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MINUTES OF THE REGULAR MEETING OF THE  
LOUISIANA PROFESSIONAL ENGINEERING  
AND LAND SURVEYING BOARD  
9643 BROOKLINE AVENUE, SUITE 121  
BATON ROUGE, LOUISIANA 70809-1433  
January 28, 2015

At 9:00 a.m. on January 28, 2015, M. Ernest Gammon, Sr., P.L.S. called the meeting to order at the Hilton Lafayette Hotel in Lafayette, Louisiana, with the following members present:

M. Ernest Gammon, Sr., P.L.S.	Chairman
Theodore H. Thompson, P.E.	Vice Chairman
Kevin E. Crosby, P.E., P.L.S.	Secretary
John W. "Billy" Moore, P.E.	Treasurer

Ali M. Mustapha, P.E.  
David L. Patterson, P.L.S  
Terry J. Huval, P.E.  
Paul N. Hale, Jr., Ph.D., P.E.  
Christopher P. Knotts, P.E.  
D. Scott Phillips, P.E., P.L.S.  
Alan D. Krouse, P.E.

Also present: Donna D. Sentell, Executive Director  
Joe H. Harman, P.E., Technical Support Staff  
Tyson Ducote, Board Investigator  
Richard L. Savoie, P.E., Emeritus Board Member  
D. Scott Landry, Board Attorney  
A. J. "Sonny" Launey, P.E., Emeritus Board Member  
Paul Amyotte, Ph.D., P.Eng., Engineers Canada  
Len White, P.Eng., Engineers Nova Scotia  
Jim Landrigan, P.Eng., Engineers Prince Edward Island

The invocation was led by Mr. Patterson and the pledge by Mr. Knotts.

Public comment time was recognized by Chairman Gammon. Mr. David Cappel addressed the Board concerning his pending application to take the principles and practice of engineering examination.

The Board unanimously approved the motion made by Mr. Mustapha, seconded by Mr. Knotts, to accept the January 28, 2015 proposed Call for the Meeting.

The Board unanimously approved the motion made by Mr. Patterson, seconded by Mr. Crosby, to accept the January 28, 2015 proposed Board Meeting Agenda.

The Board unanimously approved the motion made by Mr. Crosby, seconded by Mr. Thompson, to approve the Minutes from the November 17, 2014 Board meeting.

The Board unanimously approved the motion made by Mr. Mustapha, seconded by Mr. Thompson, to schedule the Board's next regular meeting for March 16, 2015 in Baton Rouge, Louisiana.

The Board reviewed the November task list.

Chairman Gammon explained that Board staff had received an inquiry concerning whether there is a conflict of interest for a professional land surveyor to survey his own property. Chairman Gammon charged the Land Surveying Committee with reviewing the question and making a recommendation to the Board at the March meeting.

### **Applications**

### **Application Appeals**

1 The Board unanimously approved the motion made by Mr. Mustapha, seconded by Mr.  
2 Crosby, to affirm the reviewing committee's decision to *disapprove* the application of  
3 Dr. Gunaseelan **Alagappan** for licensure as a professional engineer by comity based  
4 on insufficient education.  
5

6 The Board unanimously approved the motion made by Mr. Crosby, seconded by Mr.  
7 Phillips, to affirm the reviewing committee's decision to *disapprove* the application of  
8 Mr. David **Cappel** to take the April 2015 principles and practice of engineering  
9 examination based on multiple failures. In order to take the October 2015  
10 examination, Mr. Cappel must provide to the Board by June 1, 2015 documentation of  
11 the successful completion of a Board-approved review course.  
12

### 13 **Enforcement**

14  
15 **Case #2013-16** – Mr. Ducote reported on a professional engineering firm that  
16 provided or offered to provide engineering services in Louisiana with a firm name  
17 which was not the exact firm name contained on the firm's certificate of licensure  
18 issued by the Board. The respondent has signed and returned the proposed consent  
19 order offered by the Complaint Review Committee. The proposed consent order  
20 contains the following sanctions:

- 21 1. Fine of \$4,000
- 22 2. Costs of \$531.26
- 23 3. Cease and desist
- 24 4. Publication on the Board's website and in the Journal with name
- 25 5. Report to NCEES with name  
26

27 After discussion, the Board unanimously approved the motion made by the Complaint  
28 Review Committee, consisting of Mr. Knotts, Mr. Gammon and Dr. Hale, to approve the  
29 signed consent order. The name of the respondent is **Integrated Management**  
30 **Services, P.A., Inc.**  
31

32 **Case #2013-45** – Mr. Ducote reported on a professional engineer who (a)  
33 inadvertently assisted his professional engineering firm in providing or offering to  
34 provide engineering services in Louisiana with a firm name which was not the exact  
35 firm name contained on the firm's certificate of licensure issued by the Board and (b)  
36 inadvertently permitted the misrepresentation of an associate's academic or  
37 professional qualifications. The respondent has signed and returned the proposed  
38 consent order offered by the Complaint Review Committee. The proposed consent  
39 order contains the following sanctions:

- 40 1. Fine of \$1,000
- 41 2. Costs of \$520.01
- 42 3. Louisiana Laws and Rules Quiz
- 43 4. Louisiana Professionalism and Ethics Quiz
- 44 5. Publication on the Board's website and in the Journal with name
- 45 6. Report to NCEES with name  
46

47 After discussion, the Board unanimously approved the motion made by the Complaint  
48 Review Committee, consisting of Mr. Knotts, Mr. Gammon and Dr. Hale, to approve the  
49 signed consent order. The name of the respondent is **Tommy J. Avant, P.E.**  
50

51 **Case #2013-67** – Mr. Ducote reported on a professional engineering firm which  
52 committed a material misrepresentation and gross misconduct in the practice of  
53 engineering in Louisiana. The respondent has signed and returned the proposed  
54 consent order offered by the Complaint Review Committee. The proposed consent  
55 order contains the following sanctions:

- 56 1. Fine of \$1,000
- 57 2. Costs of \$760.17
- 58 3. Cease and Desist
- 59 4. Louisiana Laws and Rules Quiz by Supervising Professional
- 60 5. Louisiana Professionalism and Ethics Quiz by Supervising Professional
- 61 6. Publication on the Board's website and in the Journal with name
- 62 7. Report to NCEES with name  
63

64 After discussion, the Board unanimously approved the motion made by the Complaint  
65 Review Committee, consisting of Mr. Crosby, Mr. Mustapha and Mr. Moore, to approve the  
66 signed consent order. The name of the respondent is **Gurtler Bros. Consultants,**  
67 **Inc.**  
68

1 **Case #2013-101** – Mr. Ducote reported on an unlicensed individual who used the  
2 word “engineering” in conjunction with his name and business activities in Louisiana  
3 without proper licensure. The respondent has signed and returned the proposed  
4 consent order offered by the Complaint Review Committee. The proposed consent  
5 order contains the following sanctions:

- 6 1. Fine of \$1,000
- 7 2. Costs of \$760.17
- 8 3. Cease and Desist
- 9 4. Publication on the Board’s website and in the Journal with name
- 10 5. Report to NCEES with name

11  
12 After discussion, the Board unanimously approved the motion made by the Complaint  
13 Review Committee, consisting of Mr. Crosby, Mr. Mustapha and Mr. Moore, to approve  
14 the signed consent order. The name of the respondent is **Michael K. A. Gurtler**.

15  
16 **Case #2013-102** - Mr. Ducote reported on a professional engineer who  
17 unintentionally aided or assisted (a) his professional engineering firm in committing a  
18 material misrepresentation and gross misconduct in the practice of engineering in  
19 Louisiana and (b) an unlicensed employee of his firm in using the word “engineering”  
20 in conjunction with his name and business activities in Louisiana without proper  
21 licensure. The respondent has signed and returned the proposed consent order  
22 offered by the Complaint Review Committee. The proposed consent order contains  
23 the following sanctions:

- 24 1. Fine of \$1,000
- 25 2. Costs of \$760.17
- 26 3. Louisiana Laws and Rules Quiz
- 27 4. Louisiana Professionalism and Ethics Quiz
- 28 5. Cease and Desist
- 29 6. Publication on the Board’s website and in the Journal with name
- 30 7. Report to NCEES with name

31  
32 After discussion, the Board unanimously approved the motion made by the Complaint  
33 Review Committee, consisting of Mr. Crosby, Mr. Mustapha and Mr. Moore, to approve  
34 the signed consent order. The name of the respondent is **Friedrich W. L. Gurtler, P.E.**

35  
36 The Board recessed at 10:15 a.m. and resumed at 10:35 a.m.

37  
38 **Case #2013-78** – Mr. Ducote reported on an unlicensed firm which practiced and/or  
39 offered to practice land surveying and used the words “survey” and “surveys” in  
40 conjunction with its name and business activities in Louisiana without proper  
41 licensure. The respondent has signed and returned the proposed consent order  
42 offered by the Complaint Review Committee. The proposed consent order contains  
43 the following sanctions:

- 44 1. Fine of \$900
- 45 2. Costs of \$724.74
- 46 3. Cease and Desist
- 47 4. Publication on the Board’s website and in the Journal with name
- 48 5. Report to NCEES with name

49  
50 After discussion, the Board unanimously approved the motion made by the Complaint  
51 Review Committee, consisting of Mr. Patterson, Mr. Gammon and Mr. Knotts, to  
52 approve the signed consent order. The name of the respondent is **Energy Logistics  
53 Group, LLC**.

54  
55 **Case #2014-7** – Mr. Ducote reported on an unlicensed individual who practiced  
56 and/or offered to practice land surveying in Louisiana without proper licensure. The  
57 respondent has signed and returned the proposed consent order offered by the  
58 Complaint Review Committee. The proposed consent order contains the following  
59 sanctions:

- 60 1. Fine of \$400
- 61 2. Costs of \$683.95
- 62 3. Cease and Desist
- 63 4. Publication on the Board’s website and in the Journal with name
- 64 5. Report to NCEES with name

65  
66 After discussion, the Board unanimously approved the motion made by the Complaint  
67 Review Committee, consisting of Mr. Patterson, Mr. Gammon and Mr. Knotts, to  
68 approve the signed consent order. The name of the respondent is **James T. Atkins, Jr.**

69

1 **Case #2013-107** – Mr. Ducote reported on a professional engineer who (a) was  
2 disciplined by the licensing authority of another state for matters recognized as  
3 grounds for disciplinary action in Louisiana at the time the action was taken and (b)  
4 committed fraud, deceit, material misstatement or perjury, or gave false or forged  
5 evidence, in applying for a renewal license with the Board. The respondent has signed  
6 and returned the proposed consent order offered by the Complaint Review  
7 Committee. The proposed consent order contains the following sanctions:

- 8 1. Fine of \$750
- 9 2. Costs of \$946.86
- 10 3. Louisiana Laws and Rules Quiz
- 11 4. Louisiana Professionalism and Ethics Quiz
- 12 5. Publication on the Board’s website and in the Journal with name
- 13 6. Report to NCEES with name

14  
15 After discussion, the Board unanimously approved the motion made by the Complaint  
16 Review Committee, consisting of Mr. Mustapha, Mr. Knotts and Mr. Krouse, to approve  
17 the signed consent order. The name of the respondent is **Anan Boonjindasup, P.E.**

18  
19 **Case #2013-109** – Mr. Ducote reported on an unlicensed firm which unintentionally  
20 practiced and/or offered to practice engineering in Louisiana without proper  
21 licensure. The firm subsequently became licensed in Louisiana. The respondent has  
22 signed and returned the proposed consent order offered by the Complaint Review  
23 Committee. The proposed consent order contains the following sanctions:

- 24 1. Fine of \$5,000
- 25 2. Costs of \$564.94
- 26 3. Publication on the Board’s website and in the Journal with name
- 27 4. Report to NCEES with name

28  
29 After discussion, the Board unanimously approved the motion made by the Complaint  
30 Review Committee, consisting of Mr. Mustapha, Dr. Hale and Mr. Krouse, to approve  
31 the signed consent order. The name of the respondent is **TEEMCO, LLC.**

32  
33 **Case #2014-33** - Mr. Ducote reported on an unlicensed individual who  
34 unintentionally practiced and/or offered to practice engineering in Louisiana without  
35 proper licensure. The respondent has signed and returned the proposed consent  
36 order offered by the Complaint Review Committee. The proposed consent order  
37 contains the following sanctions:

- 38 1. Fine of \$2,500
- 39 2. Costs of \$379.17
- 40 3. Cease and Desist
- 41 4. Publication on the Board’s website and in the Journal with name
- 42 5. Report to NCEES with name

43  
44 After discussion, the Board unanimously approved the motion made by the Complaint  
45 Review Committee, consisting of Mr. Mustapha, Dr. Hale and Mr. Krouse, to approve  
46 the signed consent order. The name of the respondent is **Keith B. Cook.**

47  
48 **Case #2014-13** – Mr. Ducote reported on a professional engineering firm which had  
49 an employee who practiced and offered to practice engineering in Louisiana with an  
50 expired license. The respondent has signed and returned the proposed consent order  
51 offered by the Complaint Review Committee. The proposed consent order contains  
52 the following sanctions:

- 53 1. Fine of \$500
- 54 2. Costs of \$321.53
- 55 3. Publication on the Board’s website and in the Journal with name
- 56 4. Report to NCEES with name

57  
58 After discussion, the Board unanimously approved the motion made by the Complaint  
59 Review Committee, consisting of Mr. Knotts, Mr. Gammon and Dr. Hale, to approve the  
60 signed consent order. The name of the respondent is **Integrated Management  
61 Services, P.A., Inc.**

62  
63 **Case #2014-14** – Mr. Ducote reported on a professional engineer who aided or  
64 assisted an employee of his professional engineering firm in practicing and offering to  
65 practice engineering in Louisiana with an expired license. The respondent has signed  
66 and returned the proposed consent order offered by the Complaint Review  
67 Committee. The proposed consent order contains the following sanctions:

- 68 1. Fine of \$1,500
- 69 2. Costs of \$321.53

3. Cease and Desist
4. Louisiana Laws and Rules Quiz
5. Louisiana Professionalism and Ethics Quiz
6. Publication on the Board's website and in the Journal with name
7. Report to NCEES with name

After discussion, the Board unanimously approved the motion made by the Complaint Review Committee, consisting of Mr. Knotts, Mr. Gammon and Dr. Hale, to approve the signed consent order. The name of the respondent is **Tommy J. Avant, P.E.**

**Case #2014-24** – Mr. Ducote reported on a professional engineer who aided or assisted his professional engineering firm in practicing and offering to practice engineering in Louisiana with an expired license. The respondent has signed and returned the proposed consent order offered by the Complaint Review Committee. The proposed consent order contains the following sanctions:

1. Costs of \$205.79
2. Louisiana Laws and Rules Quiz
3. Louisiana Professionalism and Ethics Quiz
4. Publication on the Board's website and in the Journal with name
5. Report to NCEES with name

After discussion, the Board unanimously approved the motion made by the Complaint Review Committee, consisting of Dr. Hale, Mr. Thompson and Mr. Krouse, to approve the signed consent order. The name of the respondent is **Ballard L. Argus, P.E.**

The Board recessed at 11:15 a.m. and resumed at 1:30 p.m. Mr. Crosby, Mr. Thompson, Mr. Launey, Mr. Amyotte, Mr. White and Mr. Landrigan were not present.

Mr. Savoie reported on his review of the Industrial Licensure power point presentation with the Emeritus Member Ad Hoc committee. The Board requested a preview of the Industrial Licensure power point at the March board meeting.

Mr. Crosby entered the meeting at 1:50 p.m. Mr. Savoie left the meeting at 2:00 p.m.

## **Committee Reports**

### **Enforcement Committee**

The Board unanimously approved the motion made by Mr. Crosby, seconded by Mr. Knotts, to enter into executive session to discuss personnel matters.

The Board unanimously approved the motion made by Mr. Crosby, seconded by Mr. Knotts, to exit the executive session.

The Board unanimously approved the motion made by Mr. Crosby, seconded by Mr. Moore, to adopt a policy providing that the hiring of the Executive Director, the Deputy Executive Director and the Director of Enforcement must be approved by the Board.

The Board unanimously approved the motion made by Mr. Crosby, seconded by Mr. Knotts, to name Mr. Ducote as the Director of Enforcement effective January 28, 2015.

The Board unanimously approved the motion made by Mr. Crosby, seconded by Mr. Mustapha, to authorize the Executive Committee to fill the position of Deputy Executive Director by July 6, 2015, at an annual salary not to exceed \$72,500.

Chairman Gammon appointed an ad hoc committee, comprised of Mr. Knotts, Mr. Moore and Mr. Crosby, and charged it with developing the written policy regarding the necessity of obtaining Board approval for the hiring of the Executive Director, the Deputy Executive Director and the Director of Enforcement and then incorporating the new policy into the appropriate Board policy manual.

### **Liaison and Law Review Committee**

Mr. Moore presented the Liaison and Law Review Committee's recommendation to amend Rule 1503:

Mr. Mustapha made the motion to table the discussion for future study and review. The motion died for lack of a second.

1  
2 The Board approved the motion made by the Liaison and Law Review Committee,  
3 with Mr. Phillips, Dr. Hale, Mr. Moore, Mr. Crosby, Mr. Patterson, Mr. Knotts and Mr.  
4 Krouse for, Mr. Mustapha against and Mr. Huval abstaining, to amend Rule 1503 to  
5 read as follows:  
6

7 **§1503. Graduate-Level Engineering Degree**  
8

9 A. An applicant who has obtained a master's degree in engineering which  
10 has followed a baccalaureate degree in engineering from an EAC/ABET  
11 accredited engineering curriculum may use the master's degree for credit for  
12 one year's experience. An applicant who has obtained an earned doctoral  
13 degree in engineering which has followed a baccalaureate degree in  
14 engineering from an EAC/ABET accredited engineering curriculum may use  
15 the doctoral degree for credit for two years' experience. The two-year's credit  
16 for the doctoral degree includes the one year for a master's degree.  
17

18 B. An applicant who has obtained an earned doctoral degree in engineering  
19 which has followed either a baccalaureate degree in engineering from a non-  
20 accredited engineering curriculum or a baccalaureate degree in a related  
21 science or engineering technology curriculum may use the doctoral degree for  
22 credit for one year's experience.  
23

24 Mr. Moore reported that the Liaison and Law Review Committee's recommendation  
25 regarding possible revisions to Rule 1303 will be postponed until the March Board  
26 meeting.  
27

28 Mr. Crosby exited the meeting at 3:15 p.m.  
29

30 **Finance Committee**  
31

32 Mr. Moore presented the Finance Committee report.  
33

34 The Board unanimously approved the motion made by the Finance Committee to re-  
35 invest the certificate of deposit at United Community Bank, which is set to mature on  
36 March 7, 2015.  
37

38 The Board unanimously approved the motion made by the Finance Committee to re-  
39 invest the certificate of deposit at Home Bank, which is set to mature on March 9,  
40 2015.  
41

42 The Board unanimously approved the motion made by the Finance Committee to re-  
43 invest the certificate of deposit at Investar Bank, which is set to mature on March 12,  
44 2015.  
45

46 The Board unanimously approved the motion made by the Finance Committee to re-  
47 invest the certificate of deposit at Iberia Bank, which is set to mature on March 12,  
48 2015.  
49

50 The Board approved the motion made by the Finance Committee, with Mr. Phillips, Dr.  
51 Hale, Mr. Huval, Mr. Mustapha, Mr. Moore, Mr. Patterson and Mr. Knotts for and Mr.  
52 Krouse abstaining, to accept the proposed LEF building lease for 2014-2019.,  
53

54 The Chairman charged the Liaison and Law Review Committee with reviewing Rule  
55 717 concerning the signing of checks and making a recommendation for revisions to  
56 the Board at the March meeting.  
57

58 Mr. Crosby entered the meeting at 3:35 p.m.  
59

60 **Nominations and Awards Committee**  
61

62 The Board unanimously approved the motion made by the Nominations and Awards  
63 Committee to elect the following Board officers for 2015-16:  
64

65 Theodore H. Thompson, P.E. – Chairman  
66 Kevin E. Crosby, P.E., P.L.S. – Vice Chairman  
67 John W. "Billy" Moore, P.E. – Secretary  
68 David L. Patterson, P.L.S. – Treasurer  
69

1 Mr. Huval exited the meeting at 3:40 p.m.  
2

3 **Old Business/New Business**  
4

5 Mr. Landry reported on the status of the Board's pending litigation with Mubashir  
6 Maqbool. Mr. Maqbool has offered to dismiss his lawsuit with prejudice through a  
7 stipulation of dismissal. The Board unanimously approved the motion made by Mr.  
8 Knotts, seconded by Mr. Krouse, to authorize Mr. Landry to accept and agree to the  
9 proposed stipulation of dismissal.  
10

11 Mr. Krouse reported on the new security system which has been installed in the office.  
12 LEF was continuing to meet with contractors to receive bids and recommendations on  
13 additional office security modifications. The ad hoc committee and Ms. Sentell will  
14 continue to discuss whether additional office modifications should be made and then  
15 make a recommendation to the Board at the March meeting.  
16

17 Mr. Knotts exited the meeting at 4:00 p.m.  
18

19 The Board unanimously approved the motion made by Mr. Mustapha, seconded by Mr.  
20 Crosby, to amend the motion made by the Education/Accreditation Committee at the  
21 November Board meeting (regarding accepting four-year baccalaureate degrees  
22 earned from online/for-profit institutions with regional accreditation as acceptable  
23 four-year baccalaureate degrees for purposes of land surveyor intern certification) to  
24 specify that the regional accreditation must be from one of the following accreditation  
25 organizations recognized by the Council for Higher Education Accreditation (CHEA):  
26 the Higher Learning Commission (HLC); the Middle States Commission on Higher  
27 Education (MSCHE); the Commission on Institutions of Higher Education of the New  
28 England Association of Schools and Colleges (CIHE-NEASC); the Southern Association  
29 of Colleges and Schools Commission on Colleges (SACSCOC); the Accrediting  
30 Commission for Community and Junior Colleges, Western Association of Schools and  
31 Colleges (ACCJC-WASC); and/or the Western Association of Schools and Colleges,  
32 Senior College and University Commission (WASC-SCUC).  
33  
34

35 **Closing Business**  
36


37 The Board unanimously approved the motion made by Mr. Mustapha, seconded by Mr.  
38 Moore, to approve all committee recommendations and actions.  
39


40 The Board unanimously approved the motion made by Mr. Mustapha, seconded by Mr.  
41 Phillips, to acknowledge and confirm all licenses and certificates issued by the Board.  
42

43 The Board unanimously approved the motion made by Mr. Mustapha, seconded by Mr.  
44 Patterson, to approve all Board expenses.  
45

46 The Board unanimously approved the motion made by Mr. Crosby, seconded by Mr.  
47 Phillips, to adjourn.  
48

49 The meeting adjourned at 4:20 p.m. on January 28, 2015.  
50

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53 \_\_\_\_\_  
54 M. Ernest Gammon, Sr., P.L.S.  
55 Chairman

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53 \_\_\_\_\_  
54 Kevin E. Crosby, P.E., P.L.S.  
55 Secretary