

MINUTES OF THE REGULAR MEETING OF THE  
LOUISIANA PROFESSIONAL ENGINEERING  
AND LAND SURVEYING BOARD  
9643 BROOKLINE AVENUE, SUITE 121  
BATON ROUGE, LOUISIANA 70809-1433  
May 15, 2017

At 8:00 a.m. on May 15, 2017, David L. Patterson, P.L.S. called the meeting to order at the Board's office in Baton Rouge, Louisiana, with the following members present:

David L. Patterson, P.L.S.	Chairman
Terry J. Huval, P.E.	Vice Chairman
Christopher P. Knotts, P.E.	Treasurer
Paul N. Hale, Jr., Ph.D., P.E.	Secretary

Alan D. Krouse, P.E.  
D. Scott Phillips, P.E., P.L.S.  
Thomas R. Carroll, III, P.E., P.L.S.  
Charles G. Coyle, III, P.L.S.  
Jeffrey A. Pike, P.E.  
Kevin E. Crosby, P.E., P.L.S.  
John W. "Billy" Moore, P.E.

Also present:

Donna D. Sentell, Executive Director  
Richard L. Savoie, Jr., P.E., Deputy Executive Director  
Tyson Ducote, Director of Enforcement  
Joe H. Harman, P.E., Technical Support Staff  
William Hyatt, Board Investigator  
D. Scott Landry, Board Attorney  
Bill Tripoli, Board Staff

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

The Board unanimously approved the motion made by Mr. Knotts, seconded by Mr. Carroll, to accept the May 15, 2017 proposed Call and Agenda for the Meeting.

Public comment time was recognized by Chairman Patterson.

The Board unanimously approved the motion made by Mr. Crosby, seconded by Mr. Knotts, to approve the minutes from the March 13, 2017 Board meeting.

The Board unanimously approved the motion made by Mr. Coyle, seconded by Mr. Krouse, to schedule the Board's next regular meeting for July 17-18, 2017.

Chairman Patterson recognized Mr. Knotts on his recent election as the NCEES Southern Zone Vice President.

**Compliance and Enforcement**

**Case #2014-45** – Mr. Ducote reported on a professional engineer who (a) committed fraud, deceit, material misstatement or perjury, or gave false or forged evidence, in applying for a renewal license with the Board, (b) committed gross negligence and gross misconduct in the practice of engineering, (c) approved and sealed design documents which were not safe for public health, property and welfare, which were not complete and accurate, which were not in conformity with accepted engineering standards or practice and/or which did not conform to applicable laws and ordinances, (d) sealed, signed or issued engineering documents not prepared by the licensee or under his responsible charge and (e) failed to comply with the Board's CPD requirements. The respondent has signed and returned the proposed consent order offered by the Complaint Review Committee. The proposed consent order contained the following sanctions:

1. Fine of \$5,500
2. Costs of \$1,782.96
3. Louisiana Laws and Rules Quiz
4. Louisiana Professionalism and Ethics Quiz
5. Publication on the Board's website and in the Journal with name
6. Report to NCEES with name

After discussion, the Board approved the motion made by the Complaint Review Committee, consisting of Mr. Phillips, Mr. Krouse and Mr. Carroll, to approve the signed consent order. The name of the respondent is **Louis L. Jackson, P.E.**

**Case #2015-34** – Mr. Ducote reported on a professional engineering firm which practiced and offered to practice engineering with an expired license. The respondent has signed and returned the proposed consent order offered by the Complaint Review Committee. The proposed consent order contained the following sanctions:

1. Fine of \$5,000
2. Costs of \$1,238.74
3. Past unpaid renewal fees of \$1,365
4. Louisiana Laws and Rules Quiz by its supervising professional
5. Louisiana Professionalism and Ethics Quiz by its supervising professional
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. Phillips, Mr. Pike and Mr. Coyle, to approve the signed consent order. The name of the respondent is **Versabar, Inc.**

**Case #2015-33** – Mr. Ducote reported on a professional engineer with an expired license who aided or assisted another person in violating the laws and/or rules of the Board. The respondent has signed and returned the proposed consent order offered by the Complaint Review Committee. The proposed consent order contained the following sanctions:

1. Fine of \$500
2. Costs of \$1,059.38
3. Publication on the Board's website and in the Journal with name
4. Report to NCEES with name

After discussion, the Board unanimously approved the motion made by the Complaint Review Committee, consisting of Mr. Phillips, Mr. Pike and Mr. Coyle, to approve the signed consent order. The name of the respondent is **Jon E. Khachaturian.**

**Case #2015-35** – Mr. Ducote reported on an unlicensed firm which practiced and/or offered to practice engineering and/or land surveying and used the words "engineer", "engineering", "land surveyor", "land surveying" or a modification or derivative thereof in a person's name or form of business or activity without proper licensure. The respondent has signed and returned the proposed consent order offered by the Complaint Review Committee. The proposed consent order contained the following sanctions:

1. Fine of \$1,000
2. Costs of \$1,379.91
3. Publication on the Board's website and in the Journal with name
4. Report to NCEES with name

After discussion, the Board unanimously approved the motion made by the Complaint Review Committee, consisting of Mr. Patterson, Mr. Knotts and Mr. Carroll, to approve the signed consent order. The name of the respondent is **Submar, Inc.**

**Case #2015-49** - Mr. Ducote reported on a professional engineer who (a) committed fraud, deceit, material misstatement or perjury, or gave false or forged evidence, in applying for a renewal license with the Board, (b) committed gross negligence, gross incompetence and gross misconduct in the practice of engineering, (c) approved and sealed design documents which were not safe for public health, property and welfare, which were not complete and accurate, which were not in conformity with accepted engineering standards or practice and/or which did not conform to applicable laws and ordinances, (d) sealed, signed or issued engineering documents not prepared by the licensee or under his responsible charge, (e) performed services outside his area of competence and when not qualified by education or experience in the specific technical fields of engineering involved, (f) sealed or signed engineering documents dealing with subject matters in which the licensee lacked competence, (g) falsified or permitted the misrepresentation of the licensee's professional qualifications, (h) made exaggerated, misleading, deceptive or false statements or claims about professional qualifications, experience or performance in brochures, correspondence, listings, or other public communications, (i) failed to comply with the Board's CPD requirements, (j) used advertising or solicitation which was false or misleading and (k) practiced or offered to practice engineering when not qualified. The respondent has signed and returned the proposed consent order offered by the Complaint Review Committee. The proposed consent order contained the following sanctions:

1. Permanent surrender of PE & PLS licenses
2. Cease and desist

3. Return of all seals and certificates
4. Publication on the Board's website and in the Journal with name
5. Report to NCEES with name

After discussion, the Board approved the motion made by the Complaint Review Committee, consisting of Mr. Knotts, Mr. Carroll and Mr. Pike, to approve the signed consent order. The name of the respondent is **Eugene A. Brian, P.E.**

The Board unanimously approved the motion made by Mr. Crosby, seconded by Mr. Knotts, to deny the request of **Anthony R. Venson** to reinstate his revoked professional engineer license.

The Board recessed at 9:20 a.m. and resumed at 9:30 a.m.

**Case #2013-97 and Case #2015-47** - At 9:55 a.m., the Board approved the motion made by Mr. Crosby, seconded by Mr. Huval, with Mr. Huval, Mr. Knotts, Dr. Hale, Mr. Krouse, Mr. Carroll, Mr. Coyle, Mr. Pike, Mr. Moore and Mr. Crosby for and Mr. Phillips abstaining, for the hearing panel from the March 3, 4, 24 and 25, 2017 formal hearing in these cases (consisting of Mr. Crosby, Mr. Moore, Dr. Hale, Mr. Huval, Mr. Krouse and Mr. Pike) to enter into executive session to discuss the Proposed Findings of Fact and Conclusions of Law and Proposed Decision and Order and the objections filed by the respondents in each case on May 11-12, 2017.

At 11:45 a.m., the Board approved the motion made by Mr. Huval, seconded by Mr. Krouse, with Mr. Huval, Mr. Knotts, Dr. Hale, Mr. Krouse, Mr. Carroll, Mr. Coyle, Mr. Pike, Mr. Moore and Mr. Crosby for and Mr. Phillips abstaining, to end the executive session.

As the hearing panel chairman, Mr. Crosby overruled the respondents' objection to the admission of Board Exhibit 29A and assessment of additional costs, and the exhibit was admitted into evidence.

Since there was no additional testimony presented during this Board meeting, the respondents' objection to additional testimony was rendered moot.

The Board unanimously approved the motion made by Mr. Huval, seconded by Mr. Krouse, with Mr. Patterson, Mr. Knotts, Mr. Carroll, Mr. Coyle and Mr. Phillips not voting, to issue Final Findings of Fact and Conclusions of Law and a Final Decision and Order in Case # 2013-97 which are consistent with the updated version of the Proposed Findings of Fact and Conclusions of Law and Proposed Decision and Order approved by the Board's prosecuting attorney and the respondent's attorney on May 9, 2017. The name of the respondent is **Enoch J. French, Jr., P.E., P.L.S.**

The Board unanimously approved the motion made by Mr. Huval, seconded by Mr. Krouse, with Mr. Patterson, Mr. Knotts, Mr. Carroll, Mr. Coyle and Mr. Phillips not voting, to issue Final Findings of Fact and Conclusions of Law and a Final Decision and Order in Case # 2015-47 which are consistent with the updated version of the Proposed Findings of Fact and Conclusions of Law and Proposed Decision and Order approved by the Board's prosecuting attorney and the respondent's attorney on May 9, 2017. The name of the respondent is **French Engineering, Inc.**

## **Applications**

### **Application Appeals**

The Board unanimously approved the motion made by the reviewing committee, comprised of Mr. Krouse and Mr. Huval, to affirm the reviewing committee's decision to *disapprove* the application of James I. **Dunbar** for licensure as a professional engineer by comity based on not satisfying the educational requirements of the Board.

The Board unanimously approved the motion made by Mr. Knotts, seconded by Mr. Crosby, to amend Policy #21, *Removal of Engineering Educational Deficiencies*, which was adopted in January 2017, to read as follows:

1                                   **Removal of Engineering Educational Deficiencies**  
2                                   **(For engineer intern applicants under Rule 901(A)(2))**  
3                                   **Policy #21**  
4                                   **(approved January 2017 and amended May 2017)**  
5

6                   Rule 1105 (Engineering Graduate Programs) requires the removal of  
7                   deficiencies in science, mathematics, engineering science and engineering  
8                   design as a prerequisite to graduate courses for engineer intern applicants  
9                   under Rule 901(A)(2).  
10

11                   The successful completion of the minimum number of semester credit hours  
12                   of coursework in engineering sciences and engineering design as required by  
13                   the NCEES educational standard is necessary in order to remove deficiencies  
14                   in engineering sciences and engineering design.  
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16                   **Committee Reports**  
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18                   **Land Surveying Committee**  
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20                   The Board unanimously approved the motion made by the Land Surveying Committee  
21                   to authorize the Executive Director to enter into a contract with the **Louisiana**  
22                   **Society of Professional Surveyors** to assist in developing the Louisiana Laws of Land  
23                   Surveying Examination for the Board. The term of the contract will be for one year  
24                   **beginning July 1, 2017 and ending June 30, 2018**, in the amount not to exceed  
25                   **\$5,600.00**.  
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27                   **Finance Committee**  
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29                   Mr. Knotts presented the report for the Finance Committee.  
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31                   The Board unanimously approved the motion made by the Finance Committee to  
32                   approve the amended FY 16-17 budget.  
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34                   The Board unanimously approved the motion made by the Finance Committee to  
35                   renew the two certificates of deposit at Investar Bank when they mature on May 24,  
36                   2017.  
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38                   The Board unanimously approved the motion made by the Finance Committee to  
39                   renew the certificate of deposit at Red River Bank when it matures on June 4, 2017.  
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41                   The Board unanimously approved the motion made by the Finance Committee to  
42                   renew the certificate of deposit at Home Bank when it matures on June 20, 2017.  
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44                   The Board unanimously approved the motion made by the Finance Committee to  
45                   approve funding, in the amount not to exceed \$1,000, for the NSPS/NCEES Future of  
46                   Surveying Forum which will be held in Baton Rouge on June 22, 2017.  
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48                   The Board recessed at noon for lunch and resumed at 12:40 p.m.  
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50                   **Old Business/New Business**  
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52                   Chairman Patterson designated Mr. Knotts and Mr. Krouse to be the Board-funded  
53                   delegates for the LES Annual Multi-State Engineering Conference in Sandestin, FL on  
54                   June 18-20, 2017.  
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56                   The Board unanimously approved the motion made by Mr. Coyle, seconded by Mr.  
57                   Carroll, to approve travel for Board members, staff and emeritus members to attend  
58                   the NCEES Annual Meeting in Miami, Florida in August.  
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60                   **Closing Business**  
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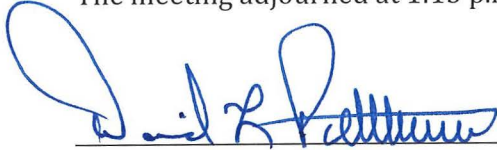
62                   The Board unanimously approved the motion made by Mr. Coyle, seconded by Mr.  
63                   Carroll, to approve all committee recommendations and actions.  
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65                   The Board unanimously approved the motion made by Mr. Moore, seconded by Mr.  
66                   Coyle, to acknowledge and confirm all licenses and certificates issued by the Board.  
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1 The Board unanimously approved the motion made by Mr. Huval, seconded by Mr.  
2 Krouse, to approve all Board expenses.

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4 The Board unanimously approved the motion made by Mr. Crosby, seconded by Mr.  
5 Moore, to adjourn.

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7 The meeting adjourned at 1:15 p.m. on Monday, May 15, 2017.

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12 David L. Patterson, P.L.S.  
13 Chairman  
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Paul N. Hale, Jr., Ph.D., P.E.  
Secretary