

## MINUTES

### STATE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS

Meeting held  
February 15, 2007

8:30 A.M.  
INDIANA GOVERNMENT CENTER SOUTH  
402 WEST WASHINGTON STREET, ROOM W064  
INDIANAPOLIS, INDIANA

#### I. CALL TO ORDER

Mr. Sauer called the meeting to order at 8:48 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:**

John Sauer, Vice-Chairman  
Kenneth Spaulding  
Chris A. Gwaltney  
John Beery  
Mark Downey

**Members Not Present:**

Jim Erb  
Harold Snead, Chairman

**Staff Present:**

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

#### II. ADOPTION /AMENDMENTS TO THE MINUTES OF January 18, 2007

**Board Action:** A motion was made to adopt the minutes.

Gwaltney/Spaulding  
Motion carried 3/0/1 (Beery abstained)

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

No report was given.

#### IV. CONTINUING EDUCATION

Discussion by the Board

The board was pleased with the draft of the rules. The board is to have some serious discussion next month with the edits. Be sure to notify all board members of the in depth discussions for next month.

V. **PERSONAL APPEARANCES (beginning at 9:00 a.m.)**

A. David N. Hyde

The board read the letter from the NCEES to the examinees. Mr. Hyde told the board that he sat behind Gierke during the exam and he confessed that he did look on Mr. Gierke's exam. However, they were not in coercion at all. He is no longer in school he graduated May 2006.

**Board Action:** A motion was made to void the test and let him retake the exam.

Beery/

The motion was withdrawn.

**Board Action:** A motion was made to void the exam and prohibit him from taking the FE until he qualifies and is eligible for taking the PE.

Downey/Spaulding  
Motion carried 5/0/0

B. Matthew J. Gierke

He brought his transcript, his GMAT scores and his review book for the board's review. He was surprised with the allegations and in no way colluded with Mr. Hyde on this exam. He had no reason to cheat. He did not make his exam available to Mr. Hyde. He does know Hyde from class, but they are not friends.

**Board Action:** A motion was made to release the score and results for Mr. Gierke.

Beery/Spaulding  
Motion carried 5/0/0

C. Sandeep Nandy

The board believes that the 93 on the collusion report is a typo, the math does not add up if 93 is the final number. The number is probably 43. Mr. Nandy said it was tiered seating during the exam. He does not know Mr. Haag. He described how he would have worked out any problems in the exam booklet. He also described the layout of his papers on his desk. He told the board that he only came because he feared that it would affect his VISA status. He said it cost him greatly to come here.

D. Gregory Haag, II

Mr. Haag told the board that he did not cheat. He described the layout of his exam papers on his desk. He thought the row before him was all electrical engineers and that they had totally different exams. He did not look on anyone's exam he did not copy the exam answers.

**Board Action:** A motion was made to table further discussion on Nandy and Haag.

Gwaltney/Beery  
Motion carried 5/0/0

VI. **PETITIONS FOR REVIEW**

A. **Brian S. Cross**

Re: Denial of Application for Examination

**Board Action:** A motion was made to grant the petition for review and appoint Mr. Erb as the ALJ.

Spaulding/Beery  
Motion carried 5/0/0

**VII. ADMINISTRATIVE HEARINGS**

None

**VIII. CONSIDERATION OF ADMINISTRATIVE LAW JUDGE ORDERS**

**A. In the Matter of Eric Larson**

Administrative Cause No.: SBRPE 06-48  
Re: Administrative Law Judge's Order  
(*Objection filed 1/26/2007*)

**Board Action:** A motion was made to grant him the opportunity to submit a brief to the board by March 9, 2007.

Beery/Spaulding  
Motion carried 5/0/0

**B. In the Matter of Arash Shiehbeiki**

Administrative Cause No.: SBRPE 06-43  
Re: Administrative Law Judge's Order

**Board Action:** A motion was made to affirm the ALJ order denying licensure by comity.

Downey/Spaulding  
Motion carried 5/0/0

**C. In the Matter of Andy H. Milligan**

Administrative Cause No.: SBRPE 06-52  
Re: Administrative Law Judge's Order

**Board Action:** A motion was made to affirm the ALJ order denying licensure by comity and ordering him admission to take the part II exam.

Spaulding/Gwaltney  
Motion carried 5/0/0

**D. In the Matter of Jeremy J. Walgrave**

Administrative Cause No.: SBRPE 06-49  
Re: Administrative Law Judge's Order

**Board Action:** A motion was made to affirm the ALJ order denying licensure by comity and to order him admission to the part II exam.

Gwaltney/Beery  
Motion carried 5/0/0

**E. In the Matter of David Burbach**

Administrative Cause No.: SBRPE 06-50  
Re: Administrative Law Judge's Order  
(*Withdrawal of Petition*)

**Board Action:** A motion was made to accept the withdrawal of the application and withdrawal of the petition for review.

Spaulding/Downey  
Motion carried 5/0/0

- F. In the Matter of Benjamin J. Houle**  
Administrative Cause No.: SBRPE 06-44  
Re: Administrative Law Judge's Order  
*Brief Filed February 9, 2007*

**Board Action:** A motion was made to affirm the ALJ order.

Spaulding/Beery  
Motion carried 5/0/0

**IX. DISCUSSION ITEMS**

None

**X. CORRESPONDENCE**

**A. ABET – Betty Brown**

The board reviewed the correspondence.

**B. Quick NCEES Survey – Center for Professional Engineering Education Services**

The board reviewed the correspondence.

**XI. 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

**XII. OLD BUSINESS**

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

The board reviewed the draft and will further discuss the details next month.

- b. Jonah Smallwood Correspondence and the NCEES

Staff informed the board of the situation. Mr. Smallwood has been in communication with ELSEES and is now aware of the inappropriate method of how he was incorrectly approved to sit for the exam. There is no need for the board to do any other follow-up on this matter.

**XIII. BOARD DIRECTOR'S REPORT**

There was nothing new to report to the board.

**XIV. NEW BUSINESS**

XV. OTHER BUSINESS

XVI. ADJOURNMENT

There being no further business and having completed its duties, the meeting of the State Board of Registration for Professional Engineers adjourned at 3:20 p.m.



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John M. Sauer – Vice Chairperson  
State Board of Registration for Professional Engineers

3-15-07

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)	_____	/	_____	/	_____
Schiedermayer, 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	_____	/	_____	/	_____

