

**Texas Board of Professional Engineers and Land Surveyors**  
**Regular Quarterly Board Meeting**  
**1917 S. Interstate 35**  
**Austin, TX 78741**  
**February 16, 2023**  
**10:30 am-12:00 pm Central Time**

**1. Preliminary Matters (Sina K. Nejad, P.E., P.Eng., Presiding Officer)**

**A. Call to Order**

Dr. Sina K. Nejad, P.E., P.Eng., Chair, called the Regular Quarterly Board meeting of the Texas Board of Professional Engineers and Land Surveyors to order at 10:30 a.m. at the Texas Board of Professional Engineers and Land Surveyors at 1917 S. Interstate 35, Austin, TX. (NOTE: all votes are unanimous unless noted.)

**B. Recitation of the Pledge of Allegiance**

Dr. Nejad led the recitation of the Pledge of Allegiance.

**C. Roll Call**

Ms. Boddien called the roll. It was noted for the record that a quorum was present.

**The following Board members were present:**

Dr. Sina K. Nejad, P.E., P.Eng.	Chair
Rolando Rubiano, P.E.	Vice-Chair
Coleen Johnson, R.P.L.S.	Secretary
Ademola Adejokun, P.E.	Member
Albert Cheng	Member
Karen Friese, P.E.	Member
Coleen Johnson, R.P.L.S.	Member
Mark Neugebauer, R.P.L.S., L.S.L.S.	Member
Catherine Norwood, P.E.	Member
Dr. Marguerite McClinton Stoglin	Member

**The following Board member was absent:**

Kiran Shah	Treasurer
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Melissa Juarez, Assistant Attorney General and General Counsel for the Board, was present to provide legal counsel to the Board.

**The following staff members were present:**

Lance Kinney, Ph.D., P.E.	Executive Director
Michael Sims, P.E.	Director of Compliance and Enforcement
Rick Strong, P.E.	Director of Licensing and Registration
Elissa Mazza	Staff Attorney
Jeff Mutscher	Chief Financial Officer
Mason Schoolfield	Director of Operations
Ed Brannan, P.E.	Technical Engineering Specialist
Cristabel Bodden	Executive Assistant

**D. Excuse Absent Board Members**

It was MOVED/SECONDED (Rubiano/McClinton Stoglin) to excuse Mr. Shah from the Regular Quarterly Board meeting. A vote was taken and the MOTION PASSED.

**E. Welcome Visitors**

Lamberto Ballí, P.E., Advisory Member; Davis Trent Bush, L.S.L.S.; Dr. William Edwards, R.P.L.S., L.S.L.S., Advisory Member; Steven J. Freeman, R.P.L.S., Texas Society of Professional Surveyors; Jon Hodde, R.P.L.S., Advisory Member; and Govind Nadkarni, P.E., Advisory Member, were present.

**F. Public Comment**

There were no public comments.

**2. Consent Agenda\***

**The following items may be acted upon under Consent Agenda\*:**

- A. November 16, 2022 Licensing and Registration Committee Meeting Minutes (See agenda item #3)**
- B. November 17, 2022 Policy Advisory Opinion Committee Meeting Minutes (See agenda item #4)**
- C. November 17, 2022 Legislative Issues Committee Meeting Minutes (See agenda item #5)**
- D. November 17, 2022 Regular Quarterly Board Meeting Minutes (See agenda item #6)**
- E. Administrative Reports, Outstanding Administrative Penalties, Default Judgment, Dismissed Cases, Violation Terminated Cases, Voluntary Compliance Cases (See agenda item #16)**
- F. Licensing and Registration Applications – Engineering and Land Surveying (See agenda item #20)**

It was MOVED/SECONDED (McClinton Stoglin/Norwood) to approve items A-F as presented in the Consent Agenda. A vote was taken and the MOTION PASSED.

**Board and Committee Meeting Minutes:**

3. [Consent Agenda\\* November 16, 2022 Licensing and Registration Committee Meeting Minutes](#)
4. [Consent Agenda\\* November 17, 2022 Policy Advisory Opinion Committee Meeting Minutes](#)
5. [Consent Agenda\\* November 17, 2022 Legislative Issues Committee Meeting Minutes](#)
6. [Consent Agenda\\* November 17, 2022 Regular Quarterly Board Meeting Minutes](#)

Agenda items 3-6 were approved under [Consent Agenda](#), see agenda item #2.

**Board and Advisory Members' Quarterly Activity Matters:**

7. **Board Members' Quarterly Activity Update, including conferences and meetings attended and presentations given:**

- A. Adejokun
- B. Cheng
- C. Friese
- D. Johnson
- E. Nejad
- F. Neugebauer
- G. Norwood
- H. Rubiano
- I. Shah
- J. McClinton Stoglin

8. **Advisory Members' Quarterly Activity Update, including conferences and meetings attended and presentations given:**

- A. Ballí
- B. Edwards
- C. Gonzalez
- D. Hodde
- E. Nadkarni

Agenda items 7-8 are provided as exhibits. No action was taken on agenda items 7-8.

Mr. Neugebauer presented Mr. Davis Trent Bush, L.S.L.S., with a certificate to recognize and honor him as a new Licensed State Land Surveyor which means that Mr. Bush can now survey land and file field notes in the General Land Office.

**Finance and Budget Matters:**

9. **Finance and Budget**
  - A. **FY23 1st Quarter Budget Report**

Mr. Mutscher reviewed the 1st Quarter Budget report with the Board. The report reflects activity through the end of November 30, 2022.

Mr. Mutscher stated that the agency is in a great financial position and we are on target with the budget.

Mr. Mutscher stated that in May's Board meeting, the draft for next year's budget will be available. At the August 2022 Board Meeting, fee changes were approved for implementation in August 2023. At the upcoming May 2023 meeting we will review and confirm the changes as they would be effective for the September renewals so will need to be in place prior to the August Board Meeting.

No action was taken on this agenda item.

### **B. Biennial Self-Directed Semi-Independent Summary**

Mr. Mutscher stated that this report is due every two years before the legislative session begins. It is in a prescribed format per Government Code chapter 472.

Mr. Mutscher stated that the report includes the previous audit from the SAO, last year's annual financial report, a description of fee changes, performance measures numbers, rules that were adopted and repealed, and reflects that over the last two years we were able to lower land surveyor application and renewal fees to match the engineer fees.

No action was taken on this agenda item.

### **Committee Matters:**

#### **10. Licensing and Registration Committee Meeting Summary**

##### **A. Applications for Licensure**

##### **Personal Interviews Cases:**

Ms. Norwood reported that the Committee had met and discussed the personal interviews cases.

##### **1. Geitner, Kyle Joseph**

It was MOVED/SECONDED (Norwood/Friese) that Mr. Geitner come before the Board in August 2023, submit to the Committee more detailed information on his engineering experience on his prior two jobs, fill out an SER form for his current job, resolve all legal and court requirements, and complete the 30-hour Basic Level Ethics course from Texas Tech Murdough Center for Engineering Ethics for reconsideration of licensure. A vote was taken and the MOTION PASSED.

## **2. Miller, Casey Alexander**

It was MOVED/SECONDED (Norwood/Johnson) that Mr. Miller come before the Board again for reconsideration of licensure in Texas upon the successful completion of the 60-hour Intermediate Level Ethics course from Texas Tech Murdough Center for Engineering. A vote was taken and the MOTION PASSED.

## **3. Russillo, David William**

It was MOVED/SECONDED (Norwood/Rubiano) to allow licensure in Texas upon the successful completion of the 30-hour Basic Level Ethics course from Texas Tech Murdough Center for Engineering Ethics. A vote was taken and the MOTION PASSED. A vote was taken and the MOTION PASSED.

## **4. Wiseman, Aaron Henri**

It was MOVED/SECONDED (Norwood/Rubiano) to allow licensure in Texas. A vote was taken and the MOTION PASSED. A vote was taken and the MOTION PASSED.

### **Agenda items B-H were discussed as a group.**

Ms. Norwood stated that agenda items B-H were discussed in the Committee meeting and asked Dr. Kinney to provide a brief summary of these rules.

Dr. Kinney stated that these rules had been vetted by the Licensing Committee and Board and posted in the Texas Register for public comment and received only one general comment that required no further change or action. As such, all these rules are up for adoption.

It was MOVED/SECONDED (Norwood/Friese) to adopt the rule amendments in agenda items B-H and post in the Texas Register. A vote was taken and the MOTION PASSED.

### **B. Adopt Amendments to 22 Tex. Admin. Code Chapter 133, Subchapter C – Professional Engineer License Application Requirements**

- 1. §133.21 Application for Standard License**
- 2. §133.23 Applications from Standard License Holders**
- 3. §133.25 Applications from Engineering Educators**
- 4. §133.27 Application for Temporary License for Engineers  
Currently Licensed Outside the United States**

- C. Adopt Amendments to 22 Tex. Admin. Code Chapter 133, Subchapter F – Reference Documentation**
  - 1. §133.53 Reference Statements**
  
- D. Adopt Amendments to 22 Tex. Admin. Code Chapter 133, Subchapter H – Review Process of Applications and License Issuance**
  - 1. §133.81 Receipt and Processing of Applications by the Board**
  - 2. §133.83 Executive Director Review, Evaluation and Processing of Applications**
  - 3. §133.85 Board Review of and Action on Applications**
  - 4. §133.87 Final Action on Application**
  - 5. §133.89 Processing of Administratively Withdrawn Applications**
  - 6. §133.97 Issuance of a License**
  - 7. §133.101 Proposed Actions on Applications**
  
- E. Adopt Amendments to 22 Tex. Admin. Code Chapter 134, Subchapter C – Land Surveyor Application Requirements**
  - 1. §134.21 Application for Standard Application**
  - 2. §134.23 Application from Standard Registration Holders**
  - 3. §134.25 Application from Out-of-State Registration Holders**
  
- F. Adopt Amendments to 22 Tex. Admin. Code Chapter 134, Subchapter F – Reference Documentation**
  - 1. §134.53 Reference Statements**
  
- G. Adopt Amendments to 22 Tex. Admin. Code Chapter 134, Subchapter H – Review Process of Applications and Registration Issuance**
  - 1. §134.81 Receipt and Processing of Applications by the Board**
  - 2. §134.83 Executive Director Review, Evaluation, and Processing of Applications**
  - 3. §134.85 Additional Review of and Action on Applications**
  - 4. §134.87 Final Action on Applications**
  - 5. §134.89 Processing of Administratively Withdrawn Applications**
  - 6. §134.97 Issuance of Registration**
  - 7. §134.101 Proposed Actions on Applications**

- H. Adopt Amendments to 22 Tex. Admin. Code Chapter 140, Subchapter A – Criminal History and Convictions**
  - 1. §140.1 Criminal History and Convictions – Engineers (New)**
  - 2. §140.3 Criminal History and Convictions – Surveyors (New)**
- I. Adopt Repeal to 22 Tex. Admin. Code Chapter 133, Subchapter H – Review Process of Applications and License Issuance**
  - 1. §133.99 Processing of Applications with Criminal Conviction**

Ms. Norwood stated that Chapter 133, Subchapter H was discussed in the Committee meeting and asked Dr. Kinney to provide a brief summary of the rule.

Dr. Kinney stated that this rule is part of the rules package in agenda items B-H. However, the action for this rule is a repeal. The repeal will remove rule §133.99 which is where the policy currently resides and move it into §140.1 and §140.3.

Dr. Kinney stated the proposed repeal was posted in the Texas Register and no public comments were received.

It was MOVED/SECONDED (Norwood/Rubiano) to repeal rule §133.99 processing of applications with a criminal conviction. A vote was taken and the MOTION PASSED.

- J. Propose Amendments to 22 Tex. Admin. Code Chapter 134, Subchapter G – Examinations**
  - 1. §134.61 Surveying Examinations Required for a Registration to Practice as a Professional Surveyor**
  - 2. §134.67 Examination on the Principles and Practice of Surveying**
  - 3. §134.71 Examination for Record Purposes**
  - 4. §134.73 Examination Results and Analysis**

Ms. Norwood stated that Chapter 134, Subchapter G was discussed in the Committee meeting and asked Dr. Kinney to provide a brief summary of these rules.

Dr. Kinney stated that these rules are proposed amendments related to the Texas Specific Surveying Exam (TSSE). At the last Board meeting, the Board approved moving forward with the national PS exam and the TSSE exam for Surveyors.

Dr. Kinney stated that staff reviewed the rules to find areas that would need amendment to support that transition to the new exam process resulting in amendments to the four rules relating to registration for surveyors.

It was MOVED/SECONDED (Norwood/Johnson) to propose rule amendments to Chapter 134, Subchapter G – Examinations and post on the Texas Register for public comment. A vote was taken and the MOTION PASSED. A vote was taken and the MOTION PASSED.

**K. Adopt Amendments to 22 Tex. Admin. Code Chapter 133,  
Subchapter G – Examinations**

**1. §133.67 Examination on the Principles and Practice of  
Engineering**

Ms. Norwood stated that Chapter 133, Subchapter G was discussed in the Committee meeting and was tabled in the Committee as the Committee would like input and consideration from the full Board before the Committee makes any kind of motion.

Ms. Norwood asked Dr. Kinney to discuss the proposed amendment to rule §133.67 Examination on the Principles and Practice of Engineering to the Board.

Dr. Kinney stated that during the review of the surveying exam process, discussions were started regarding the number of times an engineer might retake an exam and what process was needed to re-apply if needed. As part of the discussion, staff prepared a draft rule that would allow an applicant to take the PE an unlimited number of times with no need for additional or remedial action if the examinee did not pass.

Ms. Friese asked what problem we have that this would solve. Are we experiencing a problem?

Dr. Kinney stated that there is no specific problem, no direct issue, but the process right now is to take the exam three times and take a break.

Dr. Nejad stated that his main concern was the SERs and wants to ensure that there is validity in recent experience.

Ms. Norwood stated that our statute states that you must have 4 years of experience and does not state it must be current. If you have 4 years of experience, then you are qualified.



It was MOVED/SECONDED (Rubiano/Norwood) to not move forward with the proposed rule and manage this topic in the future should it become an issue. A vote was taken and the MOTION PASSED.

**L. Texas Board of Professional Engineers and Land Surveyors' Land Surveying Exam Update**

Ms. Norwood stated that Mr. Strong provided his report and update on the land surveying exam.

Mr. Strong stated the next surveying exams will be in April 2023, and the exam has been finalized. The exam will be held again at the Norris Conference Center in Austin.

No action was required on this agenda item.

**M. Propose Criminal History Guidelines**

Ms. Norwood stated that Dr. Kinney provided an overview of the guidelines and asked Dr. Kinney to discuss them before the Board.

Dr. Kinney stated that the guidelines go along with the recently adopted rule changes moving rule §133.99 to §140.1 and §140.3. The guidelines are currently on the website written out as policies.

Dr. Kinney stated rules §140.1 and §140.3 point to Texas Occupations Code Chapter 53 and the code states that a board must publish a guideline related to criminal background checks. This guideline has been developed based on previous agency policies, agency review, and guidance from the Governor's Office which recommended a format for revision.

Dr. Kinney stated that the guideline captures all the information from the current policy and that this is not a new policy. The only thing that is new is a section describing each violation category and why certain violations and convictions are related to the practice of engineering and surveying.

It was MOVED/SECONDED (Norwood/McClinton Stoglin) to propose the Criminal History Guidelines as written to the full Board. A vote was taken and the MOTION PASSED.

**N. Recommendation of NCEES Professional Surveying Exam Modules**

Ms. Norwood asked Ms. Johnson to provide a brief background on the proposed surveying exam modules.

Ms. Johnson discussed the recommended modules for the Professional Surveying exam. The recommendation by the NCEES committee is that we combine the core and the boundary into one exam that will become a new Professional Surveying exam.

Ms. Johnson stated that the only other module that the Committee is going to approve is the PLSS exam and they are not going to approve a mapping science division.

It was MOVED/SECONDED (Norwood/Johnson) to notify NCEES that we will accept the Core Plus Boundary exam for license once it has been completed. A vote was taken and the MOTION PASSED.

## **11. Policy Advisory Opinion Committee Meeting Summary**

Mr. Adejokun stated the Committee had met and discussed three agenda items and asked Mr. Sims to provide a summary.

### **A. Policy Advisory Opinion Request Regarding Mechanical Equipment Procurement, Repair, and Replacement (Policy Advisory Opinion Request No. 62)**

Mr. Sims stated that this request is about the repair and replacement of in-kind mechanical equipment specifically at public water and wastewater utilities and if such activities fall under the definition of the practice of engineering.

Mr. Sims stated that while the request appears focused on public work facilities, the response is universal to all mechanical equipment. Specifically, Section 1001.055 of the Texas Engineering Practice Act addresses mechanical, electrical, or other equipment. The section exempts a person from being licensed if they are installing, operating, repairing, or servicing mechanical equipment.

Mr. Sims stated that while the Act does not define in-kind replacement, the Board has historically held that the repair or replacement of mechanical equipment was substantially equivalent equipment falls under the service and installation exemption found in section 1001.055. Substantially equivalent is also not clearly defined but if the equipment serves an equivalent purpose and does not necessitate any design changes to the overall system, the Board has held that it would qualify for this exemption for this exemption and not require an engineer. However, if the change does require design updates to the system, such updates would qualify as the practice of engineering and would need to be done by a Professional Engineer.

Mr. Sims stated that the Act adequately addresses the questions and an official policy advisory opinion is not needed for this request.

It was MOVED/SECONDED (Adejokun/Rubiano) to adopt the response to Policy Advisory Request No. 62 regarding mechanical equipment procurement, repair, and replacement. A vote was taken and the MOTION PASSED.

**B. Policy Advisory Opinion Request Regarding Sealing Certain Tests That Private Associations Require Certification to Issue (Policy Advisory Opinion Request No. 63)**

Mr Sims stated that the requestor seeks guidance on if a professional engineer can review and subsequently sign and seal test data as a professional engineer only if certain private trade associations require certification through them to run and/or report on test results.

Mr. Sims stated that if the test results involve engineering knowledge and the engineer is competent in the area associated with the testing, he/she can sign and seal the test without holding a certification from the trade association. Section 1001.401(e) of the Act states a license holder shall not be required to provide or hold any additional certification other than the license issued under this chapter which would require a Professional Engineer license to seal an engineering plan or specification.

Mr. Sims stated that it is important to note that Board rule 137.59(a) also requires and limits an engineer to only sign and seal work that is within areas of engineering in which that individual is competent. As such, the engineer would not be violating the Act or board rules if they signed and sealed an engineering report involving an area of engineering in which they were competent without holding a certification from any private trade organization.

Mr. Sims stated that it is worth noting any issues between the engineer and the trader organization about the engineer certifying a report with the trade organization certification would be outside the jurisdiction of the Board.

Mr. Sims believes the Act and Board rules adequately address this question and an official policy advisory opinion is not needed. Mr. Sims prepared a draft response letter to Mr. Edwards and provided a copy to the Committee for their review.

It was MOVED/SECONDED (Adejokun/McClinton Stoglin) to adopt the response to Policy Advisory Request No. 63 regarding signing and sealing certain tests that private associations require certification to issue.

## **12. Legislative Issues Committee Meeting Summary**

Mr. Cheng stated the Committee met and reviewed key legislative dates and stated the committee has no motions.

### **A. Important Dates and Information Related to the 88th Legislative Session**

No action was required on this agenda item.

### **B. Update on bills relating to the Texas Board of Professional Engineers and Land Surveyors**

No action was required on this agenda item.

### **C. Legislative Communications Plan**

No action was required on this agenda item.

## **Executive Matters:**

### **13. Executive Director Activities and Reports**

#### **A. Quarterly Meeting Activity Update, including conferences and meetings attended and presentations given**

Dr. Kinney stated his report is provided as an exhibit.

No action was required on this agenda item.

#### **B. Agency Operations Report**

Dr. Kinney stated that the agency is doing well and continue to see success with its hybrid work system with various teleworking options for staff.

No action was required on this agenda item.

#### **C. National Council of Examiners for Engineering and Surveying (NCEE-) - Meetings and Activity Update**

##### **1. NCEES Zone Meeting - April 2023**

Dr. Kinney encouraged all Board members to attend this meeting as it is in Houston, TX, and travel will be quite easy.

Dr. Kinney stated that Dr. Nejad has decided to run for Assistant Vice-President for Southern Zone and asked the Board to campaign and support Dr. Nejad.

No action was required on this agenda item.

## **2. NCEES Annual Meeting - August 2023**

Dr. Kinney stated that the annual meeting is scheduled from August 14 -18, 2023, in Boston, MA.

Dr. Kinney stated that once registration information is provided by NCEES, I will send it out to the Board and Advisory members.

No action was required on this agenda item.

## **3. NCEES Committee Member Update**

Dr. Kinney discussed the committees on which he is serving.

Ms. Johnson and Mr. Adejokun briefly discussed the committees they serve on.

No action was required on this agenda item.

## **D. Outreach Report**

Dr. Kinney reported that the Outreach team is doing an excellent job of providing outreach presentations both in-person and remotely.

No action was required on this agenda item.

## **E. Kudos Report**

Dr. Kinney reported that staff continue to receive kudos for the Outreach ethics presentations as well as assistance from staff to the public.

No action is required on this agenda item.

## **14. Department Director Reports**

### **A. Licensing and Registration Report, including updates on the department's operations and workload.**

Mr. Strong discussed his report and provided an overview of the department's operations and workload with the Board.

No action is required on this agenda item.

### **B. Compliance & Enforcement Report, including updates on the department's operations and workload.**

Mr. Sims discussed his report with the Board and stated that all-around morale in the C&E group has gone up in the last month.

Mr. Sims stated that they had opened 116 cases, closed 165 cases, and have 208 cases pending as of January 2023.

No action is required on this agenda item.

**C. Operations Report, including updates on the department's operations and workload.**

Mr. Schoolfield discussed his report with the Board.

Mr. Schoolfield stated that his main goal as new director is that his team works well together, that there is transparency, and they execute the responsibilities of the Operations department which is to support all the other departments.

Mr. Schoolfield stated the TikTok policy mandated by the Governor is in place.

No action was required on this agenda item.

**15. Surveying Advisory Committee Report**

Dr. Kinney stated his report was provided for the Board for their review and discussed a few key points.

Dr. Kinney stated that there would be another in-person Surveying Advisory Committee meeting in the spring but did not have a date yet.

No action was required on this agenda item.

**Enforcement/Disciplinary Matters:**

**16. Consent Agenda\* Administrative Reports, Outstanding Administrative Penalties, Default Judgment, Dismissed Cases, Violation Terminated Cases, Voluntary Compliance Cases**

This agenda item was approved under the [Consent Agenda](#), see agenda item #2.

**17. Agreed Board Orders**

**A. Engineering**

**1. Brian Edward Capps, P.E. - D-40521 (Friese - recused)**

It was MOVED/SECONDED (Norwood/McClinton Stoglin) to approve the Agreed Board Orders as submitted. A vote was taken and the MOTION PASSED.

**18. Consent Orders**

**A. Engineering**

**1. William Anthony Plumlee, P.E. - D-38674**

**2. David Edward Miller, P.E. - D-41398**

**3. Samuel Abraham Greenberg, P.E. D- 41710**

4. David Howard Recht, P.E. - D-41734
5. Sandeep Kumar Nallagula, P.E. - D-41822

**B. Informal Reprimand**

1. D-41724
2. D-41945

**C. Surveying**

1. Alliance Land Surveyors - B-41020
2. Henry M. Santos, RPLS - D-38730
3. Christopher Earl Griffith, RPLS - D-40815
4. Mark Vincent Matthews, RPLS - D-41088
5. Allan Caviness, RPLS - D-41183
6. Jeremy Luke Deal, RPLS - D-41204
7. Michael Dale Olson, RPLS - D-41731

It was MOVED/SECONDED (Norwood/Johnson) to approve the Consent Orders as submitted. A vote was taken and the MOTION PASSED.

**19. Request for Complaints to Be Deemed Frivolous**

**A. Engineering**

1. P-41824
2. P-41825
3. P-41826
4. P-41827
5. I-41861
6. I-41864
7. I-41865
8. I-41866
9. I-41868
10. I-41870

**B. Surveying**

1. P-41829
2. I-41863
3. I-41869

Mr. Sims stated that section 1001.252(l) of the Engineering Practice Act allows a subject to a complaint to request a complaint be deemed frivolous or without merit. If the complaint is found to be frivolous or without merit, the complaint and all other enforcement case information related to that complaint is considered confidential and is not subject to discovery, subpoena, and/or other disclosure. For a complaint to be considered a frivolous complaint, the Executive Director with Board approval must determine that the complaint was made for the purpose of harassment and does not demonstrate harm to any part or to any person.

Mr. Sims stated that they have four requests for frivolous complaints. In addition, there are a number of other cases related to and with similar circumstances to the original four requested complaints. After review of the content of the complaints and the requests from the respondents, the Compliance and Enforcement Department and the Executive Director recommend that these complaints be deemed frivolous and without merit as set out in the statute and Board rules.

The specifics of each of the complaints are in the Board materials and the case numbers are listed in the agenda.

It was MOVED/SECONDED (McClinton Stoglin/Norwood) to reopen the thirteen listed cases. A vote was taken and the MOTION PASSED.

It was MOVED/SECONDED (Friese/Johnson) to deem all cases listed above (items A 1-10 and B 1-3) as frivolous. A vote was taken and the MOTION PASSED.

It was MOVED/SECONDED (McClinton Stoglin/Norwood) to close all cases listed above (items A 1-10 and B 1-3). A vote was taken and the MOTION PASSED.

**Licensing and Registration Matters:**

**20. Consent Agenda\* Licensing and Registration Applications – Engineering and Land Surveying**

**A. Professional Surveyor Registration:**

- 1. Firms Approved**
- 2. Licensed State Land Surveyor (LSLS) Approved**
- 3. Registered Professional Land Surveyor (RPLS) Approved**
- 4. Surveyor-In-Training (SIT) Approved**

**B. Professional Engineer Licensing:**

- 1. Licensure/Registration Status Counts**
- 2. Approved for Exams**
- 3. Approved for Licensure**
- 4. Firms Approved**
- 5. Waivers – Fundamentals of Engineering Examination**



**6. Waivers – Professional Engineering Examination**

**7. Waivers – Both**

**8. Not Approved for Licensure**

This agenda item was approved under [Consent Agenda](#), see agenda item #2.

**Miscellaneous Matters:**

**21. Licensing Applications Reconsideration**

**Eghtedari-Tehrani, Behrouz - Reconsideration Purser, Benjamin -  
Reconsideration**

Dr. Kinney stated that both Mr. Eghtedari-Tehrani and Mr. Purser could not attend and they would appear at the next Board meeting in May 2023.

No action was required on this agenda item.

**22. Future Board Meetings: Agenda items, dates, locations, and other  
arrangements**

No issues were considered at this time.

**23. Adjourn**

It was MOVED/SECONDED (Johnson/Friese) to adjourn the meeting at 12:19 p.m. A vote was taken and the MOTION PASSED.

Date Board approved the minutes as submitted:

May 11, 2023