

**Agenda for
The Florida Board of Professional Engineers
August 11, 2021 beginning at 1:00 p.m. or soon thereafter and
August 12, 2021 beginning at 8:30 a.m., or soon thereafter
Via video conferencing**

**Part I – Wednesday, August 11, 2021
(August 2021 FBPE Business Book)**

- A. Call to Order
- 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 March 10, 2021 FBPE Rules Committee Meeting
(Exhibit F#1)
 - #2. Minutes from June 9-10, 2021 FBPE Board Meeting
(Exhibit F#2)
 - #3. Minutes from June 10, 2021 FBPE Rules Committee Meeting
(Exhibit F#3)
 - #4. Minutes from July 14, 2021 FBPE Probable Cause Panel Meeting
(Exhibit F#4)
 - #5. Minutes from July 14, 2021 FBPE Board Meeting
(Exhibit F#5)

#6. 20-21 4th Qtr FEMC Report
(Exhibit F#6)

#7. Application for Retired Status
(Exhibit F#7)

G. Committee Reports

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

(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: September 8, 2021, at 1pm via video conference)**

(PJ Shah, P.E., Chair; Dylan Albergo, P.E.; Scott Drury, P.E.; Kevin Fleming, P.E.;
Jeb Mulock, P.E.; Yassi Myers, P.E.; John Pistorino, P.E.; Denise Ramsey, 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. Multidimensional Electronic Model Task Force **(Next Meeting: TBD)**

(FBPE Board Members: Dylan Albergo, P.E.; Scott Drury, P.E.)

(a) Committee Chair's Report.

#5. 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 Annual Meeting Information/Update
(Exhibit H#1)

#2. 2021 NCEES Annual Meeting Engineering Forum Report
(Exhibit H#2)

I. Advisory Attorney's Report

#1. Rules Report
(Exhibit I#1)

#2. Public Hearing on Rule 61G15-22.0002 – Licensure Change of Status, Reactivation;
Reinstatement of Void Licenses
(Exhibit I#2)

#3. Public Hearing on Rule 61G15-23.001 – Signature, Date and Seal Shall Be Affixed
(Exhibit I#3)

#4. Public Hearing on Rule 61G15-31.003 – Design of Structures Utilizing Prefabricated
Wood Trusses
(Exhibit I#4)

#5. Public Hearing on Rule 61G15-32.003, 34.003, 34.004 and 34.007(JAPC comments)
(Exhibit I#5)

#6. Public Hearing on 61G15 – to update board address on rules (see list attached))
(Exhibit I#6)

#7. Antitrust Update
(Exhibit I#7)

#8. Discussion on Federal Executive Order
(Exhibit I#8)

J. Executive Director's Report

#1. Office Relocation Update

#2. Annual Certification of FEMC-DBPR Contract
(Exhibit J#2)

#3. Proposed change to PE Certificates
(Exhibit J#3)

#4. Discussion on 2022 FBPE/FEMC Meeting Calendar (i.e.: full face to face meetings; hybrid meetings; continue with video conference meetings – calendar attached)
(Exhibit J#4)

#5. 2021 FBPE/FEMC Meeting Calendar
(Exhibit J#5)

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

#1. Appoint Committees

N. Action Items from Previous Board Meetings

#1. Email from Mr. Craig Johnson – Re: Clarification of Qualifying work experience for PE Licensure

O. Correspondence to the Board

#1. Email from Mr. David Herbert – Re: is the ABC Course required for a PE doing and submitting geo-tech reports
(Exhibit O#1)

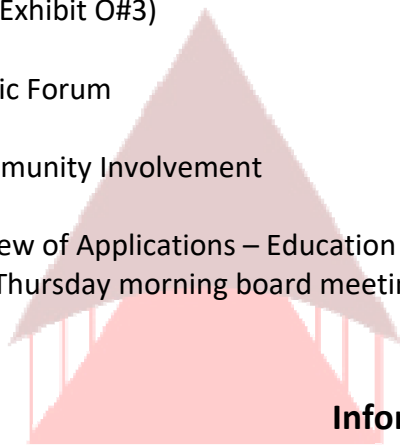
#2. Email from Mr. Bill Dunn, P.E. – Re: Will his course “Sexual Harassment Prevention” satisfy the Ethics requirement for renewal.
(Exhibit O#2)

#3. Email from Ms. Angelina Fairchild, P.E. – Re: Protocols for building evaluations
(Exhibit O#3)

P. Public Forum

Q. Community Involvement

R. Review of Applications – Education and Experience will be done at one time and ratified at the Thursday morning board meeting on August 12, 2021 – in separate meeting book



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Part II
Informal Hearing Agenda
(Thursday, August 12, 2021)
(August 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.

S. Ratification of Actions from Application Review, August 11, 2021

Description of Educational Committee Process by Kevin Fleming, P.E.

T. Informal Hearing on Application for Licensure by Endorsement

#1. Daniel Williams
(Exhibit U#1)

U. Informal Hearing on Application for Special Inspector Certification

#1. Esther Calle
(Exhibit U#1)

V. Petition for Waiver and Variance of Rule 61G15-20.002 (1)(b)11

#1. Matthew Filer
(Exhibit V#1)

W. Petition for Waiver and Variance of Rule 61G15-22.0002(3)

#1. Keasia Daniels
(Exhibit W#1)

#2. Lewis Davies
(Exhibit W#1)

#3. C. Reed Haydon
(Exhibit W#1)



Part III
Disciplinary Hearings
(Thursday, August 12, 2021)
(August 2021 FBPE Disciplinary Book)

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

X. Settlement Stipulation

#1. Curtis, James, P.E.
P.E. Number: 37912
FEMC Case Number: 2019060873
Probable Cause Panel Date: March 10, 2021
Probable Cause Panel: Matthews, Albergo & Pepper
Represented By: Edwin Bayó, Esquire

#2. Tommell, Richard, P.E.

P.E. Number: 61859
FEMC Case Number: 2020009259
Probable Cause Panel Date: March 10, 2021
Probable Cause Panel: Matthews, Albergo & Pepper
Represented by: Clayton T. Osteen, Esq

#3. Wilkinson, Carey, P.E.

P.E. Number: 80472
FEMC Case Number: 2020044838
Probable Cause Panel Date: March 10, 2021
Probable Cause Panel: Matthews, Albergo & Pepper
Represented by: Julie Bal, Esq

#4. Zuendt, Alexander, P.E.

P.E. Number: 81552
FEMC Case Number: 2020000551
Probable Cause Panel Date: January 20, 2021
Probable Cause Panel: Matthews, Fleming, & Hahn
Represented by: Dylan Rivers, Esq

Y. Request for Reconsideration of Final Order

#5. Perret, Victor, P.E.

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

Z. Default

#6. 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

#7. Gavarrete, Gilberto, P.E.

P.E. Number: 51371(Suspended)
FEMC Case Number: 2018001653
Probable Cause Panel Date: March 11, 2020
Probable Cause Panel: Matthews, Fleming & Drury
Represented by: Jeff Peters, Esq.

#8. Spiker, Roy, P.E. (CE Case)

P.E. Number: 42289
FEMC Case Number: 2020010464
Probable Cause Panel Date: July 08, 2020
Probable Cause Panel: Matthews, Fleming & Drury

AA. Informal Hearing

#9. Koch, Donald, P.E. (CE Case-confirmed attendance)

P.E. Number: 74485
FEMC Case Number: 2020006226
Probable Cause Panel Date: July 08, 2020, January 20, 2021 & March 10, 2021,
Probable Cause Panel: Matthews, Fleming & Drury, Albergo, Hahn & Pepper

BB. Hearing on Recommended Order

#10. Henry, Earl, P.E.

P.E. Number: 72639
FEMC Case Number: 2020001816
Probable Cause Panel Date: January 20, 2021
Probable Cause Panel: Matthews, Fleming, & Hahn

CC. Voluntary Relinquishment

#11. Gilpin, James W., P.E.

P.E. Number: 68569
FEMC Case Number: 2020005236
Probable Cause Panel Date: September 09, 2020, & January 20, 2021
Probable Cause Panel: Matthews, Fleming, Drury & Hahn

DD. Change of Status/Discussion

#12. Grube, Todd, P.E. (CE Case)

P.E. Number: 72639
FEMC Case Number: 2018000854
Probable Cause Panel Date: March 13, 2019
Probable Cause Panel: Matthews, Drury & Albergo

EE. Mandatory Board Meeting

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

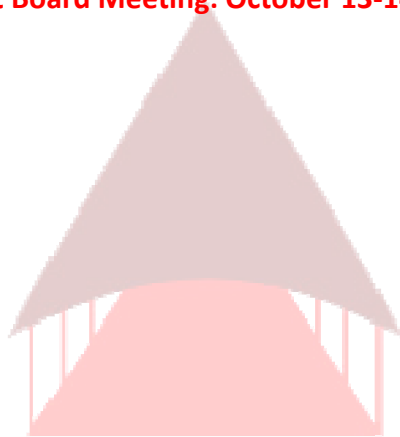
P.E. Number: 25576
FEMC Case Number: 2019012309
Probable Cause Panel Date: May 07, 2019
Probable Cause Panel: Matthews, Drury & Albergo
Final Order Date: February 27, 2020

FF. Old Business

GG. New Business

HH. Adjourn

Next Board Meeting: October 13-14, 2021, via video conference (zoom)



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