

MINUTES

STATE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS

January 18, 2007

8:30 A.M.

**INDIANA GOVERNMENT CENTER SOUTH
402 WEST WASHINGTON STREET, ROOM W064
INDIANAPOLIS, INDIANA**

I. CALL TO ORDER

Mr. Snead called the meeting to order at 8:39 a.m. in Conference Center Room W064, 402 West Washington Street, Indianapolis, Indiana and declared a quorum in accordance with IC § 25-31.

Members Present:

Harold Snead, Chairman
John Sauer, Vice-Chairman
Kenneth Spaulding
Jim Erb
Chris A. Gwaltney

Members Not Present:

John Beery
Mark Downey

Staff Present:

Angela Smith Jones, Board Director, Indiana Professional Licensing Agency
Mary Kate Adams, Assistant Director, Indiana Professional Licensing Agency
Lorrie Ruble, Case Manager, Indiana Professional Licensing Agency
Jim Schmidt, Legal Counsel, Office of the Attorney General

II. ADOPTION /AMENDMENTS TO THE MINUTES OF December 21, 2006

Board Action: A motion was made to adopt the minutes of October 19th and November 16th, 2006.

Gwaltney/Sauer
Motion carried 5/0/0

III. REPORT REGARDING CONSUMER COMPLAINTS FROM THE OFFICE OF THE ATTORNEY GENERAL By Liaison for the Board

There was nothing new to report.

IV. CONTINUING EDUCATION

Discussion by the Board

A rough draft will be forthcoming for the board's review at the February meeting.

V. PETITIONS FOR REVIEW

A. Michael P. Ryer

Re: Denial of Application for Registration as a Professional Engineer by Comity

B. Ramon O. Olivares

Re: Denial of Application for Registration as a Professional Engineer by Comity

C. Omar Kanoun

Re: Denial of Application for Registration as a Professional Engineer by Comity

Board Action: A motion was made to grant the petitions for review of Ryer, Olivares and Kanoun.

Sauer/Gwaltney
Motion carried 5/0/0

Board Action: A motion was made to appoint Mr. Erb as the ALJ for the above listed petitions.

Spaulding/Gwaltney
Motion carried 5/0/0

VI. ADMINISTRATIVE HEARINGS

A. In the Matter of Arthur S. Lewis

Administrative Cause No.: SBRPE 06-02

Re: Petition for Withdrawal of Probation

Parties and Counsel Present:

Tanisha Willoughby was present on behalf of the State.

Respondent was not present, but Richard McMinn was present on behalf of Respondent.

Participating Board Members:

Harold Snead, Hearing Officer

Jim Erb

Kenneth Spaulding

John Sauer

Chris Gwaltney

Witnesses:

None

Case Summary: Mr. Lewis is requesting that the board terminate his probation. He believes he has complied with the probationary terms. The State has no objection to the termination of probation as long as the conditions of the order have been met.

Board Action: A motion was made to grant the petition for withdrawal of probation.

Erb/Gwaltney
Motion carried 5/0/0

VII. CONSIDERATION OF ADMINISTRATIVE LAW JUDGE ORDERS

A. In the Matter of David H. Cowden, III

Administrative Cause No.: SBRPE 05-35

Re: Administrative Law Judge's Order

Board Action: A motion was made to affirm the ALJ order granting the license by comity.

Spaulding/Erb
Motion carried 5/0/0

B. In the Matter of David M. Lanham

Administrative Cause No.: SBRPE 06-45
Re: Administrative Law Judge's Order

Board Action: A motion was made to affirm the ALJ order denying the license by comity and allowing him to retake the P.E. exam.

Spaulding/Sauer
Motion carried 5/0/0

C. In the Matter of Benjamin D. Schutt

Administrative Cause No.: SBRPE 06-46
Re: Administrative Law Judge's Order

Board Action: A motion was made to affirm the ALJ order admitting him to the exam.

Erb/Spaulding
Motion carried 5/0/0

D. In the Matter of Benjamin J. Houle

Administrative Cause No.: SBRPE 06-44
Re: Administrative Law Judge's Order
(*Objection to ALJ Order filed 1/3/2007*)

Board Action: A motion was made to give Mr. Houle until February 9th, 2007 to file a brief with the board.

Sauer/Spaulding
Motion carried 5/0/0

E. In the Matter of Craig Twibell

Administrative Cause No.: SBRPE 06-41
Re: Administrative Law Judge's Order

Board Action: A motion was made to affirm the ALJ order granting him admission to the professional engineer exam.

Spaulding/Sauer
Motion carried 5/0/0

VIII. DISCUSSION ITEMS

None

IX. CORRESPONDENCE

A. Edwin R. Hendricks, P.E.

Re: Request Renewal of Terminated License

Board Action: A motion was made to deny the request for renewal.

Erb/Spaulding
Motion carried 5/0/0

B. Robert M. Dee, P.E.

Re: Request to sit for the Structural II Exam

Board Action: A motion was made to grant his request for approval to sit for the exam.

Spaulding/Erb
Motion carried 5/0/0

C. Andrew E. Olson, P.E.

Re: Request to sit for the Structural II Exam

Board Action: A motion was made to grant his request to sit for the Structural II Exam for the April 2007 and the board will consider requests for future exams as needed or requested.

Gwaltney/Erb
Motion carried 5/0/0

X. PERMIT/LICENSURE APPLICATIONS

A motion was made and seconded to approve all recommendations and decisions made by the Board members on applications for licensure that were reviewed throughout the Board meeting.

Gwaltney/Spaulding
Motion carried 4/0/0

XI. OLD BUSINESS

- a. Proposed Rules/Statute Changes
 - 1. Draft of Fee rules

The board reviewed the draft language.

- b. Discussion regarding Continuing Education

XII. BOARD DIRECTOR'S REPORT

A. Litigation Tracking System

ASJ informed the board that the agency has created a disciplinary tracking system which will be available from the webpage. It is not running, yet but is forthcoming.

B. File Review

The board feels more comfortable with the staff reviewing the clear cut files. The technology degrees can be problematic and the case managers would need to be sure to defer those to the board, because this gets into course evaluation. File evaluation has progressed; however, this discussion was tabled in order to collect data on the percentages of reversals in order to make a more informed decision.

XIII. NEW BUSINESS

- A. Mr. Gwaltney posed a question on the sequencing issue. Should there be a rule change to allow 6 months or a year of co-op experience to be included in the 4 year experience requirement? It seems like a lot of ALJ hearings are eaten up with denials for comity due to close calls for years of experience. It is more important to have a total of 4 years of experience prior to licensure, not necessarily prior to when the test is taken (with respect to work experience). Staff needs to research to determine whether this would require a statutory or rule change. What are the NCEES requirements? What are other state rules?

XIV. OTHER BUSINESS

XV. ADJOURNMENT

There being no further business and having completed its duties, the meeting of the State Board of Registration for Professional Engineers adjourned at 2:10 p.m.

Harold Snead *By John Saul*
Harold Snead – Chairperson *JOHN SAUL*
State Board of Registration for Professional Engineers

2-15-07
Date

PROFESSIONAL ENGINEER
BOARD MEETING
February 15, 2007

EIT APPLICANTS

APPLICANT	APPROVED	TABLED	DENIED
Bouabid, Nabil (Prev. Tab.)		/ X /	
Chillarige, Annaji (Prev. Tab)	X	/	/
Gray, Brian (Prev. Tab.)		/	/ X
Rokosz, Milos (Prev. Tab.)		/	/ X
Jurczak, Andrew (Prev. Tab)		/	/ X
Zolvinski, Adam (Prev. Tab.)		/	/ X
Spidel, Matthew L. (Prev. Tab.)	X	/	/
Mahdy, Hesham	X	/	/
Moody, Charles Jr.	X		

-Supplemental
-education
-education
Education

PE EXAM APPLICANTS

APPLICANT	APPROVED	TABLED	DENIED
Yeung, Alexandria (Prev. Tab)		/	/ X
Chillarige, Annaji (Prev. Tab)	X	/	/
Gauthier, Javier F.	X		
King, Colby L.	X	/	/
McNeely, John Aaron		X	

-experience
-Reference

PE COMITY APPLICANTS

APPLICANT	APPROVED	TABLED	DENIED
Timble, Nitin	X	/	/
Steenberg, John (Prev. Tab)		/	/
Moerschel, Paul Steven (Prev. Tab)		/	/
Riggs, Douglas J. (Prev. Tab Jan)	X	/	/
Gentry, Morris Lee (Jan. Mtg)		/	/
Moore, Charles J. (Jan. Mtg)		/	/
Albertson, Tyler (Jan. Mtg)		/	/
Rella, Robert (Jan. Mtg)		/	/
Wells, Andrew (Jan. Mtg)		/	/
Cronin, Michael (Jan. Mtg)		/	/
Skoraczewski, Gregory (Jan. Mtg)		/	/
Seelbach, John G. (Jan. Mtg)		/	/
Dieterlen, Peter (Jan. Mtg)		/	/

Gruendler, John J. (Jan. Mtg)	_____	/	_____	/	_____
Mitchell, John Wilson (Jan. Mtg)	_____	/	_____	/	_____
Schieder Mayer, Ruth (Jan. Mtg)	_____	/	_____	/	_____
Powers, Francis (Jan. Mtg)	_____	/	_____	/	_____
Wakim, Tony (Jan. Mtg)	_____	/	_____	/	_____
Traini, David (Jan. Mtg)	_____	/	_____	/	_____
Patel, Bakulesh (Jan. Mtg)	_____	/	_____	/	_____
Roeschlein, Stephen (Jan. Mtg)	_____	/	_____	/	_____
Ojard, Nels John (Jan. Mtg)	_____	/	_____	/	_____
Ndile, Kyengo J. (Jan. Mtg)	_____	/	_____	/	_____
Dugdale, Ryan (Jan. Mtg)	_____	/	_____	/	_____
Calistra, Ralph (Jan. Mtg)	_____	/	_____	/	_____
Woodall, Tracy (Jan. Mtg)	_____	/	_____	/	_____
Clayburn, Richard (Jan. Mtg)	_____	/	_____	/	_____
Shane, Daniel (Jan. Mtg)	_____	/	_____	/	_____
Stoss, Larry (Jan. Mtg)	_____	/	_____	/	_____
Sweeney, Mark (Jan. Mtg)	_____	/	_____	/	_____
Raker, Erik (Jan. Mtg)	_____	/	_____	/	_____
Peralte, Jean-Alix (Jan. Mtg)	_____	/	_____	/	_____
Hall, Kathleen T. (Jan. Mtg)	_____	/	_____	/	_____
Hollenbaugh, John T. (Jan. Mtg)	_____	/	_____	/	_____
Liu, Dongfa (Jan. Mtg)	_____	/	_____	/	_____
Khorshidi, Siamak S, (Jan. Mtg)	_____	/	_____	/	_____
Parris, George (Jan. Mtg)	_____	/	_____	/	_____
Glennon, Joseph M. (Jan. Mtg)	_____	/	_____	/	_____
Steele, Michael	_____	/	_____	/	_____
Upendrakumar, K.C.	_____	/	_____	/	_____
Ward, David	_____	/	_____	/	_____
Wiedeman, Ronald	_____	/	_____	/	_____
Shah, Smita N.	_____	/	_____	/	_____
Steele, Michael	_____	/	_____	/	_____
Sirca, Gene Jr.	_____	/	_____	/	_____
Shayota, Elham	X	/	_____	/	_____
Stephens, Douglas N.	_____	/	_____	/	_____
Neal, William D. Jr.	_____	/	_____	/	_____
Ihde, Joel Jeffrey	_____	/	_____	/	_____
Cove, Christopher	_____	/	_____	/	_____
Ernst, Douglas	_____	/	_____	/	_____
Berghauer, Karl	_____	/	_____	/	_____

Floody, Kenneth	_____	/	_____	/	_____
Kunderman, Vincent J.	_____	/	_____	/	_____
Grady, Timothy John	_____	/	_____	/	_____
Gunderson, Paul A.	_____	/	_____	/	_____
Holliday, Michael R.	_____	/	_____	/	_____
McMenimen, William	_____	/	_____	/	_____
Johnson, Glen	_____	/	_____	/	_____
Malekshahi, Mo Mark	_____	/	_____	/	_____
Isaacs, Gregory Tim	_____	/	_____	/	_____
Kemnitz, Anthony A.	_____	/	_____	/	_____
Matthews, Timothy David	_____	/	_____	/	_____
Jarem, Anthony L.	_____	/	_____	/	_____
Martinez-Perez, Leonel	_____	/	_____	/	_____
McCombs, Robin S.	_____	/	_____	/	_____
Horgan, Michael Edmond	_____	/	_____	/	_____
Farez, Corina	_____	/	_____	/	_____
Brankamp, Thomas	_____	/	_____	/	_____
Barnhill, Delwood	_____	/	_____	/	_____
Riseborough, James D.	_____	/	_____	/	_____
Sullivan, Christopher	_____	/	_____	/	_____
Provencal, Brian	_____	/	_____	/	_____
Sakurai, Yasu	_____	/	_____	/	_____
Shannon, William David	_____	/	_____	/	_____
Roche, Ronald	_____	/	_____	/	_____
Standen, James	_____	/	_____	/	_____
Kopf, Philip S.	_____	/	_____	/	_____
Podgorniak, Bogdan	_____	/	X	/	_____
Tian, Quiang	X	/	_____	/	_____
Haseeb, Ghumman	_____	/	_____	/	_____
Keller, Perry Rodger	_____	/	_____	/	_____
Shahwan, Iyad A.	_____	/	_____	/	_____
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Created by