

**State Board of Registration for Architects and Landscape Architects
Indiana Government Center-South
402 West Washington Street, Room W064
Indianapolis, Indiana 46201**

Minutes of September 11, 2013

David Rausch, Chairman, called the meeting to order at 9:00 a.m. and declared a quorum in accordance with IC 25-4.

Members Present: David Rausch, Chairperson
 Dan Weinheimer
 Dale Stickel
 Hal Kovert
 Les Smith
 Jerome Eide
 Debra Schmucker
 Richard Fetz

Staff Present: Crystal Heard, Board Director (PLA)
 Jacque Retter, Assistant Board Director (PLA)
 Donna Sembroski, Deputy Attorney General (OAG)

ADOPTION OF THE MINUTES OF THE JULY 10, 2013 MEETING

A motion was made and seconded to accept minutes as written.

Smith/Kovert

Motion carried 8/0/0.

ADOPTION OF THE AGENDA

A motion was made and seconded to accept agenda.

Smith/Eide

Motion carried 8/0/0.

REPORT FROM ATTORNEY GENERAL'S OFFICE

Deputy Attorney General, Kelsie Duggan, reported that several complaints are pending and should be filed prior to the November meeting. A majority of these complaints consist of cease and desist orders while others are based on previous personal appearances.

PERSONAL APPEARANCES

Derick Donovan appeared before the board to explain to the Board why his license has been expired since 2005. He states he has not placed his seal on any documents since his license has been expired. He is a third generation of Donovan and Donovan where his father reviews and seals all documents from his office. He is currently in good standing with Illinois and Ohio Boards.

A motion was made and seconded to place Donovan on probation, notify clients that his license was expired at the time that he performed services, letters are to be sent by U.S. Mail and have proof of mailing submitted by the November meeting of the Board. A complaint will be sent to

the Attorney General's Office for investigation. Mr. Donovan can petition to come off probation once he has notified clients.

Kovert/Fetz

Motion carried 8/0/0

Michelle Taggart appeared before the Board to clarify information about her work experience prior to licensure. .

A motion was made and seconded to approve and issue the license.

Smith/Schmucker

Motion carried 8/0/0

ADMINISTRATIVE HEARINGS

Deanne Hutson was the court reporter for all administrative hearings.

In the Matter of the Registration of John Battershell Administrative Cause No: BRALA 12-04
Case Summary: Dan Marksberry is the attorney representing Mr. Battershell. Mr. Marksberry presented evidence of Mr. Battershell completing the terms and conditions of his probation.

Board Action: A motion was made and seconded to withdraw probation.

Eide/Stickel

Motion carried 8/0/0.

In the Matter of the Registration of James Estes Administrative Cause No: BRALA 09-30
Case Summary: Mr. Estes participated in the hearing telephonically. Mr. Estes informed the Board he has met the terms and conditions of his probation and requested his probation be withdrawn.

Board Action: A motion was made and seconded to withdraw probation.

Weinheimer/Kovert

Motion carried 8/0/0.

PROPOSED FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER

Dan Elliott - A motion was made and seconded to accept Proposed Findings of Fact Order.

Weinheimer/Kovert

Motion carried 8/0/0

Charles Ellis- A motion was made and seconded to approve settlement agreement presented to the Board.

Eide/Weinheimer

Motion carried 8/0/0

LSA DOCUMENT # 13-276, READOPTION OF RULES

804 IAC 1.1 REGISTRATION; CODE OF CONDUCT FOR ARCHITECTS

Will be discussed at the November meeting so that Advisory Counsel and Board Director can review to ensure the rules do not have an economic impact to small business.

DISCUSSION ITEMS

Paul Florian- A motion was made to suspend license due to a failure to pay civil penalty of continuing education audit.

Stickel/Schmucker

Motion carried 8/0/0

Daniel Heaton – A motion to suspend license due to a failure to pay civil penalty of continuing education audit.

Kovert/Eide

Motion carried 8/0/0

NCARB-NCARB & CALA - The Board does not take exception to the action of NCARB. Staff will report to the Board at the November meeting of the number of licensees that expired in 2005. Ohio and Kentucky what is there procedure for an individual expired for 10 years or more. Develop an affidavit for licensees that are applying for reinstatement for 10 years.

Dennis Reckley- Reinstatement application is incomplete. Board requested personal appearance be set for the November meeting.

Nancy Rodrigue- A motion was made to reinstate license

Schmucker/Smith

Motion carried 8/0/0

CONSIDERATION OF LICENSURE APPLICATIONS

A motion was made to accept recommendation of application

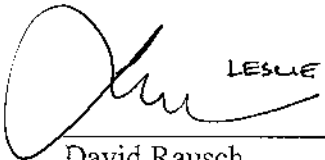
Weinheimer/Fetz

Motion carried 8/0/0

James Godwin - approved

Ryan Cambridge approved

There being no further business, the Board adjourned at 11:56 a.m.

 LESLIE W. SMITH

David Rausch,
Chairman

11-13-13
Date