

AMENDED Agenda for
The Florida Board of Professional Engineers
June 14, 2023 beginning at 1:00 p.m. or soon thereafter and
June 15, 2023 beginning at 8:30 a.m., or soon thereafter
Tampa, FL

Part I – Wednesday, June 14, 2023
(June 2023 FBPE Business Book)

- A. Call to Order, Invocation and Pledge of Allegiance
- 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 28, 2023 FBPE Rules Committee Meeting
(Exhibit F#1)
 - #2. Minutes from April 12-13, 2023 FBPE Board Meeting
(Exhibit F#2)
 - #3. Minutes from May 10, 2023 FBPE Probable Cause Panel Meeting
(Exhibit F#3)
 - #4. Minutes from May 10, 2023 FBPE Board Meeting
(Exhibit F#4)
 - #5. 2022-2023 FEMC 3rd Report
(Exhibit F#5)

G. Committee Reports

#1. Probable Cause Panel **(Next Meeting: July 7, 2023, at 8:30 am via video conference – Panel A)**

(Panel A: Robert Matthews, P.E., Chair; John Pistorino, P.E., S.I.; Denise Ramsey, P.E.)
(Kevin Fleming – alternate for both panels)

(a) Committee Chair's Report.

#2. Applications Review **(Next Meeting: September 13, 2023, at 1 pm via video conference)**

(Babu Varghese, P.E., S.I., Chair; Dylan Albergo, P.E.; Sam Mousa, P.E., Jeb Mulock, P.E.; Yassi Myers, P.E.; John Pistorino, P.E., S.I.; Denise Ramsey, P.E.; PJ Shah, P.E.; Christopher Dawson, Public Member; James Gonzalez, Public Member)

(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: August 2, 2023, at 9am)**

(Denise Ramsey, P.E., Chair; James Gonzalez, Public Member; Yassi Myers, P.E.; John Pistorino, P.E., S.I.)

(a) Committee Chair's Report.

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

(Dylan Albergo, P.E., Chair; John Pistorino, P.E., S.I.; Babu Varghese, P.E., S.I.)

(a) Committee Chair's Report.

#5. Joint FBPE-FBC Committee **(Next Meeting: TBD)**

(John Pistorino, P.E., S.I., Chair; Denise Ramsey, P.E.; Babu Varghese, P.E., S.I.)

(a) Committee Chair's Report.

H. NCEES

(Dylan Albergo, P.E., FBPE Liaison)

#1. 2023 NCEES Annual Meeting - Boston, MA – August 15-18 (schedule of events and summary of motions to be presented at meeting)

(Exhibit H#1)

I. Advisory Attorney's Report

#1. Rules Report
(Exhibit I#1)

#2. Public Hearing on Rule 61G15-21.007 - Re-examination; Additional Requirements After Third Failure; Examinations in Additional Disciplines
(Exhibit I#2)

#3. Public Hearing on Rule 61G15-19.004 - Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances
(Exhibit I#3)

#4. Public Hearing on Rule 61G15-20.002 – Experience
(Exhibit I#4)

#5. Review and Approval of Annual Regulatory Plan
(Exhibit I#5)

#6. Discussion on Engineering Documents that must be signed and sealed (from March 2023 PCP Meeting and May 2023 FBPE Rules Committee Meeting)
(Exhibit I#6)

J. Executive Director's Report

#1. Letter from ANS – Nuclear PE Exam
(Exhibit J#1)

#2. 2023 FBPE/FEMC Meeting Calendar
(Exhibit J#2)

#3. 2024 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 Paul Benvie – Re: CE credit for serving on Building and Zoning Oversight Committee

#2. Email from Lindsey Porter, P.E. – Re: Notice of Non-Compliance

#3. Email from Warren Schaefer, P.E. – Re: Misuse of Florida certifications in Texas

O. Correspondence to the Board

#1. Email from Tim Houghtaling – Re: Public Service Engineering License requirements
(Exhibit O#1)

**#2. Email from Mr. Bill Bracken, P.E. – Re: FBC's Existing Building Inspection Workgroup
(Exhibit O#2)**

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 June 14, 2023 – in separate meeting book

Part II
Informal Hearing Agenda
(Thursday, June 15, 2023)
(June 2023 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, June 14, 2023

Description of Educational Committee Process by Dylan Albergo, P.E.

T. Informal Hearing on Application for Licensure as Professional Engineer

#1. Alexander Garcia Florida
(Exhibit T#1)

U. Petition for Waiver and Variance of Rule 61G15-20.007

#1. Hesham Shahin
(Exhibit U#1)

Part III
Disciplinary Hearings
(Thursday, June 15, 2023)
(June 2023 FBPE Disciplinary Book)

Description of Disciplinary Process by Dylan Albergo, P.E.

V. Settlement Stipulation

NOTE: Cases 2-6 (which are CE cases) may be taken up as one single item unless any board member wishes to pull any case for individual consideration, or a Respondent wishes to address the board. It is understood that any member participating in PCP would be recused from the vote on that item – this agenda indicates the PCP member for each item.

#1. Blanco, Rafael P.E. (Appearance required)

P.E. Number: 66292
FEMC Case Number: 2021038015
Probable Cause Panel Date: March 15, 2023
Probable Cause Panel: Matthews, Ramsey, & Hahn

#2. Iya, John P.E. (CE Case)

P.E. Number: 77294
FEMC Case Number: 2022043126
Probable Cause Panel Date: March 15, 2023
Probable Cause Panel: Matthews, Ramsey, & Hahn

#3. Kroll, Taylor, P.E. (CE Case)

P.E. Number: 83280
FEMC Case Number: 2023003048
Probable Cause Panel Date: March 15, 2023
Probable Cause Panel: Matthews, Ramsey, & Hahn

#4. Marshall, Evan, P.E. (CE Case)

P.E. Number: 87288
FEMC Case Number: 2022054786
Probable Cause Panel Date: March 15, 2023
Probable Cause Panel: Matthews, Ramsey, & Hahn

#5. Nesvold, Scott P.E. (CE Case)

P.E. Number: 88175
FEMC Case Number: 2023001869
Probable Cause Panel Date: March 15, 2023
Probable Cause Panel: Matthews, Ramsey, & Hahn
Represented by: Edwin Bayó, Esquire

#6. Santa, Devin P.E. (CE Case)

P.E. Number: 82744
FEMC Case Number: 2023006662
Probable Cause Panel Date: March 15, 2023
Probable Cause Panel: Matthews, Ramsey, & Hahn

W. Informal Hearing

#7. Ayaz, Sabri P.E. (CE Case)

P.E. Number: 42914
FEMC Case Number: 2022035566
Probable Cause Panel Date: March 15, 2023
Probable Cause Panel: Matthews, Ramsey, & Hahn

#8. Gamboa, Mario P.E. (CE Case)

P.E. Number: 44675
FEMC Case Number: 2022039040
Probable Cause Panel Date: March 15, 2023
Probable Cause Panel: Matthews, Ramsey, & Hahn
Represented by: Edwin Bayó, Esquire

#9. Gonzalez, Fabiana P.E. (CE Case)

P.E. Number: 75049
FEMC Case Number: 2022044633
Probable Cause Panel Date: March 15, 2023
Probable Cause Panel: Matthews, Ramsey, & Hahn

#10. Suhr, Gregory P.E. (CE Case)

P.E. Number: 83042
FEMC Case Number: 2023007700
Probable Cause Panel Date: March 15, 2023
Probable Cause Panel: Matthews, Ramsey, & Hahn

X. Default

#11. Wheeler, Steven

P.E. Number: Unlicensed
FEMC Case Number: 2020057141
Probable Cause Panel Date: November 2, 2022
Probable Cause Panel: Matthews, Ramsey, & Pepper

Y. Voluntary Relinquishment

#12. Lena, Ubaldo, P.E. (CE Case)

P.E. Number: 40167
FEMC Case Number: 202056090
Probable Cause Panel Date: March 15, 2023
Probable Cause Panel: Matthews, Ramsey, & Hahn

Z. Old Business

AA. New Business

BB. Adjourn

Next Board Meeting: August 2-3, 2023

**Embassy Suites by Hilton Tampa Airport Westshore
555 N. Westshore Blvd, Tampa, FL 33609**

