								
Directors & Officers	\$ 6,000.00	\$ 5,169.31	\$ -					\$ 5,169.31
Commercial Liability	\$ 5,300.00	\$ 4,385.18	\$ -					\$ 4,385.18
Professional Liability	\$ 9,310.00	\$ 7,867.66	\$ -					\$ 7,867.66
Fidelity	\$ -	\$ 110.93	\$ -		\$ 109.50			\$ 220.43
Workers Compensation	\$ 2,500.00	\$ 1,232.50	\$ -					\$ 1,232.50
Public Information	\$ 8,000.00	\$ 9,898.23	\$ -			\$ 27.25		\$ 9,925.48
Board Member Honorarium	\$ 10,000.00	\$ 800.00	\$ 1,100.00	\$ 150.00	\$ 1,200.00	\$ 400.00	\$ 900.00	\$ 4,550.00
Furniture and Equipment *	\$ 1,000.00	\$ -	\$ -					\$ -
Computers and Software *	\$ -	\$ 4,625.00	\$ -					\$ 4,625.00
Study Guide	\$ 1,000.00	\$ -	\$ -	\$ 600.00				\$ 600.00
Copying & Printing	\$ 15,000.00	\$ 244.02	\$ 1,086.64	1657.71	\$ 944.64	\$ 1,934.26	\$ 1,021.41	\$ 6,888.68
Office Supplies	\$ 20,000.00	\$ 9,596.62	\$ 1,375.25	\$ (2.21)	\$ 1,051.42	\$ 793.82	\$ 2,529.63	\$ 15,344.53
Leased Equipment & Repair	\$ 28,500.00	\$ 2,618.33	\$ 2,749.50	\$ 1,745.50	\$ 2,663.00	\$ 1,889.00	\$ -	\$ 11,665.33
Postage	\$ 10,000.00	\$ 19.99	\$ -		\$ 33.82	\$ 19.99	\$ 2,737.92	\$ 2,811.72
Office Space								\$ -
Lease Payment	\$ 116,751.00	\$ 19,596.20	\$ 9,798.10	\$ 10,084.55	\$ 9,798.10	\$ -	\$ 10,371.00	\$ 59,647.95
Utilities	\$ -	\$ -	\$ -					\$ -
Janitorial	\$ 900.00	\$ 50.00	\$ 105.00	\$ 125.00	\$ -	\$ 700.00	\$ 50.00	\$ 1,030.00
Pest Control	\$ 300.00	\$ -	\$ 75.00			\$ 75.00		\$ 150.00
Security Monitoring	\$ 4,500.00	\$ 845.14	\$ -	\$ 387.57	\$ 387.57	\$ 775.14	\$ -	\$ 2,395.42
Moving Expenses	\$ -	\$ -	\$ -					\$ -
Leasehold Improvements *	\$ 1,000.00	\$ -	\$ -					\$ -
Telephone								
Local Line Charge	\$ 7,500.00	\$ 451.48	713.49	\$ 711.46		\$ 1,423.33	\$ 713.26	\$ 4,013.02
Long Distance	\$ 1,800.00	\$ 89.77	\$ 182.10	\$ 153.36		\$ 325.22	\$ 115.73	\$ 866.18
Internet Access Charges	\$ 1,800.00	\$ 42.21	\$ 199.93	\$ 382.85	\$ 292.89	\$ 292.89	\$ 307.39	\$ 1,518.16
Conference Calls	\$ 300.00	\$ 86.57	\$ 107.82	\$ 89.06	\$ 97.68	\$ 181.19	\$ 35.44	\$ 597.76
Training - Board Members	\$ 750.00	\$ -						\$ -
Travel								
Board/Committee Meetings	\$ 65,000.00	\$ 1,933.75	\$ 10,589.87	\$ 906.64	\$ 11,553.54	\$ 3,350.03	\$ 4,100.33	\$ 32,434.16
Investigation/Prosecution	\$ 5,000.00	\$ -	\$ -			\$ 73.47		\$ 73.47
NCEES Travel	\$ 12,000.00	\$ 2,076.00	\$ 1,035.80	\$ 4,880.72				\$ 7,992.52
General Travel	\$ 2,000.00	\$ -	\$ 70.31	\$ 230.96		\$ 149.40	\$ (39.75)	\$ 410.92
Employee Training Travel	\$ 12,000.00	\$ 681.94	\$ 189.00	\$ 2,147.82	\$ 2,329.30	\$ 32.25	\$ 99.12	\$ 5,479.43
Public Information Travel	\$ 10,000.00	\$ 114.00	\$ 413.40	\$ 749.56	\$ 105.55	\$ 1,605.06		\$ 2,987.57
NCEES Dues	\$ 6,500.00	\$ -	\$ -					\$ -
Memberships/Registrations	\$ 4,000.00	\$ 3,550.00	\$ -	\$ 3,243.00		\$ 217.00	\$ 786.00	\$ 7,796.00
Renewal Activites								
Printing Renewal Notices	\$ 5,600.00	\$ -	\$ -		\$ 5,209.00			\$ 5,209.00
Mailing Renewal Notices	\$ 20,000.00	\$ -	\$ -		\$ 11,821.22			\$ 11,821.22
Mailing Licenses/ID Cards	\$ 10,000.00	\$ -	\$ -					\$ -
Renewal OPS	\$ 25,000.00	\$ -	\$ -					\$ -
Renewal Supplies	\$ 5,000.00	\$ 7,147.28	\$ -					\$ 7,147.28
Legal Settlements	\$ -							\$ -
FEMC Budget Total	\$ 2,170,875.00	\$ 205,286.34	\$ 120,671.06	\$ 122,182.17	\$ 243,740.50	\$ 101,998.86	\$ 144,920.38	\$ 938,799.31

Section VIII. Deliverables

B8. Long Range Estimates of Revenue

B8. Long Range Estimates of Revenue

This was provided in the 2014-2015 1st Quarter Report as required by the contract.

Section VIII. Deliverables

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

Total Renewals to date: (from 7/1/14)

6687 Professional Engineers
696 Certificate of Authorizations

Applications:

Received:	1272
Approved:	435
Denied:	34

Licenses Issued:	6096 PE 724 CA
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Average time (days) to Process Applications:	57.33
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Scheduled Candidates for October 2014 Exam

Principles and Practice:	
Scheduled:	456
Passed:	365
Failed:	136
No Show:	34

Fundamentals of Engineering**:	
Passed:	257
Failed:	120

** 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. 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).

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.

Quarterly Statistics:*

<u>Number of Complaints Received in 2nd Quarter of 2014 / 2015:</u>	27
<u>Activity on Licensed Complaints received in 1st Quarter of 2014 / 2015:</u>	
Number of Licensed Activity Complaints.....	20
Number of Complaints Deemed Legally Sufficient:.....	17
Number of Complaints Deemed Legally Insufficient:.....	3
Number of Complaints Still within 30 days of determination	0
<u>Activity on Unlicensed Complaints received in 2nd Quarter of 2014 / 2015:</u>	
Number of Unlicensed Activity Complaints:	7
Number of Legally Sufficient Activity Cases:.....	4
Number of Legally Insufficient Activity Cases:	1
Number of Complaints Still within 30 days of determination	2
<u>Activity on all Licensed Complaints worked on in the 2nd Quarter of 2014 / 2015:</u>	
Number of all Licensed Complaints worked on	97
Number Dismissed by Probable Cause:	8
Number Determined to Have Probable Cause and Administrative Complaint filed:	5
<u>Disciplinary Actions Taken on all pending Licensed cases by FBPE during 2nd Quarter of 2014 / 2015:</u>	
Number of Final Orders Filed per Settlement Stipulation:.....	6
Number of Early Termination Orders due to completion of compliance obligations	0
Number of Reinstatement of PE License due to completion of compliance obligations	0
Certificates of Authorization Citations Issued:.....	0
Number of Cases heard at DOAH	0
Number of Recommended Orders Entered:.....	0
Number of Final Orders adopting Recommended Order.....	0
Informal Hearings:.....	1
Defaults:.....	2
Attorney Fees:.....	1
<u>Disciplinary Actions Taken on all pending Unlicensed cases by FEMC during 2nd Quarter of 2014 / 2015:</u>	
Number of all Unlicensed Cases worked on.....	15
Cease & Desist Agreements reached and resolved:	6
Notice to Cease and Desist Issued.....	8
Number referred to another agency.....	0
Number still under investigation	5
Number with Monitoring Completed.....	0
Certificates of Authorization Citations Issued:	0
Cease & Desist with Administrative Complaints:.....	0
Final Orders Issued and filed with DBPR:.....	0

Section XII Quarterly Compliance Report:

FEMC shall provide a quarterly report to the Department of Business and Professional Regulation (“DBPR”) along with the report required in Section VIII, Expenditures, of this Agreement, which shall include the following:

A list and status of all complaints made during this agreement, a/k/a this Second Quarter of 2014 – 2015 (open and closed, licensed and unlicensed). Please See Tab “B3.”

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.

Disciplinary Process
Report for Second Quarter of 2014/2015 Fiscal Year

Licensed & Unlicensed Activity:

Number of Complaints Received: 27				
2014042285	2014046928	2014047544	2014050099	2014051892
2014044654	2014046930	2014049083	2014050464	2015000170
2014045529	2014046931	2014049896	2014050701	2015000173
2014045758	2014046947	2014049617	2014051321	
2014046334	2014046957	2014049993	2014051938	
2014046926	2014046960	2014050002	2014051876	

Licensed Activity

Number of Licensed Complaints Received: 20	Number of Licensed Complaints Deemed Legally Sufficient: 17	Number of Licensed Complaints Deemed Legally Insufficient: 3	Number of Licensed Complaints still within 30 day determination timeframe: 0
2014042285	2014042285	2014050701	
2014045529	2014045529	2014051321	
2014045758	2014045758	2014051938	
2014046334	2014046334		
2014046926	2014046926		
2014046928	2014046928		
2014046930	2014046930		
2014046931	2014046931		
2014046947	2014046947		
2014046957	2014046957		
2014046960	2014046960		
2014047544	2014047544		
2014049083	2014049083		
2014049617	2014049617		
2014049993	2014049993		
2014050002	2014050002		
2014050099	2014050099		
2014050701			
2014051321			
2014051938			

Unlicensed Activity:

Number of Unlicensed Complaints Received: 7	Number of Unlicensed Complaints Deemed Legally Sufficient: 4	Number of Unlicensed Complaints Deemed Legally Insufficient: 1	Number of Unlicensed Complaints still within 30 day determination time frame: 2
2014044654	2014044654	2014051892	2015000170
2014049896	2014049896		2014050464
2014050464	2014051876		
2014051876	2015000173		
2014051892			
2015000170			
2015000173			

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.