

**MINUTES**

**STATE BOARD OF REGISTRATION FOR LAND SURVEYORS**

**Meeting held**  
**Friday, September 14, 2007**  
**at 8:30 a.m.**

**Indiana Government Center South**  
**402 West Washington Street, Room W064**  
**Indianapolis, Indiana**

**I. CALL TO ORDER & ESTABLISHMENT OF QUORUM**

Mrs. Arnold called the meeting to order at 8:40 a.m. in Conference Center Room W064, 402 West Washington Street, Indianapolis, Indiana and declared a quorum in accordance with IC § 25-4-1.

**Members Present:**

Christine Arnold, Chairman  
Gary Kent, Vice-Chairman  
John Stephens  
Ross Holloway  
Doug Lechner

**Members Not Present:**

Richard Hudson  
Michael DeBoy

**State Officials Present:**

Angela Smith Jones, Board Director, Indiana Professional Licensing Agency  
Mary Kate Adams, Assistant Director, Indiana Professional Licensing Agency  
Lorrie Ruble, Case Manager, Indiana Professional Licensing Agency  
James Schmidt, Advisory Counsel, Office of the Attorney General

**II. ADOPTION OF AGENDA**

**Board Action:** A motion was made to adopt the agenda.

Stephens/Kent  
Motion carried 5/0/0

**III. ADOPTION OF THE MINUTES FROM JULY 12, 2007 MEETING OF THE BOARD**

**Board Action:** A motion was made to adopt the July 12, 2007 the minutes as amended.

Kent/Holloway  
Motion carried 5/0/0

**IV. PERMIT/LICENSURE APPLICATIONS**

**Board Action:** A motion was made and seconded to approve all recommendations and decisions made by the Board members on applications to sit for the LS examinations and applications for licensure that were reviewed throughout the Board meeting.

Lechner/Stephens

Motion carried 5/0/0

**V. PERSONAL APPEARANCES**

**A. Bryan D. Ellis**

Mr. Ellis appeared before the board per his request to discuss the course description of courses he took toward his degree.

**Board Action:** A motion was made to accept Mr. Ellis for examination to Part II B.

Holloway/Lechner  
Motion carried 5/0/0

**VI. ADMINISTRATIVE HEARINGS**

**A. In the Matter of Craig Steffensmeier**

Administrative Cause No.: SBRLS 07-03  
Re: Final Hearing/Proposed Settlement

**Board Action:** A motion was made to reject the settlement as presented.

Lechner/Holloway  
Motion carried 5/0/0

**B. In the Matter of Lawrence Deckard**

Administrative Cause No.: SBRLS 07-29  
Re: Final Hearing/Proposed Settlement  
**(CONTINUED)**

**C. In the Matter of Richard K. Karst**

Administrative Cause No.: SBRLS 07-19  
Re: Proposed Settlement

**Board Action:** A motion was made to accept the settlement as presented.

Kent/Lechner  
Motion carried 5/0/0

**D. In the Matter of Michael Fruth**

Administrative Cause No.: SBRLS 07-05  
Re: Proposed Settlement

**Board Action:** A motion was made to table until the next meeting.

Kent/Lechner  
Motion carried 5/0/0

**E. In the Matter of Jeffory Darling**

Administrative Cause No.: SBRLS 07-24  
Re: Proposed Settlement

**Board Action:** A motion was made to accept the settlement as presented.

Holloway/Lechner  
Motion carried 5/0/0

**F. In the Matter of Bernard Guerrettaz**  
Administrative Cause No.: SBRLS 07-15  
Re: Proposed Settlement

**Board Action:** A motion was made to accept the settlement as presented.

Kent/Holloway  
Motion carried 5/0/0

**G. In the Matter of Philip Hudson**  
Administrative Cause No.: SBRLS 07-20  
Re: Proposed Settlement

**Board Action:** A motion was made to accept the settlement as presented.

Holloway/Kent  
Motion carried 5/0/0

**H. In the Matter of Timothy Gouloff**  
Administrative Cause No.: SBRLS 07-22  
Re: Proposed Settlement

**Board Action:** A motion was made to accept the settlement as presented.

Holloway/Lechner  
Motion carried 5/0/0

**I. In the Matter of Giovanni Postacchini**  
Administrative Cause No.: SBRLS 07-11  
Re: Proposed Settlement

**Board Action:** A motion was made to accept the settlement as presented.

Lechner/Stephens  
Motion carried 5/0/0

**G. In the Matter of Robert Krull**  
Administrative Cause No.: SBRLS 07-18  
Re: Proposed Settlement

**Board Action:** A motion was made to accept the settlement as presented.

Lechner/Kent  
Motion carried 5/0/0

**VII. CONSIDERATION OF ADMINISTRATIVE LAW JUDGES ORDER**

**A. In the Matter of Jeffrey B. Johnson**  
Administrative Cause No.: SBRLS 07-04

**Board Action:** A motion was made to affirm the proposed ALJ order denying the application for licensure.

Holloway/Stephens  
Motion carried 5/0/0

**VIII. REPORT FROM THE BOARD LIAISON**

a) Litigation Update Report

1. *R. Holloway prior to 11/16/2006*

There was nothing to report.

2. *M. DeBoy after 11/15/2006*

Mr. Deboy reported that 4 cases have been forwarded to him for his review and they have been returned to the Office of the Attorney General.

b) Office of the Attorney General

No report was given.

**IX. CONTINUING EDUCATION**

**A. Individual Request for Course Approval**

None

**B. Request for Approval of Additional Courses and Instructors**

None

**X. PETITIONS FOR REVIEW**

- A. Anthony J. Strickland
- B. Joseph Kiesel
- C. Kurt P. Nafziger

**Board Action:** A motion was made to grant the petitions for review and appoint Lechner as the ALJ.

Kent/Holloway  
Motion carried 5/0/0

**XI. REVIEW OF PROBATIONARY REPORTS**

**A. Leander H. Mehling (Holloway)**

IPLA staff is working with Tennessee in contacting Mr. Mehling.

**B. Zohrab K. Tazian (Kent) (*Received 8/7/2007 & 9/5/2007*)**

The letter is in the final stages to be sent to Mr. Tazian.

**C. J. Bernard Feeney (Holloway) (*Received 8/15/2007 & 9/12/2007*)**

He is not doing any surveying.

**D. Michael Sadlon (Stephens)**

No report.

**E. Billy T. Nicholson (Lechner)**

The Board recommends sending a letter to the window---stating that we're sorry to hear about the death of Mr. Nicholson and the status of license is changed to expired non-renewable.

F. Ronald Ratcliff (Stephens)

No report.

XII. BOARD DIRECTOR'S REPORT

None

XIII. DISCUSSION ITEMS

- a. Rule Promulgation: Gary Kent  
Re: 865 IAC 1-13, 865 IAC 1-14 and 865 IAC 1-15, etc.

The rule changes for continuing education are still in the drafting phase.

- b. LSA Document #07-64  
Re: Readoption of Rules

**Board Action:** After having considered the costs and requirements imposed on small businesses pursuant to IC 4-22-2.5-3.1(c) a motion was made to readopt the rules as in LSA Document #07-64.

Kent/Stephens  
Motion carried 5/0/0 .

- c. Regulated Land Surveying Activity - Indiana  
Re: Email

The board reviewed the email (re: data collection relative to existing storm water, waste water, electrical and communication systems using a GPS) and commented that use of the GPS in this situation does not fall exclusively under the practice of land surveying.

- d. Billy T. Nicholson  
Re: Notice of Passing Away

A letter is to be sent by staff.

- e. Supplemental Information Form – Review

Form is completed and will be provided to applicants.

- f. NCEES – questions by Doug Lechner

What does NCEES do for us? We are not a model law state. Their primary function is to support the agency and create and administer the exams.

XIV. CORRESPONDENCE

None

XV. NEW BUSINESS/OLD BUSINESS:

None

XVI. ADJOURNMENT

There being no further business and having completed its duties, the meeting of the State Board of Registration for Land Surveyors adjourned at 11:30 a.m.

  
\_\_\_\_\_  
State Board of Registration for Land Surveyors

11/15/07  
\_\_\_\_\_  
Date

**Land Surveyor Board List**  
**September 14, 2007**

**Board Action:** A motion to approve all recommendations and decisions made by the Board members on applications for licensure that were reviewed throughout the Board meeting.

**SIT EXAM APPLICANTS**

Name	APP/TAB/DEN
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**LS EXAM APPLICANTS**

Name	APP/TAB/DEN
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**LS COMITY APPLICANTS**

Name	APP/TAB/DEN
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Rhodes, Thomas E.	/ / /
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