

1 MINUTES OF THE REGULAR MEETING OF THE  
2 LOUISIANA PROFESSIONAL ENGINEERING  
3 AND LAND SURVEYING BOARD  
4 9643 BROOKLINE AVENUE, SUITE 121  
5 BATON ROUGE, LOUISIANA 70809-1433  
6 September 28, 2015  
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8 At 8:10 a.m. on September 28, 2015, Theodore H. Thompson, P.E., called the meeting  
9 to order at Tulane University in New Orleans, Louisiana, with the following members  
10 present:

11 Theodore H. Thompson, P.E. Chairman  
12 Kevin E. Crosby, P.E., P.L.S. Vice Chairman  
13 David L. Patterson, P.L.S. Treasurer

14 Terry J. Huval, P.E.  
15 Christopher P. Knotts, P.E.  
16 Paul N. Hale, Jr., Ph.D., P.E.  
17 Alan D. Krouse, P.E.  
18 D. Scott Phillips, P.E., P.L.S.  
19 Thomas R. Carroll, III, P.E., P.L.S.  
20 Wilfred J. Fontenot, P.L.S.

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23 Also present:  
24 Donna D. Sentell, Executive Director  
25 Tyson Ducote, Director of Enforcement  
26 Joe H. Harman, P.E., Technical Support Staff  
27 William Hyatt, Board Investigator  
28 D. Scott Landry, Board Attorney

29 Not present: John W. "Billy" Moore, P.E.

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31 The invocation was led by Mr. Huval and the pledge by Mr. Phillips.

32 Public comment time was recognized by Chairman Thompson.

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35 The Board unanimously approved the motion made by Dr. Hale, seconded by Mr.  
36 Huval, to accept the September 28, 2015 proposed Call for the Meeting.

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38 The Board unanimously approved the motion made by Mr. Crosby, seconded by Mr.  
39 Patterson, to accept the September 28, 2015 proposed Board Meeting Agenda, as  
40 amended.

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42 The Board unanimously approved the motion made by Mr. Carroll, seconded by Mr.  
43 Huval, to approve the Minutes from the July 27, 2015 Board meeting.

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45 The Board unanimously approved the motion made by Mr. Crosby, seconded by Mr.  
46 Fontenot, to schedule the Board's next regular meeting for November 16, 2015.  
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48 **Compliance and Enforcement**

49 **Case #2013-106** – Mr. Ducote reported on a professional engineer who (a)  
50 committed gross negligence and/or gross misconduct in the practice of engineering,  
51 (b) approved and sealed design documents which were not safe for public health,  
52 property and welfare, which were not complete and accurate, which were not in  
53 conformity with accepted engineering standards or practice and/or which did not  
54 conform to applicable laws and ordinances, (c) sealed, signed and issued engineering  
55 documents not prepared by the licensee or under his responsible charge and (d) failed  
56 to place the appropriate disclaimer on all preliminary documents, along with the  
57 license's name, license number and firm name. The respondent has signed and  
58 returned the proposed consent order offered by the Complaint Review Committee.  
59 The proposed consent order contained the following sanctions:

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1. Fine of \$2,500
  2. Costs of \$546.78
  3. Louisiana Laws and Rules Quiz
  4. Louisiana Professionalism and Ethics Quiz
  5. Cease and desist
  6. Publication on the Board's website and in the Journal with name
  7. Report to NCEES with name

1 After discussion, the Board approved the motion made by the Complaint Review  
2 Committee, consisting of Mr. Thompson, Mr. Knotts and Mr. Krouse, to approve the  
3 signed consent order. The name of the respondent is **Leonard H. Hirsch, P.E.**  
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5 **Case #2013-117** – Mr. Hyatt reported on a professional engineer who (a) practiced  
6 and offered to practice engineering in Louisiana with an expired license and (b) used  
7 advertising or solicitations which were false or misleading. The respondent has  
8 signed and returned the proposed consent order offered by the Complaint Review  
9 Committee. The proposed consent order contained the following sanctions:

- 10 1. Fine of \$5,000
- 11 2. Costs of \$547
- 12 3. Past unpaid renewal fees of \$495
- 13 4. Louisiana Laws and Rules Quiz
- 14 5. Louisiana Professionalism and Ethics Quiz
- 15 6. Publication on the Board's website and in the Journal with name
- 16 7. Report to NCEES with name

17 After discussion, the Board approved the motion made by the Complaint Review  
18 Committee, consisting of Mr. Knotts, Mr. Krouse and Mr. Phillips, to approve the  
19 signed consent order. The name of the respondent is **Samuel D. Cole IV, P.E.**  
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21 **Case #2014-53** – Mr. Ducote reported on an unlicensed firm which practiced and/or  
22 offered to practice engineering in Louisiana without proper licensure. The  
23 respondent has signed and returned the proposed consent order offered by the  
24 Complaint Review Committee. The proposed consent order contained the following  
25 sanctions:

- 26 1. Fine of \$2,500
- 27 2. Costs of \$647.33
- 28 3. Publication on the Board's website and in the Journal with name
- 29 4. Report to NCEES with name

30 After discussion, the Board approved the motion made by the Complaint Review  
31 Committee, consisting of Mr. Knotts, Mr. Krouse and Mr. Phillips, to approve the  
32 signed consent order. The name of the respondent is **Logical Systems, LLC.**  
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34 **Case #2015-1** – Mr. Hyatt reported on an unlicensed firm which offered to practice  
35 land surveying and used the words "survey", "surveys" and "surveying" in conjunction  
36 with its business activities in Louisiana without proper licensure. The respondent has  
37 signed and returned the proposed consent order offered by the Complaint Review  
38 Committee. The proposed consent order contained the following sanctions:

- 39 1. Fine of \$2,500
- 40 2. Costs of \$444
- 41 3. Publication on the Board's website and in the Journal with name
- 42 4. Report to NCEES with name

43 After discussion, the Board approved the motion made by the Complaint Review  
44 Committee, consisting of Mr. Knotts, Dr. Hale and Mr. Mr. Phillips, to approve the  
45 signed consent order. The name of the respondent is **Audubon Field Solutions, LLC.**  
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47 The Board unanimously approved the motion made by the reviewing committee,  
48 consisting of Mr. Crosby, Dr. Hale and Mr. Knotts, to grant the petition of **Clarence A.**  
49 **Wethern Jr., P.E.** to permanently change his license to retired status and waive the  
50 requirement that he pay licensure renewal fees in this licensure status.  
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## 52 Committee Reports

### 53 Liaison and Law Review Committee

54 Mr. Knotts presented the Liaison and Law Review Committee's recommendations to  
55 (a) send the proposed letter to the Louisiana Attorney General seeking an opinion  
56 from regarding the application of La. R.S. 37:3651(A) to the Board's professional  
57 engineer licensure requirements and (b) amend Rules 1509 and Rule 2701.  
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59 After discussion, the Board unanimously approved the motion made by the Liaison  
60 and Law Review Committee to send the proposed letter to the Louisiana Attorney  
61 General seeking an opinion regarding the application of La. R.S. 37:3651(A) to the  
62 Board's professional engineer licensure requirements.  
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64 After discussion, the Board unanimously approved the motion made by the Liaison  
65 and Law Review Committee to amend Rule 1509 to read as follows:  
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67 §1509. Experience at Time of Application  
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B. For applicants for professional engineer licensure under §903.A.1 of these rules, the “verifiable record of four years or more of progressive experience obtained subsequent to meeting the educational and applicable experience qualifications to be an engineer intern” must be gained by the time of application for licensure. However, for any such applicant who has already been duly certified as an engineer intern by the board and has received approval to take the examination in the principles and practice of engineering under §1305.B of these rules, such experience need not be gained by the time of application for licensure part I, rather such experience need only be gained by the time of application for licensure part II.

C. For applicants for professional land surveyor licensure under §909.A.1 of these rules, the “verifiable record of four years or more of combined office and field experience in land surveying including two years or more of progressive experience on land surveying projects under the supervision of a professional land surveyor” must be gained by the time of application for licensure.

After discussion, the Board unanimously approved the motion made by the Liaison and Law Review Committee to amend Rule 2701 to read as follows:

§2701. Seal and Signature

A.1. - A.2.f. ...

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A.3. - A.5.b. ...

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Mr. Ducote and Mr. Hyatt exited the meeting at 9:25 a.m.

Chairman Thompson appointed an ad hoc committee, comprised of Richard Savoie (chair), Mr. Phillips and Mr. Crosby, and charged it with reviewing Rule 1505(B) regarding engineering work experience and reporting to the Board at the November Board meeting.

The Board recessed at 9:35 a.m. and resumed at 9:55 a.m.

**Applications**

**Application Appeals**

The Board reviewed the appeal letter from Colonel James Griffin concerning the reviewing committee decision to disapprove his application for licensure as a professional engineer as a military-trained applicant under Rule 903(B)(1).

After discussion, the Board unanimously approved the motion made by Mr. Patterson, seconded by Mr. Krouse, to notify Mr. Griffin that (a) the Board is still reviewing his appeal, (b) his application was initially denied based on his multiple failures of the PE exam and (c) the Board has requested an opinion from the Louisiana Attorney General to help the Board better evaluate applications such as his.

**Committee Reports (continued)**

**Finance Committee**

Mr. Patterson presented the financial documents for the Board to review.

The Board unanimously approved the motion made by the Finance Committee to renew the certificate of deposit at Neighbors Bank when it matures on October 16, 2015.

**Old Business**

Mr. Krouse reported on office security. The Louisiana Engineering Foundation would be responsible for installing an awning at the Board's front door and cameras at the five exterior doors of the building. The Board would be responsible for installing an awning at the Board's back door and a mail slot at the Board's front door. Both items would need to be approved by the Louisiana Engineering Foundation before installation.

After discussion, the Board approved the motion made by the ad hoc committee comprised of Mr. Krouse, Mr. Phillips and Mr. Patterson, with Mr. Krouse abstaining, to allocate the amount of \$4,500 to complete the installation of the awning at the Board's back door and the mail slot at the Board's front door.

At 11:15 a.m., members of the Louisiana Council of Engineering Deans (LCED) entered the meeting to meet with the Board: Dr. Nicholas Altiero (Tulane); Dr. Judy Wornat (LSU); Dr. Emir Jose Macari (New Orleans); Dr. Mark Zappi, P.E. (UL-Lafayette); and Dr. Hisham Hegab, P.E. (Louisiana Tech).

**Closing Business**

The Board unanimously approved the motion made by Mr. Crosby, seconded by Mr. Krouse, to approve all committee recommendations and actions.

The Board unanimously approved the motion made by Mr. Patterson, seconded by Mr. Carroll, to acknowledge and confirm all licenses and certificates issued by the Board.

The Board unanimously approved the motion made by Mr. Krouse, seconded by Mr. Knotts, to approve all Board expenses.

The Board unanimously approved the motion made by Mr. Crosby, seconded by Mr. Carroll, to adjourn.

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The meeting adjourned at 12:15 p.m. on Monday, September 28, 2015.



Theodore H. Thompson, P.E.  
Chairman



John W. "Billy" Moore, P.E.  
Secretary