

**Agenda for
The Florida Board of Professional Engineers
April 7, 2021 beginning at 1:00 p.m. or soon thereafter and
April 8, 2021 beginning at 8:30 a.m., or soon thereafter
Via video conference**

**Part I – Wednesday, April 7, 2021
(April 2021 FBPE Business Book)**

- A. Call to Order, Invocation, and Pledge of Allegiance to the Flag
- B. Roll Call, Determination of Quorum, and Address Absences.
- C. Introduction of guests and announcements as to presentations at a time certain
- D. FBPE Mission and Scope
 - #1. FBPE’s Mission: To protect the health and safety of the public by properly regulating the practice of engineering within the State of Florida.
 - #2. FBPE’s Scope: To meet its statutory obligation and exercise its legislative authority by reviewing and approving engineering applications; managing, updating and enforcing the rules that govern the practice of engineering and to guard against the unlicensed practice of engineering within the State of Florida.
- E. Approval of the Agenda
- F. Approval of Consent Agenda
 - #1. Minutes from February 17-18, 2021 FBPE Board Meeting
(Exhibit F#1)
 - #2. Minutes from March 10, 2021 FBPE Probable Cause Panel Meeting
(Exhibit F#2)
 - #3. Minutes from March 10, 2021 FBPE Rules Committee Meeting
(Exhibit F#3)
 - #4. Application for Retired Status
(Exhibit F#4)

G. Committee Reports

#1. Probable Cause Panel **(Next Meeting: May 12, 2021 at 8:30am via video conference)**

(Panel A: Robert Matthews, P.E., Chair; Babu Varghese, P.E., S.I.; Warren Hahn, P.E.) and (Panel B: Robert Matthews, P.E., Chair; Dylan Albergo, P.E.; John Pepper, P.E., S.I.)

(a) Committee Chair's Report.

#2. Applications Review **(Next Meeting: if needed, May 12, 2021 at 1pm via video conference)**

(PJ Shah, P.E., Chair; Dylan Albergo, P.E.; Scott Drury, P.E.; Kevin Fleming, P.E.; Babu Varghese, P.E., S.I.)

(a) Committee Chair's Report.

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

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

(Kevin Fleming, P.E., Chair; Scott Drury, P.E., PJ Shah, P.E.)

(a) Committee Chair's Report.

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

(Scott Drury, P.E., Chair; Kevin Fleming, P.E.; Babu Varghese, P.E., S.I.)
(Public Advisors: Warren Hahn, P.E., Joe Limpert, P.E.)

(a) Committee Chair's Report.

#5. Multidimensional Electronic Model Task Force **(Next Meeting: TBD)**

(FBPE Board Members: Dylan Albergo, P.E.; Scott Drury, P.E.; PJ Shah, P.E.)
(Public Advisors: Vern Danforth; Will Sharp; Mo Harmon; Anath Prasad;
William Bracken, P.E., S.I.; Steve Stanfill; Mark Lemieux; Dylan Richard; Casey Sveiven;
Nick Benedico)

(a) Committee Chair's Report.

#6. Joint FBPE-FEMC Committee **(Next Meeting: TBD)**

(FBPE Board Members: Kevin Fleming, P.E.; Dylan Albergo, P.E.)
(FEMC Board Members: Barney Bishop, Committee Chair, Public Member; John Stewart,
Public Member)

H. NCEES

(Kevin Fleming, P.E., FBPE Liaison)

#1. 2021 NCEES Southern Zone Meeting – April 15, 2021 at 10am to 1pm- being held virtually

- Welcome Event will be held on April 14
- Appoint Voting Delegate
- Discuss zone elections and decide on candidate(s) to vote for

#2. Discussion on NCEES Annual Meeting- New Orleans – only two representatives can attend in-person--board needs to decide on which two representatives will attend

I. Advisory Attorney's Report

#1. Rules Report
(Exhibit I#1)

#2. Public Hearing on Rule 61G15-19.004; 19.0051, 19.0071 – Disciplinary Guidelines
(Exhibit I#2)

#3. Public Hearing on Rule 61G15-23.001 (to conform 23.001 to revised language in 61G15-30.003
(Exhibit I#3)

#4. Public Hearing on Rules 61G15-18.011 and 61G15-34.002, F.A.C. (JAPC letter and Board Counsel Suggested Revisions to resolve)
(Exhibit I#4)

#5. Public Hearing on Rule 61G15-31.006
(Exhibit I#5)

J. Executive Director's Report

#1. Renewal Update

#2. Email from J Silny about evaluations of engineering technology degrees
(Exhibit J#2)

#3. 2021 FBPE/FEMC Meeting Calendar
(Exhibit J#3)

K. Chief Prosecutor's Report

#1. 300-day report
(Exhibit K#1)

#2. Profile of legal cases by year
(a) Cases open for 1 year plus
(Exhibit K#2a)

(b) Total open cases by year
(Exhibit K#2b)

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

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

L. Engineering Association and Society Reports

#1. FSEA

#2. FES

#3. IEEE

#4. ASCE



M. Chair's Report

N. Action Items from Previous Board Meetings

#1. Email from Dr. Stuart Welsh, P.E – Re: Question about NTSB Recommendation

#2. Email from Mr. John Simko, P.E. – Re: Building Departments

#3. Email from Mr. John Simko, P.E. – Re: engineers doing work outside of their expertise

O. Correspondence to the Board

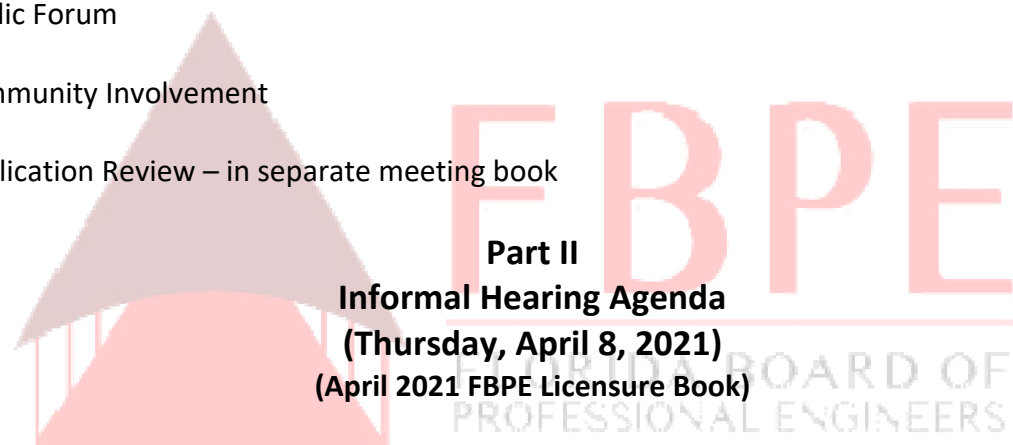
#1. Request for Declaratory Statement by Harold Barrineau
(Exhibit O#1)

- #2. Letter from Ranger Engineering Group – Re: Interpretation of policies regarding services performed in preparation of machine control models in Florida (possible request for declaratory statement)
(Exhibit O#2)
- #3. Email from Mr. Mark LeBlanc, P.E. – Re: Determining Competency to Provide a Residential Plumbing Inspection
(Exhibit O#3)
- #4. Email from Mr. Robert Sheppard, P.E. – Re: Truss drawings by others
(Exhibit O#4)
- #5. Email from Mr. Brian Chandler, P.E. – Re: Problems with municipalities accepting documents
(Exhibit O#5)

P. Public Forum

Q. Community Involvement

R. Application Review – in separate meeting book



Part II
Informal Hearing Agenda
(Thursday, April 8, 2021)
(April 2021 FBPE Licensure Book)

Review of FBPE Mission and Scope:

FBPE’s Mission: To protect the health and safety of the public by properly regulating the practice of engineering within the State of Florida.

FBPE’s Scope: To meet its statutory obligation and exercise its legislative authority by reviewing and approving engineering applications; managing, updating and enforcing the rules that govern the practice of engineering and to guard against the unlicensed practice of engineering within the State of Florida.

Description of the Application Review Process by Kevin Fleming, P.E.

S. Ratification of Actions from Application Review, April 7, 2021

T. Informal Hearing on Application for Licensure as Professional Engineer

#1. Brett Sanicola
(Exhibit T#1)

#2. Raik Huster
(Exhibit T#2)

U. Continuation of Informal Hearing Application for Licensure as Professional Engineer

#1. Emerson Silva Dos Santos
(Exhibit U#1)

V. Informal Hearing Application for Special Inspector Certification

#1. Renato Silva
(Exhibit V#1)

W. Board Appearance on Application for Engineer Intern Certification

#1. Ryan Fallin
(Exhibit W#1)

X. Board Appearance on Application for Licensure as Professional Engineer

#1. Michael Russo
(Exhibit X#1)

Y. Hearing on Petition on Wavier and Variance of Rule 61G15-22.0002 – Licensure Change of Status, Reactivation, Reinstatement of Void Licenses

#1. Dung-Ning Yu
(Exhibit Y#1)

#2. Donald Spencer
(Exhibit Y#2)

#3. Lawrence McNally
(Exhibit Y#3)

#4. Douglas Seaman
(Exhibit Y#4)

#5. James Schnelle
(Exhibit Y#5)

Part III
Disciplinary Hearings
(Thursday, April 8, 2021)
(April 2021 FBPE Disciplinary Book)

Description of Disciplinary Process by Kevin Fleming, P.E.

Z. Settlement Stipulation

#1. Bishop, Gary P.E.

P.E. Number: 25357
FEMC Case Number: 2019027732
Probable Cause Panel Date: November 10, 2020, January 20, 2021
Probable Cause Panel: Matthews, Fleming, Drury & Hahn

#2. Philmon, Timothy P.E. (CE case & confirmed attendance)

P.E. Number: 82785
FEMC Case Number: 2020007347
Probable Cause Panel Date: November 10, 2020
Probable Cause Panel: Matthews, Fleming, & Drury

#3. Spensieri, Michael P.E. (CE Case & confirmed attendance)

P.E. Number: 71093
FEMC Case Number: 2020002299
Probable Cause Panel Date: November 10, 2020
Probable Cause Panel: Matthews, Fleming, & Drury

#4. Vanegas, Ernesto P.E.

P.E. Number:
FEMC Case Number: 2019019430
Probable Cause Panel Date: January 20, 2021
Probable Cause Panel: Matthews, Fleming & Hahn
Represented by: Frank J. Gaviria, Esq.

AA. Informal Hearing

#5. Hoang, Tuan, P.E. (CE Case)

P.E. Number: 71666
FEMC Case Number: 2020005264
Probable Cause Panel Date: May 13, 2020
Probable Cause Panel: Matthews, Fleming & Drury

#6. Perret, Victor, P.E. (CE Case)

P.E. Number: 65760
FEMC Case Number: 2020007344
Probable Cause Panel Date: July 08, 2020, November 10, 2020
Probable Cause Panel: Matthews, Fleming & Drury

BB. Default

#7. Blouin, Bruce, P.E. (CE Case)

P.E. Number: 78862
FEMC Case Number: 2020002318
Probable Cause Panel Date: September 09, 2020
Probable Cause Panel: Matthews, Fleming & Drury

CC. Voluntary Relinquishment

#8. Goddard, Bruce P.E.

P.E. Number: 14676
FEMC Case Number: 2018064132
Probable Cause Panel Date: November 10, 2020
Probable Cause Panel: Matthews, Fleming, & Drury

DD. Change of Status Request

#9. John Fowler, P.E.

P.E. Number: 44672
FEMC Case Number: 2017045676
Probable Cause Panel Date: March 14, 2018
Probable Cause Panel: Fleming, Bracken, & Matthews

EE. Mandatory Board Meeting

#10. Barnett, Winthrop, P.E. (confirmed attendance)

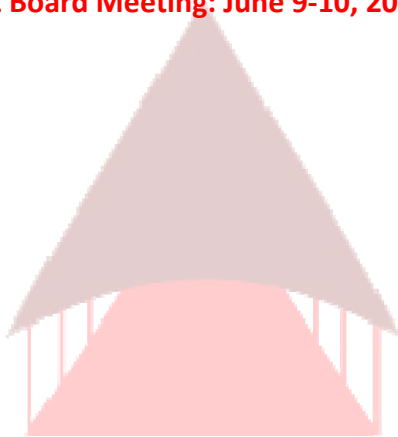
P.E. Number: 25576
FEMC Case Number: 2019012309
Probable Cause Panel Date: May 07, 2019
Probable Cause Panel: Matthews, Drury & Albergo
Final Order Date: February 27, 2020

FF. Old Business

GG. New Business

HH. Adjourn

Next Board Meeting: June 9-10, 2021 via video conference



FBPE
FLORIDA BOARD OF
PROFESSIONAL ENGINEERS