

**MINUTES**

**STATE BOARD OF REGISTRATION FOR LAND SURVEYORS**

**Meeting held  
Friday, July 13, 2007**

**Indiana Government Center South  
402 West Washington Street, Room CC130  
Indianapolis, Indiana**

**I. CALL TO ORDER & ESTABLISHMENT OF QUORUM**

Mrs. Arnold called the meeting to order at 8:44 a.m. in Conference Center Room W064, 402 West Washington Street, Indianapolis, Indiana and declared a quorum in accordance with IC § 25-4-1.

**Members Present:**

Christine Arnold, Chairman  
Gary Kent, Vice-Chairman  
John Stephens  
Richard Hudson  
Michael DeBoy  
Ross Holloway

**Members Not Present:**

Doug Lechner

**State Officials 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  
James Schmidt, Advisory Counsel, Office of the Attorney General

**II. ADOPTION OF AGENDA**

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

Kent/DeBoy  
Motion carried 6/0/0

**III. ADOPTION OF THE MINUTES FROM MARCH 9, 2007 & MAY 11, 2007 MEETINGS OF THE BOARD**

**Board Action:** A motion was made to adopt the minutes of March 9, 2007.

Kent/DeBoy  
Motion carried 5/1/0 (Arnold abstained)

**Board Action:** A motion was made to adopt the minutes of May 11, 2007, with changes.

Stephens/Hudson  
Motion carried 5/1/0 (Holloway abstained)

**IV. PERMIT/LICENSURE APPLICATIONS**

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

Holloway/DeBoy  
Motion carried 6/0/0

**V. M. Katherine Banks, PhD, P.E.**

Bowen Engineering Head and Professor of Civil Engineering  
Request to speak with the Board – about the proposed land surveying curriculum changes in the School of Civil Engineering at Purdue

The Dean at Purdue has decided to discontinue the BSLGE degree. Ms. Banks reviewed the proposed curriculum innovations under consideration at this time for the board's edification.

**VI. ADMINISTRATIVE HEARINGS**

**A. In the Matter of Harry G. Morrison**  
Administrative Cause No.: SBRLS 07-08  
Re: Final Hearing

**Board Action:** A motion was made to approve the Motion for Voluntary Dismissal.

Kent/Stephens  
Motion carried 5/1/0 (DeBoy abstained)

**B. In the Matter of George C. Ranney**  
Administrative Cause No.: SBRLS 07-10  
Re: Final Hearing

**Parties and Counsel Present:**  
Gabrielle Owens and Natalie Stidd were present on behalf of the state.  
Respondent was not present.

**Participating Board Members:**  
Christine Arnold, Hearing Officer  
John Stephens  
Ross Holloway  
Richard Hudson  
Gary Kent  
Michael DeBoy (recused himself)

**Witnesses:**  
None

**Case Summary:** This matter involves a deficiency of continuing education hours from the 2002 – 2004 audit.

**Board Action:** A motion was made to issue a Notice of Proposed Default and to proceed in hearing the evidence.

Holloway/Stephens  
Motion carried 5/1/0 (DeBoy abstained)

Exhibit A: Audit letter from IPLA to Respondent.  
Exhibit B: Letter dated August 8, 2005 specifying the deficiency

The hearing was closed.

**C. In the Matter of Robert Griffin**

Administrative Cause No.: SBRLS 07-12  
Re: Final Hearing

**Parties and Counsel Present:**

Gabrielle Owens and Natalie Stidd are present on behalf of the state.  
Respondent was present without counsel.

**Participating Board Members:**

Christine Arnold, Hearing Officer  
John Stephens  
Ross Holloway  
Richard Hudson (recused himself)  
Gary Kent  
Michael DeBoy (recused himself)

**Witnesses:**

Robert Griffin

**Case Summary:** This matter involves a deficiency of continuing education hours from the 2002 – 2004 audit.

Exhibit A: Letter sent to Respondent dated March 1, 2005 selecting him to be audited.  
Exhibit B: Letter to Respondent dated August 8, 2005 specifying deficiencies.  
Exhibit C: Certificates of Continuing Education earned during the 2002 -2004 renewal cycle.

**Board Action:** A motion was made to issue a letter of Reprimand, and order Respondent to pay \$1,000 civil penalty due within 90-days.

Kent/Hudson  
Motion carried 5/1/0 (DeBoy abstained)

**D. In the Matter of DeWitt Keeler**

Administrative Cause No.: SBRLS 07-16  
Re: Final Hearing

**Parties and Counsel Present:**

Gabrielle Owens and Natalie Stidd were present on behalf of the state.  
Respondent was not present.

**Participating Board Members:**

Christine Arnold, Hearing Officer  
John Stephens  
Ross Holloway  
Richard Hudson  
Gary Kent  
Michael DeBoy (recused himself)

**Witnesses:**

None

**Case Summary:** This matter involves a deficiency of continuing education hours from the 2002 – 2004 audit. It was communicated to the office of the Attorney General that Mr. Keeler will not be in attendance regarding these matters.

**Board Action:** A motion was made to issue a Notice of Proposed Default and to proceed in hearing the evidence.

Hudson/Kent  
Motion carried 5/1/0 (DeBoy abstained)

The board heard the evidence.

Exhibit A: Letter from Respondent dated March 10, 2005 in response to audit  
Exhibit B: Letter dated August 8, 2005 specifying the deficiency

The hearing was closed.

**F. In the Matter of A.E. Keys**

Administrative Cause No.: SBRLS 07-17

Re: Final Hearing

**Parties and Counsel Present:**

Gabrielle Owens and Natalie Stidd were present on behalf of the state.  
Respondent was not present.

**Participating Board Members:**

Christine Arnold, Hearing Officer  
John Stephens  
Ross Holloway  
Richard Hudson  
Gary Kent  
Michael DeBoy (recused himself)

**Witnesses:**

None

**Case Summary:** This matter involves a deficiency of continuing education hours from the 2002 – 2004 audit. It was communicated to the office of the Attorney General that that Mr. Keys will not be in attendance regarding these matters today or in the future.

**Board Action:** A motion was made to issue a Notice of Proposed Default and to proceed in hearing the evidence.

Hudson/Stephens  
Motion carried 5/1/0 (DeBoy abstained)

The board heard the evidence.

Exhibit A: Letter from IPLA to Respondent dated March 1, 2005 regarding the audit  
Exhibit B: Letter dated August 8, 2005 specifying the deficiency

The hearing was closed.

**G. In the Matter of Richard K. Karst**

Administrative Cause No.: SBRLS 07-19

Re: Final Hearing

**CONTINUED**

**H. In the Matter of Keith Houseman**

Administrative Cause No.: SBRLS 07-23

Re: Final Hearing

11:30 a.m.

**Parties and Counsel Present:**

Gabrielle Owens and Natalie Stidd were present on behalf of the state.  
Respondent was not present.

**Participating Board Members:**

Christine Arnold, Hearing Officer  
John Stephens  
Ross Holloway  
Richard Hudson  
Gary Kent  
Michael DeBoy (recused himself)

**Witnesses:**

None

**Case Summary:** This matter involves a deficiency of continuing education hours from the 2002 – 2004 audit.

**Board Action:** A motion was made to issue a Notice of Proposed Default and to proceed in hearing the evidence.

Hudson/Stephens  
Motion carried 5/1/0 (DeBoy abstained)

The board heard the evidence.

Exhibit A: Letter from Respondent dated March 31, 2005 in response to audit

Exhibit B: Letter dated August 8, 2005 specifying the deficiency

Exhibit C: IPLA Staff changed license status to inactive 8/30/05 per request

The hearing was closed.

**I. In the Matter of Bradford Andrew**

Administrative Cause No.: SBRLS 07-25

Re: Final Hearing

**Parties and Counsel Present:**

Gabrielle Owens and Natalie Stidd were present on behalf of the state.  
Respondent was not present.

**Participating Board Members:**

Christine Arnold, Hearing Officer  
John Stephens  
Ross Holloway  
Richard Hudson  
Gary Kent  
Michael DeBoy (recused himself)

**Witnesses:**

None

**Case Summary:** This matter involves a deficiency of continuing education hours from the 2002 – 2004 audit. It was communicated to the office of the Attorney General that that Mr. Keeler will not be in attendance regarding these matters.

**Board Action:** A motion was made to issue a Notice of Proposed Default and to proceed in hearing the evidence.

Kent/Hudson  
Motion carried 5/1/0 (DeBoy abstained)

The board heard the evidence.

Exhibit A: Second Notice letter from IPLA to Respondent regarding the audit  
Exhibit B: Submission of Respondent dated September 9, 2005

The hearing was closed.

- J. State of Indiana v. Charles Graham**  
Administrative Cause No.: SBRLS 07-21  
Re: Motion for Voluntary Dismissal by Petitioner

**Board Action:** A motion was made to dismiss.

Stephens/Hudson  
Motion carried 5/1/0 (DeBoy abstained)

- K. State of Indiana v. Carlos Pedrazza**  
Administrative Cause No.: SBRLS 07-06  
Re: Motion for Voluntary Dismissal by Petitioner

**Board Action:** A motion was made to dismiss.

Hudson/Stephens  
Motion carried 5/1/0 (DeBoy abstained)

- L. State of Indiana v. Gary Torrenga**  
Administrative Cause No.: SBRLS 07-28  
Re: Settlement Presentation

**Board Action:** A motion was made to accept the settlement as presented.

Kent/Stephens  
Motion carried 5/1/0 (DeBoy abstained)

- M. State of Indiana v. William Jay Rensberger**  
Administrative Cause No.: SBRLS 07-09  
Re: Settlement Presentation

**Board Action:** A motion was made to accept the settlement as presented. (note: paragraph #13 (c) should say 7/31/2006.)

Kent/Stephens  
Motion carried 5/1/0 (DeBoy abstained)

- N. State of Indiana v. Matthew Mokanyk**  
Administrative Cause No.: SBRLS 07-14  
Re: Settlement Presentation

**Board Action:** A motion was made to accept the settlement as presented.

Kent/Hudson  
Motion carried 5/1/0 (DeBoy abstained)

- O. State of Indiana v. Cary Dodge**  
Administrative Cause No.: SBRLS 07-27  
Re: Settlement Presentation

**Board Action:** A motion was made to accept the settlement as presented.

Kent/Stephens  
Motion carried 5/1/0 (DeBoy abstained)

- P. State of Indiana v. Earl D. Spires, Jr.**  
Administrative Cause No.: SBRLS 07-26  
Re: Settlement Presentation

**Board Action:** A motion was made to accept the settlement as presented.

Kent/Stephens  
Motion carried 5/1/0 (DeBoy abstained)

**VII. REPORT FROM THE BOARD LIAISON**

- a) Litigation Update Report

*1. R. Holloway prior to 11/16/2006*

Mr. Holloway reported that there is one outstanding case.

*2. M. DeBoy after 11/15/2006*

Mr. DeBoy reviewed about 17 cases thus far this year.

- b) Office of the Attorney General

There was no report to give.

**VIII. CONTINUING EDUCATION**

- A. Individual Request for Course Approval**

None

- B. Request for Approval of Additional Courses and Instructors**

None

**IX. PETITIONS FOR REVIEW**

- A. David P. Devine  
B. Joshua Foster  
C. Richard Gustafson

**Board Action:** A motion was made to grant the petitions for review and appoint Ross Holloway as the ALJ.

Kent/DeBoy  
Motion carried 6/0/0

**X. REVIEW OF PROBATIONARY REPORTS**

**A. Leander H. Mehling (Holloway)**

Staff sent the letter to Mr. Mehling, his attorney of record and the State Board of Tennessee. The letter to Mr. Mehling came back unsigned. Staff is working with Tennessee in locating Mr. Mehling

**B. Zohrab K. Tazian (Kent) (Received 6/7/2007 & 7/6/2007)**

The non-compliance letter has been drafted and is ready for final review.

**C. J. Bernard Feeney (Holloway) (Received 6/18/2007)**

Mr. Feeney has done no surveys.

**D. Michael Sadlon (Stephens)**

No report.

**E. Billy T. Nicholson (Lechner)**

No report.

**F. Ronald Ratcliff (Stephens)**

No report.

**XI. BOARD DIRECTOR'S REPORT**

None.

**XII. DISCUSSION ITEMS**

- a. Rule Promulgation: *Gary Kent*  
Re: 865 IAC 1-13, 865 IAC 1-14 and 865 IAC 1-15, etc.

There is nothing new to report on this. Gary, Jim, Angela and Medana need to meet to review the current draft version for the board's final review in September.

- b. MAPPS Statement on Court Ruling

The board briefly discussed the mass email sent by Management Association for Private Photogrammetric Surveyors (MAPPS) to surveyors and state boards. There are activities going on on the national level associated with the definition of surveying vis a vis mapping.

- c. Indiana Law examination work group: John Stephens / Richard Hudson

If they are going to change the exam we need it by the end of August to get to ELSSES timely.

- d. Dale Smith  
Re: Review of C.E. per board order

**Board Action:** A motion was made to renew the license to active status in place of the conditional status.

Holloway/Stephens  
Motion carried 6/0/0



e. The Presentation--Board Participation

There will be a presentation hosted by ISPLS. There should not be a quorum issue regarding this matter.

f. Supplemental Information Form - Review

Gary Kent started the modifications; however he wants to discuss this with Jim Schmidt and staff.

**XIII. CORRESPONDENCE**

None

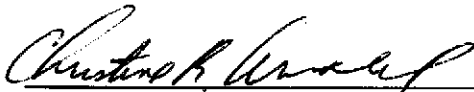
**XIV. NEW BUSINESS/OLD BUSINESS:**

A. ISPLS wanted to inform the board that they are in full support of the board and any action items that the board would like to communicate to ISPLS, please do so, as this year is a goal setting year.

B. Charles Bevington had a question regarding evaluation forms: Participants want to have a different evaluation form, does he have to get board approval of the form. No, he may change the form as he so chooses, as long as they utilize an evaluation form.

**XV. ADJOURNMENT**

There being no further business and having completed its duties, the meeting of the State Board of Registration for Land Surveyors adjourned at 12:50 p.m.



Christine Arnold – Chairperson  
State Board of Registration for Land Surveyors

9/14/07  
Date

**Land Surveyor Board List**  
July 13, 2007

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

**SIT EXAM APPLICANTS**

Name	APP/TAB/DEN
Burns, Jeremy	X / /
DeArmond, James	/ / X
Fateley, Aaron	x / /
Herron II, John	X / /
Hoffman, Justin <i>LACKS 24hrs Surveying</i>	/ / X
Koleva, Svetlana <i>LACKS 24hrs Surveying</i>	/ / X
Mundy, Brian	X / /
Opoku, Nana	X / /
Santelik, Kevin	/ /
Saul, Keith <i>3hrs/calculations / 3hrs planning &amp; design</i>	X / /
Weber, Ryan	/ / X
Wilson, John Z.	X / /

**LS EXAM APPLICANTS**

Name	APP/TAB/DEN
Adkins, Harold	X / /
Barich, David	X / /
Fateley, Aaron	X / /
Germann, Gregg	X / /
Gill, James	X / /
Herron II, John	X / /
Kiesel, Joseph <i>not enough experience</i>	/ / X
Nafziger, Kurt <i>LACKS experience</i>	/ / X
Mundy, Brian	X / /
Oman, Richard P.	X / /
Rider, Eric	X / /
Saul, Keith <i>3hrs Calculations / 3 hrs Planning Design</i>	/ / X
Walsko, Frank A.	X / /
Weber, Ryan	X / /
Williams, Patrick	X / /

**LS COMITY APPLICANTS**

Name	APP/TAB/DEN
Lowe, Mark	/ / X
Elbe, Brian	/ / X
Ellis, Bryan	/ X /

Goubeaux, Wesley	X	1	1
Mahoney, Roger	X	1	1
Miller, Mark	X	1	1
Mizeur, Michael	X	1	1
Mullaney, Steven	X	1	1
Strickland, Anthony		1	1 X
VanDenBerghe, David	X	1	1
		1	1
		1	1