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2
3 **MINUTES**

4
5 **BOARD OF PROFESSIONAL SURVEYORS & MAPPERS**

6
7 **GENERAL BUSINESS MEETING**

8
9 **Casa Monica Hotel**
10 **95 Cordova Street**
11 **St. Augustine, FL 32084**

12
13 **OCTOBER 1, 2008 Committee/General Business Meetings at 8:30 a.m.**
14 **&**
15 **OCTOBER 2, 2008 General Business Meeting at 8:30 a.m.**

16
17
18 The meeting was called to order by Jeffrey Cooner, Chair, at 9:56 AM.

19
20 **Members Present**

21 Jeffrey Cooner, Chair
22 Beverly Sutphin, Vice-Chair
23 Arthur Mastronicola
24 Lou Bush
25 Mary Hanna Clodfelter
26 Louis Lebron
27 Sidney Greer
28 Frances Poppell

29
30 **Members Absent**

31 Dennis Blankenship

32
33 **Others Present**

34 Diane Guillemette, Board Counsel
35 Richard Morrison, Executive Director
36 Elizabeth Duffy, Prosecuting Attorney
37 Stacey Merchant, Government Analyst
38 W. Lamar Evers
39 Harley Gilmore
40 Chuck Counts
41 Rex Ware
42 Larry Sharp
43 Dale Bradshaw
44 Gordon R. Niles
45 J. Richard Nolan, Jr.
46 Ralph Swerdloff
47 John Johnson
48 Jeff G. Peters
49 T. S. "Ted" Madson, II
50 Robert E. DuBois
51 Pablo Ferrari

56 Mr. Morrison introduced Secretary Charles Drago to the Board. Secretary Drago updated the
57 Board on the improvements and changes within the Department. Secretary Drago stated that he
58 welcomed any suggestions or comments from the Board.
59

60 REVIEW AND APPROVAL OF MINUTES

61 • July 2008 General Business Meeting Minutes

62 After discussion, the following motion was made:

63 MOTION: Ms. Sutphin made a motion to accept these minutes with changes.

64 SECOND: Ms. Clodfelter seconded and the motion passed unanimously.
65

66 DISCIPLINARY PROCEEDINGS – Eric Hurst

67 Settlement Stipulations

68 Larry J. Sharp

69 Case # 2008-001171

70 Mr. Sharp was present for this case.

71 Ms. Poppell and Mr. Mastronicola were recused due to their participation on the Probable Cause
72 Panel.
73

74 Ms. Duffy presented this case to the board and after discussion the following motion was made:

75 MOTION: Mr. Greer made a motion to accept this settlement stipulation as presented.

76 SECOND: Mr. Lebron seconded and the motion passed 4 to 1. Ms. Sutphin was opposed.
77

78 Arturio R. Toirac

79 Case # 2007-035879

80 Attorney Jeff Peters was present for this case.

81 Ms. Poppell was recused due to her participation on the Probable Cause Panel. Mr. Mastronicola
82 was recused due to being the “expert witness” in this case.
83

84 Ms. Duffy presented this case to the board and after discussion the following motion was made:

85 Ms. Sutphin and Mr. Lebron stated that they knew Mr. Toirac and both felt they could still make a
86 fair decision in this case.
87

88 MOTION: Mr. Greer made a motion to accept this settlement stipulation as presented.

89 SECOND: Ms. Sutphin seconded and the motion passed 4 to 1. Mr. Bush was opposed.
90

91 Ralph Swerdloff

92 Case # 2007-050085

93 Mr. Swerdloff was present for this case.

94 Ms. Poppell was recused due to her participation on the Probable Cause Panel. Mr. Mastronicola
95 was recused due to being the “expert witness” in this case.
96

97 Ms. Duffy presented this case to the board and after discussion, it was discovered that Mr.
98 Swerdloff had an attorney that was not present. Mr. Swerdloff did not feel comfortable going
99 forward without his attorney present and the following motion was made:
100

112
113
114 MOTION: Ms. Sutphin made a motion to continue this case until the January 2009 board
115 meeting.

116 SECOND: Mr. Bush seconded and the motion passed unanimously.
117

118 **Hearing – No Disputed Facts**
119

120 **Swerdloff & Long Surveying Case # 2007-050093**

121 **PCP: Blankenship, Echezabal and Poppell**
122

123 Mr. Swerdloff was present for this case.
124

125 Ms. Poppell was recused due to her participation on the Probable Cause Panel.
126

127 Ms. Duffy presented this case to the board and after discussion, it was discovered that Mr.
128 Swerdloff had an attorney that was not present. Mr. Swerdloff did not feel comfortable going
129 forward without his attorney present and the following motion was made:
130

131 MOTION: Ms. Sutphin made a motion to continue this case until the January 2009 board
132 meeting.

133 SECOND: Mr. Bush seconded and the motion passed unanimously.
134

135 **David Lee Smith**

Case # 2007-036733
136

137 Mr. Smith was present for this case.
138

139 Ms. Poppell was recused due to her participation on the Probable Cause Panel.
140

141 Ms. Duffy presented this case to the board and after discussion the following motions were made:
142

143 MOTION: Ms. Sutphin made a motion that there were no disputed issues of material fact and
144 adopt the Findings of Fact as alleged in the Administrative Complaint and move all
145 case materials into evidence.

146 SECOND: Ms. Clodfelter seconded and the motion passed unanimously.
147

148 MOTION: Ms. Sutphin made a motion to adopt the Conclusions of Law as contained in the
149 Administrative Complaint.

150 SECOND: Mr. Bush seconded and the motion passed unanimously.
151

152 MOTION: Ms. Sutphin made a motion to impose a \$3,000 fine, \$1,144.33 in costs,
153 suspension of Respondent's license with the suspension stayed as long as he
154 complies with the terms of probation, completion of a boundary course within 90
155 days of the final order, and probation. The motion also included allowing Mr.
156 Smith to pay the fine in quarterly payments within 1 year.

157 SECOND: Mr. Lebron seconded and the motion passed unanimously.
158

159 **Mark Anthony Johnson**

Case # 2007-043361
160

161 Mr. Johnson was present for this case.
162

163 Ms. Poppell was recused due to her participation on the Probable Cause Panel.
164

165 Ms. Duffy presented this case to the board and after discussion the following motions were made:
166
167

- 168
169
170
171
172
173 MOTION: Ms. Sutphin made a motion that there were no disputed issues of material fact and
174 adopt the Findings of Fact as alleged in the Administrative Complaint and move all
175 case materials into evidence.
176 SECOND: Ms. Clodfelter seconded and the motion passed unanimously.
177
178 MOTION: Ms. Sutphin made a motion to adopt the Conclusions of Law as contained in the
179 Administrative Complaint.
180 SECOND: Mr. Clodfelter seconded and the motion passed unanimously.
181
182 MOTION: Ms. Sutphin made a motion to impose a \$1,000 fine, \$827.48 in costs, suspension
183 of Respondent's license with the suspension stayed as long as he complies with
184 the terms of probation, and probation. The motion also included allowing Mr.
185 Johnson to pay the fine in payments within 6 months.
186 SECOND: Mr. Lebron seconded and the motion passed unanimously.
187

188 **David L. Smith Surveying & Mapping, Inc. Case # 2007-027180**
189

190 Mr. Smith was present for this case.

191
192 Ms. Poppell was recused due to her participation on the Probable Cause Panel.
193

194 Ms. Duffy presented this case to the board and after discussion the following motions were made:
195

- 196 MOTION: Ms. Sutphin made a motion that there were no disputed issues of material fact and
197 adopt the Findings of Fact as alleged in the Administrative Complaint and move all
198 case materials into evidence.
199 SECOND: Ms. Clodfelter seconded and the motion passed unanimously.
200
201 MOTION: Ms. Sutphin made a motion to adopt the Conclusions of Law as contained in the
202 Administrative Complaint.
203 SECOND: Mr. Bush seconded and the motion passed unanimously.
204
205 MOTION: Ms. Sutphin made a motion to impose a \$1,500 fine, \$1,113.06 in costs to be paid
206 within 6 months.
207 SECOND: Mr. Lebron seconded and the motion passed unanimously.
208

209 **Vizcaya Land Surveyors, Inc. Case # 2007-036740**
210

211 No one was present for this case.
212

213 Ms. Poppell was recused due to her participation on the Probable Cause Panel. Mr. Mastronicola
214 was recused due to being the "expert witness" in this case.
215

216 Ms. Duffy presented this case to the board and after discussion the following motions were made:
217

- 218 MOTION: Mr. Greer made a motion to accept this settlement stipulation as presented.
219 SECOND: Mr. Lebron seconded and the motion passed unanimously.
220

221 **John Jay Johnson Case # 2007-040027**
222

223 Attorney Ted Madson was present for this case.

224 Ms. Poppell was recused due to her participation on the Probable Cause Panel.

225
226 Ms. Duffy presented this case to the board and after discussion the following motions were made:

227
228
229 MOTION: Mr. Bush made a motion stating that the board would only be ruling on the motions
230 for this case and that there would be no disciplinary hearing held today for this case.

231 SECOND: Mr. Greer seconded and the motion passed with a vote of 7 to 1. Ms. Sutphin
232 opposed.

233 MOTION: Mr. Greer made a motion to override the objections to the 4th Amendment.

234 SECOND: Mr. Bush seconded and the motion passed unanimously.

235
236 MOTION: Mr. Bush made a motion to overrule the objections to the 5th Amendment.

237 SECOND: Mr. Mastronicola seconded and the motion passed unanimously.

238
239 MOTION: Mr. Bush made a motion to overrule objections to the double jeopardy issue.

240 SECOND: Mr. Mastronicola seconded and the motion passed unanimously.

241
242 MOTION: Mr. Bush made a motion to dismiss the demand for dismissal.

243 SECOND: Mr. Mastronicola seconded and the motion passed unanimously.

244
245 MOTION: Mr. Greer made a motion to deny the motion to suppress evidence.

246 SECOND: Mr. Mastronicola seconded and the motion passed unanimously.

247
248 MOTION: Mr. Bush made a motion to grant Mr. Madson 30 days to file an Election of Rights
249 form in this case.

250 SECOND: Mr. Mastronicola seconded and the motion passed unanimously.

251
252 **L&J Surveying and Engineering Case # 2007-048080**

253
254 Attorney Ted Madson was present for this case.

255
256 Ms. Poppell was recused due to her participation on the Probable Cause Panel.

257
258 Ms. Duffy presented this case to the board and after discussion the following motions were made:

259
260 MOTION: Mr. Bush made a motion stating that the board would only be ruling on the motions
261 for this case and that there would be no disciplinary hearing held today for this case.

262 SECOND: Mr. Greer seconded and the motion passed with a vote of 7 to 1. Ms. Sutphin
263 opposed.

264 MOTION: Mr. Greer made a motion to override the objections to the 4th Amendment.

265
266 SECOND: Mr. Bush seconded and the motion passed unanimously.

267
268 MOTION: Mr. Bush made a motion to overrule the objections to the 5th Amendment.

269 SECOND: Mr. Mastronicola seconded and the motion passed unanimously.

270
271 MOTION: Mr. Bush made a motion to overrule objections to the double jeopardy issue.

272 SECOND: Mr. Mastronicola seconded and the motion passed unanimously.

273
274 MOTION: Mr. Bush made a motion to dismiss the demand for dismissal.

275 SECOND: Mr. Mastronicola seconded and the motion passed unanimously.

276
277 MOTION: Mr. Greer made a motion to deny the motion to suppress evidence.

278 SECOND: Mr. Mastronicola seconded and the motion passed unanimously.

280 MOTION: Mr. Bush made a motion to grant Mr. Madson 30 days to file an Election of Rights
281 form in this case.
282 SECOND: Mr. Mastronicola seconded and the motion passed unanimously.
283
284
285

286 **F.L.A. Survey Corp. Case # 2004-056439**
287 **PCP: Blankenship, Echezabal and Poppell**
288

289 Attorney Ted Madson was present for this case.
290

291 Ms. Poppell was recused due to her participation on the Probable Cause Panel. Mr. Mastronicola
292 was recused due to being the "expert witness" in this case.
293

294 Ms. Duffy presented this case to the board and after discussion the following motions were made:
295

296 MOTION: Mr. Bush made a motion stating that the board would only be ruling on the motions
297 for this case and that there would be no disciplinary hearing held today for this case.

298 SECOND: Mr. Greer seconded and the motion passed with a vote of 7 to 1. Ms. Sutphin
299 opposed.

300 MOTION: Mr. Greer made a motion to override the objections to the 4th Amendment.
301

302 SECOND: Mr. Bush seconded and the motion passed unanimously.
303

304 MOTION: Mr. Bush made a motion to overrule the objections to the 5th Amendment.
305

306 SECOND: Mr. Lebron seconded and the motion passed unanimously.
307

308 MOTION: Mr. Bush made a motion to overrule objections to the double jeopardy issue.
309

310 SECOND: Mr. Greer seconded and the motion passed unanimously.
311

312 MOTION: Mr. Bush made a motion to dismiss the demand for dismissal.
313

314 SECOND: Mr. Greer seconded and the motion passed unanimously.
315

316 MOTION: Mr. Greer made a motion to deny the motion to suppress evidence.
317

318 SECOND: Mr. Bush seconded and the motion passed unanimously.
319

320 MOTION: Mr. Bush made a motion to grant Mr. Madson 30 days to file an Election of Rights
321 form in this case.

322 SECOND: Mr. Lebron seconded and the motion passed unanimously.
323

324 **Waivers**
325

326 **F.L.A. Survey Corp. Case # 2005-037384**
327

328 Attorney Ted Madson was present for this case.
329

330 Ms. Poppell was recused due to her participation on the Probable Cause Panel.
331

332 Ms. Duffy presented this case to the board and after discussion the following motions were made:
333

334 MOTION: Mr. Bush made a motion stating that the board would only be ruling on the motions
335 for

this case and that there would be no disciplinary hearing held today for this case.

336 SECOND: Mr. Greer seconded and the motion passed with a vote of 7 to 1. Ms. Sutphin
337 opposed.
338

339 MOTION: Mr. Greer made a motion to override the objections to the 4th Amendment.
340

336 SECOND: Mr. Bush seconded and the motion passed unanimously.
337
338 MOTION: Mr. Bush made a motion to overrule the objections to the 5th Amendment.
339 SECOND: Mr. Mastronicola seconded and the motion passed unanimously.
340
341
342 MOTION: Mr. Bush made a motion to overrule objections to the double jeopardy issue.
343 SECOND: Mr. Mastronicola seconded and the motion passed unanimously.
344
345 MOTION: Mr. Bush made a motion to dismiss the demand for dismissal.
346 SECOND: Mr. Mastronicola seconded and the motion passed unanimously.
347
348 MOTION: Mr. Greer made a motion to deny the motion to suppress evidence.
349 SECOND: Mr. Mastronicola seconded and the motion passed unanimously.
350
351 MOTION: Mr. Bush made a motion to grant Mr. Madson 30 days to file an Election of Rights
352 form in this case.
353 SECOND: Mr. Mastronicola seconded and the motion passed unanimously.
354

355 **George Richmond** **Case # 2005-037365**
356 **PCP: Blankenship, Echezabal and Poppell**
357

358 Attorney Ted Madson was present for this case.
359

360 Ms. Poppell was recused due to her participation on the Probable Cause Panel. Mr. Mastronicola
361 was recused due to being the "expert witness" in this case.
362

363 Ms. Duffy presented this case to the board and after discussion the following motions were made:
364

365 MOTION: Mr. Bush made a motion stating that the board would only be ruling on the motions
366 for this case
367 and that there would be no disciplinary hearing held today for this case.
368 SECOND: Mr. Greer seconded and the motion passed with a vote of 7 to 1. Ms. Sutphin
369 opposed.
370

371 MOTION: Mr. Greer made a motion to override the objections to the 4th Amendment.
372 SECOND: Mr. Bush seconded and the motion passed unanimously.
373

374 MOTION: Mr. Bush made a motion to overrule the objections to the 5th Amendment.
375 SECOND: Mr. Lebron seconded and the motion passed unanimously.
376

377 MOTION: Mr. Bush made a motion to overrule objections to the double jeopardy issue.
378 SECOND: Mr. Greer seconded and the motion passed unanimously.
379

380 MOTION: Mr. Bush made a motion to dismiss the demand for dismissal.
381 SECOND: Mr. Greer seconded and the motion passed unanimously.
382

383 MOTION: Mr. Greer made a motion to deny the motion to suppress evidence.
384 SECOND: Mr. Bush seconded and the motion passed unanimously.
385

386 MOTION: Mr. Bush made a motion to grant Mr. Madson 30 days to file an Election of Rights
387 form in this case.
388 SECOND: Mr. Lebron seconded and the motion passed unanimously.
389

390 **Leland F. Dysard** **Case # 2005-056049**
391

392 Attorney Ted Madson was present for this case.

393
394 Ms. Poppell was recused due to her participation on the Probable Cause Panel.

395
396 Ms. Duffy presented this case to the board and after discussion the following motions were made:

397
398
399
400 MOTION: Mr. Bush made a motion stating that the board would only be ruling on the motions
401 for this case and that there would be no disciplinary hearing held today for this case.

402 SECOND: Mr. Greer seconded and the motion passed with a vote of 7 to 1. Ms. Sutphin
403 opposed.

404
405 MOTION: Mr. Greer made a motion to override the objections to the 4th Amendment.

406 SECOND: Mr. Bush seconded and the motion passed unanimously.

407
408 MOTION: Mr. Bush made a motion to overrule the objections to the 5th Amendment.

409 SECOND: Mr. Mastronicola seconded and the motion passed unanimously.

410
411 MOTION: Mr. Bush made a motion to overrule objections to the double jeopardy issue.

412 SECOND: Mr. Mastronicola seconded and the motion passed unanimously.

413
414 MOTION: Mr. Bush made a motion to dismiss the demand for dismissal.

415 SECOND: Mr. Mastronicola seconded and the motion passed unanimously.

416
417 MOTION: Mr. Greer made a motion to deny the motion to suppress evidence.

418 SECOND: Mr. Mastronicola seconded and the motion passed unanimously.

419
420 MOTION: Mr. Bush made a motion to grant Mr. Madson 30 days to file an Election of Rights
421 form in this case.

422 SECOND: Mr. Mastronicola seconded and the motion passed unanimously.

423
424 **Joel Cowan Walters**

Case # 2007-044604

425
426 Mr. Walters was not present.

427
428 Ms. Poppell was recused due to her participation on the Probable Cause Panel.

429
430 Ms. Duffy presented this case to the board and after discussion the following motions were made:

431
432 MOTION: Ms. Sutphin made a motion that there no disputed issues of material fact and
433 adopt

434 the Findings of Fact as alleged in the Administrative Complaint and move all case
435 materials into evidence.

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

437
438 MOTION: Ms. Sutphin made a motion to adopt the Conclusions of Law as contained in the
439 Administrative Complaint.

440 SECOND: Mr. Bush seconded and the motion passed unanimously.

441
442 MOTION: Ms. Sutphin made a motion to impose a \$750 fine, \$238.84 in costs, suspension of
443 Respondent's license with the suspension stayed as long as he complies with the
444 terms of probation, and probation.

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

446
447 **CBIC Corp.**

Case # 2007-057518

448 **PCP: Blankenship, Echezabal and Poppell**

449
450 **This case was pulled by OGC.**

451
452 **A.W. & P.K. Martinez Land Surveying, Inc. Case # 2007-049264**
453 **PCP: Blankenship, Echezabal and Poppell**

454
455 **This case was pulled by OGC.**

456
457
458
459
460 **PETITION FOR WAIVER AND VARIANCE**

461
462 **American Congress for Surveying and Mapping**

463
464 No one was present for this case.

465
466 Ms. Guillemette presented this Petition to the Board stating that she felt its standing was
467 questionable because it did not meet the requirements set forth in Chapter 120.542, F.S.,
468 because the specific rule was not named.

469
470 After further discussion, the following motion was made:

471
472 **MOTION:** Ms. Sutphin made a motion to dismiss this petition as not being in compliance with
473 the requirements of Chapter 120.542, F.S.

474 **SECOND:** Mr. Greer seconded and the motion passed unanimously.

475
476 **BOARD COUNSEL REPORT – Diane Guillemette**

477
478 **John Charles Counts, Jr. vs. Board of Professional Surveyors and Mappers, DOAH Case #**
479 **07-5789**

480
481 Mr. Counts was present with Attorney Rex Ware.

482
483 Ms. Guillemette presented this Recommended Order to the Board stating that she recommended
484 accepting the Administrative Law Judge's recommendations.

485
486 After further discussion, the following motion was made:

487
488 **MOTION:** Mr. Greer made a motion to accept the findings of the Administrative Law Judge and
489 upon the completion of 24 more hours of continuing education and payment of all
490 required fees reinstate his license.

491 **SECOND:** Mr. Lebron seconded and the motion passed with a vote of 7 to 1. Ms. Sutphin
492 opposed.

493
494 **Request from Bruce Klein to re-instate probation**

495
496 Mr. Klein was present for this case.

497
498 Ms. Guillemette presented this case to the Board stating that Mr. Klein's license was currently
499 suspended due to failure to comply with a previous final order.

500
501 After discussion, the following motion was made:

502
503 **MOTION:** Ms. Sutphin made a motion to reinstate Mr. Klein's stay of suspension upon his

504 payment of \$1,093.48 in costs from the previous case. The motion also included
505 that Mr. Klein would be required to submit a list of surveys performed within the next
506 120
507 days and complete all of the standard conditions of probation.
508 SECOND: Mr. Cooner seconded and the motion passed unanimously.
509
510
511
512
513
514

515 **Rules Report**

516
517 Ms. Guillemette and the Board discussed Rule 61G-17-4.002, F.A.C.

518
519 After discussion, the following motion was made:

520
521 MOTION: Ms. Sutphin made a motion to move forward with the changes to eliminate the
522 essay portion of the examination as it was noticed. The motion also included the
523 Board's position that eliminating the essay portion of the examination would
524 reduce costs to the Board and not impact small businesses.
525

526 SECOND: Mr. Bush seconded and the motion passed unanimously.
527

528 The Board also discussed Rule 61G17-5.005, F.A.C.

529
530 After discussion, the following motion was made:

531
532 MOTION: Ms. Clodfelter made a motion to have Ms. Guillemette draft language to allow
533 Continuing Education credits for attendance at CE course at National or State
534 Conferences.

535 SECOND: Mr. Lebron seconded and the motion passed unanimously.
536

537 Ms. Guillemette informed the Board that she felt the Board has no statutory authority to charge
538 fees for continuing education courses.
539

540 The Board discussed Rule 61G17-9.005, F.A.C.

541
542 After discussion, the following motion was made:

543
544 MOTION: Ms. Sutphin made a motion to open this rule for development so that the language
545 regarding mediation for MTS violations can be removed.

546 SECOND: Ms. Clodfelter seconded and the motion passed unanimously.
547

548 **PROSECUTING ATTORNEY'S REPORT – Eric Hurst**

549
550 Ms. Duffy gave the following report:

551
552 For private cases as of September 4, 2008, they were 3 cases sent to Legal, 2 cases awaiting
553 outside action, 12 cases set for Probable Cause and 12 cases out to experts. There was also 1
554 case with the expert witness opinion received.
555

556 For public cases as of September 4, 2008, there were 6 cases with administrative complaints
557 filed, 3 cases in settlement negotiations, 17 cases set for board presentation and 19 cases
558 awaiting final action.
559

560 **CHAIRPERSON'S REPORT – JEFF COONER**

561 Mr. Cooner informed the Board that Ms. Nobles was placed on the NCEES Exam Committee.

562
563 Mr. Cooner also requested a list of Unlicensed Activity Cases with should include information as
564 well as any prior disciplinary actions.
565

566
567 **EXECUTIVE DIRECTOR'S REPORT- Richard Morrison**

568 Mr. Morrison gave the Board an update regarding the delinquent case investigations.
569

570
571
572 Mr. Morrison reviewed the complaints and investigative statistics with the Board. Mr. Morrison
573 also reviewed the Financial Reports for the operating and unlicensed activity accounts.
574

575
576 **COMMITTEE REPORTS**

577
578 **Probation Committee – Mary Hanna Clodfelter**

579 Ms. Clodfelter gave the following report:
580

581 Kenneth R. Jones

582 License # 4914

583 Case # 2005-016720

584 Licensure Status: Probation

585 Surveys: 1st set review

586 The committee recommended accepting these surveys and releasing him from probation.
587

588 At the conclusion of this report, the following motion was made:
589

590 MOTION: Ms. Sutphin made a motion to accept the recommendations of this committee.

591 SECOND: Mr. Bush seconded and the motion passed unanimously.
592

593
594 **Application Committee – Lou Bush**

595 Mr. Bush gave the following report:
596

597 Ebenezer Laing
598

599 The committee recommended continuing this application to allow Mr. Laing time to verify 48
600 months of responsible charge experience on the proper forms.
601

602 Peter Zarella
603

604 The committee recommended approving this application by examination.
605

606 Shannon Paul Carson
607

608 The committee recommended denying this application for Surveyor In Training.
609

610 Colin Cook Gordon
611

612 The committee recommended denying this application for Surveyor In Training.
613
614
615

616 Jason Heywood

617
618 The committee recommended approving Mr. Heywood's application for Photogrammetry by
619 Endorsement.

620
621 Danny Wheeler

622
623 The committee recommended continuing this application to allow Mr. Wheeler time to verify the
624 required months of experience.

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631
632
633 At the conclusion of this report, the following motion was made:

634
635 MOTION: Ms. Sutphin made a motion to accept the recommendations of this committee.

636 SECOND: Mr. Bush seconded and the motion passed unanimously.

637
638 **Examination Committee – Beverly Sutphin**

639
640 Ms. Sutphin informed the Board that the Bureau of Education and Testing was aware of the
641 changes the Board was making regarding the elimination of the essay portion of the examination
642 and the changes to the multiple choice portion.

643
644 Ms. Sutphin also stated that Ms. Nobles and Ms. Oliver would be serving as consultants to assist
645 in these changes.

646
647 **NCEES Committee – Jeff Cooner**

648
649 There was no report.

650
651 **Rules Committee – Beverly Sutphin**

652
653 There was no report.

654
655 **ACSM Liaison – Beverly Sutphin**

656
657 Ms. Sutphin asked the members to check the dates for this conference and let the Department
658 know if anyone planned to attend.

659
660 **Probable Cause Panel – Arthur Mastronicola**

661
662 Mr. Mastronicola reported that the panel recommended finding probable cause in 6 cases and
663 issuing letters of guidance in 2 cases.

664
665 At the conclusion of this report, the following motion was made:

666
667 MOTION: Ms. Sutphin made a motion to accept the recommendations of this committee.

668 SECOND: Mr. Bush seconded and the motion passed unanimously.

669
670 **Continuing Education Committee – Mary Hanna Clodfelter**

Ms. Clodfelter gave the following report:

ADVANCED SURVEYING TECHNOLOGY (0001372)

- 1st Course: AutoCAD – Description Keys & Figures (GENERAL) (2 hrs) – to approve this course.
- 2nd Course: Survey Database Features (GENERAL) (2 hrs) – to approve this course.
- 3rd Course: Land Desktop to Civil 3D (GENERAL) (2 hrs) – to approve this course.

GAG COMPUTER SOFTWARE, INC. (0001384)

- 1st Course: Survey Grade GPS Using One Receiver (General) (6 hrs) - to approve this course.
- 2nd Course: Network Real – Time Kinematic GPS (General) (6 hrs) – to approve this course.
- 3rd Course: Building Survey Control Network Without Field Control Points (GENERAL) (6 hrs) – to approve this course.

At the conclusion of this report, the following motion was made:

- MOTION: Ms. Sutphin made a motion to accept the recommendations of this committee.
- SECOND: Mr. Bush seconded and the motion passed unanimously.

Privatization Committee- Jeff Cooner

There was no report.

REVIEW OF THE TASK FUNCTION FORM FROM THE JULY 2008 MEETING

Mr. Cooner reviewed the task function form with the members and staff. After discussion, several new items were added.

OLD/NEW BUSINESS

Mr. Greer nominated Mr. Cooner for Chair and Mr. Mastronicola for Vice-Chair of the board.

After discussion, the following motion was made:

- MOTION: Mr. Greer made a motion to nominate Mr. Cooner for Chair and Mr. Mastronicola as Vice-Chair of the board.
- SECOND: Mr. Lebron seconded and the motion passed unanimously.

The board also discussed and set the following dates and locations for their 2009 Board Meetings:

- January 6, 7 & 8, 2009 – Tallahassee
- April 7, 8 & 9, 2009 – Tampa/St. Petersburg
- July 7, 8 & 9, 2009 – Orlando
- October 13, 14 & 15, 2009 – St. Augustine

With no further business to discuss, the meeting was adjourned at 12:15 p.m.