

47 **Review of the Minutes**

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49 • **January 2007 Probation Review Committee**

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51 The committee reviewed the minutes and after discussion the following motion
52 was made:

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54 MOTION: Mr. Lebron made a motion to approve the minutes with corrections.

55 SECOND: Ms. Clodfelter seconded and the motion passed unanimously.

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57 **2nd Set of Surveys Review**

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59 The committee reviewed the following surveys and after discussion the following
60 motions were made:

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- 62 • **Myron Eugene Barker**
- 63 **License # 5085**
- 64 **Case # 2005-021730**
- 65 **Licensure Status: Probation**

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67 Mr. Barker was present.

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69 MOTION: Ms. Clodfelter made a motion to recommend accepting his surveys
70 and releasing him from probation to the full board.

71 SECOND: Mr. Lebron seconded and the motion passed unanimously.

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73 **1st Set of Surveys Review**

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- 75 • **Franklin D. Snowden**
- 76 **License # 5024**
- 77 **Case # 2005-006769**
- 78 **Licensure Status: Probation**

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80 Mr. Snowden was present.

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82 Mr. Snowden stated that his wife was very ill and he had a long drive and
83 requested to be heard first. The committee agreed to take Mr. Snowden first.

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85 MOTION: Mr. Lebron made a motion to recommend to the full board to not
86 find his surveys in compliance and require a second set to be due
87 by 5/21/07

88 SECOND: Ms. Clodfelter seconded and the motion passed unanimously.

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- 93 • **Nicholas Franklin**
94 **License # 4620**
95 **Case # 2004-059607**
96 **Licensure Status: Probation**

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98 Mr. Franklin was present.

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100 MOTION: Ms. Clodfelter made a motion to recommend that they accept his
101 surveys and release him from probation to the full board.
102 SECOND: Mr. Lebron seconded and the motion passed unanimously.

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104 • **Timothy W. Tew**
105 **License # 5285**
106 **Case # 2005-024928**
107 **Licensure Status: Probation**

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109 Mr. Tew was present.

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111 Ms. Clodfelter had received only one survey for Mr. Tew, so the recommendation
112 was based on 5 out of 6 surveys.

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114 MOTION: Mr. Lebron made a motion to recommend that they accept his
115 surveys and release him from probation.
116 SECOND: Ms. Clodfelter seconded and the motion passed unanimously.

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118 • **Alberto Varas**
119 **License # 3105**
120 **Licensure Status: Probation**

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122 Mr. Varas was not present.

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124 Mr. Morrison stated that Mr. Varas had left a message stating that his wife had a
125 medical emergency.

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127 MOTION: Ms. Clodfelter made a motion to recommend that the surveys are
128 not in compliance and request a second set.
129 SECOND: Mr. Lebron seconded and the motion passed unanimously.

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131 • **Environmental Land Services**
132 **License # LB 5986**
133 **Case # 99-04179**

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135 Linda Jones, Alan Welch, Alford Watson and Michael Glazier, Esquire were
136 present.

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138 Ms. McKinney stated that at the January 10th meeting Environmental Land
139 Services had been granted a continuance. The committee adjourned and went
140 to a full board meeting where it was discussed that previously at the October
141 2006 board meeting, Environmental Land Services had its stay of suspension
142 lifted. The board at its January meeting discovered that a final order showing the
143 lift of the stay had not been completed and requested the board counsel
144 complete the order.

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146 In addition the board also asked that the order include that Environmental Land
147 Services appear at the April 11, 2007 meeting and to provide three specific
148 things that Mr. Watson, president of the corporation, shall make an appearance
149 and discuss the details of Mr. Welch's daily activities at the firm and the
150 respondent shall provide a list of specific activities on survey projects Mr. Welch
151 has been involved in that are survey related during the two year period of
152 probation by survey project number and boundaries lot references.

153

154 Ms. McKinney advised the committee that they would need to make a
155 determination as to whether they have complied with the previous order.

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157 After discussion, the following recommendation was made:

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159 MOTION: Ms. Clodfelter made a motion to recommend that the term of
160 probation be extended for 6 months requiring an appearance at the
161 October 2007 meeting with a detailed list of all surveys performed
162 from this date until September 5, 2007, and all geology projects
163 performed from this date until September 5, 2007, with both lists in
164 the board office by September 10, 2007. Also included in the
165 stipulation was that Mr. Welch and the surveyor of record for ELS
166 must appear at the October 2007 board meeting.

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168 SECOND: Ms. Nobles seconded at the motion passed. Mr. Lebron was

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170 Ms. Nobles recessed the Probation Review Committee meeting at 5:09 p.m.

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172 Mr. Blankenship, Chair, called the General Business Meeting of the full board to
173 order at 5:10 p.m.

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175 **Members Present**

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Pam Nobles

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Mary Hanna Clodfelter

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Louis Lebron

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Dennis Blankenship, Chair

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Jeffrey Cooner, Vice-Chair

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Sidney Greer

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Frances Poppell

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Beverly Sutphin

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Others Present

- June McKinney, Board Counsel
- Richard Morrison, Executive Director
- Charles Tunncliff, Prosecuting Attorney
- Stacey Merchant, Government Analyst
- W. Lamar Evers
- Marilyn Evers
- Art Mastronicola
- Henry Echezabel
- Harley Gilmore
- Frances Poppell
- Franklin Snowden
- Myron Eugene Barker
- Nicholas Franklin
- Timothy Tew
- Michael Glazier, Esquire
- Alan Welch
- Alford Watson
- Linda Jones

Probation Committee Report

Ms. Nobles gave the following report:

Environmental Land Services

The committee recommended that the term of probation be extended for 6 months requiring an appearance at the October 2007 meeting with a detailed list of all surveys performed from this date until September 5, 2007, and all geology projects performed from this date until September 5, 2007, with both lists in the board office by September 10, 2007. Also included in the stipulation is that Mr. Welch and the surveyor of record for ELS must appear at the October 2007 board meeting.

Mr. Blankenship and Mr. Cooner were recused from this matter.

- MOTION: Ms. Sutphin made a motion to accept the recommendation of the committee.
- SECOND: Ms. Clodfelter seconded and the motion passed. Mr. Lebron was opposed.

Ms. Nobles reviewed the Disciplinary Tracking Form with the committee.

With no further business, the committee meeting was adjourned at 5:45 p.m.