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MINUTES OF THE REGULAR MEETING  
LOUISIANA PROFESSIONAL ENGINEERING  
AND LAND SURVEYING BOARD  
9643 BROOKLINE AVENUE, SUITE 121  
BATON ROUGE, LOUISIANA 70809-1433  
July 25-26, 2011

At 8:01 a.m. on July 25, 2011, Ali M. Mustapha, P.E., called the meeting to order at 9643 Brookline Avenue, Baton Rouge, Louisiana, with the following members present:

Ali M. Mustapha, P.E.	Chairman
Roger D. Danzy, P.E.	Vice Chairman
Richard L. Savoie, P.E.	Treasurer
Norma Jean Mattei, Ph.D., P.E.	Secretary

Miles B. Williams, P.E.  
James E. Bowie, Ph.D., P.E.  
Timothy J. Allen, P.L.S.  
M. Ernest Gammon, P.L.S.  
Theodore H. Thompson, P.E.  
Kevin E. Crosby, P.E., P.L.S.  
John W. "Billy" Moore, P.E.

Also present: Donna D. Sentell, Executive Director  
Victoria R. Hatton, Director of Enforcement

The invocation was led by Mr. Savoie and the pledge by Mr. Crosby.

Public comment time was recognized by Chairman Mustapha.

The Board unanimously approved the motion made by Mr. Crosby, seconded by Dr. Mattei, to accept the July 25-26, 2011 proposed Call and Agenda.

The Board unanimously approved the motion made by Mr. Gammon, seconded by Mr. Williams, to approve the Minutes from the May 16, , 2011 Board meeting.

The Board unanimously approved the motion made by Mr. Savoie, seconded by Mr. Danzy, to schedule the Board's next regular meeting for September 19-20, 2011 at the University of New Orleans campus.

The Board's May Task List was reviewed.

## **Applications**

### **Application Appeals**

The Board unanimously approved the motion made by Mr. Williams, seconded by Dr. Bowie, to *affirm* the reviewing committee's decision to *disapprove* the application of Mr. Swapan **Das** for licensure as a professional engineer by comity.

The Board unanimously approved the motion made by Mr. Danzy, seconded by Dr. Mattei, to *affirm* the reviewing committee's decision to *disapprove* the application of Mr. Edward **Derevakian** for licensure as a professional engineer by comity.

The Board unanimously approved the motion made by Mr. Danzy, seconded by Dr. Mattei, to *affirm* the reviewing committee's decision to *disapprove* the application of Mr. Michael **Shaw** for licensure as a professional engineer by comity.

1                   **Committee Reports**

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3                   **Finance Committee**

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5                   The Board unanimously approved the motion made by the Finance Committee  
6                   to cash in and return to the checking account the certificate of deposit at  
7                   Neighbor Federal Credit Union which is due to mature on July 26, 2011.  
8

9                   The Board unanimously approved the motion made by the Finance Committee  
10                  to reinvest the certificate of deposit at Iberia Bank which is due to mature on  
11                  August 12, 2011.  
12

13                 The Board unanimously approved the motion made by the Finance Committee  
14                 to reinvest the certificate of deposit at Home Bank which is due to mature on  
15                 August 17, 2011.  
16

17                 **Architect-Engineer Liaison Committee**

18  
19                 Mr. Moore briefed the Board on the July 12, 2011 meeting with the Louisiana  
20                 State Board of Architectural Examiners.  
21

22                 The Board unanimously approved the motion made by the Architect-Engineer  
23                 Liaison Committee to continue with the joint publication of the Reference  
24                 Manual for Building Officials and Design Professionals with the Louisiana State  
25                 Board of Architectural Examiners. The draft is to be reviewed and edited by  
26                 Mr. Landry and returned to the committee and Board for review at the  
27                 September Board meeting.  
28

29                 **Liaison and Law Review Committee**

30  
31                 The Board unanimously approved the motion by the Firm Licensure  
32                 Committee that the Liaison and Law Review Committee review the  
33                 recommended changes to Rules 2305 and 2701.  
34

35                 The Board recessed for lunch at 11:45 a.m. and resumed at 12:20 p.m.  
36  
37

38                 **New Business**

39  
40                 Members of the Executive Committee of the Louisiana Engineering Society  
41                 (LES), David Kunz, P.E., Alan Kraus, P.E., Jason Thornhill, P.E., Craig Dooley,  
42                 P.E., Susan Richard, P.E., Chris Richard P.E. and Brenda Gajan, were present for  
43                 a discussion concerning the proposed Guidelines for Engineering Disciplines  
44                 and licensure requirements for professional land surveyors.  
45

46                 The Board recessed at 2:00 p.m. and resumed at 2:10 p.m. Members of LES  
47                 Executive Committee were not present. Mr. D. Scott Landry was present.  
48  
49

50                 **Applications (continued)**

51  
52                 The Board interviewed Ms. Marie Hall regarding her application to take the  
53                 Fundamentals of Engineering examination and Ms. Khaison Reed regarding her  
54                 application to take the Principles and Practice of Engineering examination.  
55

56                 The Board approved the motion made by Mr. Moore, seconded by Mr. Danzy,  
57                 with Mr. Gammon, Mr. Williams, Mr. Savoie, Mr. Danzy, Dr. Mattei, Dr. Bowie,  
58                 Mr. Thompson and Mr. Moore for and Mr. Crosby and Mr. Allen against, to  
59                 *disapprove* the application of Ms. Khaison **Reed** for licensure as a professional  
60                 engineer by examination.  
61  
62

1 The Board unanimously approved the motion made by Mr. Gammon, seconded  
2 by Mr. Thompson, to notify Ms. Reed of the Board's deep concern regarding the  
3 inaccurate information included in her application for licensure as a  
4 professional engineer by examination and to inform her that she may reapply  
5 for consideration for the October 2012 exam administration.  
6

7 The Board recessed at 3:25 p.m. and resumed at 3:35 p.m.  
8  
9

## 10 **Enforcement**

11 Ms. Hatton presented the enforcement report.  
12

13  
14 Case # 2009 - 90 - Ms. Hatton reported on an unlicensed firm which used the  
15 word "engineer" or a modification or derivative thereof in advertising itself in  
16 Louisiana without proper licensure. The respondent has signed and returned  
17 the proposed Consent Order offered by the Complaint Review Committee.  
18 After discussion, the Board unanimously approved the motion made by Mr.  
19 Crosby, seconded by Mr. Thompson, to approve the signed Consent Order.  
20

21 Case # 2009 - 108 - Ms. Hatton reported on an unlicensed individual who used  
22 the word "engineer" or a modification or derivative thereof in identifying  
23 himself and advertising his unlicensed firm in Louisiana without proper  
24 licensure. The respondent has signed and returned the proposed Consent  
25 Order offered by the Complaint Review Committee. After discussion, the  
26 Board unanimously approved the motion made by Mr. Gammon, seconded by  
27 Mr. Thompson, to approve the signed Consent Order.  
28

29 Case # 2010 - 36 - Ms. Hatton reported on a licensed engineering firm which  
30 practiced and/or offered to practice engineering in Louisiana with an expired  
31 license. The respondent has signed and returned the proposed Consent Order  
32 offered by the Complaint Review Committee. After discussion, the Board  
33 unanimously approved the motion made by Mr. Crosby, seconded by Dr.  
34 Mattei, to approve the signed Consent Order.  
35

36 Case # 2011 - 7 - Ms. Hatton reported on an unlicensed firm which practiced  
37 and/or offered to practice engineering and used the word "engineering" in its  
38 name or form of business or activity in Louisiana without proper licensure.  
39 The respondent has signed and returned the proposed Consent Order offered  
40 by the Complaint Review Committee. After discussion, the Board unanimously  
41 approved the motion made by Mr. Savoie, seconded by Dr. Mattei, to approve  
42 the signed Consent Order.  
43

44 Case # 2010 - 26 - Ms. Hatton reported on a professional engineer who (a)  
45 practiced and/or offered to practice engineering in Louisiana with an expired  
46 license and (b) aided and assisted his unlicensed firm in practicing and/or  
47 offering to practice engineering and using the word "engineering" in its name  
48 or form of business or activity in Louisiana without proper licensure. The  
49 respondent has signed and returned the proposed Consent Order offered by  
50 the Complaint Review Committee. After discussion, the Board unanimously  
51 approved the motion made by Dr. Mattei, seconded by Mr. Gammon, to  
52 approve the signed Consent Order.  
53

54 Case # 2010 - 118 - Ms. Hatton reported on a professional engineer who was  
55 convicted of a felony under the laws of Louisiana. The respondent has signed  
56 and returned the proposed Consent Order offered by the Complaint Review  
57 Committee. After discussion, the Board unanimously approved the motion  
58 made by Mr. Danzy, seconded by Dr. Mattei, to disapprove the signed Consent  
59 Order and to return the matter to the Complaint Review Committee.  
60

61 Case # 2010 - 57 - Ms. Hatton reported on an unlicensed firm which practiced  
62 and/or offered to practice engineering and used the words "consulting  
63 engineer" in identifying itself in Louisiana without proper licensure. The

1 respondent has signed and returned the proposed Consent Order offered by  
2 the Complaint Review Committee. After discussion, the Board unanimously  
3 approved the motion made by Mr. Williams, seconded by Mr. Crosby, to  
4 approve the signed Consent Order.  
5

6 Case # 2010 - 91 - Ms. Hatton reported on a licensed engineering and land  
7 surveying firm which practiced and/or offered to practice engineering in  
8 Louisiana with an expired license. The respondent has signed and returned  
9 the proposed Consent Order offered by the Complaint Review Committee.  
10 After discussion, the Board unanimously approved the motion made by Dr.  
11 Mattei, seconded by Mr. Savoie, to approve the signed Consent Order.  
12

13 Case # 2011 - 14 - Ms. Hatton reported on a professional engineer and  
14 professional land surveyor who aided and assisted his licensed engineering  
15 and land surveying firm in practicing and/or offering to practice engineering in  
16 Louisiana with an expired license. The respondent has signed and returned  
17 the proposed Consent Order offered by the Complaint Review Committee.  
18 After discussion, the Board unanimously approved the motion made by Mr.  
19 Allen, seconded by Dr. Mattei, to approve the signed Consent Order.  
20

21 Case # 2011 - 13 - Ms. Hatton reported on an unlicensed firm which practiced  
22 and/or offered to practice engineering and used the word "engineering" in its  
23 name or form of business or activity in Louisiana prior to licensure. The  
24 respondent has signed and returned the proposed Consent Order offered by  
25 the Complaint Review Committee. After discussion, the Board unanimously  
26 approved the motion made by Mr. Crosby, seconded by Mr. Moore, to approve  
27 the signed Consent Order.  
28

29 Case # 2011 - 47 - Ms. Hatton reported on a professional engineer who aided  
30 and assisted his unlicensed firm in practicing and/or offering to practice  
31 engineering and using the word "engineering" in its name or form of business  
32 or activity in Louisiana prior to licensure. The respondent has signed and  
33 returned the proposed Consent Order offered by the Complaint Review  
34 Committee. After discussion, the Board unanimously approved the motion  
35 made by Mr. Moore, seconded by Mr. Williams, to approve the signed Consent  
36 Order.  
37

38 Case # 2010 - 20 - Ms. Hatton reported on an unlicensed firm which practiced  
39 and/or offered to practice engineering in Louisiana without proper licensure.  
40 The respondent has signed and returned the proposed Consent Order offered  
41 by the Complaint Review Committee. After discussion, the Board unanimously  
42 approved the motion made by Dr. Mattei, seconded by Mr. Moore, to approve  
43 the signed Consent Order.  
44

45 Case # 2010 - 70 - Ms. Hatton reported on a licensed engineering and land  
46 surveying firm which (a) prepared and submitted to its client's construction  
47 contractors technical specifications taken from other documents previously  
48 prepared by another design professional for the same client; (b) failed to  
49 provide the previous design professional with proper written notification  
50 immediately upon acceptance of the engagement; (c) failed to include on the  
51 technical specifications a notation describing its work; and (d) failed to  
52 properly sign/seal/date the technical specifications. The respondent has  
53 signed and returned the proposed Consent Order offered by the Complaint  
54 Review Committee. After discussion, the Board unanimously approved the  
55 motion made by Mr. Thompson, seconded by Mr. Allen, to approve the signed  
56 Consent Order.  
57

58 Case # 2010 - 69 - Ms. Hatton reported on a professional engineer and  
59 professional land surveyor who (a) prepared and submitted to his client's  
60 construction contractors technical specifications taken from other documents  
61 previously prepared by another design professional for the same client; (b)  
62 failed to provide the previous design professional with proper written  
63 notification immediately upon acceptance of the engagement; (c) failed to

1 include on the technical specifications a notation describing his work; (d)  
2 failed to properly sign/seal/date the technical specifications and (e) aided or  
3 assisted his licensed engineering and land surveying firm in committing these  
4 same violations. The respondent has signed and returned the proposed  
5 Consent Order offered by the Complaint Review Committee. After discussion,  
6 the Board unanimously approved the motion made by Mr. Thompson,  
7 seconded by Mr. Williams, to approve the signed Consent Order.  
8

9 Case # 2011 - 18 - Ms. Hatton reported on a professional engineer who was  
10 disciplined by the licensing authority of another state for matters recognized  
11 as grounds for disciplinary action in Louisiana at the time the actions were  
12 taken. The respondent has signed and returned the proposed Consent Order  
13 offered by the Complaint Review Committee. After discussion, the Board  
14 unanimously approved the motion made by Mr. Crosby, seconded by Mr.  
15 Thompson, to approve the signed Consent Order.  
16

17 Case # 2011 - 17 - Ms. Hatton reported on a professional engineer who  
18 practiced and/or offered to practice engineering in Louisiana with an expired  
19 license. The respondent has signed and returned the proposed Consent Order  
20 offered by the Complaint Review Committee. After discussion, the Board  
21 unanimously approved the motion made by Mr. Thompson, seconded by Dr.  
22 Mattei, to approve the signed Consent Order.  
23

24 Case #2007-210 - Ms. Hatton reported that the respondent has recently filed  
25 Chapter 13 bankruptcy. The Board unanimously approved the motion made  
26 by Mr. Danzy, seconded by Mr. Williams, to not file a proof of claim or take any  
27 other action in the bankruptcy case.  
28

29 The Board recessed at 5:05 p.m. and resumed at 8:03 a.m. on Tuesday, July 26,  
30 2011.  
31

32 The Board unanimously approved the motion made by Dr. Bowie, seconded by  
33 Mr. Crosby, to enter into executive session to discuss personnel and  
34 enforcement matters at 8:05 a.m.  
35

36 The Board unanimously approved the motion made by Mr. Williams, seconded  
37 by Mr. Danzy, to exit the executive session at 9:45 a.m.  
38

39 Mr. Savoie and Dr. Mattei were not present.  
40

41 The Board unanimously approved the motion made by Mr. Allen, seconded by  
42 Mr. Danzy, to establish an Enforcement Ad Hoc Committee to provide guidance  
43 to Board staff concerning enforcement issues. The committee will consist of  
44 Mr. Williams, the Chairman, Mr. Moore, the Vice Chairman, Mr. Allen and Mr.  
45 Thompson.  
46

#### 47 **New Business (continued)** 48

49  
50 The Board unanimously approved the motion made by Mr. Danzy, seconded by  
51 Mr. Moore, to reschedule the January 2012 Board meeting from January 16 -  
52 17 to January 18 -19, 2012. This meeting will be held in conjunction with the  
53 JESC meeting in Lafayette.  
54

#### 55 **Closing Business** 56

57  
58 The Board unanimously approved the motion made by Mr. Williams, seconded  
59 by Mr. Thompson, to approve all committee recommendations and actions.  
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61 The Board unanimously approved the motion made by Mr. Thompson,  
62 seconded by Mr. Moore, to acknowledge and confirm all licenses and  
63 certificates issued by the Board.

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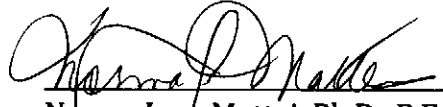
The Board unanimously approved the motion made by Mr. Crosby, seconded by Mr. Danzy, to approve all Board expenses.  
Mr. Savoie entered the meeting at 11:25 a.m.

The Board unanimously approved the motion made by Mr. Allen, seconded by Mr. Thompson, to adjourn.

The meeting adjourned at 11:30 a.m. on Tuesday, July 26, 2011.



Ali M. Mustapha, P.E.  
Chairman



Norma Jean Mattei, Ph.D., P.E.  
Secretary