

Florida Engineers Management Corp.

# 1st Quarter Report

## 2017-2018



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#### First Quarter 2017-2018

#### Section VII Deliverables, B. Quarterly Reports – Requirements of Contract for Quarterly Report

- B1. The status of the performance standards adopted by Rule 61G15-37.001, Florida Administrative Code.
- B2. Compliance with priority referrals from the Contract Manager, per Section III, Contract Manager, of the Agreement, Attachment I, Scope of Work.
- B3. Information related to disciplinary actions.
  - a. A list and status of all complaints made during this agreement (open and closed, licensed and unlicensed). Status information should include:
    - The name of the complainant;
    - The name and license number of subject;
    - The date of the complaint;
    - The alleged violation;
    - The last action taken; and
    - The next appropriate action recommended.
  - b. A list of all cases FEMC closed as legally insufficient since the last report;
  - c. A list showing the status of compliance with all final orders with pending provisions;
  - d. A list of cases where the alleged violation is for unlicensed activity and the subject also holds a license with another profession within the department.
- B4. Information regarding the failure of FEMC to comply with any provisions of the contract.
- B5. A list of all legal cases where FEMC has not been the prevailing party. The list must include copies of final orders and specify cases where attorney fees have been awarded.
- B6. Corrective Plan as required by Section V(G) of the contract.
- B7. A detailed report of expenditures and cash balance.
- B8. Long Range Estimates of Revenue.

B9. Detailed information for the last quarter as required by contract:

- The number of license renewals;
- The number of license applications received;
- The number of licenses approved;
- The number of licenses denied;
- The number of licenses issued;
- The average time required to issue a license;
- The number of examinations administered;
- The number of applicants who passed the examination;
- The number of applicants who failed the examination;
- The number of complaints received;
- The number of complaints determined to be legally sufficient;
- The number of complaints dismissed;
- The number of complaints determined to have probable cause;
- The number of administrative complaints issued along with the status of the complaint; and
- The number and nature of disciplinary actions taken by the FBPE.

## **Section VII. Deliverables**

### *B1. Performance Standards*

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 First Quarter of Fiscal Year 2017 / 2018, 52 total new complaints were received of which 40 were complaints against licensees and 12 were complaints against unlicensed individuals or entities. Of the new licensed complaints, 34 were deemed legally sufficient, 2 were deemed legally insufficient, and 4 were undetermined at the end of the First Quarter, as they were still within the 30 days of determination and were still in the initial review process. Of the new unlicensed complaints, 11 were deemed legally sufficient, 1 were deemed legally insufficient, and 0 were undetermined at the end of the Fourth Quarter, due to being within the 30 days of determination and 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 45 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 August 2017 FBPE meeting. As far as FEMC can reasonably ascertain the existence of an employer for Respondent, FEMC now has 100% compliance with that requirement.*

- (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 4th Quarter of the fiscal year 2016 –2017, 24 cases were identified as being more than one year old; and, of those 24 cases, 14 have been resolved. As a result of aging, there are 5 additional cases that reached year old status during the First Quarter of Fiscal*

*Year 2017 / 2018 thus making a total of 15 cases which were more than one year old at the end of the First Quarter for the 2017 / 2018 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.

Type of Application	Applications Received	Applications in compliance	Applications not in compliance with 30 day notice
Engineer Intern	375	375	
Continuing Education Providers	11	11	
Continuing Education Courses	2	2	
Professional Engineer	46	46	
Endorsement	405	405	
Certificate of Authorizations	169	169	

(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	
<b>July 2017</b>	
Principles & Practice	13
Engineer Intern/Fundamentals	51
Continuing Education	4
Endorsements	246
Special Inspectors	1
<b>Total</b>	<b>315</b>
<b>August 2017</b>	
Principles & Practice	13
Engineer Intern/Fundamentals	39
Continuing Education	3
Endorsements	208
Special Inspectors	0
<b>Total</b>	<b>263</b>
<b>September 2017</b>	
Principles & Practice	45
Engineer Intern/Fundamentals	52
Continuing Education	5
Endorsements	192
Special Inspectors	1
<b>Total</b>	<b>295</b>
<b>Grand Total for quarter</b>	<b>873</b>

(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 posted 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 VII. Deliverables**

### *B2. Priority Referrals Compliance*



## **B2. Priority Referrals**

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During the first quarter of 2017-2018, there were no priority referrals.

## **Section VII. Deliverables**

### *B3a. Complaint Status List*

1.	2015013030	McGuire, Kevin	Henry, Earl	03/20/15	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Administrative Complaint filed	Received EOR/ Referred to DOAH
2.	2015023764	REDACTED	REDACTED	05/27/15		Sent to Consultant for Opinion	Receive Opinion and proceed
3. UL	2015042782	Lavrich, Daniel	Uz, Jose F. Unlicensed	09/25/15	Statute or Rule at Issue: § 471.033(1)(a), FS: A person may not: Practice Engineering unless the person is licensed or exempt from licensure under this chapter	Closed	Dismissed with Closing Order
4.	2015042786	Lavrich, David	Wingard, Paul	09/25/15	Statute or Rule at Issue: § 471.033(1)(j), FS: Affixing or permitting to be affixed his or her seal, name, or digital signature to any final drawings, specifications, plans, reports, or documents that were not prepared by him or her or under his or her responsible supervision, direction, or control; Failure to seal final engineering documents, Section 471.025(1), Florida Statutes	Closed	Closed with Letter of Guidance
5.	2015045620	Lewis, Ed	Ina, Paul	10/28/15	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Closed	Closed with Final Order
6.	2015045621	Lewis, Ed	Sneddon, Gary	10/08/15	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Closed	Closed with Final Order
7.	2015045622	Lewis, Ed	Mahoney, John	10/08/15	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Closed	Closed with Final Order
8.	2015045726	Rios, Zobeyda	Martinez. Fermin	10/16/15	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Closed	Closed with Final Order
9.	2015047351	Lavrich, David	Caribbean Realty Support Services, Inc.	10/28/15	Statute or Rule at Issue: §471.033(1) (a), FS: Violating any provision of s. 455.227(1), s. 471.025...; §471.023(1), FS: ...All final drawings, specifications, plans, reports, or documents involving practices licensed under this chapter which are prepared or approved for the use of the business organization or for public record within the state shall be dated and shall bear the signature and seal of the licensee who prepared or approved them	Closed	Dismissed with Closing Order
10.	2015052732	REDACTED	REDACTED	12/07/15		Sent to Consultant for Opinion	Receive Opinion and proceed
11.	2016000255	Cartier, Kyle	Watkins, Malcolm	12/21/15	Statute or Rule at Issue: : § 455.227(1)(c), FS: Being convicted or found guilty of, or entering a plea of guilty or nolo contendere to, regardless of adjudication, a crime in any jurisdiction which relates to the...ability to practice, a licensee's profession; §455.227(1)(t), FS: Failing to report in writing a conviction or plea of nolo contendere, a crime in any jurisdiction	CLOSED	Closed with Final Order
12.	2016003962	Arena, Oscar	Forbes, Carlton	01/25/16	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Closed	Closed with Final Order
13.	2016005023	REDACTED	REDACTED	02/01/16		Sent to Consultant for Opinion	Receive Opinion and proceed

14.	2016007254	Amaral, Mark	Bergsten, Harold	02/12/16	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Closed	Closed with Final Order-Voluntary Relinquishment
15. UL	2016010099	REDACTED	REDACTED UNLICENSED	03/01/16	Unlicensed Activity	Under Investigation	Continue Investigation
16.	2016013495	Amaral, Mark	Kastner, Stehpen	03/17/16	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Administrative Complaint filed	Received response to AC/In Negotiations
17.	2016014037	FBPE	Cool, Carl	03/21/16	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Closed	Closed with Final Order
18.	2016014130	REDACTED	REDACTED	03/21/16		Sent to Consultant for Review	Await return of opinion and proceed accordingly
19.	2016018432	Manucy, Ray	Bennardo, Frank	04/05/16	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Closed	Dismissed with Closing Order
20.	2016023777	Manucy, Ray	Bennardo, Frank	05/09/16	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Closed	Dismissed with Closing Order
21.	2016026528	Rosales Montero, Ruth	Martinez, Fermin	05/31/16	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Closed	Closed with Final Order
22.	2016028352	FBPE	Gavarrete, Gilberto	06/02/16	Statute or Rule at Issue: §471.033(1) (k), FS: Violating any order of the board of department previously entered in a disciplinary hearing	Investigation Complete	Set for December 2017 Board presentation-Default
23.	2016028548	REDACTED	Kastner, Stephen	06/15/16	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Investigation Complete	AC filed/waiting on EOR to be returned
24.	2016029320	FBPE	Gilberti, Joseph	06/20/16	Statute or Rule at Issue: §455.227(1)(t), FS: Failing to report in writing a conviction or plea of nolo contendere, a crime in any jurisdiction	Administrative Complaint filed	Received EOR/ Referred to DOAH
25.	2016033151	REDACTED	REDACTED	07/14/16	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Investigation Complete	Set for November 2017 PCP
26.	2016035614	Manestar, Robert	Crockett, Grant	07/28/16	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Closed	Dismissed with Closing Order
27.	2016035621	REDACTED	REDACTED	07/28/16		Sent to Consultant for Opinion	Receive Opinion and proceed
28. UL	2016035647	Sagul, Timothy	Meehan, James UNLICENSED	07/29/16	Statute or Rule at Issue: §471.025(2), FS: It is unlawful for any person to seal or digitally sign any document with a seal or digital signature after his or her license has expired... §471.033(1), FS: Practicing on a revoked, suspended, inactive or delinquent license. §471.033(k), FS: Violating any order of the board or department previously entered in a disciplinary hearing	Closed	Closed with Final Order
29. UL	2016037330	FBPE	Meehan, James ULICENSED	08/09/16	Statute or Rule at Issue: §471.025(2), FS: It is unlawful for any person to seal or digitally sign any document with a seal or digital	Closed	Closed with Final Order

					signature after his or her license has expired... §471.033(1), FS: Practicing on a revoked, suspended, inactive or delinquent license. §471.033(k), FS: Violating any order of the board or department previously entered in a disciplinary hearing		
30.	2016039268	REDACTED	REDACTED	07/27/16	Statute or Rule at Issue: Section 471.033(1)(a) (violation of any provision of Chapter 471); §471.023(4), FS: ...Each business organization certified under this section must notify the board within 1 month after any change in the information contained in the application upon which the certification is based	Investigation Complete	Set for November 2017 PCP
31.	2016041979	Geller, Leon	Brady, Robert	08/30/16	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Administrative Complaint filed	Received EOR/ Referred to DOAH
32.	2016044376	FBPE	Mitchell, Stephen	09/13/16	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Investigation Complete	Set for December 2017 presentation
33.	2016045018	FBPE	Meehan, James UNLICENSED	09/23/16	Statute or Rule at Issue: §471.025(2), FS: It is unlawful for any person to seal or digitally sign any document with a seal or digital signature after his or her license has expired... §471.033(1), FS: Practicing on a revoked, suspended, inactive or delinquent license. §471.033(k), FS: Violating any order of the board or department previously entered in a disciplinary hearing	Closed	Closed with Final Order
34.	2016048989	FBPE	Cardona, Alberto	10/24/16	Statute or Rule at Issue: §471.033(1)(k), F.S.: Violating any order of the board or department previously entered in a disciplinary hearing	Closed	Closed with Final Order
35.	2016049209	REDACTED	REDACTED	10/25/16		Under Investigation	Continue Investigation
36.	2016049863	Balicki, Gregory	Nanayakkara, Lakdas	10/28/16	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering; Failure to sign and date sealed engineering documents in conformance with Section 471.025(1); and Rules 61G15-23.001(4)(d) and 61G15-23.003(1).	Closed	Closed with Letter of Guidance
37.	2016050175	FBPE	AA Masters Mechanical Air Moving and Engineering Systems Corp.	10/31/16	Statute or Rule at Issue: Section 471.033(1)(a): Violating any .... any other provision of this chapter or rule of the board or department. F. S., §471.023(1), FS: All final drawings, specifications, plans, reports, or documents involving practices licensed under this chapter which are prepared or approved for the use of the business organization or for public record within the state shall be dated and shall bear the signature and seal of the licensee who prepared or approved them	Sent to Consultant for Review	Await return of opinion and proceed accordingly
38. UL	2016050431	FBPE	James L. Dentico Contracting, Inc. UNLICENSED	10/31/16	Unlicensed Activity	Notice to CEASE & DESIST ISSUED	Awaiting Signed Affidavit from Subject to Close file

39.	2016050775	REDACTED	REDACTED	11/03/16	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Investigation Complete	Set for November 2017 PCP
40.	2016051722	Ball, Allan	Van Camp, William	11/08/16	Statute or Rule at Issue: Section 471.033(1)(g) and Rule 61G15-19.001(6)(f)(having undisclosed conflict of interest)	Closed	Dismissed with Closing Order
41.	2016054024	FBPE	Bell, Robin	11/10/16	Statute or Rule at Issue: §471.033(1)(c), FS: Having a license to practice engineering revoked, suspended, or otherwise acted against, including the denial of licensure....for any act that would constitute a violation of this chapter or chapter 455; § 455.227(1)(c), FS: Being convicted or found guilty of, or entering a plea of guilty or nolo contendere to, regardless of adjudication, a crime in any jurisdiction which relates to the....ability to practice, a licensee's profession; §455.227(1)(t), FS: Failing to report in writing a conviction or plea of nolo contendere, a crime in any jurisdiction	Closed	Closed with Final Order
42.	2016054298	Bostick, Melissa	Barnett, Winthrop	11/28/16	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Investigation Complete	AC Filed received EOR/in negotiations
43.	2016055099	REDACTED	REDACTED	12/02/16		Sent to Consultant for Opinion	Receive Opinion and proceed
44.	2016055932	FEMC	Bergsten, Harold	12/08/16		Closed	Closed with Final Order-Voluntary Relinquishment
45. UL	2016056560	REDACTED	REDACTED UNLICENSED	12/12/16	Unlicensed Activity	Sent to Consultant for Opinion	Receive Opinion and proceed
46.	2016056561	Huck, David	Burlington, Sean	12/12/16	Statute or Rule at Issue: §471.033, F.S.: Engaging in fraud or deceit, negligence, incompetence or misconduct, in the practice of engineering	Closed	Dismissed with Closing Order
47.	2016056565	REDACTED	REDACTED	12/13/16		Sent to Consultant for Opinion	Receive Opinion and proceed
48.	2016057765	Leon, Juan	Orozco, Emiliano	12/20/16	Statute or Rule at Issue: §471.033(1)(a), FS: Violating any provision of s. 455.227(1), s. 471.025, or s. 471.031, or any other provision of this chapter or rule of the board or department; Rule 61G15-27.001 "Procedures for a Successor Engineer Adopting As His Own the Work of Another Engineer."	Closed	Dismissed with Closing Order
49. UL	2017002512	Teply, Debra	Harris Civil Engineering, LLC UNLICENSED	01/17/17	Statute or Rule at Issue: § 471.023, FS: Offering Engineering Services without a Certificate of Authorization. § 471.031(1)(b)1., FS: Utilizing the protected title of Civil Engineer	Investigation Complete	Set for November 2017 PCP
50.	2017002568	REDACTED	REDACTED	01/17/17		Sent to Consultant for Opinion	Receive Opinion and proceed
51.	2017002576	REDACTED	REDACTED	01/17/17		Sent to Consultant for Opinion	Receive Opinion and proceed
52.	2017002868	REDACTED	REDACTED	01/18/17		Sent to Consultant for Opinion	Receive Opinion and proceed
53.	2017002872	Mazur, Edward	Wertz, Heather	01/19/19	Statute or Rule at Issue: § 471.033(1) (a), FS: Violating any	Closed	Closed with Letter of

					provision of §455.227(1), §471.025, or §471.031, or any other provision of this chapter or rule of the board or department. Rule 61G15-27.001(1), FAC: A successor professional engineer must use his own title block, seal and signature and must remove the title block, seal and signature of the original professional engineer before reusing any sealed contract documents; § 471.033 (1)(j) Affixing or permitting to be affixed his or her seal, name or digital signature to any final to any final drawings, specifications, plans reports or documents that were not prepared by him or her or under his or her responsible supervision, direction, or control		Guidance
54. UL	2017003147	REDACTED	REDACTED UNLICENSED	01/09/17		Under Investigation	Continue Investigation
55.	2017003149	REDACTED	REDACTED	01/09/17		Sent to Consultant for Review	Await return of opinion and proceed accordingly
56.	2017004672	REDACTED	REDACTED	01/30/17		Sent to Consultant for Opinion	Receive Opinion and proceed
57.	2017005262	REDACTED	REDACTED	02/01/17		Sent to Consultant for Opinion	Receive Opinion and proceed
58.	2017005754	FBPE	Consolidated Professional Services	02/02/17	Statute or Rule at Issue: §471.033(1)(a), FS: Violating any provision of s. 455.227(1), s. 471.025, or s. 471.031, or any other provision of this chapter or rule of the board or department; F. S., §471.023(1), FS: All final drawings, specifications, plans, reports, or documents involving practices licensed under this chapter which are prepared or approved for the use of the business organization or for public record within the state shall be dated and shall bear the signature and seal of the licensee who prepared or approved them	Closed	Closed with Letter of Guidance
59.	2017005756	FBPE	Brady, Robert	02/02/17	Statute or Rule at Issue: §471.025(1), FS: Failure to sign, seal, and date a final engineering document	Closed	Closed with Letter of Guidance
60. UL	2017006001	REDACTED	REDACTED UNLICENSED	02/06/17		Under Investigation	Continue Investigation
61.	2017006351	FBPE	Strauss, Harvey	02/09/17	Statute or Rule at Issue: Section 471.033(1) (i), FS: Providing engineering services through a corporation without a Certificate of Authorization	Closed	Closed with Letter of Guidance
62.	2017006475	FBPE	Williams, Allan B.	02/09/17	Statute or Rule at Issue: §471.031(1)(k), Florida Statutes: Violating any order of the board or department previously entered in a disciplinary hearing	Investigation Complete	AC filed/Set for Board Presentation-Subject Deceased
63. UL	2017006837	FBPE	Williams, Allan B. UNLICENSED	02/13/17	Statute or Rule at Issue: §471.023, Florida Statutes; Offering and providing engineering services without a Certificate of Authorization	Investigation Complete Notice to CEASE & DESIST	AC filed/Set for Board presentation Subject

						ISSUED	Deceased Awaiting Signed Affidavit from Subject to Close file
64.	2017007080	REDACTED	REDACTED	02/13/17		Sent to Consultant for Opinion	Receive Opinion and proceed
65.	2017007963	Manucy, Ray	Cubas, Milton	02/20/17	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Closed	Dismissed with Closing Order
66.	2017008786	REDACTED	REDACTED	02/23/17		Sent to Consultant for Opinion	Receive Opinion and proceed
67.	2017008790	REDACTED	REDACTED	02/23/17	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Investigation Complete	Set for November 2017 PCP
68.	2017008793	Sicard, Franzie	Mahmoud, Haytham	02/23/17	Statute or Rule at Issue: §471.033, F.S.: Engaging in fraud or deceit, negligence, incompetence or misconduct, in the practice of engineering	Closed	Dismissed with Closing Order
69.	2017009065	FBPE	Aziz, Sherif	02/23/17	Statute or Rule at Issue: §471.033(1)(c) Having a license to practice engineering acted against by another jurisdiction for any act that would constitute a violation of this chapter or chapter 455	Closed	Closed with Letter of Guidance
70. UL	2017009244	Anonymous	Baseline Engineering and Land Surveying, Inc. Unlicensed	02/24/17	Statute or Rule at Issue: §471.023(1), FS: Offering engineering services through a corporation without a Certificate of Authorization	Investigation Complete Notice to CEASE & DESIST ISSUED	AC filed/waiting on EOR to be returned Awaiting Signed Affidavit from Subject to Close file
71.	2017009313	Self-Reported	Finn, Kevin	02/27/17	Statute or Rule at Issue: §471.033(1)(c), Florida Statutes, by having a license to practice engineering acted against by another jurisdiction for acts which would have been a violation in Florida: Section 471.025(1), Florida Statutes, and Rule 61G15-23.002	Closed	Closed with Letter of Guidance
72.	2017009322	FBPE	Dumack, Heath	02/27/17	Statute or Rule at Issue: §471.033(1)(c) Having a license to practice engineering acted against by another jurisdiction; (failure to maintain CE records, Section 471.033(1)(a) & Rule 61G15-22.00)	Closed	Closed with Letter of Guidance
73.	2017010023	REDACTED	REDACTED	03/02/17	Statute or Rule at Issue: §471.025(1), FS: Failure to sign, seal or date final engineering documents.	Investigation Complete	Set for November 2017 PCP
74. UL	2017010149	FBPE	Wilson, Mario UNLICENSED	02/20/17		Notice to CEASE & DESIST ISSUED	Awaiting Signed Affidavit from Subject to Close file
75.	2017010771	REDACTED	REDACTED	03/04/17		Under Investigation	Continue Investigation
76.	2017011835	REDACTED	REDACTED	03/10/17	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15-19.001(4) by engaging in negligence in the practice of engineering	Sent to Consultant for Review	Await return of opinion and proceed accordingly
77.	2017013575	FBPE	Milligan, Jason	03/10/17	Statute or Rule at Issue: §471.033(1)(c) Having a license to practice engineering acted against by another jurisdiction (Section 471.031(1), practicing engineering without an active license)	Closed	Closed with Letter of Guidance
78.	2017014339	Anonymous	TRC Worldwide Engineering, Inc.	03/13/17	Statute or Rule at Issue: Section 471.031(1)(b), Florida Statutes, (use of term PE without holding an active license); 471.023(5),	Closed	Closed with Letter of Guidance



					("Disciplinary action against a business organization shall be administered in the same manner and on the same grounds as disciplinary action against a licensed engineer")		
79.	2017016054	REDACTED	REDACTED	04/04/17		Under Investigation	Continue Investigation
80.	2017016715	REDACTED	REDACTED	04/06/17		Sent to Consultant for Opinion	Receive Opinion and proceed
81.	2017017073	FBPE	Fogelberg, Todd	04/05/17	Statute or Rule at Issue: §471.033(1)(c) Having a license to practice engineering acted against by another jurisdiction; Section 471.033(1)(a), violation of a Board Rule-Improper sealing of document, Rules 61G15-23.002(5) and 61G15-23.003(2)(a),(b),(c), and (d)	Closed	Closed with Letter of Guidance
82.	2017017109	REDACTED	REDACTED	04/05/17		Sent to Consultant for Review	Await return of opinion and proceed accordingly
83.	2017018865	REDACTED	REDACTED	04/19/17		Sent to Consultant for Review	Await return of opinion and proceed accordingly
84.	2017020571	May, Joseph	Stoppi, John	04/27/17	Statute or Rule at Issue: § 471.033(1) (a), FS: Violating any provision of §455.227(1), §471.025, or §471.031, or any other provision of this chapter or rule of the board or department: Rule 61G15-29.001(3); § 471.033 (1)(j) and Rule 61G15-19.001(6)(b); Affixing or permitting to be affixed his or her seal, name or digital signature to any final to any final drawings, specifications, plans reports or documents that were not prepared by him or her or under his or her responsible supervision, direction, or control.	Investigation Complete	AC filed/waiting on EOR to be returned
85.	2017021023	Decarion, Timothy	Jarmel, Richard	05/02/17		Notice to CEASE & DESIST ISSUED	Awaiting Signed Affidavit from Subject to Close file
86. UL	2017021036	FBPE	Kizel, Jarmel UNLICENSED	05/02/17		Notice to CEASE & DESIST ISSUED	Awaiting Signed Affidavit from Subject to Close file
87.	2017021048	REDACTED	REDACTED	05/01/17		Under Investigation	Continue Investigation
88.	2017021082	REDACTED	REDACTED	04/28/17		Sent to Consultant for Review	Await return of opinion and proceed accordingly
89.	2017022151	REDACTED	REDACTED	05/05/17	Citation Issued	Citation Issued	Continue Investigation
90. UL	2017022374	REDACTED	REDACTED UNLICENSED	05/08/17		Under Investigation	Continue Investigation
91.	2017022437	REDACTED	REDACTED	05/08/17		Under Investigation	Continue Investigation
92. UL	2017022609	FBPE	Wainwright Engineering & Consulting	05/08/17		Notice to CEASE & DESIST ISSUED	Awaiting Signed Affidavit from Subject to Close file

			UNLICENSED				
93.	2017023036	FBPE	Merritt Engineering Consulting, P.C.	05/10/17		Closed- NOTICE TO CEASE & DESIST ISSUED	Close file- Agreement- Informal
94.	2017023531	REDACTED	REDACTED	05/15/17		Sent to Consultant for Review	Await return of opinion and proceed accordingly
95.	2017025010	REDACTED	REDACTED	05/24/17		Under Investigation	Continue Investigation
96.	2017025403	REDACTED	REDACTED	05/23/17		Under Investigation	Continue Investigation
97.	2017026342	REDACTED	REDACTED	06/02/17		Under Investigation	Continue Investigation
98.	2017026726	REDACTED	REDACTED	06/05/17		Sent to Consultant for Review	Await return of opinion and proceed accordingly
99.	2017026730	REDACTED	REDACTED	06/05/17		Sent to Consultant for Review	Await return of opinion and proceed accordingly
100 UL	2017026770	Anonymous	Terk, Jacob UNLICENSED	06/05/17		Closed- NOTICE TO CEASE & DESIST ISSUED	Close file- Agreement- Informal
101 UL	2017026811	REDACTED	REDACTED UNLICENSED	06/05/17		CLOSED	No Further Action Needed
102	2017026828	REDACTED	REDACTED	06/05/17	Statute or Rule at Issue: §471.033(1) (i), FS: Practicing on a revoked, suspended, inactive, or delinquent license	Investigation Complete	Set for September 2017 PCP- AC to be filed
103	2017028342	REDACTED	REDACTED	06/11/17		Sent to Consultant for Review	Await return of opinion and proceed accordingly
104	2017028343	REDACTED	REDACTED	06/12/17	Statute or Rule at Issue: Section 471.033(1)(g), F.S., & Rule 61G15- 19.001(4) by engaging in negligence in the practice of engineering	Investigation Complete	Set for November 2017 PCP
105	2017028406	FBPE	Kilsheimer, Allyn	06/13/17	Statute or Rule at Issue: §471.033(1)(c) Having a license to practice engineering acted against by another jurisdiction for an act which would constitute the basis for discipline in Florida, see Section 471.033(1)(a) failure to comply with a Board Rule and Rule 61G15- 22.008 required maintenance of CE records	Closed	Closed with Letter of Guidance
106 UL	2017028447	REDACTED	REDACTED UNLICENSED	06/12/17		Under Investigation	Continue Investigation
107	2017028456	REDACTED	REDACTED	06/15/17	Statute or Rule at Issue: §471.033(1)(g), FS: Engaging in fraud or deceit, negligence, incompetence, or misconduct, in the practice of engineering; Rule 61G15-19.001(6)(f) "Becoming involved in a conflict of interest with an employer or client, without the knowledge and approval of the client or employer, but if unavoidable a	Investigation Complete	Set for November 2017 PCP

					<p>professional engineer shall immediately take the following actions:</p> <ol style="list-style-type: none"> <li>1. Disclose in writing to his employer or client the full circumstances as to a possible conflict of interest; and,</li> <li>2. Assure in writing that the conflict will in no manner influence the professional engineer's judgment or the quality of his services to his employer or client; and</li> <li>3. Promptly inform his client or employer in writing of any business association, interest or circumstances which may be influencing his judgment or the quality of his services to his client or employer;" &amp; 61G15-19.001(6)(r) "Revealing facts, data or information obtained in a professional capacity without the prior consent of the professional engineer's client or employer except as authorized or required by law.</li> </ol>		
108	2017028609	REDACTED	REDACTED	05/23/17		Under Investigation	Continue Investigation
109	2017028611	REDACTED	REDACTED	06/16/17	Citation Issued	Citation Issued	Continue Investigation
110	2017029480	REDACTED	REDACTED	06/17/17		Under Investigation	Continue Investigation
111	2017029746	REDACTED	REDACTED	06/08/17		Sent to Consultant for Review	Await return of opinion and proceed accordingly
112	2017030099	REDACTED	REDACTED	06/23/17		Sent to Consultant for Review	Await return of opinion and proceed accordingly
113	2017030474	REDACTED	REDACTED	06/22/17		CLOSED	Legally Insufficient
114	2017030995	REDACTED	REDACTED	06/2/17		Under Investigations	Continue Investigation
115	2017031256	REDACTED	REDACTED	06/29/17		Sent to Consultant for Review	Await return of opinion and proceed accordingly
116 UL	2017031447	FBPE	American Services of Miami Unlicensed	06/27/17		Notice to CEASE & DESIST ISSUED	Awaiting Signed Affidavit from Subject to Close file
117	2017032049	REDACTED	REDACTED	07/05/17		Sent to Consultant for Review	Await return of opinion and proceed accordingly
118	2017033051	REDACTED	REDACTED	07/10/17		Sent to Consultant for Review	Await return of opinion and proceed accordingly
119	2017033052	REDACTED	REDACTED	07/10/17		Closed	Open in Error
120	2017033337	REDACTED	REDACTED	07/11/17		Under Investigation	Continue Investigation
121 UL	2017033357	REDACTED	REDACTED Unlicensed	07/07/17		Notice to CEASE & DESIST ISSUED	Awaiting Signed Affidavit from Subject to Close file
122	2017033366	REDACTED	REDACTED	06/16/17		Under Investigation	Continue Investigation
123	2017034742	REDACTED	REDACTED	07/18/17		Sent to Consultant for Review	Await return of opinion and

							proceed accordingly
124 UL	2017034915	FBPE	Legrand, Janet Unlicensed	07/18/17		Notice to CEASE & DESIST ISSUED	Awaiting Signed Affidavit from Subject to Close file
125	2017035040	REDACTED	REDACTED	07/21/17		Under Investigations	Continue Investigation
126	2017035048	REDACTED	REDACTED	07/21/17		Under Investigations	Continue Investigation
127	2017035180	REDACTED	REDACTED	07/06/17		Under Investigations	Continue Investigation
128	2017035195	REDACTED	REDACTED	06/29/17		Closed	Legally Insufficient
129	2017035452	REDACTED	REDACTED	07/18/17		Under Investigations	Continue Investigation
130 UL	2017035483	REDACTED	REDACTED UNLICENSED	07/24/17		Under Investigations	Continue Investigation
131	2017035636	REDACTED	REDACTD	07/25/17	Statute or Rule at Issue: §471.033, F.S.: Engaging in fraud or deceit, negligence, incompetence or misconduct, in the practice of engineering; Rule 61G15-19.001(6)(f) failure to disclose conflict of interest relating to the practice of engineering	Investigation Complete	Set for November 2017 PCP
132	2017035640	REDACTED	REDACTED	07/25/17	Statute or Rule at Issue: §471.033, F.S.: Engaging in fraud or deceit, negligence, incompetence or misconduct, in the practice of engineering; Rule 61G15-19.001(6)(f) failure to disclose conflict of interest relating to the practice of engineering	Investigation Complete	Set for November 2017 PCP
133	2017036044	REDACTED	REDACTED	07/26/17		Closed	Legally Insufficient
134	2017036438	REDACTED	REDACTED	07/27/17		Sent to Consultant for Review	Await return of opinion and proceed accordingly
135	2017037225	FBPE	Brizeula, Alfredo	07/31/17	Statute or Rule at Issue: §471.033(1) (i), FS: Practicing on a revoked, suspended, inactive, or delinquent license	Investigation Complete	AC filed/waiting on EOR to be returned
136	2017037229	FBPE	Al Brizuela Engineering	07/31/17	Statute or Rule at Issue: §471.033(1) (i), FS: Practicing on a revoked, suspended, inactive, or delinquent license	Investigation Complete	AC filed/waiting on EOR to be returned
137	2017038543	REDACTED	REDACTED	08/02/17		Under Investigations	Continue Investigation
138 UL	2017038581	FBPE	Murdoch Engineering, LLC UNLICENSED	08/02/17		Notice to CEASE & DESIST ISSUED	Awaiting Signed Affidavit from Subject to Close file
139	2017038740	REDACTED	REDACTED	07/30/17		Closed	Duplicate Complaint
140	2017038898	REDACTED	REDACTED	08/03/17		Under Investigations	Continue Investigation
141	2017038902	REDACTED	REDACTED	08/03/17		Under Investigations	Continue Investigation
142	2017039449	REDACTED	REDACTED	08/03/17		Under Investigations	Continue Investigation
143 UL	2017039533	FBPE	AAA Construction and Restoration Services UNLICENSED	08/11/17		Notice to CEASE & DESIST ISSUED	Awaiting Signed Affidavit from Subject to Close file
144	2017039800	REDACTED	REDACTED	08/15/17	Citation Issued	Citation Issued	Continue Investigation
145	2017040036	REDACTED	REDACTED	08/14/17		Closed	Legally Insufficient

UL			UNLICENSED				
146	2017040296	REDACTED	REDACTED	08/16/17	Statute or Rule at Issue: §471.033(1)(c), FS: Having a license to practice engineering revoked, suspended, or otherwise acted against, including the denial of licensure....for any act that would constitute a violation of this chapter or chapter 455; 471.033(1)(d), FS: Being convicted or found guilty of, or entering a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction which directly relates to the practice of engineering or the ability to practice engineering	Investigation Complete	Set for November 2017 PCP
147 UL	2017041337	Aguero, Norman	Diaz-Perna, Miguel UNLICENSED	07/27/17		Notice to CEASE & DESIST ISSUED	Awaiting Signed Affidavit from Subject to Close file
148	2017041586	REDACTED	REDACTED	08/24/17		Under Investigations	Continue Investigation
149	2017042492	REDACTED	REDACTED	08/03/17		Under Investigations	Continue Investigation
150	2017042495	REDACTED	REDACTED	08/03/17		Under Investigations	Continue Investigation
151	2017043542	REDACTED	REDACTED	08/28/17		Under Investigations	Continue Investigation
152 UL	2017044148	FBPE	Emerc Engineering, LLC UNLICENSED	09/13/17		Notice to CEASE & DESIST ISSUED	Awaiting Signed Affidavit from Subject to Close file
153 UL	2017044300	FBPE	San3 Engineering UNLICENSED	09/14/17		Notice to CEASE & DESIST ISSUED	Awaiting Signed Affidavit from Subject to Close file
154	2017044304	REDACTED	REDACTED	09/14/17		Under Investigations	Continue Investigation
155	2017044324	REDACTED	REDACTED	09/14/17		Under Investigations	Continue Investigation
156	2017044718	REDACTED	REDACTED	08/28/17		Under Investigations	Continue Investigation
157	2017044807	REDACTED	REDACTED	08/23/17		Under Investigations	Continue Investigation
158	2017044836	REDACTED	REDACTED	09/13/17		Under Investigations	Continue Investigation
159 UL	2017044871	Anonymous	Jim Diehl Designs UNLICENSED	09/14/17		Notice to CEASE & DESIST ISSUED	Awaiting Signed Affidavit from Subject to Close file
160	2017045355	REDACTED	REDACTED	08/04/17		Under Investigations	Continue Investigation
161	2017045676	REDACTED	REDACTED	09/20/17		Under Investigations	Continue Investigation
162	2017045689	REDACTED	REDACTED	09/20/17		Initial Review	Continue Investigation
163	2017045690	REDACTED	REDACTED	09/20/17		Initial Review	Continue Investigation
164	2017045795	REDACTED	REDACTED	09/21/17		Initial Review	Continue Investigation
165	2017046158	REDACTED	REDACTED	09/25/17		Under Investigations	Continue Investigation
166	2017046175	REDACTED	REDACTED	09/25/17		Initial Review	Continue Investigation
167	2017046397	FBPE	Sea LTD	09/25/17		Notice to CEASE & DESIST ISSUED	Awaiting Signed Affidavit from Subject to Close file
168	2017046627	REDACTED	REDACTED	09/29/17		Under Investigations	Continue Investigation

169 UL	2017047107	FBPE	Shakhtour, Khalil UNLICENSED	09/29/17		Notice to CEASE & DESIST ISSUED	Awaiting Signed Affidavit from Subject to Close file
170 UL	2017047108	FBPE	Altima Engineerings & Drafting Services UNLICENSED	09/29/17		Notice to CEASE & DESIST ISSUED	Awaiting Signed Affidavit from Subject to Close file

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## **Section VII. Deliverables**

### *B3b. Current FEMC Legally Insufficient Case List*

2017030474

2017035195

2017036044

2017040036



## **Section VII. Deliverables**

*B3c. Final Order Compliance Report*

List of meanings:

1. Turned over to FEMC Investigator for non-compliance: the file has been turned over to the FEMC Investigator for review and possible further action.
2. Red writing: All obligations have been met and the case has been closed.
3. Sent to Collections (date): the file has been sent to DBPR for collections. FEMC has no further responsibility in case.
4. Project Reviews—Once a list is received from the Subject, projects are chosen, documents are requested and then given to the Consultant for the review this process can sometimes take a couple of months. Once the Opinion is received it is forwarded to the Subject and possibly taken to PCP.

AA Masters Mechanical Air Moving and Engineering System Corp. – Case No: 2016050175 (Final Order filed with DBPR on 08/17/2017)

- Basic Engineering Professionalism and Ethics Course – DUE: 08/18/2018
- Costs: \$66.30 – DUE 09/18/2017
- Fine: \$1,000.00 – DUE 09/18/2017
- Study Guide – DEADLINE: 09/18/2017
  - 09/26/2017-emailed past due reminder for study guide, cost and fine.

**SUBJECT IS NOT IN COMPLIANCE**

Banks, Julio C. – Case Nos: 2015032603 & 2015036080 (Final Order filed with DBPR on 12/09/2016)

- Advanced Engineering Professionalism and Ethics Course: Deadline: 12/09/2017.
- Costs: \$2513.70 DUE: 12/09/2017.
- Study Guide. COMPLETED: 12/14/2016.
- Suspended: 2 years from filing Final Order – 12/09/2018

**SUBJECT IS IN COMPLIANCE**

Batterson, R. Scott – Case No: 2014037527 (Final Order filed with DBPR on 02/09/2017)

- Basic Engineering Professionalism and Ethics Course – DUE: 02/09/2018
- Costs: \$378.49 – DUE 03/09/2017-Paid-03/13/2017
- Study Guide – DEADLINE: 03/09/2017\*\*\*with special circumstances
  - emailed paper form of study guide to subject
  - Completed 03/31/2017
- Suspended – while incarcerated: 02/09/2019

**SUBJECT IS IN COMPLIANCE**

Bolivar, Santiago – Case No: 2014030707 (Final Order filed with DBPR on 10/14/2015)

- Basic Engineering Professionalism and Ethics Course: Completed: 12/12/2016.
- Fine: \$4,000.00. PAID:
- Costs: \$4,930.40. PAID:
  - Paid \$4,465.20 -- 04/14/2016
  - Paid \$4,465.20 -- 10/06/2016
  - The fine and costs have been combined into one total of \$8,930.40, which is to be paid in 2 equal payments of \$4,465.20 at 04/14/2016 and 10/14/2016.
- Study Guide. COMPLETED: 12/31/2015.
- Project review 6 months due: 04/14/2016
- Requested an extension-due date now 10/14/2016-received list 10/17/2016

- Received an unfavorable MEP opinion for the 6 month review 01/20/17 will go before the PCP for bad project review. Currently waiting on the STR opinion.
- 04/26/17-sent reminder of outstanding balance that he owes Dr. Ooten for the 6 month project review.
- 05/10/2017--received payment of \$2,645.00 in money orders for Dr. Ootens unpaid invoice and forwarded them to Dr. Ooten
- 05/31/17-Received money order for overpayment for the 6 month project review made payable to Subject from Dr. Ooten. Forwarded the money along with a letter of explanation to Subject.
- Project review 18 months due 04/14/2017.
  - received list 04/14/2017
  - 04/24/2017- sent email requesting more information on the list and received updated list.
  - 04/25/2017-forwarded list to FEMC consultant Dr. Ooten.
  - 05/18/2017- Received picks from Dr. Ooten,sent email request for documents for chosen projects.
  - 05/23/2017- Received an email regarding the project review from Mr. Bolivar. Forwarded that email to J. Rimes and W. Anderson. W. Anderson responded to the email.
  - 06/05/2017- He has an extension until 06/20/17 to send in his consultant fee and project documents for the 18 month project review.
  - 06/21/17--received project documents and consultant fee for 18 month project review.
  - 06/21/17- forwarded consultant fee to Dr. Ooten and sent to Blueprint Shop for copies.(18 month project review)
  - 06/22/2017-received digital copy of plans back from Blueprint Shop and forwarded the 18 month project documents to Dr. Ooten.
  - 07/24/2017-Received and email from Dr. Ooten with a request for information. Sent an email to Subject requesting the information.
  - 07/28/2017-Received additional information from Subject for 18 month project review.
  - 07/31/2017-Forwarded additional information to Dr. Ooten for 18 month project review.
- Probation: 2 years from filing: 10/14/2017

**SUBJECT IS IN COMPLIANCE**

Bowen, David III – Case No: 2015034920 (Final Order filed with DBPR on 03/01/16)

- Cost: \$168.75 – DUE: 04/01/2016
- Fine: \$1,000.00 – DUE: 04/01/2016
  - Subject has been turned over to Collections for non-payment on 06/09/2016

**SUBJECT IS NOT IN COMPLIANCE**

Cadavid, Rodrigo – Case No: 2015003839(Final Order filed with DBPR on 02/03/2016)

- Costs: \$267.55 – DUE: 06/03/2016
- FINE: \$5,000.00 – DUE: 06/03/2016
  - Subject has been turned over to Collections for non-payment on 07/13/2016

**SUBJECT IS NOT IN COMPLIANCE**

Cardona, Alberto – Case No: 2013009998 & 2014023033 (Final Order filed with DBPR on 02/11/2016)

- Basic Engineering Professionalism and Ethics Course – DEADLINE: 02/15/2017-out of compliance. Sent past due reminder of P&E course 02/20/2017. Gave file to FEMC Investigator for non-compliance of Final Order- 06/05/2017

- 08/28/17-received certificate of completed for P&E course
- 06/06/2017-forwarded to FEMC Investigator for non-compliance of Final Order- P&E Course
- Costs: \$7,346.58 – DUE: 02/15/2018
- Costs(Complaint #2016048989 Due:07/18/2019
- Fine: \$6,000.00 – DUE: 02/15/2018
  - Paid quarterly payment of \$1,668.32 for Fines & Costs.
  - Paid quarterly payment of \$1,688.32 for Fines & Costs-08/19/2016
  - Paid quarterly payment of \$1,648.32 for Fines & Costs-11/21/2016
  - Paid quarterly payment of \$1,668.32 for Fines & Costs-02/16/2017
  - Paid quarterly payment of \$1,668.32 for Fines & Costs-05/15/2017
  - Paid quarterly payment of \$1668.32 for Fines & Costs -08/18/2017
  - Fine (Complaint #2016048989 Due:07/18/2019)
- Study Guide – DEADLINE: 03/15/2016- Completed 02/18/2016
- Advance P&E course(Complaint #2016048989 Due: 07/18/2019
- Project Reviews
  - 9 months – Deadline : 11/15/2016 gave extension new deadline-05/15/2017
    - Sent a reminder of the deadline 12/2016
    - Gave extension. New deadline is 05/15/2017
    - Received list for project review- 03/02/17
    - 03/21/2017-sent FEMC consultant project documents for project review.
    - 05/26/2017-received 9 month project review opinion and an invoice for overages from Dr. Ooten. Forwarded to Subject.
    - 06/08/2017-received response from Cardona regarding Ooten opinion and invoice. Responded to his email and forwarded his response to the opinion to Dr. Ooten.
    - 06/12/2017-received response from Dr. Ooten. Dr. Ootens opinion on the 9 month project review remains unchanged.
    - 06/13/2017-going before PCP for unfavorable review on 9 month project review.
    - 07/13/2017- emailed reminder of outstanding balance owed to Dr. Ooten for project review
    - 07/18/2017-Subject sent check for Dr. Ooten for half (\$1,400.00) of invoice # 1703.8 for the overage on the nine month project review. I forwarded the check to Dr. Ooten.
    - 08/18/17--Subject sent check for Dr. Ooten for the remainder (\$1,400.00) of invoice # 1703.8 for the overage on the nine month project review. I forwarded the check to Dr. Ooten.
  - 21 Months – Deadline: 11/15/2017
- Probation – Conclusion: 05/15/2018
- Complaint # 2016048989 was opened due to the Subject violated restrictions set in the Final Order from case number's 2013009998 & 2014023033. AC was issued and filed with DBPR 01/20/2017. The signed EOR was received with the request for an Informal hearing. As of 04/04/2017- the Informal hearing process is still ongoing in Case # 2016048989.
- 07/18/2017-Final Order filed in Complaint # 2016048989--(\$5,000.00 Fine, \$382.60 Cost and Advanced Engineering P&E Course due in 2 years 07/18/2019.)

**SUBJECT IS NOT IN COMPLIANCE**

Claiborne, G.R. – Case No: 2015018063 (Final Order filed with DBPR on 08/24/2016)

- Basic Engineering Professionalism and Ethics Course – COMPLETED: 11/03/2016

- Costs: \$2,344.05 – PAID 09/03/2016
- Fine: \$3,000.00 – PAID: 09/03/2016
- Study Guide – DEADLINE: 09/24/2016- Completed 08/26/2016
- Project Reviews
  - 6 months – Deadline : 02/24/2017
    - Received list 02/08/17
    - 05/26/2017-received 6 month project review opinion and an invoice for overages from Dr. Ooten. Forwarded to Subject.
    - 06/07/2017--Received a check for the invoice and forwarded it to Dr. Ooten.
  - 18 Months – Deadline: 02/24/2018
- Probation – Conclusion: 08/24/2018

**SUBJECT IS IN COMPLIANCE**

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

- Basic Engineering Professionalism and Ethics Course – DEADLINE: 11/04/2016
- Emailed reminder 06/23/2017
- Costs: \$3,290.00 – PAID: 02/02/2015
- Fine: \$2,000.00 – PAID: 02/02/2015
- Study Guide – DEADLINE: 11/04/2016
  - Emailed reminder 06/23/2017
- Project Reviews
  - 6 months – Deadline : 05/04/2015
    - ✓ This case is before the November 17, 2015 Probable Cause Panel for direction on how to proceed regarding unfavorable projects reviews.
  - 18 Months – Deadline: 05/04/2016
    - Sent 1<sup>st</sup> reminder of deadline 04/06/2016-did not hear back.
    - Sent 2<sup>nd</sup> reminder of deadline 05/11/2016-gave him a date of 05/19/16 or it will be turned or to FEMC Investigator for non-compliance.
- Probation – Conclusion: 11/04/2016
  - Went to July 2016 PCP and AC for non-compliance of Final Order authorized.
- Went before the Board on December 2016(Complaint # 2016024529), an AC was issued and Final Order filed with DBPR 01/04/17. His license has been suspended until he completes the 18 month project review and he has costs: \$132.60 – DUE: 02/04/2017
  - Sent reminder that he is past due 03/09/2017
  - 06/05/2017-Gave file for Complaint # 2016024529 to FEMC Investigator for non-compliance of Final Order.
  - 07/28/2017-mailed Voluntarily Relinquish papers and cover letter.
  - 07/31/2017-emailed Voluntarily Relinquish papers and cover letter.
  - 09/08/2017-Received signed Voluntary Relinquish form. Set for October 2017 Board review.
  - 09/19/17-went before PCP and an AC was authorized in Complaint # 2017026828(to be held until after October Board review of Voluntary Relinquish)

**SUBJECT IS NOT IN COMPLIANCE**

Duenas, Edgar – Case No: 2015036055 (Final Order filed with DBPR on 02/09/2017)

- Basic Engineering Professionalism and Ethics Course – DUE: 02/09/2018

- Costs: \$1,227.75 – DUE 03/09/2017- Paid 02/17/2017
- Fine: \$1,000.00 – DUE: 03/09/2017 –Paid – 02/17/2017
- Study Guide – DEADLINE: 03/09/2017—Completed 02/18/2017
- Probation – Conclusion: 02/09/2019

**SUBJECT IS IN COMPLIANCE**

DWR Architecture and Engineering, Inc. – Case No: 2016023010 (Final Order filed with DBPR on 01/04/2017)

- Fines: \$5,000.00 – Due 02/04/2017
- Costs: \$278.85 – DUE: 02/04/2017
- Will go to collection for non-payment 05/04/2017.
  - Subject has been turned over to collections for non-payment on 05/10/2017

**SUBJECT IS NOT IN COMPLIANCE**

Forbes, Carlton – Case No: 2016003962 (Final Order filed with DBPR on 08/17/2017)

- Basic Engineering Professionalism and Ethics Course – DUE: 08/18/2018
- Costs: \$6,202.10 – DUE 08/18/2018
- Fine: \$500.00 – DUE: 08/18/2018
- Study Guide – DEADLINE: 11/18/2017
  - 09/26/2017-email reminder of due date.
- Project Reviews
  - 6 months – Deadline : 02/18/2018
  - 18 Months – Deadline: 02/18/2019
- Probation – Conclusion: 08/18/2019

**SUBJECT IS IN COMPLIANCE**

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

- Basic Engineering Professionalism & Ethics Course – COMPLETED: 06/16/2015
- Costs - \$8,072.97 – PAID: 07/21/2014
- Fine - \$4,000.00 – PAID: 07/21/2014
- Study Guide – COMPLETED: 07/21/2014
- Probation – Two Years, until: 06/18/2016
- Project Reviews: for 4 different disciplines – Civil, Structural, Electrical/Mechanical/Plumbing
  - ✓ 6 months –Structural: favorable reports on both projects
  - ✓ Civil: reports not completed
  - ✓ Electrical/Mechanical/Plumbing – documents and payment requested
  - 18 months – DEADLINE: 06/18/2015- has not completed an 18 month review.
  - 03/08/16- PCP reviewed and recommended a new complaint for negligence be opened based upon the project review. Gave to FEMC Investigator as directed by the Panel.
  - New complaint opened.(Complaint # 2016012649)
  - 05/22/2017-received the Filed Final Order for Complaint # 2016012649 and he has been suspended until he appears before the Board. Mailed Final Order to Subject.

**SUBJECT IS NOT IN COMPLIANCE**

Gavarrete, Gilberto – Case No: 2013033149 (Final Order filed with DBPR on 10/14/2015)

- Basic Engineering Professionalism & Ethics Course. DUE: 10/14/2016.-Sent email showing enrollment 12/2016. Out of compliance for P&E course. Sent a reminder 02/13/17 and gave him until 03/01/2017 to show proof of passing. Gave file to FEMC Investigator for non-compliance of Final Order.
  - Went before PCP May 2017. AC filed for non-compliance in complaint # 2016028352 on May 22, 2017
- Costs \$4,477.00. PAID IN FULL: 10/28/2016.
- Fine: \$1,000.00. PAID IN FULL: 10/28/2016.
  - The fine and costs have been combined to a total of \$5,477.00 which is payable in 4 equal quarterly payments of \$1,369.25.
  - Paid quarterly payment of \$1,369.25 for Fines & Costs-03/03/2016
  - Paid quarterly payment of \$1,369.25 for Fines & Costs-04/05/2016
  - Paid quarterly payment of \$1,369.25 for Fines & Costs-08/29/2016
  - Paid quarterly payment of \$1,369.25 for Fines & Costs-10/28/2016
- Study Guide. DUE: Completed 04/05/2016
- 6 month project review set for 04/14/2016.
  - Received project information but no fee for consultant or project list. Sent reminder on 05/05/2016 requesting project list and fee of \$1500 for the Consultant.
  - 06/02/2016-gave file to FEMC Investigator for non-compliance of Final Order.
  - Sent in project list for 6 month project review 11/04/2016
  - Received the opinion from the Consultant. Opinion not favorable. File to March 2017 PCP. PCP instructed to open a complaint.
    - 04/26/2017-emailed reminder of unpaid invoice for Dr. Ooten for the 6 month review
    - 05/08/2017--received payment of \$2062.50 in money orders for Dr. Ooten's unpaid invoice and forwarded them to Dr. Ooten
- 18 month project review set for 04/4/2017
  - 04/26/2017-emailed reminder of 18 month project review
  - 05/08/2017-received unsigned/sealed plans from Mr. Gavarrete
  - 05/09/2017-emailed another reminder to Subject that he needs to send a list of the projects for his 18 month project review
  - 06/08/2017-received list for 18 month project review.
  - 06/09/2017-received an email from Dr. Ooten with the two projects chosen for 18 month project review (New Const SF Atlantic Tech and Prop. new residence to United Home)
  - 06/09/2017-sent email request for documents for projects chosen and consultant fee to Subject
  - 07/17/2017-received an email from Dr. Ooten. We have not received anything for the project review from Subject since the email 06/09/2017.
  - 07/24/2017-Sent Subject a reminder email.
  - 08/01/2017-recived plans and check for consultant fee for 18 month project review. Forwarded check to Dr. Ooten and sent plans to Blueprint shop.
  - 08/02/2017-Received plans back from the Blueprint shop. Forwarded the Plans and documents to Dr. Ooten for review.
- Probation ends 10/14/2017
- Has been set to Inactive status per Final Order. Must request in writing change of status.11/2016

- Sent in list for project review and went before PCP and came out of Inactive status
- May 09, 2017-Went to PCP on Complaint # 2016028352 for non-compliance of final order and an AC was authorized and filed.
- Set for Board presentation for December 2017 for Default( he did not respond to the AC)

**SUBJECT IS NOT IN COMPLIANCE**

Goel, Ram – Case No’s: 2013029125 & 2014045758(Final Order filed with DBPR on 02/15/2016)

- Basic Engineering Professionalism and Ethics Course – COMPLETED: 11/21/2016
- Costs: \$16,988.40 – DUE: 04/15/2016- Paid 04/08/2016
- Study Guide – DEADLINE: 03/15/2016- Completed 02/18/2016
- Project Reviews
  - 6 months – Deadline : 08/15/2016 - requested an extension- new date 02/15/2017
    - 03/32/2017-received list of project and sent the list to consultant 03/23/2017
    - 04/10/2017-received plans for project review. Forwarded to FEMC Consultant R. Jeffery, P.E. for review.
    - 05/13/2017-received 6 month project review opinion from R. Jeffery. The 6 month project review opinion was a favorable one.
    - 05/15/2017-forward opinion to Subject.
  - 18 Months – Deadline: 08/15/2017
- Restricted from geotechnical/sinkhole engineering until he passes the NCEES Geotechnical Examination. He will then have 6 & 18 month reviews.

**SUBJECT IS IN COMPLIANCE**

Griffin, H. John – Case No: 2015033401 (Final Order filed with DBPR on 02/09/2017)

- Basic Engineering Professionalism and Ethics Course – DUE: 02/09/2018
- Costs: \$4,000.00 – DUE 02/09/2019-Paid in full 04/21/2017
- Fine: \$1,000.00 – DUE: 02/09/2019- Paid in full 04/21/2017
  - 04/18/2017- Emailed reminder
  - Paid fine and costs in full 04/21/2017
- Study Guide – DEADLINE: 03/09/2017-Completed 03/03/2017
- Project Reviews
  - 6 months – Deadline: 08/09/2017-extension given new due date-02/09/2018
  - 07/11/2017-mailed reminder letter for 6 month project review
  - 09/05/2017-sending emails back and forth with subject regarding the 6 month project review and he has been given an extension on the project reviews.
  - 18 Months – Deadline: 08/09/2018-extension given new due date-02/09/2019

**SUBJECT IS IN COMPLIANCE**

Hakken, Joshua – Case No: 2014049993 (Final Order filed with DBPR on 02/11/2016)

- Costs: \$121.87 – DUE: 11/17/2029
- Fine: \$1,000.00 – DUE: 11/17/2029

**SUBJECT IS IN COMPLIANCE**

Hakken, Sharon P. – Case No: 2014050002 (Final Order filed with DBPR on 12/08/2015)

- Costs: \$112.12 – DUE: 01/08/2016



- Fine: \$1,000.00 – DUE: 01/08/2016
- Currently incarcerated and will pay costs & fines when she is released.

**SUBJECT IS IN COMPLIANCE**

Hotic, Eldin – Case No: 2015032758 & 201548853 (Final Order filed with DBPR on 02/09/2017)

- Basic Engineering Professionalism and Ethics Course – DUE: 02/09/2018
- Costs: \$2,338.40 – DUE 03/09/2017-Paid 02/28/2017
- Fine: \$1,000.00 – PAID: 03/09/2017 –Paid 02/28/2017
- Study Guide – DEADLINE: 03/09/2017-Completed 02/28/2017
- Probation – Conclusion: 02/09/2018

**SUBJECT IS IN COMPLIANCE**

Ina, Paul – Case No: 2015045621 (Final Order filed with DBPR on 08/17/2017)

- Basic Engineering Professionalism and Ethics Course – DUE: 08/18/2018
- Costs: \$4,300.00 – DUE 08/18/2019
  - 1<sup>st</sup> quarterly payment of \$537.50 due:11/18/2017
- Study Guide – DEADLINE: 09/18/2017-Completed 09/18/2017
- RESTRICTED from producing No-Rise Certification until Respondent submits a request to the Board to Amend the Final Order to allow him to produce No-Rise Certifications. Then he will have 1year Probation with conditions.

**SUBJECT IS IN COMPLIANCE**

James, Jacqueline. – Case No: 2014039414(Final Order filed with DBPR on 06/23/2015)

- Costs: \$395.00 – PAID: 06/23/2015
- P&E course due: 06/23/2017
  - Sent reminder 06/22/2017
- Probation ends 06/23/2017
- Restricted from practicing structural engineering until she passes the NCEES 16 hour Structural Examination and then complies with project review obligation.
  - 09/25/2017-turned over to FEMC Investigator for non-compliance of Final Order. The Subject has not completed the P&E course and has not responded to the reminder sent.

**SUBJECT IS NOT IN COMPLIANCE**

Landers, Edward – Case No: 2016000184 (Final Order filed with DBPR on 02/09/2017)

- Basic Engineering Professionalism and Ethics Course – DUE: 02/09/2018
- Costs: \$4,566.67 – DUE 02/09/2019-first payment due 05/09/2017
  - 04/18/2017- emailed reminder
  - 05/09/2017-paid first installment of costs.
  - 08/07/2017-emailed reminder
  - 08/08/2017-paid second installment of costs.
- Fine: \$1,000.00 – DUE: 03/09/2017 –Paid 03/08/2017
- Study Guide – DEADLINE: 03/09/2017
- Project Reviews
  - 6 months – Deadline : 08/09/2017
    - 07/11/2017-mailed reminder letter for 6 month project review

- 08/09/2017-received list for 6 month project review and forwarded list to FEMC consultants Roger Jeffery and Dr. Ooten.
- 08/11/2017-received emails from FEMC Consultants Roger Jeffery, P.E. and Dr. Ooten, P.E. with two projects picked for review.
- 08/14/2017-sent email to Subject requesting all documentation for projects chosen for review and \$1500 check for each consultant.
- 09/05/2017-emailed 2nd request to Subject requesting all documentation for projects chosen for review and \$1500 check for each consultant.
- 09/13/2017-Received consultant fee for both FEMC Consultants Dr. Ooten and R. Jeffery and documents for 6 month project review. Forwarded money orders to the FEMC consultants and the plans to the Blueprint shop.
- 09/21/2017-received plans back from Blueprint shop forwarded plans and documents to Dr. Ooten and Mr. Jeffery for 6 month project review.
- 18 Months – Deadline: 08/09/2018
- Probation – Conclusion: 02/09/2019

**SUBJECT IS IN COMPLIANCE**

Mahoney, John – Case No: 2015045622 (Final Order filed with DBPR on 08/17/2017)

- Basic Engineering Professionalism and Ethics Course – DUE: 08/18/2018
- Costs: \$4,218.15 – DUE 08/18/2018
  - 1<sup>st</sup> quarterly payment of \$1,054.75 due- 11/18/2017-PAID 09/29/2017
    - 09/29/17-received 1st quarterly payment of \$1,054.75.
- Study Guide – DEADLINE: 09/18/2017-Completed:09/18/2017
- RESTRICTED from producing No-Rise Certification until Respondent submits a request to the Board to Amend the Final Order to allow him to produce No-Rise Certifications. Then he will have 1year Probation with conditions.

**SUBJECT IS IN COMPLIANCE**

Martinez, Fermin – Case No: 2015045726 & 2016026528 (Final Order filed with DBPR on 08/17/2017)

- Basic Engineering Professionalism and Ethics Course – DUE: 08/18/2018
- Costs: \$4,712.25 – DUE 08/18/2018
- Fine: \$2000.00 – DUE: 08/18/2018
- Study Guide – DEADLINE: 09/18/2017
  - 09/26/2017-emailed past due reminder for study guide.
- Project Reviews
  - 6 months – Deadline : 02/18/2018
  - 18 Months – Deadline: 02/18/2019
- Probation – Conclusion: 08/18/2019

**SUBJECT IS NOT IN COMPLIANCE**

James Meehan – Case Nos: 2016035647, 2016037330 & 2016045018 (Final Order filed with DBPR on 07/18/2017)

- Costs: \$260.15. DUE: 08/18/2017.
- Fine: \$7,400.00. DUE: 08/18/2017.
  - 09/27/2017-emailed reminder of past due fine and costs.

### **SUBJECT IS IN COMPLIANCE**

Messulam, Aldo Jack – Case No: 2014017182 (Final Order filed with DBPR: 10/14/2015)

- Basic Engineering Professionalism and Ethics Course: DUE: 10/14/2016.—
  - 07/11/2017- received an email from Subject's attorney informing FBPE that Subject is in the process of completing the P&E course. The email stated that the course should be completed by 09/17/2017
- Costs: \$1,411.75. PAID: 11/12/2015.
- Fine: \$500.00. PAID: 11/12/2015.
- Study Guide: DUE: Completed 04/06/2016
- sent reminder of due dates 02/09/2016
- gave file to FEMC Investigator due to non-compliance
- Hard copy of study guide mailed to attorney for subject on 03/29/2016
- Project Reviews:
  - 6 months: DUE: 04/14/2016.
  - Requested a 6 month extension- Due date now 10/14/2016
    - Received list 03/22/2017
    - 03/24/2017-sent request for documents for project review
    - 03/29/2017-received email that Subject was out of the country.
    - 05/12/2017-received the plans and check for consultant fee for the 6 month review. Sent plans to Blueprint Shop. Forwarded check to Consultant R. Jeffery.
    - 05/15/2017- sent 6 months project documents to R. Jeffery for review.
    - 06/10/2017-received R. Jeffery opinion. Forwarded opinion to Subject.
  - 18 months: DUE: 04/14/2017
- Probation ends: 10/14/2017
- Has been set to Inactive status per Final Order. Must request in writing change of status. 01/2017
- Received written request to be brought out of Inactive status. Went before the Board 04/13/2017 and the Board Approved his request to come out of Inactive status.
  - 04/13/2017-- Sent email to Zana to change his status to Active and to Subject Attorney notifying him that the request has been approved.
  - 04/14/17-License has been set back to Active status
- Gave file to FEMC Investigator due to non-compliance. Subject is out of the country and has not completed the P&E course.-04/04/2017

### **SUBJECT IS NOT IN COMPLIANCE**

Mitchell, Charles – Case No: 2014031694 – Final Order date to reinstate licensure 08/24/2016

- Fine of \$1,000.00 – Due:08/24/2017
- Cost of \$ 5,957.95- Due 08/24/2017
  - 06/28/2017-emailed reminder for Fine, Cost and P&E course
- STUDY GUIDE COMPLETED: 09/12/2016
- Project Reviews – two required –
- (structural) 6 month- 02/24/2017
  - Received list 02/28/17
- (structural) 18 month:02/24/2018

- Subject will have 6 & 18 project month reviews for electrical and mechanical once he passes the NCEES Electrical and Mechanical exams.
- Engineering Professionalism & Ethics Course – DUE: 08/24/2017
  - 06/28/2017-emailed reminder for fine, cost and P&E course
  - 09/25/2017-turned over to FEMC Investigator for non-compliance of Final Order. The Subject has not completed the P&E course, Fine and Costs and has not responded to the reminder sent.
  - 09/27/2017-sent reminder of project docs and consultant fee.

**SUBJECT IS NOT IN COMPLIANCE**

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

- Fine of \$2,000.00 – PAID IN FULL
- STUDY GUIDE COMPLETED: 09/24/2013
- Project Reviews – two required – Subject has not completed any Florida projects so Subject’s PE License will remain on probation until such time as Subject completes Florida projects and submits them for review by the Consultant. This is a very old Final Order (1995)
- Engineering Professionalism & Ethics Course – COMPLETED: 01/20/2015
- Probation Ends (if discipline is adhered to and successfully completed): 03/07/2016
  - Out of compliance due to the project reviews. Subjects file has been turned over to FEMC Investigator due to not being in compliance.
  - Sent for 1<sup>st</sup> project review 06/02/2016
  - 04/13/2017-sent reminder for next project review(email)

**SUBJECT IS IN COMPLIANCE**

RHH Consulting & Engineering, LLC. – Case No: 2015050230(Final Order Filed with DBPR on 05/22/2017)

- Fines: \$5,000.00 – Due 05/22/2018

**SUBJECT IS IN COMPLIANCE**

Sinkholes, LLC.– Case No: 2015047628 (Final Order filed with DBPR on 02/21/2017)

- Fines: \$5,000.00 – Due 02/21/2018
- Costs: \$107.25 – DUE: 02/21/2018

**SUBJECT IS IN COMPLIANCE**

Sneddon, Gary – Case No: 2015045621 (Final Order filed with DBPR on 08/17/2017)

- Basic Engineering Professionalism and Ethics Course – DUE: 08/18/2018
- Costs: \$4,300.00 – DUE 08/18/2019
  - 1<sup>st</sup> quarterly payment of \$537.50 due -11/18/17
- Study Guide – DEADLINE: 09/18/2017-Completed:09/18/2017
- RESTRICTED from producing No-Rise Certification until Respondent submits a request to the Board to Amend the Final Order to allow him to produce No-Rise Certifications. Then he will have 1year Probation with conditions.

**SUBJECT IS IN COMPLIANCE**

Sota Engineers & General Contractors, LLC – Case No: 2016007629 (Final Order filed with DBPR on 06/26/17)

- Cost: \$585.90 – DUE: 07/26/2017

- 08/08/2017-mailed reminder of costs.
- 09/26/2017-emailed reminder of past due deadline.

**SUBJECT IS NOT IN COMPLIANCE**

Standrod, Marcus – Case No: 2015030471(Final Order filed with DBPR on 07/05/2016)

- Costs: \$210.60 – DUE: 08/04/2016
- FINE: \$5,000.00 – DUE: 08/04/2016
  - Subject has been turned over to collections for non-payment on 09/27//2016

**SUBJECT IS NOT IN COMPLIANCE**

Stitgen, Douglas. – Case No: 2014046334 & 2015011700 (Final Order filed with DBPR on 06/26/17)

- Costs: \$1,876.75. DUE: 07/26/17.
  - 08/02/17-received partial payment of \$1000.00 for the costs.
  - 08/22/17- received a check for \$292.25 for partial payment of costs.(Subject now owes \$584.50). I will send a reminder for the balance in September.
  - 10/03/2017-received a check for \$292.25.(owes one more payment of \$292.25)
- Study Guide. DUE: 11/26/17.
  - 08/24/2017-Subject attorney requested a 60 day extension due to illness. Extension was granted and new due dated for the study guide is 11/26/2017.
- Project review 9 Months due 03/26/18
  - 09/26/2017-emailed reminder of past due cost and upcoming study guide due dates.

**SUBJECT IS NOT IN COMPLIANCE**

Williams, Allan, P.E. – Case No: 2013019830 (Final Order filed with DBPR on 11/04/2014)

and

ABW Engineering – Case No: 2013019832 (Final Order filed with DBPR on 11/04/2014)

These two cases were combined and treated as one.

- Cost: \$1,292.15 – DUE: 11/04/2016
- Fine: \$5,000.00 – DUE: 11/04/2016
  - Gave to FEMC Investigator 02/10/17 for non-compliance of Final Order
  - 09/19/2017-Went before the PCP for Complaint # 2017006475 for noncompliance of a final order and an AC was authorized.
  - 10/03/2017-received information that the Subject is now deceased. Received the death certificate. The two new AC's and the probation file are set to go before the Board to be closed.

**SUBJECT IS NOT IN COMPLIANCE**

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

- Advanced Engineering Professionalism and Engineering Course – COMPLETED: 04/15/2015.
- Costs \$159.00. PAID: 05/05/2014.
- Fine \$1,000.00. PAID: 05/05/2014.
- Study Guide. COMPLETED 04/17/2014.
- Probation to extend to 04/15/2016
- If Subject commits a crime prior to 04/15/2019, his PE License will be suspended.

**THIS SUBJECT IS IN COMPLIANCE**



## **Section VII. Deliverables**

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

During the quarter from 7/1/17 – 9/30/17, FEMC received 11 legally sufficient cases alleging unlicensed activity. Of those 11 cases, 2 held another DBPR licenses:

Complaint #2017035483 holds RG0066810 and RC0067331

Complaint #2017039533 holds CBC1251797 and CCC1329749



## **Section VII. 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.**

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FEMC failed determine legal sufficiency within 30 days of receipt of a complaint.

FEMC failed to provide proof of engagement of auditors for 2017-2018.

## **Section VII. Deliverables**

### *B5. Non-Prevailing Party Case List*

There have been no cases in the First Quarter of fiscal year 2017 / 2018 in which FEMC has not been the prevailing party; as such, no attorney fees have been awarded.

## **Section VII. Deliverables**

### *B6. Corrective Action Plan*

**Deficiency with the compliance of Rule 61G15-37.001 (1), F.A.C** *“FEMC shall make a determination of legal sufficiency within 30 days of receipt of a complaint. FEMC is authorized to seek an extension of an additional 30 days from the Chair of the Probable Cause Committee if the circumstances of a specific complaint justify such an extension.”*

- ***A description of the deficiency:*** *FEMC has identified one complaint that was not determined to be legally sufficient within 30 days of receipt.*
- ***The impact of the deficiency:*** *There was no impact.*
- ***An action plan to correct the deficiency:*** *Rule 61G15-37.001, FAC, was amended to include a request for an extension of time for determination of legal sufficiency beyond the initial 30 day timeline. The request was made days after the initial 30 day deadline and has been granted; therefore, the deficiency has been corrected.*
- ***The responsible individuals to implement the action plan:*** *Prosecuting Attorney and Executive Director.*
- ***A time line for implementing the action plan that is consistent with the severity of the deficiency:*** *The time line for implementing such action is immediately.*

***The estimated cost of implementing the corrective plan:*** *There are no costs associated with such an implementation.*

FEMC failed to comply with VII. Deliverables, Section E. Audit of the contract, which requires evidence of an independent certified public accountant to conduct an audit as required by this contract shall be provided to the Department no later than October 1st of each year.

- ***A description of the deficiency:*** *FEMC notified our interim contract monitor on September 19<sup>th</sup> that this engagement letter would not be sent by October 1<sup>st</sup> as required. This item was on our FEMC Board Operations Conference Call that was scheduled for September 8<sup>th</sup> but was cancelled due to the closure of all state office for Hurricane Irma. This item was placed on our October 11<sup>th</sup> FEMC Board meeting for action. This item was provided to our contract monitor on October 16<sup>th</sup>.*
- ***The impact of the deficiency:*** *There was no impact.*
- ***An action plan to correct the deficiency:*** *A three year engagement letter will be finalized at the December 2017 FEMC Board meeting.*
- ***The responsible individuals to implement the action plan:*** *Executive Director, Assistant Executive Director and Controller.*
- ***A time line for implementing the action plan that is consistent with the severity of the deficiency:*** *The time line for implementing such action is immediately.*

***The estimated cost of implementing the corrective plan: There are no costs associated with such an implementation.***

## **Section VII. Deliverables**

### *B7. Expenditures and Cash Balance Report*



## FLORIDA ENGINEERS MANAGEMENT CORP

September 30, 2017

The carrying amount of FEMC's cash deposits were \$399,959.13 and the bank balance was \$457,879.15.

FL Engineer Management Corporation

Accrual Basis

DISBURSEMENTS	Expense Budget 2017-2018	Preliminary Report of Expenses July-17	Preliminary Report of Expenses August-17	Preliminary Report of Expenses September-17	Preliminary Report of Expenses October-17	Preliminary Report of Expenses November-17	Preliminary Report of Expenses December-17	Preliminary Report of Expenses January-18	Preliminary Report of Expenses February-18	Preliminary Report of Expenses March-18	Preliminary Report of Expenses April-18	Preliminary Report of Expenses May-18	Preliminary Report of Expenses June-18	Preliminary Report of Expenses YTD Total
Salary & Expenses	\$ 1,227,532	\$ 50,635.60	\$ 79,418.76	\$ 120,783.94										\$ 250,838.30
Other Personnel Services(OPS)	\$ -	\$ -												\$ -
Consultants														
Prosecution/Enforcement	\$ 249,600	\$ 21,800.00	\$ 14,904.60	\$ 7,829.15										\$ 44,533.75
Court Reporters	\$ 6,484	\$ 180.00	\$ 425.00	\$ 270.00										\$ 875.00
Computer Consultants	\$ 100,000	\$ 6,725.05	\$ 6,428.80	\$ 7,174.80										\$ 20,328.65
Human Resource Consultants	\$ 500	\$ -	\$ -											\$ -
Accounting Services	\$ 35,300	\$ 13,276.00	\$ 10,613.00	\$ -										\$ 23,889.00
FEMC General Counsel	\$ 10,000	\$ -	\$ -	\$ -										\$ -
Contract Monitor	\$ 19,200	\$ 1,600.00	\$ 1,600.00	\$ 1,600.00										\$ 4,800.00
Employment/Training	\$ 19,692	\$ 695.00	\$ 1,169.00	\$ 9,650.00										\$ 11,514.00
Publications	\$ 14,802	\$ 1,096.46	\$ 702.21	\$ 672.51										\$ 2,471.18
Insurance														
Directors & Officers	\$ 6,137	\$ -	\$ 555.68	\$ 277.84										\$ 833.52
Commercial Liability	\$ 6,782	\$ 584.07	\$ 584.07	\$ 584.07										\$ 1,752.21
Professional Liability	\$ 8,200	\$ 490.08	\$ 490.08	\$ 490.08										\$ 1,470.24
Cyber Liability	\$ 2,381	\$ 204.00	\$ 204.00	\$ 204.00										\$ 612.00
Workers Compensation	\$ 3,590	\$ 196.58	\$ 196.58	\$ 196.58										\$ 589.74
Public Information	\$ 15,000	\$ 362.00	\$ 3,423.32	\$ 362.77										\$ 4,148.09
Board Member Honorarium	\$ 11,800	\$ 100.00	\$ 1,400.00	\$ 1,200.00										\$ 2,700.00
Furniture and Equipment *	\$ 10,000	\$ -	\$ -	\$ -										\$ -
Computers and Software *	\$ 20,000	\$ -	\$ -	\$ 3,756.25										\$ 3,756.25
Copying & Printing	\$ 18,409	\$ 2,067.59	\$ 1,055.63	\$ 1,060.10										\$ 4,183.32
Office Supplies	\$ 35,252	\$ 2,204.95	\$ 2,371.81	\$ 1,552.89										\$ 6,129.65
Leased Equipment & Repair	\$ 22,014	\$ 2,444.90	\$ 1,324.00	\$ 2,724.00										\$ 6,492.90
Postage	\$ 12,200	\$ 2,051.39	\$ 14.35	\$ -										\$ 2,065.74
Office Space														\$ -
Lease Payment	\$ 128,019	\$ 10,433.47	\$ 10,433.47	\$ 10,433.47										\$ 31,300.41
Utilities	\$ -	\$ -	\$ -	\$ -										\$ -
Janitorial	\$ 870	\$ 72.20	\$ 65.34	\$ 38.90										\$ 176.44
Pest Control	\$ 300	\$ -	\$ 75.00	\$ -										\$ 75.00
Security Monitoring	\$ 5,454	\$ 190.11	\$ 190.11	\$ 354.11										\$ 734.33
Moving Expenses	\$ -	\$ -	\$ -	\$ -										\$ -
Leasehold Improvements *	\$ -	\$ -	\$ -	\$ -										\$ -
Telephone														
Local Line Charge	\$ 9,864	\$ 885.11	\$ 956.6	\$ 955.93										\$ 2,797.64
Long Distance	\$ 2,340	\$ 104.35	\$ 116.67	\$ 116.67										\$ 337.69
Internet Access Charges	\$ 5,227	\$ 308.93	\$ 309.15	\$ 308.93										\$ 927.01
Conference Calls	\$ 1,200	\$ 44.64	\$ 209.09	\$ -										\$ 253.73
Training - Board Members	\$ 800	\$ -	\$ -	\$ -										\$ -
Travel														
Board/Committee Meetings	\$ 109,691	\$ 1,441.73	\$ 13,348.79	\$ 836.51										\$ 15,627.03
Investigation/Prosecution	\$ 1,200	\$ -	\$ 594.78	\$ -										\$ 594.78
NCEES Travel	\$ 21,200	\$ -	\$ 4,756.24	\$ 1,118.52										\$ 5,874.76
General Travel	\$ 120	\$ -	\$ -	\$ -										\$ -
Employee Training Travel	\$ 12,905	\$ 2,167.02	\$ 3,887.59	\$ 870.40										\$ 6,925.01
Public Information Travel	\$ 5,000	\$ -	\$ 1,409.52	\$ 270.12										\$ 1,679.64
NCEES Dues	\$ 6,500	\$ -	\$ -	\$ -										\$ -
Memberships/Registrations	\$ 5,310	\$ -	\$ 15.00	\$ -										\$ 15.00
Renewal Activites														
Printing Renewal Notices	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Mailing Renewal Notices	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Printing Licenses/ID Cards	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Mailing Licenses/ID Cards	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Renewal OPS	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Renewal Supplies	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Legal Settlements	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
FEMC Budget Total	\$ 2,170,875	\$ 122,361.23	\$ 163,248.24	\$ 175,692.54	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 461,302.01

## **Section VII. Deliverables**

### *B8. Long Range Estimates of Revenue*

STATE OF FLORIDA  
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION  
BOARD OF PROFESSIONAL ENGINEERS  
OPERATING ACCOUNT  
ACTUAL AND PROJECTED REVENUES, EXPENSES  
AND CHANGES IN ACCOUNT BALANCE  
FISCAL YEARS ENDING JUNE 30, 2013 THROUGH JUNE 30, 2022

	Actual					Projected				
	JUNE 30 2013	JUNE 30 2014	JUNE 30 2015	JUNE 30 2016	JUNE 30 2017	JUNE 30 2018	JUNE 30 2019	JUNE 30 2020	JUNE 30 2021	JUNE 30 2022
<b>REVENUES</b>										
Fees and Charges	\$ 490,903	\$ 454,342	\$ 500,829	\$ 516,744	\$ 565,240	\$ 516,725	\$ 565,240	\$ 516,725	\$ 565,240	\$ 516,725
Licenses	4,869,110	357,163	3,934,303	385,155	4,023,714	349,731	3,943,788	349,731	3,943,788	349,731
Less: Licenses Waiver	-	-	-	-	-	-	-	-	-	-
Net Licenses	4,869,110	357,163	3,934,303	385,155	4,023,714	349,731	3,943,788	349,731	3,943,788	349,731
Fines	12,305	(2,271)	27,085	27,414	20,448	24,982	24,282	23,237	24,167	23,895
Investment Earnings	35,335	22,664	45,700	53,075	57,156	50,066	35,485	53,860	39,298	57,707
Refunds	121,300	42,067	40,655	42,996	29,660	-	-	-	-	-
Refund from FEMC	-	247,840	198,176	333,750	-	-	-	-	-	-
Other Revenues	-	-	566	-	13,417	-	-	-	-	-
<b>Total Revenues</b>	<b>5,528,953</b>	<b>1,121,805</b>	<b>4,747,314</b>	<b>1,359,134</b>	<b>4,709,634</b>	<b>941,504</b>	<b>4,568,794</b>	<b>943,554</b>	<b>4,572,492</b>	<b>948,059</b>
<b>EXPENSES</b>										
<b>Board Office</b>										
FEMC Contracted Services	2,070,036	2,070,023	2,070,000	2,070,320	2,070,051	2,070,051	2,070,051	2,070,051	2,070,051	2,070,051
Refunds	9,390	8,575	16,976	12,309	13,420	13,420	13,420	13,420	13,420	13,420
Service Charge to General Revenue	444,635	71,128	359,360	77,822	375,265	75,320	365,503	75,484	365,799	75,845
<b>Professional Regulation Division</b>										
Attorney General's Office	77,783	76,598	75,334	62,870	67,040	67,040	67,040	67,040	67,040	67,040
<b>Service Operations</b>										
Revenue Bank Charges	77,708	2,206	59,995	2,019	81,144	2,019	81,144	2,019	81,144	2,019
Call Center	57,761	11,607	38,740	1,679	2,545	1,679	2,545	1,679	2,545	1,679
<b>Department Administrative Costs</b>										
Administration	17,172	11,167	16,734	12,712	15,133	15,133	15,133	15,133	15,133	15,133
Information Technology	205,380	129,021	163,436	154,946	116,427	154,946	116,427	154,946	116,427	154,946
General Counsel/Legal	-	-	-	-	-	-	-	-	-	-
DOAH	-	-	-	-	-	-	-	-	-	-
<b>Board Administrative Office</b>										
<b>Total Expenses</b>	<b>2,959,865</b>	<b>2,380,325</b>	<b>2,800,575</b>	<b>2,394,677</b>	<b>2,741,025</b>	<b>2,399,609</b>	<b>2,731,263</b>	<b>2,399,772</b>	<b>2,731,559</b>	<b>2,400,133</b>
Excess (Deficiency) of Revenues Over (Under) Expenses	2,569,088	(1,258,520)	1,946,739	(1,035,543)	1,968,609	(1,458,104)	1,837,530	(1,456,219)	1,840,933	(1,452,074)
<b>TRANSFERS</b>										
<b>Transfers In</b>										
Transfers (to)/from Administrative Trust Fund										
Transfer To General Revenue-GAA	(99,500)	(68,518)	(220,362)	(58,800)	(147,160)	-	-	-	-	-
<b>Total Transfers</b>	<b>(99,500)</b>	<b>(68,518)</b>	<b>(220,362)</b>	<b>(58,800)</b>	<b>(147,160)</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>CHANGE IN ACCOUNT BALANCE</b>	<b>2,469,588</b>	<b>(1,327,038)</b>	<b>1,726,377</b>	<b>(1,094,343)</b>	<b>1,821,449</b>	<b>(1,458,104)</b>	<b>1,837,530</b>	<b>(1,456,219)</b>	<b>1,840,933</b>	<b>(1,452,074)</b>
ACCOUNT BALANCE, Beginning of Period	1,415,181	3,884,769	2,553,077	4,279,454	3,185,111	5,006,560	3,548,456	5,385,986	3,929,767	5,770,700
Prior Period Adjustment										
ACCOUNT BALANCE, End of Period	\$ 3,884,769	\$ 2,553,077	\$ 4,279,454	\$ 3,185,111	\$ 5,006,560	\$ 3,548,456	\$ 5,385,986	\$ 3,929,767	\$ 5,770,700	\$ 4,318,626

## **Section VII. Deliverables**

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

Total Renewals to date: (from 7/1/17)

243 Professional Engineers  
83 Certificate of Authorizations

**Applications:**

Received:	1161
Approved:	984
Denied:	36

Licenses Issued:	610 PE
	137 CA

Average time (days) to Process Applications:	43.11
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Scheduled Candidates for October Exam

Principles and Practice:	
Scheduled:	604
Passed:	
Failed:	
No Show:	

Fundamentals of Engineering\*\*:

Passed:	251
Failed:	167

\*\* 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. These results may contain candidates who have not applied with FEMC and who have been approved for licensure. 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).

**Number of Complaints Received in 1st<sup>h</sup> Quarter of 2017 / 2018:**..... 52

**Activity on Licensed Complaints received in 1st<sup>h</sup> Quarter of 2017 / 2018:**

Number of Licensed Complaints ..... 40  
Number of Complaints Deemed Legally Sufficient:..... 34  
Number of Complaints Deemed Legally Insufficient:..... 2  
Number of Complaints Still within 30 days of determination ..... 4

**Activity on Unlicensed Complaints received in 1st<sup>h</sup> Quarter of 2017 / 2018:**

Number of Unlicensed Complaints: ..... 12  
Number of Legally Sufficient Activity Cases: ..... 11  
Number of Legally Insufficient Activity Cases:..... 1  
Number of Complaints Still within 30 days of determination ..... 0

**Activity on all Licensed Complaints worked on in the 1st<sup>h</sup> Quarter of 2017 / 2018:**

Number of all Licensed Complaints..... 136  
Number Dismissed by Probable Cause:..... 22  
Number Determined to Have Probable Cause and Administrative Complaint filed: ..... 6

**Disciplinary Actions Taken on all pending Licensed cases by FBPE during 1st<sup>h</sup> Quarter of 2017 / 2018:**

Number of Final Orders Filed per Settlement Stipulation:..... 12  
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: ..... 1  
Number of Cases taken to DOAH ..... 1  
Number of Recommended Orders Entered: ..... 1  
Number of Final Orders adopting Recommended Order..... 0  
Informal Hearings: ..... 2  
Defaults: ..... 5  
Attorney Fees: ..... 0

**Disciplinary Actions Taken on all pending Unlicensed cases by FEMC during 1st<sup>h</sup> Quarter of 2017 / 2018:**

Number of all Unlicensed Cases worked on..... 28  
Notice to Cease and Desist Issued ..... 12  
Cease & Desist Agreements reached and resolved:..... 2  
Number referred to another agency ..... 0  
Number still under investigation ..... 12  
Number within thirty day of determining legal sufficiency..... 0  
Certificates of Authorization Citations Issued: ..... 2  
Certificates of Authorization Citations Paid: ..... 1  
Administrative Complaints after Cease & Desist:..... 0  
Final Orders Issued: ..... 1

Section VII, Deliverables, Section B:

FEMC shall provide a quarterly report to the Department along with the report required in Section X, Funding, of this Agreement, which shall include the following:

A list and status of all complaints made during this agreement (open and closed, licensed and unlicensed). Please See Tab "B3."

A list and status of all complaints made during this agreement, a/k/a this First Quarter of 2017-2018 (open and closed, licensed and unlicensed). Please See Tab "B3."



**Licensed & Unlicensed Activity:**

<b><u>Number of Complaints Received: 52</u></b>						
2017032049	2017035048	2017037225	2017039533	2017043542	2017044871	2017046397
2017033051	2017035180	2017037229	2017039800	2017044148	2017045355	2017046627
2017033052	2017035452	2017038543	2017040036	2017044300	2017045676	2017047107
2017033337	2017035483	2017038581	2017040296	2017044304	2017045689	2017047108
2017033357	2017035636	2017038740	2017041337	2017044324	2017045690	
2017034742	2017035640	2017038898	2017041586	2017044718	2017045795	
2017034915	2017036044	2017038902	2017042492	2017044807	2017046158	
2017035040	2017036438	2017039449	2017042495	2017044836	2017046175	

**Licensed Activity**

Number of Licensed Complaints Received: <u>40</u>	Number of Licensed Complaints Deemed Legally Sufficient: <u>34</u>	Number of Licensed Complaints Deemed Legally Insufficient: <u>2</u>	Number of Licensed Complaints still within 30 day determination time frame: <u>4</u>
2017032049	2017032049	2017036044	2017045689
2017033051	2017033051		2017045690
2017033052		Closed duplicate	
2017033337	2017033337		2017045795
2017034742	2017034742		2017046175
2017035040	2017035040		
2017035048	2017035048		
2017035180	2017035180		
2017035452	2017035452		
2017035636	2017035636		
2017035640	2017035640		
2017036044	2017036438		
2017036438	2017037225		
2017037225	2017037229		
2017037229	2017038543		
2017038543	2017038740		
2017038740	2017038898		
2017038898	2017038902		
2017038902	2017039800		
2017039449	2017039449		
2017039800	2017040296		
2017040296	2017042495		
2017042495	2017043542		
2017043542	2017044304		
2017044304	2017044324		
2017044324	2017044718		
2017044718	2017044807		
2017044807	2017044836		
2017044836	2017045355		
2017045355	2017045676		

2017045676	2017046158		
2017045689	2017046627		
2017045690	2017041586		
2017045795	2017042492		
2017046158	2017046397		
2017046175			
2017046627			
2017041586			
2017042492			
2017046397			

**Unlicensed Activity:**

Number of Unlicensed Complaints Received: <u>12</u>	Number of Unlicensed Complaints Deemed Legally Sufficient: <u>11</u>	Number of Unlicensed Complaints Deemed Legally Insufficient: <u>1</u>	Number of Unlicensed Complaints still within 30 day determination time frame: <u>0</u>
2017033357	2017033357	2017040036	
2017034915	2017034915		
2017035483	2017035483		
2017038581	2017038581		
2017039533	2017039533		
2017040036	2017041337		
2017041337	2017044148		
2017044148	2017044300		
2017044300	2017044871		
2017044871	2017047107		
2017047107	2017047108		
2017047108			

**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.**