

interchange

Informing Professional Engineers of developments that influence their honored profession

Inside

Message from the Executive Director 2

Timms Endorsed by WV Board for NCEES President-Elect

Board Updates

Drum Roll Please ... The "Enny" Goes To Bill Pierson..... 3

Board Member Election Results and Term Updates..... 3

Professional Issues and Legal Corner

New Counsel Joins Our Team..... 4

Unlicensed Practice 4

Investigator's Corner 6

Board Disciplinary Actions 7

NCEES Updates

Structural Exam Changes on the Horizon..... 9

NCEES Launches New Website, Reveals New Logo and Tagline..... 9

FE and PE Exam Updates 10

Puerto Rican Court Awards Damages (>\$1M) In Exam Theft Case..... 11

Renewal, Continuing Education and Examination Information

2010 Annual WV EXPO 12

WVSPE & PE Board Team Up To Honor Successful Examinees 13

A Friendly Reminder Regarding WV Engineering Law..... 13

Wanted Address Changes or Employee Updates..... 13

Congratulations to our 2009 PE Examinees..... 13

2009 WV Renewal Status Report and Audit Outcome..... 14

Treasurer's Office Helps Engineers Set License Renewal Records 16

Calendar of Events 16

Your Personalized Status Report Insert

Board Members

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Board President
Cross Lanes

William E. Pierson, PhD, PE
Board Vice-President
Scott Depot

Bhajan S. Saluja, PE
Board Secretary
Charleston

Leonard J. Timms, Jr., PE
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Richard E. Plymale, Jr., PE, PS
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Message from the Executive Director

Lesley L. Rosier-Tabor, PE

As we begin a new decade, the West Virginia engineering community should be quite

proud to know that at the 2009 NCEES Annual Meeting, delegates elected our very own Leonard J. (Joe) Timms Jr., PE, NCEES President-Elect for 2009–10. By this election, Joe commits to an additional three year appointment to the NCEES Board of Directors, serving as President-Elect for the first year (2009-2010), followed by President during the second year (2010-2011), and completing the responsibility as Past-President in the third year (2011-2012).

This was extremely exciting news for the WV PE Board as it is the first time in history that a West Virginian, and one of our resident Board members, has been elected to the highest position in NCEES. To those of us who know Joe and work (or have worked) with him on a regular basis, this comes as no surprise. He is a very dedicated, vocal and enthusiastic professional within our engineering community and has served this state well. Most recently, he has served as the WV PE Board President since 2005 and just completed a two-year term as the NCEES Vice-President for the Northeast Zone representing 21 state engineering and licensing boards from Maine to Virginia.

A resident of Bridgeport, West Virginia, Mr. Timms has been a member of the West Virginia State Board of Registration for Professional Engineers since 1998. He recently completed his 4th year as the WV PE Board President and has 50 years of experience in civil engineering, management, and energy consulting. He retired as president and CEO of Consolidated Natural Gas (now Dominion) Transmission Corporation. After retirement, Joe has continued to provide energy and strategic management consulting and serve as an adjunct professor from time to time. Most recently, he served as Chair of the Davis and Elkins College Board of Trustees and a member of the Board of Directors for BSI International and Bi-Con Services. He is also a member of the visiting committee for the College of Petroleum Engineering at West Virginia University, a life member of the National Society of Professional

Engineers and recently recognized as a Fellow and Life Member of the American Society of Civil Engineers.

Joe is not only a proven leader in the engineering arena, but he is involved with many community and civic groups including, WV Public Theater, the Lions Club of Bridgeport and Clarksburg, United Way of Harrison County, Harrison County Chamber of Commerce, and the list goes on. Timms also had the distinction of serving as Mayor of

the City of Bridgeport, WV and was elected to serve two consecutive four-year terms.

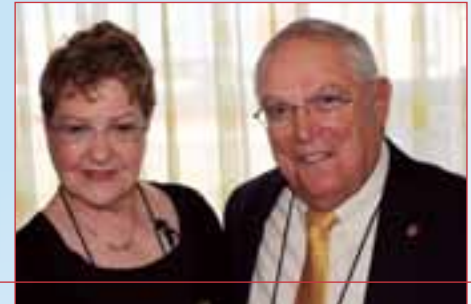
Mr. Timms holds a bachelor's degree in Civil Engineering from the Massachusetts Institute of Technology and two more bachelor's degrees in Business and Economics from Salem International University. He was conferred an Honorary Doctorate of Law by Davis and Elkins College. He has been married to his wife Annabel for over 50 years and has three daughters and five grandchildren.

When asked what topics are high on his national agenda, as well as important to our state, President-Elect Timms noted:

- Comprehensive Review of Industrial Exemption Issues
- Continued Communications with NCEES Stakeholders
- Computer Based Testing Decisions for NCEES Exams
- Additional Education Requirements for Engineering Licensure
- Faculty Licensure Initiatives
- Unlicensed Practice



Left to Right Standing: Nadkarni, Tami, Jans, Widmer
Seated: Dinkins, Whitman, Rebane, Timms



Joe and his wife, Annabel, at the NCEES Annual Meeting in Louisville, KY, where Joe was elected as the NCEES President-Elect.

The 2009-2010 NCEES Board of Directors

David L. Whitman, PhD, PE, President, Laramie, Wyoming
Henn Rebane, PE, Past President, Tampa, Florida
Leonard J. (Joe) Timms Jr., PE, President-Elect, Bridgeport, West Virginia
Gene L. Dinkins, PE, P.L.S., Treasurer, Columbia, South Carolina
Dale A. Jans, PE, Vice President Central Zone, Sioux Falls, South Dakota
David H. Widmer, PLS, Vice President Northeast Zone, Beaver Falls, Pennsylvania
Govind Nadkarni, PE, Vice President Southern Zone, Corpus Christi, Texas
Patrick J. Tami, PLS, Vice President Western Zone, Sacramento, California

The WV PE Board and staff would like to congratulate Joe on his accomplishments to date and wish him grand success as he begins his presidential service to NCEES. We cannot think of a better person to lead the local, state, national and international engineering licensure community into the next decade!

Board Updates

And The “Enny” Goes To ...



Dr. William “Bill” Pierson and Leonard J. Timms, Jr.

Dr. William “Bill” Pierson, division chair of the Weisberg Division of Engineering and Computer Science at Marshall University, recently received the 2009 Northeast Zone Distinguished Service Award. The award, given by the Northeast Zone of the National Council of Examiners for Engineering and Surveying (NCEES), is presented to an individual in the northeastern part of the United States who has provided exemplary service to the NE Zone, NCEES and the profession of engineering.

Pierson, an engineering professor for more than 40 years, has been an active member of the NCEES FE exam committee in various

capacities for two decades including, but not limited to, the following:

- Participated in all levels of exam generation, including the FE item writer workshops, PAKS studies, and cut-score sessions
- Served as Chair of the EE Subcommittee
- Served as Vice-Chair of the FE Exam Committee
- Served as Chair of the FE Exam Committee
- Currently serving on the Examinations for Professional Engineers Committee
- Currently serving on the Fundamentals of Engineering Exam Committee
- Currently serving on the NCEES Engineering Award for Connecting Professional Practice & Education Selection Committee.

Mr. Edward Robinson, PE, WV Board President, nominated Pierson on behalf of the WV PE Board. “While it is difficult to quantify, Dr. Pierson’s routine duties as a college professor allow him daily

opportunities to interact with engineering students, faculty, high school students and parents to discuss important decisions they are making with respect to their career and professional registration,” Robinson said. “He also was part of the team that initiated the Exploring Engineering: Academy of Excellence (EEAE), which takes place each summer at Marshall University. The EEAE was recognized in 2005 with the highest national award – the Spurgeon Award — from Learning for Life.”

In addition to his work with NCEES and the WV PE Board, Dr. Pierson has been actively involved in other professional organizations and campus committee work where he serves as a resource and advocate on licensure and ethics. He is also a member of the American Society on Engineering Education, the Tau Beta Pi Engineering Honor Society and the Eta Kappa Nu Honor Society.

*Congratulations
Vice-President Pierson!*



Board Member Election Results and Term Updates



Left to right in photo:

Dr. William E. Pierson, Board Vice-President - Term expired June 30, 2008*

Mr. Richard E. Plymale, Jr., Board Member - Term expires June 30, 2012

Mr. Bhajan S. Saluja, Board Secretary - Term expires June 30, 2011

Mr. Edward L. Robinson, Board President - Term expired June 30, 2009*

Mr. Leonard J. Timms, Jr., Board Member - Term expires June 30, 2010

* A board member whose term has expired will continue to serve until reappointed or a successor has been duly appointed and has qualified.

Board Staff

Lesley Rosier-Tabor, PE, Executive Director

Don Johnson, PE, Board Investigator

Sue Rubenstein, Board Administrator

Tara Smith, Administrative Assistant



Nicole A. Cofer
Assistant Attorney General

Professional Issues and Legal Corner

New Counsel Joins Our Team!

Nicole A. Cofer, Assistant Attorney General, earned a Bachelor of Science degree in Natural Sciences focused on

Neuroscience from the University of Pittsburgh in 2004 and was inducted into Omicron Delta Kappa Leadership and Honor Society. She received her Doctorate of Jurisprudence from West Virginia University College of Law in 2007 where she received the Patrick Duffy Koontz Award recognizing her outstanding leadership and academic achievements.

Ms. Cofer was admitted to the West Virginia Bar in 2007. Ms. Cofer is also currently pursuing a Masters in Business Administration from West Virginia University, during which time she has been inducted in West Virginia University's chapter of the Golden Key Society.

Immediately after graduation from law school, Ms. Cofer began employment with the West Virginia Attorney General's Office and was assigned to the Education, Arts and Boards Division. Ms. Cofer's duties include representing state regulatory boards and administrative agencies. She represents a host

of regulatory boards including the Medical Imaging and Radiation Therapy Technology Board of Examiners, the Optometry Board, the Board of Chiropractic and the Board of Barbers and Cosmetology. In addition to those regulatory boards, Ms. Cofer was assigned to represent the West Virginia Board of Registration for Professional Engineers in the summer of 2008. Other duties include representation of the West Virginia Division of Veterans Affairs and Workforce West Virginia.

Welcome Nicole!



Unlicensed Practice

Debra L. Hamilton, Board Counsel and Deputy Attorney General

"What power does the board have to stop unlicensed practice?"

Professional licensing boards, including the West Virginia State Board of Registration for Professional Engineers (the WV PE Board), are often asked this question.

Most licensing boards in West Virginia, upon discovering an instance of unlicensed practice, will issue a "cease and desist order." If the administrative order of the licensing board is ineffective in stopping the unlicensed practice, the board has the option of seeking injunctive relief in the circuit court. Most if not all professional licensing boards also have the authority to take the matter to the county prosecutor, since unlicensed practice of most professions constitutes a misdemeanor punishable by fine and/or imprisonment. While all these may be used to protect the public from unlicensed practice, the ability to take direct administrative action is the most efficient and effective means of assuring that only competent, licensed persons are practicing the profession – and that is what licensing is all about.

The WV PE Board has the additional authority to take administrative action for unlicensed practice and they exercise that authority as needed. The WV PE Board's

ability to pursue unlicensed practice through their own proceedings and determinations is most clearly set forth in W.Va. Code §30-13-21(b). Subsection (a) sets forth action which may be taken against a **professional engineer** who has violated any of the thirteen grounds for disciplinary action listed in Section 21, and most of these relate to actions concerning their license – clearly not a sanction that would be effective when the person is not licensed.

Subsection (b) of W.Va. Code §30-13-21 states: (b) In addition to any other penalty provided in this article, the board may assess civil penalties against any person who violates any provision of this article or any rule promulgated by the board for each offense in an amount **determined by the board**.

Some boards' rules are applicable to licensees and applicants. However, the scope of the WV PE Board's rules states they apply to all "individuals or organizations providing engineering services ..." (Rule 7-1-1.1).

Orders imposed by the WV PE Board after hearing, or Consent Orders reached with unlicensed practitioners, also prohibit further unlicensed practice and put the unlicensed practitioner (the "respondent" in the complaint) on notice that further practice will result in further disciplinary action, which is usually effective in enjoining (stopping) the

person from practicing. If the respondent does not comply with the Board Order or Consent Order, the Order is enforced in Circuit Court.

Several of the Board actions for unlicensed practice name professional engineers licensed in other states who offer or practice in WV without obtaining a WV license, in violation of this state's law. Some of these have resulted in hefty fines, in part because of the nature or extent of the engineering work. In one notable case, the firm was charged with aiding and abetting unlicensed practice for repeatedly sending an unlicensed person to provide engineering services for a local governmental entity (C2006-8). Another common circumstance of unlicensed practice involves former WV licensees who continue to work on an expired license. In these two types of unlicensed practice, the complaints tend to settle rather quickly because the violator wants to be able to practice in West Virginia.

Some of the complaints for unlicensed practice, though, involve outright fraud or similar conduct which threatens the health and safety of the public. In one case, a non-engineer in Virginia had a West Virginia engineering seal made, using another licensee's actual number, and provided engineering services (C2004-7). In a more recent Board-initiated action, the respondent simply made up a fictitious engineer who

sealed HUD documents for homes in several states, including West Virginia (C2009-3).

The WV PE Board is strongly of the opinion that the authority to pursue unlicensed practice helps it do its job, which is “to safeguard life, health and property and to promote the public welfare” by regulating the practice of engineering. W.Va. Code 30-13-2. As many from other licensing boards will tell you, cease and desist orders are often ineffective, going to the prosecutor seldom results in criminal action against the unlicensed practitioner, and seeking injunctive relief in the circuit courts is an expensive and time-consuming process.

The WV PE Board’s legal expenses could be as much as ten times what they are if all enforcement against unlicensed practice had to be settled through the court system, and the investigator’s time would largely be spent testifying in and doing other work for the court cases. The administrative costs which can be assessed against the respondent would also be much higher, but collection or other enforcement would not be any more effective than the Court Order obtained when the WV PE Board has to enforce compliance with its Order or a Consent Order.

A majority of the PE boards in other states (and some of the territories) pursue unlicensed practice at the administrative level, either through the action of the board itself or another entity authorized to bring the action on behalf of the licensing board. Many other state boards, in addition to West Virginia, have the direct authority to impose administrative fines, including Alabama, Arkansas, Colorado, Massachusetts, Nebraska, New Mexico, New York, Oklahoma, Oregon, South Dakota, Tennessee, Texas and Washington.

The PE licensing boards in Florida, Hawaii, and Illinois reported that they take administrative action against unlicensed practitioners through an independent entity within their department or agency. Kansas, while it does not have the authority to impose an administrative fine or civil penalty, can reach a settlement that imposes a fine and administrative costs. The states not referenced above can send out cease and desist orders but,

if these are not successful, they are required to file for injunctive relief in the courts or go through their Attorney General (if the office has prosecutorial authority) or the local prosecutor for criminal action.

The immediate past president of the WV PE Board and current President Elect of NCEES, Leonard (Joe) Timms, Jr., addressed the issue of PE boards’ jurisdiction regarding unlicensed practice in the April 2009 issue of NCEES’ *Licensure Exchange* publication. Mr. Timms states in his article: “It is totally illogical that some boards are not allowed to stop people who practice engineering or surveying without a license.” He went on to note that having to go through the courts is “cumbersome” and applauded those boards who have gotten their laws changed or are attempting to do so.

The WV PE Board has led by example in showing both firmness and restraint in its actions against unlicensed practice.

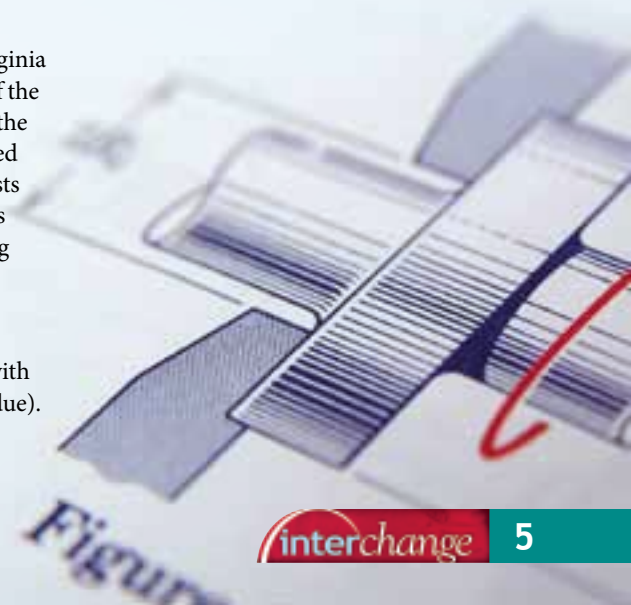
As of this writing, there have been 111 formal complaints brought by or filed with the WV PE Board since July 1, 2003, which are now closed. The Board dismissed 25 of these after further investigation or Board consideration of the filed response, leaving 86 matters resulting in either a Consent Order or a Board Order after hearing. Unlicensed practice was an allegation in 38 of the 111 complaints, and 7 of these were among the 25 Board dismissals. Therefore, the Board took action in 31 cases involving unlicensed practice, which shows that one-third of the Board’s enforcement efforts address this important issue.

All fines and civil penalties collected by professional licensing boards in West Virginia must be transferred to the general fund of the State (W.Va. Code 30-1-10(a)), although the licensing board may retain money received from an assessment of administration costs (W.Va. Code 30-1-8(a)). These provisions are explicitly repeated in WV Engineering Law in Rules 7-1-14.4 (administrative costs) and 7-1-15.5 (civil penalties). The WV PE Board’s enforcement efforts have added \$77,200.00 to the State Treasury (with additional amounts assessed but not yet due). This includes \$26,450.00 for unlicensed

practice. The assessments of civil penalties in the 31 findings of unlicensed practice were much more than that – \$86,950.00 – but, unfortunately, over two-thirds of these civil penalties have been uncollectible to date due to the more egregious violators being from out-of-state, not defending the complaint, and ignoring the Board’s Order. The Board files an action in the Circuit Court of Kanawha County, has its Board Order reduced to a Court Judgment, and initiates collection efforts through the entity that has the State’s collections contract. The Board has not had much success with these attempts to collect more money for the State, however, since many of the unlicensed rogues are hard to find or have no assets.

The WV PE Board has been very successful overall in preventing the unlicensed practice

of engineering in West Virginia. From comments I have heard at both NCEES and FARB (Federation of Associations of Regulatory Boards) conferences, the WV PE Board has led by example in showing both firmness and restraint in its actions against unlicensed practice. As with all disciplinary action taken by the Board, the members demand fairness in the process and consistency in the result – all with the goal of protecting everyone’s rights while fulfilling its responsibility of protecting the public.





Investigator's Corner

Don Johnson, PE, Board Investigator

Another year has passed and my focus pretty much remains the same: Certificates of

Authorization (COAs), unlicensed practice and continuing education audits. Providing misinformation to the Board has decreased but continues to be an issue.

COAs and Unlicensed Practice

We have almost 7,000 registered engineers in West Virginia and many of you may be surprised to know that over 5,000 of those licensees are non-residents of this state. While most states' engineering codes are similar, they all do have subtle differences. So, I suppose it is not surprising that some out-of-state registrants have problems understanding our rules and regulations regarding PE registration and COAs. WV Code requires an engineer to be licensed and have or be working under a COA before even OFFERING to practice in the state. We receive many calls from engineers, or sometimes their office staff, telling us they need to be licensed quickly because they have a job in WV they need to start or, better yet, they need to get a seal right away so they can issue the drawings which are already completed.

We also see comments on comity applications stating that the engineer is already practicing or offering to practice engineering in WV when they apply for licensure. While this is certainly a problem, let me be the first to say that it is better to report what you have done than get caught providing misinformation to the Board. Needless to say these responses get placed on my desk and I am left with the arduous task of following up on the disclosures and tracking down the already completed work. We even see a few cases of an engineer applying for reinstatement where they admit they have offered to practice or are already practicing engineering before reinstatement is granted. For those engineers, we simply ask that you remember the renewal form you signed each year certifying that you have read and understood the engineering law of West Virginia.

Problems with company COAs are not limited to out-of-state engineers. We have in-state professionals who practice engineering, many on a part-time basis, and do not carry the required active COA. Remember, if you are offering engineering services in WV, either directly or indirectly through an engineered product for a specific end use or a product requiring an engineer's seal to sell it, then you need to be licensed as a professional engineer and you or your company needs to have a COA.

COAs for sole proprietors raise questions from time to time. The WV PE Board defines a sole proprietor as having NO employees (no technicians, no designers, no clerical staff, no employees).

The Annual Continuing Education Audit

Continuing with the COA issues we deal with, it is worth noting that there are three items that can get you included in the annual continuing education audit. First, if you check the box saying that you are personally offering engineering in WV and do not have a COA. Second, if you list yourself as self-employed and do not have a COA. Third, if you list yourself as John Doe, PE and do not have a COA then most likely you will be audited to explain your COA (or lack thereof) as well as the required continuing education claim. If you fall into one of these categories and you do not require a COA, please feel free to provide additional documentation to this office prior to the end of each renewal cycle.

The continuing education audits have been completed for the 2009 renewal season. While the information provided on this year's renewal improved, the items we audited for remained much the same: COA issues, incomplete forms with missing information, activities claimed outside the acceptable timeframe, questionable activities/descriptions, and not enough PDHs to satisfy the annual requirement. Each of these items resulted in the individual being added to the PDH audit list along with those selected at random.

One of the items audited for this year was the claiming excessive PDHs in a single day.

Numerous people claimed 15 or more PDHs as being completed in one day. Typically this was on correspondence courses completed online. You only get credit for the time spent on the activity up to the amount defined by the provider. Some of you reported that you printed the courses out, read and studied them and then completed all of the exams in one day. If this is the case you need to list the day you printed the course as the start date and the date of the exam as the completion on the course. This should eliminate you being added to the audit list.

If you are audited, you need to provide a detailed log of the activities claimed AND verification of completion or attendance at the activity. These need to be provided even if you are being audited for not having a COA, failing to answer the questions on the front of the form or any other administrative issue.

The question came up about what happens if, for whatever reason, you fail to respond to the audit? The answer is simple ... your license will be invalidated. This means you cannot practice or offer to practice engineering in WV until you have been properly reinstated. This is only done after numerous notices from the Board office over a two-month timeframe, including a minimum of two notices arriving via certified mail. You can be reinstated after completion of the necessary PDHs and filing the reinstatement forms. *The key point is that WV does not treat the invalidation as a disciplinary action but rather an administrative action.* It does not get reported to NCEES and does not affect Model Law Status for those registered with NCEES but the license invalidation DOES appear in the Board's newsletter.

Most of the items discussed regarding the PDH audit are negative but it is important to note that only 3.5% of the group was audited for cause. The vast majority of you did it right and we continue to see improvement! Remember the best way to avoid an audit is to completely and correctly fill out the form. And the easiest way to pass an audit, should one occur, is to maintain an up-to-date log and have the records readily available.

Complaint Related Issues

There are a few other items worth mentioning. Should you have a complaint filed against you by an individual or the Board, you have to respond in writing to the Board office within 30 days of the date the complaint was filed. Failure to respond to the complaint in the required time is an admission of all of the allegations in the complaint.

Should the situation arise where you are asked to approve the work of others not under your direct control and supervision, there are several things to remember. You are required to completely check the work and have complete dominion and control of the design, which includes possession of sealed and signed reproducible construction drawings with complete signed and sealed design calculations indicating all changes in design. You, in essence, are responsible for the work.

Updating Our Records

Finally, remember the importance of keeping your Board Record up to date. We had a few people who did not receive the audit because they had moved and not notified the Board. The failure to respond to the audit resulted in their license being invalidated.

The other predicament occurred when a company's Engineer in Responsible Charge (EIRC) listed on its COA changed employers but failed to notify our office. Not only does this present problems for the COA holder, but could affect the EIRC's license as well. First, since you are listed as the EIRC you

could wind up explaining your previous employer's actions should a problem arise. Second, and of more concern, you could ultimately be responsible for a company that is not qualified to offer engineering to the public. A PE, as well as the company, has 30 days to notify the Board should a change of EIRC occur.

When in doubt, give me a shout! Our goal is to be proactive, not reactive, and we are here to help answer your questions before they develop into issues that must be brought to the attention of the Board.

Board Disciplinary Actions

As part of meeting its mission of safeguarding life, health and property, and to promote the public welfare, the WV Board actively enforces the statutes and rules that fall within its jurisdiction. Below is a summary of formal complaints that resulted in disciplinary action since the 2009 newsletter. Numerous other investigations were conducted, some resulting in formal complaints which are still pending; some closed because the charges were unsubstantiated or considered trivial; and some closed after informal corrective action or warning.

The actions below were either a result of a formal hearing resulting in a Board Order or an informal settlement resulting in a Consent Order. These orders are public records. If you are interested in knowing more about the nature of the complaint, you may request a copy of any order pursuant to the State's Freedom of Information Act. All Final Orders are also posted on the Board Website.

All civil penalties are made payable to the State of West Virginia and are deposited in the state's general fund. Administrative costs are made payable to the WV PE Board and are retained by the Board to offset costs incurred in the investigation and complaint resolution efforts. Administrative costs may be waived if the complaint is resolved with a minimum of expense, including staff time.

Case Number: C2008-14 Joseph N. Howard Radford, VA

VIOLATION: Conduct likely to deceive, harm or defraud the public and misuse of seal. [§30-13-21(a)(10)&(11)]

RESOLUTION: Consent Order signed. Civil penalties of \$10,000 and administrative costs of \$385 assessed. Partial payment of \$1000 received to date. Additional collection is in progress.

Case Number: C2009-14 Chadwick E. Biller, Bridgeport, WV

VIOLATION: Sealed documents not prepared or completely checked by the professional engineer. [§30-13-21(a)(10)]

RESOLUTION: Consent Order signed. Civil penalty of \$500 paid. Case closed 11/9/09.

Case Number: C2009-16 Walter J. Fitzgerald Safety Harbor, FL

VIOLATION: Reciprocal action based on disciplinary action by the Florida Board. [§30-13-21(a)(5)]

RESOLUTION: Consent Order signed. Civil penalty of \$500 paid. Case closed 7/6/09.

Case Number: C2009-07 Mervin L. Snowden Tulsa, OK

VIOLATION: Providing misinformation to the Board. [§30-13-21(a)(12)]

RESOLUTION: Consent Order signed. Civil penalty of \$500 and administrative costs of \$201 paid. Case closed 5/11/09.

Continued on page 8

Board Disciplinary Actions

Case Number: C2009-09 Kenneth Lovorn, Lovorn Engineering Associates, Pittsburgh, PA

VIOLATION: Practicing engineering in WV without an engineering license and Certificate of Authorization and providing misinformation to the Board. [§30-13-2, §30-13-17(a) and §30-13-21(a)(12)]

RESOLUTION: Consent Order signed. Civil penalties of \$600 and administrative costs of \$248 paid. Case closed 2/11/09.

Case Number: C2009-10 M. Ginger Scoggins, Engineered Designs, Inc., Raleigh, NC

VIOLATION: Practicing engineering in WV without an engineering license and Certificate of Authorization and two counts of providing misinformation to the Board. [§30-13-2, §30-13-17(a) and §30-13-21(a)(12)]

RESOLUTION: Hearing held and Final Order issued. Engineer's license suspended for one year, firm not allowed to practice in WV for one year and civil penalties of \$1250 plus administrative costs of \$713 assessed. Collection is in progress.

Case Number: C2009-12 Tapan Baksi, Gilbert, WV

VIOLATION: Two counts of conduct likely to deceive the public and sealed documents not prepared or completely checked by the professional engineer. [§30-13-21(a)(11) and §30-13-21(a)(10)]

RESOLUTION: Consent Order signed. License revocation stayed pending compliance with Consent Order, which includes continuing education, review during probationary period and payment of civil penalties of \$10,000 and administrative costs of \$10,000. Partial payment of \$10,000 received as scheduled.

Case Number: C2009-13 William Swecker, Elkins, WV

VIOLATION: Practicing outside his education and/or experience and sealed documents not prepared or completely checked by the professional engineer. [§30-13-21(a)(4), W.Va. Code §R 7-1-12.4(a) and §30-13-21(a)(10)]

RESOLUTION: Consent Order signed. Civil penalties of \$500 paid. Case closed 8/17/09.

Case Number: C2009-17 Mark C. Ritchie, Ritchie Engineering P.C., Carlisle, PA

VIOLATION: Practicing engineering in WV without an engineering license and Certificate of Authorization. [§30-13-2 and §30-13-17(a)]

RESOLUTION: Consent Order signed. Civil penalties of \$500 paid. Case closed 12/14/09.

Case Number: C2009-18 Parsons Infrastructure, Pasadena, CA

VIOLATION: Practicing engineering in WV without a Certificate of Authorization. [§30-13-17(a)]

RESOLUTION: Consent Order signed. Civil penalty of \$500 and administrative costs of \$264 paid. Case closed 9/1/09.

Case Number: C2009-19 WFT Engineering, Inc., Rockville, MD

VIOLATION: Practicing engineering in WV without a Certificate of Authorization. [§30-13-17(a)]

RESOLUTION: Consent Order signed. Civil penalty of \$500 paid. Case closed 6/1/09.

Case Number: C2009-21 Robert A. Walz, Utica, MI

VIOLATION: Providing misinformation to the Board. [§30-13-21(a)(12)]

RESOLUTION: Consent Order signed. Civil penalty of \$500 and administrative costs of \$289 paid. Case closed 12/1/09.

Case Number: C2009-22 Richard Wand, MJ Engineering and Consulting, Westerville, OH

VIOLATION: Practicing engineering in WV without an engineering license and Certificate of Authorization. [§30-13-2 and §30-13-17(a)]

RESOLUTION: Consent Order signed. Civil penalties of \$500 paid. Case closed 8/17/09.

Case Number: C2010-02 Innovative Technology Group, Inc. Vienna, WV

VIOLATION: Practicing engineering in WV without a Certificate of Authorization. [§30-13-17(a)]

RESOLUTION: Consent Order signed. Civil penalty of \$250 paid. Case closed 10/20/09.

Case Number: C2010-03 Kleinschmidt Associates Strasburg, PA

VIOLATION: Practicing engineering in WV without a Certificate of Authorization. [§30-13-17(a)]

RESOLUTION: Consent Order signed. Civil penalty of \$250 and administrative costs of \$228 paid. Case closed 1/19/10.

Case Number: C2010-04 Corian Johnston, Johnston Design Inc., Clarkston, MI

VIOLATION: Practicing engineering in WV without an engineering license and Certificate of Authorization. [§30-13-2 and §30-13-17(a)]

RESOLUTION: Consent Order signed. Civil penalties of \$500 paid. Case closed 11/3/09.

Case Number: C2010-05 John Ward, Bush & Burchett, Inc. Allen, KY

VIOLATION: Practicing engineering in WV without an engineering license and Certificate of Authorization. [§30-13-2 and §30-13-17(a)]

RESOLUTION: Consent Order signed. Civil penalties of \$500 and administrative costs of \$234 paid. Case closed 11/20/09.

Case Number: C2010-09 Hurd & Obenchain, Roanoke, VA

VIOLATION: Practicing engineering in WV without a Certificate of Authorization. [§30-13-17(a)]

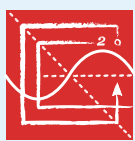
RESOLUTION: Consent Order signed. Civil penalty of \$500 paid. Case closed 11/20/09.

Case Number: C2010-10 Frank S. Rivnyak/Peter J. Pycela Innovative Engineering Services, LLC East Haven, CT

VIOLATION: Practicing engineering in WV without an engineering license and Certificate of Authorization. [§30-13-2 and §30-13-17(a)]

RESOLUTION: Consent Order signed. Civil penalties of \$750 paid. Case closed 1/26/10.

Disclaimer: Every effort has been made to ensure that the enforcement information is correct; however this information should not be relied upon without verification from the Board office or Website. It should be noted that the names of companies and individuals listed may be similar to the names of parties who have not had enforcement actions taken against them. Should you have any specific questions regarding the disciplinary actions noted above, please contact the Board office.



NCEES

advancing licensure for
engineers and surveyors

The following pages contain an overview of recent news releases received from the National Council of Examiners for Engineering and Surveying (NCEES), as well as NCEES Licensure Exchange, concerning items that may be of interest to our engineering community. Some of these articles may have been adapted to fit the space allocated. For more information on any of these updates, or to review the full news releases, simply visit the NCEES Website at www.ncees.org.

Structural Exam Changes on the Horizon

To become a licensed professional engineer, you are required to pass two levels of exams. These exams ensure that if you attain professional licensure, you are qualified to accept the privileges and responsibilities that accompany the PE title. Changes are on the immediate horizon for those who will be testing to specialize in the structural engineering field. The first level of the exams will remain the same, the Fundamentals of Engineering exam (FE). The second level of the exams will soon involve two Principle and Practice exams, 8 hours each, for a total of 16 hours.

This 16-hour structural engineering examination will be offered for the first time in **April 2011** and is a breadth and depth examination offered in **two components** on successive days. The 8-hour Vertical Forces (Gravity/Other) and Incidental Lateral component is offered only on Friday and focuses on gravity loads and lateral earth pressures. The 8-hour Lateral Forces (Wind/Earthquake)

component is offered only on Saturday and focuses on wind/earthquake loads.

To pass the 16-hour exam Structural, and to become a licensed structural engineer, **examinees must pass both components**. The components may be taken and passed in different exam administrations. Each component of the structural exam has a breadth (morning) module and a depth (afternoon) module. Examinees must take the breadth module of each component and one of the two depth modules in each component.

- **Breadth exam (morning session):**
This module contains questions covering a comprehensive range of structural engineering topics. All questions are multiple choice.
- **Depth exams (afternoon session):**
These modules focus more closely on a single area of practice in structural engineering. Examinees must choose either buildings or

bridges. Examinees must work the same topic area on both components. That is, if buildings are the topic area chosen in the Vertical Forces component, then buildings must be the topic area chosen in the Lateral Forces component. All questions are constructed response (essay).

Detailed listings of topics in each component are shown below:

- **Friday Morning:**
PE Structural breadth exam – Vertical Forces (Gravity/Other) and Incidental Lateral
- **Friday Afternoon:**
PE Structural depth exam – Vertical Forces (Gravity/Other) and Incidental Lateral
- **Saturday Morning:**
PE Structural breadth exam – Lateral Forces (Wind/Earthquake)
- **Saturday Afternoon:**
PE Structural depth exam – Lateral Forces (Wind/Earthquake)

NCEES Launches New Website, Reveals New Logo and Tagline

NCEES has launched a new Website designed to help its audiences more easily find NCEES services and information.

Students, engineers, surveyors, international constituents, educators, and volunteers will find portals that lead them to the information relevant to their needs. The color-coded tabs at the top of every page are a guide to NCEES services: exams, records, licensure,

credentials evaluations, and licensing board information. My NCEES, a members-only section, provides licensure board members and staff, enforcement staff, and exam volunteers with information specific to them.

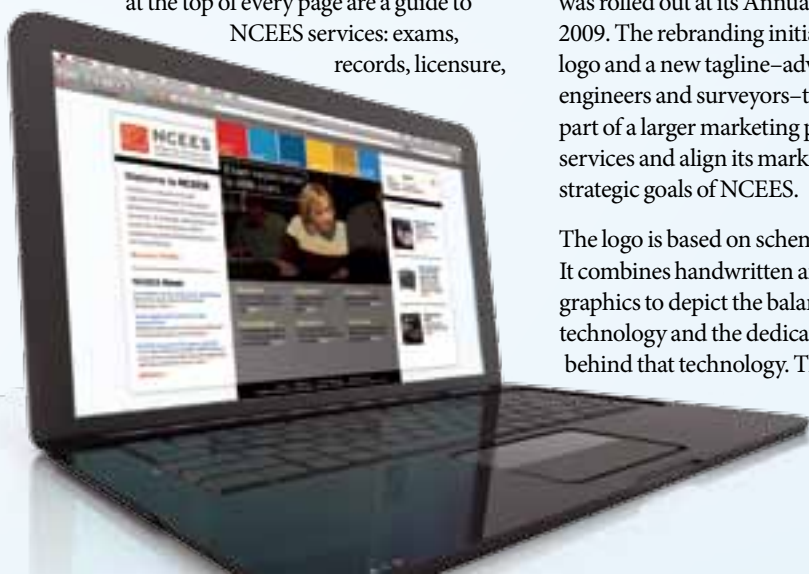
The launch of the Website is the most recent step in the NCEES rebranding initiative, which was rolled out at its Annual Meeting in August 2009. The rebranding initiative includes a new logo and a new tagline—advancing licensure for engineers and surveyors—that are an integral part of a larger marketing plan to unify NCEES services and align its marketing with the strategic goals of NCEES.

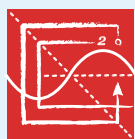
The logo is based on schematic drawings. It combines handwritten and vector-based graphics to depict the balance between technology and the dedicated, creative people behind that technology. The new colors reflect the whiteboards,

field notebooks, and graph paper that are associated with the work of engineering and surveying. The handwritten diagrams and images that you will see throughout NCEES publications are taken from the notebooks of engineers and surveyors. These elements visually connect the organization with the professions it serves.

Accompanying the logo is a new tagline: advancing licensure for engineers and surveyors. In defining the organization, NCEES wanted something simple that encapsulates everything NCEES does. It's not easy to describe NCEES in six words—the organization's name isn't even limited to six words—but this tagline will succinctly introduce NCEES to the public.

"The ultimate goal is to better support our mission and provide better service to our constituents," said NCEES Executive Director Jerry T. Carter.





NCEES

advancing licensure for
engineers and surveyors

FE and PE Exam Updates

Exam specifications indicate knowledge areas to be tested and their relative weights of emphasis. As the developer of the exams used for engineering licensure in the United States, NCEES periodically conducts surveys of licensed engineers working in industry, government, private practice, and academia to gather information about the knowledge and skills required of professionals in a particular discipline. NCEES uses the results to update its exam specifications.

“Our licensing exams need to reflect current professional practice, and these surveys help us determine what an engineer intern with four years of experience should be expected to know to protect the public,” said Tim Miller, PE the director of exam services at NCEES.

The following is a brief summary of recent information received from the National Council of Examiners for Engineering and Surveying (NCEES) concerning changes to examinations and exam administration. For more information on any of these updates, including a comprehensive review of the new or revised specifications, please refer to the NCEES Website at www.ncees.org.

Examinee Management System - The NCEES Examinee Management System will begin in July 2010 for implementation effective with the October 2010 administration. This will necessitate each examinee logging into an NCEES Website, obtaining a unique ID number, and registering for the exam AFTER they are approved by the WV PE Board to sit for the requested exam. Candidates will select the exam they are taking and their PM module (in the case of Civil PE, Mechanical PE and FE) when they register.

Agricultural Engineering PE Examination - The Agricultural Engineering PE exam will have revised specifications effective with the October 2010 exam administration. An updated study guide will be available from the American Society of Agricultural and Biological Engineers.

Architectural Engineering PE Examination - The Architectural Engineering PE exam will have revised specifications effective with the April 2010 exam administration. An updated study guide will be available from the Architectural Engineering Institute (affiliated with the American Society of Civil Engineers).

Chemical Engineering PE Examination - Effective with the April 2011 administration, the Chemical PE exam will have revised specifications.

Civil Engineering PE Examination - The PM exam book for the Civil PE exam will be split into 5 individual module booklets. Candidates taking this exam will have to choose their PM module when registering with NCEES. *On exam day, Civil PE candidates will receive only the PM module they registered for and will not be allowed to change.*

Also, effective with the April 2010 exam administration, the Transportation Depth Module of the Civil PE Exam will have revised specifications.

Environmental Engineering PE Examination - Effective with the April 2011 administration, the Environmental PE exam will have revised specifications.

Fundamentals of Engineering Examination - The PM exam book for the FE exam will be split into 7 individual module booklets. Candidates taking this exam will have to choose their PM module when registering with NCEES. *On exam day, FE candidates will receive only the PM module they registered for and will not be allowed to change.* Effective with the April 2011 Fundamentals of Engineering exam administration.

Also, effective with the April 2010 exam administration, the name of the FE exam “Other/General PM module” will change to the FE exam “Other Disciplines PM module.” The specification will not change. The only change is that the module is being renamed to more accurately describe the candidates for whom the module is intended.

Mechanical Engineering PE Examination - The PM exam book for the Mechanical PE exam will be split into 3 individual module booklets. Candidates taking this exam will have to choose their PM module when registering with NCEES. *On exam day, Mechanical PE candidates will receive only the PM module they registered for and will not be allowed to change.* Effective with the April 2011 Mechanical Engineering PE exam administration.

Structural I and II Examinations - The new 16-hour Structural examination will be offered starting with the April 2011 administration. Therefore, the current Structural I and Structural II examinations will be offered for the last time with the October 2010 administration. This is a significant change in the Structural PE Examinations. Additional detail is provided in the accompanying article entitled “Structural Exam Changes on the Horizon.”

Puerto Rican court awards damages to NCEES in exam theft case

The U.S. District Court in Puerto Rico has ruled in favor of NCEES in a civil suit involving damages exceeding \$1 million. The judgment resulted from the case of a civil engineering licensure candidate who was found with recording and transmitting equipment during the October 2006 administration of the Principles and Practice of Engineering exam in the city of Mayaguez.

The candidate, Bethzaida Cameron Ortiz, was discovered during the afternoon session of the administration after a proctor noticed her unusual behavior. The chief proctor at the exam site confronted Cameron, 44, and discovered that the defendant was concealing a host of recording and transmitting devices within her jacket and handbag, including a wireless audio/video transmitter, a small video camera, a receiver, a pocket video recorder, a device used to connect video cameras to a television or computer, and battery packs.

Working with materials provided by law enforcement, NCEES determined that Cameron had recorded the Civil PE exam and established that Cameron had performed a similar operation with



“Like any organization that develops standardized tests, NCEES’ most valuable asset is its intellectual property.”

the FE exam, which records show she attempted in October 2005 at the same location. As a result of these exam breaches, NCEES had to remove all compromised material from its exam item banks, resulting in the damages awarded in the civil suit. In estimating damages, NCEES takes into account the time, travel, and work hours required of NCEES staff, psychometric consultants, and subject-matter experts who are involved with the development and review of exam content.

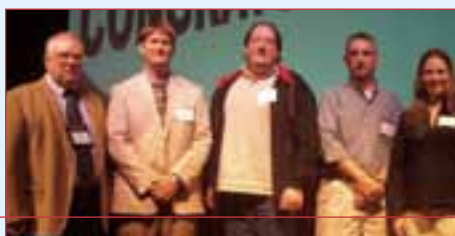
“Like any organization that develops standardized tests, NCEES’ most valuable asset is its intellectual property. When someone steals exam content, the effects are the same for us as they would be for a retail store that has its assets stolen,” said NCEES Executive Director Jerry Carter.

NCEES develops and enforces stringent policies to protect exam content, including limiting the materials candidates are allowed to bring to the exam site. Before attempting an NCEES exam, each candidate is required to sign a statement affirming that he or she will not copy or reveal any exam material.

Prior to the judgment in the civil suit, Cameron had been convicted of fraud in criminal court as a result of the incident. She is prohibited from attempting any NCEES exam in the future.

“The fact that we are a nonprofit that assists licensing boards means that this event in some way has affected everyone in the engineering and surveying professions and, ultimately, the public,” said Carter. “We are pleased that this judgment was reached and we are confident this will serve as a deterrent for anyone who might consider stealing exam content in the future.”

NCEES is a national nonprofit organization composed of engineering and surveying licensing boards representing all US states, the District of Columbia, Guam, Puerto Rico and the U.S. Virgin Islands. An accredited standards developer with the American National Standards Institute, NCEES develops, scores, and administers the examinations used for engineering and surveying licensure throughout the United States. NCEES also provides services facilitating professional mobility for licensed engineers and surveyors. Its headquarters is located in Clemson, SC.



WV EXPO 2010

The 31st Annual WV Construction & Design Exposition
Charleston Civic Center, Charleston, WV
Wednesday, March 24, 2010 - Thursday, March 25, 2010

Industry Trivia ... EXPO Style

Q: What had 490 Indoor Booths, 22 Outdoor Booths, 305 Exhibitors + 83 Honor Exhibitors, 72-page Program Book with 91 Advertisers, Over 6,000 Show Attendees from 26 States, 64 Quality Seminars, Meetings and Continuing Education Opportunities, 9 After Hours Reception Sponsors + 1 EXPOsure Sponsor

A: The 2009 West Virginia Construction & Design Exposition



EXPO is the only West Virginia trade show for the Construction, Engineering, and Architectural industries and 2010 promises to be even bigger and better! The annual lineup of valuable continuing educational seminars, organizational meetings and over 500 exhibit booths represents an unparalleled learning opportunity for attendees. The WV PE Board will again serve as one of the indoor exhibitors, where Board members and staff will welcome the opportunity to interact and provide valuable licensure information to attendees from the engineering and construction industry. In addition, our agency will again present a two-hour continuing education seminar and we invite everyone to join us for an interactive discussion where attendees have the opportunity to discuss current WV PE Board activities and initiatives with the PE

Board members and staff. Participants will also have the opportunity to meet the NCEES President-Elect, Joe Timms, a WV native and current PE Board member, who will share his planned initiatives for his upcoming national presidency and leadership in the licensure arena worldwide. Anticipated topics include discussion on the value of the PE license, ethical dilemmas, complaint resolutions and current NCEES issues, as well as future exam changes.

In addition to the wide variety of seminars, EXPO has become a meeting ground for numerous trade associations, founder engineering societies and industry professional groups. If you take on an active leadership role in one or more of these organizational meetings with technical content, you could possibly be afforded additional credit toward your continuing professional competency requirements. If you are interested in learning about new technologies, participating in hands-on demonstrations or talking with industry experts, visit the WV EXPO Website for additional details on event hours, pre-registration, exhibitor lineup and course offerings. www.wvexpo.com



WVSPE and the WV PE Board Team Up *Again* to Honor Successful Examinees

Immediately following the WV PE Board's 2010 EXPO continuing education session, we will again join the West Virginia Society of Professional Engineers in honoring those students and professionals who passed either the April or October 2009 NCEES Principles and Practice of Engineering Exam or the Fundamentals of Engineering Exam in West Virginia.

Now in its third year, this joint ceremonial recognition has found its home at the WV EXPO due to the "EXPOntential" educational and networking opportunities that the WV EXPO offers to these new professionals. In the capitol city, once a year, our newest

professionals who elect to participate will be recognized by the engineering leadership of the two organizations followed by the WV EXPO After Hours Reception. Although only a small number of the eligible examinees have participated in the recognition ceremony in the last two years, the event participation continues to grow and we look

forward to another success! Both President Ed Robinson, PE (WV PE Board) and President David Weaver, PE (WVSPE Board) will address the group, acknowledging their accomplishments to date and providing words of wisdom regarding their future. Family members and friends of honorees are welcome to attend.



Attention 2009 Successful WV FE and PE Examinees!
Watch your mailbox in early February 2010 for your invitation to join us!

The WV Board again extends their appreciation to the WVSPE Board of Directors, membership and staff for their joint sponsorship of this event. A special thanks to David Weaver for his presentation, assistance and sharing of photos documenting the 2009 event.

Congratulations to Our Successful 2009 PE Examinees

The following is a list of examinees who successfully passed the NCEES Principles and Practice of Engineering Exam in West Virginia during the April and October 2009 exam administrations. The WV PE Board salutes these individuals on their professional accomplishments to date and wishes them continued success in their professional engineering careers.

APRIL 2009 PASS

Sean D. Adkins	Jeremiah L. Gaston	Stephen D. McBrayer	William T. Rothwell II
Donald E. Bailey III	Todd A. Griffith	Russell B. Messenger	Megan L. Schuerger
John C. Baisden	Kristy J. Huffman	Timothy J. Moran	Walter G. Simmons
Christian Cabral	Jason K. Jeffrey	Dana W. Moses	Kevin D. Steele
Jared S. Clonch	Joseph D. Juszczak	Alexander B. Neal	Aaron P. Tonkery
Patrick W. Deweese	Jesse A. Kincaid	Jeri Lea Pastine	Donald R. Triplett, Jr.
Jason R. Fauber	Kevin M. King	-Trippett	Michael J. Witherow
Gary R. Freeman II	Richard T. Lemasters	Aaron J. Pickering	
Lucas Gagnon	Timothy G. Lemasters	Eric T. Raper	

OCTOBER 2009 PASS

Robert J. Ammirato	Aric M. Dreher	John C. Knight	Samuel P. Smith
Terry A. Baker	Keith A. Dunbar	Jason A. Lewis	Eric S. Stover
Bradley R. Bane	James T. Edwards	Eva M. Melancon	Amanda M. Sutphin
Andrew E. Benchek	Jarrett M. Forrest	Aaron M. Morris	David C. Sweeney
Eric J. Bias	Timothy S. Foster	Michael R. Nestor	Jackie L. Toombs III
Andrew S. Brown	David A. Green	Matthew L. Plumley	Shawn D. Tucker
Brian L. Burns	Roger D. Groves	Pavan K. Puttamraju	Christopher R. Vass
Christopher R. Campbell	Daniel M. Hinkle	Jacob D. Ritenour	Ronald R. Whitt
Peng Chen	Jonathan R. Holbert	Noah M. Sautter	Stuart A. Williams
Musat C. Crihalmeanu	Richard G. Hovatter Jr.	Lori M. Shaffer	Timothy L. Williams
Bryan K. Dameron	David J. Keatley	Matthew H. Skiles	
	Brandon R. Kline	Eric S. Smith	

Address Changes or Employment Updates

It is the responsibility of the licensee or certificate holder to notify the Board of any change in information previously submitted to the Board, such as name change, change of address or phone numbers, change of employer, or change of PE in responsible charge for a firm. This information should be provided within 30 days of when the change occurs to ensure proper delivery of licensure correspondence and uninterrupted Board service.

Please visit the Board's Website at www.wvpebd.org to submit your personal changes with a click of your mouse by using the online "Change of Address" form or simply email the new information to info@wvpebd.org.

A Friendly Reminder

With each new PE number assigned, the WV Board issues an information packet containing a letter providing the applicant with their newly assigned PE# and permission to obtain his or her seal, details on the Certificate of Authorization requirements, a copy of our most recent newsletter(s), as well as the latest publication containing the WV Engineering Law. It is important to remember that it is your responsibility to read, understand and honor the requirements outlined in the current Engineering Law governing our profession. You should also recognize that each year when you sign and return your annual renewal form, you attest to the following:

I also hereby certify that I have read and understood the Laws, Rules and Regulations of the WV Board of Registration for Professional Engineers.

Should you need a copy of the current WV Engineering Laws, Rules and Regulations, simply:

1. Contact the WV Board office and we will be happy to send you a paper booklet.
2. Visit our Website to view in Adobe or download and print the booklet from www.wvpebd.org/laws_rules_regs1.htm
3. Visit the Secretary of State's Website at www.wvsos.com to review State Code governing all professions.

PE Laws, Rules and Regulations
AS OF JULY 2004



2009 WV Licensee Status Report and Audit Outcome

The following is a numerical summary of registered individuals and firms as of January 1, 2010. The results take into account all new licensees as well as those participating in the annual renewal process.

- » Active PEs - 6880
- » Retired PEs - 269
- » Active COAs - 2351

Lapsed Status Summary 2009

- » PEs who failed to renew - 142
- » Retired PEs who failed to renew - 20
- » COAs which failed to renew - 73

To view or download a complete roster of the Active PE licenses, Company Certificates of Authorizations (COAs), and Retired PEs, simply visit our Website. You may also access the online verification search to determine if a particular individual and/or company is authorized to practice or offer to provide engineering services in West Virginia. However, as noted in the site disclaimer, users should be cautioned that the current search mechanism is only updated every 60-90 days. All submitted address changes, new licensees, as well as any recent action by the Board changing the status of a licensee, will not appear immediately.

For specific questions regarding information found (or not found) in your search, contact the Board office for the most up-to-date information maintained in our secure, in-house database.

Lapsed PE Licenses – the following individuals did not respond to the 2009 Active PE renewal; therefore their licenses lapsed as of September 30, 2009.

WV PE # NAME	WV PE # NAME	WV PE # NAME
017932 David S. Abbey	013377 Daniel S. Green	015684 Stig W. Owens
016019 Richard T. Abbott	015893 Jay D. Grow	012849 Edward A. Patton
015144 Paul P. Anderson	017669 Inder J. Gupta	014344 Kimberly A. Paulson
011920 Hal T. Bailey	009984 Robert E. Haynes	012359 Raju R. Penmatsa
017238 Brian H. Ball	017307 Michael P. Henderson	013768 Kerry L. Pickett
017435 Matthys N. Barker	017360 Michael L. Hodges	015570 Heidi A. Pross
016663 Melanie R. Barnes	010350 James D. Honaker	014506 Jeanne A. Puricelli
013735 Bruce J. Barnett	008577 Jih-Han Hsieh	017446 Mark F. Rattenbury
015503 Delwood R. Barnhill Jr.	017151 Mark W. Hyzer	013420 Karl A. Rinas
017835 William M. Barsella	013380 Michael B. James	012328 Paul R. Ritchey
018033 Jeffrey J. Bass	017422 Wallace N. Jensen	017679 Jennifer L. Ross
017341 Frank P. Battaglia	017384 Robert I. Johnson	016762 William J. Rowse
014347 Ned W. Belt	013027 William J. Karges Jr.	017600 David K. Runyon
017663 Andrew L. Bender	014600 Francis S. Kendorski	012650 Ann M. Samford
004713 Charles D. Booth	012614 Harry S. Keyes	014490 John E. Sanders
011038 Robert G. Brock	017125 Vedad Kilic	014569 Julie M. Schroeder
008375 Joseph C. Broome	016994 Edwin R. Labrador	008153 Robert T. Settle Sr.
016555 Bryan J. Burke	012067 Gregory P. Lambert	018000 Carter A. Shuffler
014769 Michael J. Carvan Jr.	017674 Stephen C. Langseth	012094 Charles N. Sigmon
017582 Byron A. Cervantes	017886 Dan E. Lansdown	016060 Rex B. Simms
017788 Chandrasen R. Chhatpar	014026 L. Thomas Lasalle Jr.	017135 Neal E. Smith
017021 Benjamin F. Coe	015753 Kim P. Law	005822 Robert H. Smith
007882 John T. Cook	011166 Richard P. Leber	017487 Joseph R. Springer
014349 Peter N. Costulis	007918 Bruce E. Leedy	017002 Koren H. Sprinkle
017411 Paul A. Crabtree	016996 John S. Lohman	012467 Roger B. Stanley
013536 Kevin F. Crock	017252 James W. Long III	009081 George Steinfeld
016022 James R. Cunningham	017795 Karen Lynn	017137 Douglas N. Stephens
013217 Michele L. Daniell	007756 Herbert M. Mandel	015529 Bradford J. Stipes
014052 Roger D. Debelly	018052 Mace A. Mangold	011753 Jimmie L. Talbot
002726 John A. DeFrances	016510 Jose R. Marotta	016045 Chau B. Tran
012497 Gary J. Durbin	014759 John W. Martin Jr.	006071 Kam C. Tse
011075 Larry G. Earp	017312 Vance E. Martin	009726 Joseph R. Tucker
015269 Matthew D. Ebejer	017652 Kristen M. Martinenza	017094 Achyut R. Vadoothker
012297 Hugh B. Edmonds Jr.	016453 Kevin R. McCarthy	015359 Kadi V. Venkatesha
015925 Valoree K. Elkinas	016826 Patrick R. McCormick	017784 Valentino I. Vila
008693 Alfred G. Ericksen	009212 William Z. McGhee Jr.	017095 Ronald D. Volberding
016592 Mark T. Fennell	017113 Richard M. McGill II	009263 Philip D. Wagner
017462 Brian T. Foy	014483 Michael S. McGuire	016801 Richard J. Walls
012716 L. Douglas Fredeen	017505 Dennis S. Meli	018063 Rory V. Walter
010663 Bradley M. Frederick	014870 Naim M. Meskinyar	013207 Jack A. Werner
016349 William T. Freeman	010578 Frederick B. Moomau	017450 Howard F. West Jr.
016238 Mark S. Frost	012261 Jon E. Morrison	015912 Edward H. Winant
017104 Christopher L. Galitz	009602 Douglas R. Morse	013716 Terry L. Winebrenner
017877 Patricia F. Garcia	005600 Gary M. Mower	013290 Daniel H. Wohlfel
012141 Hugh M. Gauntt	014605 Michael P. Mullinix	008481 Richard D. Zigmond
016814 Michael P. Giambra	016756 Edward J. Murphy	016910 Daniel L. Zinnen
003065 John C. Giese III	014560 Hamid R. Naderi-Asrami	
010725 James S. Grant	017465 Vance L. Oakes III	

Lapsed Retired PE Licenses – the following individuals did not respond to the 2009 Retired PE renewal; therefore their retired licenses lapsed as of September 30, 2009.

WV PE # NAME	WV PE # NAME	WV PE # NAME
008041 Edward J. Balthazar	015827 James N. Gilliam	010233 Bal R. Saini
006019 William P. Blake	003040 Donald K. Hackenberry	009096 Glen H. Schmiesing
007427 Neil R. Blaksley	006278 Mark H. Hoffman	011004 Charles F. Stuchlik IV
005432 Philip M. Brown	002278 C. R. Hoover	006874 Gary Tinnel
008047 Bruce L. Cavender	012158 Barbara H. Mulkey	010262 Keith L. Wharton
004639 John P. Fowler II	005716 Wei-Jen Ong	017097 Greg C. Williams
005292 Thomas W. Garges Jr.	005286 Ray R. Ritchie	

Lapsed COAs – the following companies did not respond to the 2009 COA renewal; therefore their Certificates of Authorization lapsed as of September 30, 2009.

WV COA #	NAME	WV COA #	NAME
C02339-00	ACCIDENT RESEARCH SPECIALISTS, PLLC	C03017-00	LARRY G. EARP
C00222-00	AECOM	C01580-00	LIGHT-HEIGEL & ASSOCIATES, INC.
C01550-00	AG ENVIRONMENTAL SERVICES, INC.	C00784-00	LOIEDERMAN SOLTESZ ASSOCIATES, INC.
C03387-00	ALL AMERICAN HOMES, LLC	C02484-00	LS ENGINEERING ASSOCIATES CORPORATION
C02993-00	ALLEN & HOSHALL, INC.	C00372-00	MACKIN ENGINEERING CO.
C02018-00	AMERICAN ELECTRIC EQUIPMENT INC.	C03419-00	MARK S. FROST PE
C02376-00	APEX ENGINEERING SERVICES	C01758-00	MCGUIRE SYSTEMS
C01015-00	APPLIED ENGINEERING & MANAGEMENT CORP.	C03270-00	METROPOLITAN ENGINEERING, INC.
C02112-00	BEAVER CREEK ENGINEERING & ENVIRONMENTAL SERVICES, LLC	C03100-00	MOWER ENGINEERING AND SURVEYING
C02811-00	BENJAMIN D. SHAFFER	C03003-00	MVK
C03112-00	BH&D ENGINEERING, INC.	C03002-00	NEAL SMITH ENGINEERING, INC.
C00059-00	BLOMBERG ENGINEERING	C02134-00	OLDCASTLE PRECAST, INC.
C02869-00	BRADBURN BRILLER & JOHNSON, LLC	C00411-00	PATIO ENCLOSURES, INC.
C02766-00	BRANDER CONSTRUCTION TECHNOLOGY, INC.	C02594-00	PATTON, MARTIN & ASSOCIATES, P.L.C.
C03430-00	BRUCE W. HULSART	C03184-00	PETER N. COSTULIS, P.E., CONSULTING ENGINEER
C03334-00	BUFFALO ENGINEERING, PC	C02114-00	PINNACLE DESIGN/BUILD GROUP, INC.
C02649-00	CORE FUNDAMENTALS, LLC	C02923-00	PROFESSIONAL INSPECTION TESTING AND SERVICES
C02354-00	CORNERSTONE HOME INSPECTION SERVICES, LLC	C00572-00	RILEY, PARK, HAYDEN & ASSOCIATES, INC.
C02200-00	CTA COMMUNICATIONS, INC.	C02452-00	ROBERT AND COMPANY
C03168-00	CTL/THOMPSON, INC.	C03341-00	ROBERT J. SCOFF, PE DBA POWER SYSTEMS CONSULTING
C02370-00	CUH2A, INC. ARCHITECTURE ENGINEERING PLANNING	C03246-00	ROTH BROS., INC.
C02379-00	CVM ENGINEERS, INC.	C01537-00	SCHNABEL FOUNDATION COMPANY
C02061-00	DANIEL H. WOHLFEIL	C02158-00	SHAMBLIN ENGINEERING, PLLC
C03357-00	DOMAIN ENGINEERING	C01300-00	SHAW ENERGY DELIVERY SERVICES, INC.
C00132-00	DOUGHERTY CO., INC.	C03192-00	STRUCTURAL INTEGRITY ENGINEERING, P.A.
C03293-00	DYER, RIDDLE, MILLS AND PRECOURT, INC.	C02353-00	STS ACQUISITION COMPANY
C03074-00	EMSI ENGINEERING INC.	C03275-00	TEC CONSULTING ENGINEERS, P.C.
C03250-00	EXPRESS ENGINEERING LLC	C03201-00	THE FREDEEN GROUP, INC.
C00172-00	FLOYD BROWNE ASSOCIATES, INC. (DBA) FLOYD BROWNE GROUP	C02858-00	THE HUNTINGTON ENGINEERING GROUP
C02761-00	GILBERT CONSTRUCTION & DEVELOPMENT, INC.	C03022-00	THE VINCENT GROUP, INC.
C02041-00	GLOCK SMIDT ENGINEERING, INC.	C01114-00	THOMPSON & LITTON OF WEST VA, INC.
C03315-00	HARRIS TECHNICAL SERVICES	C03030-00	TTL ASSOCIATES, INC.
C03358-00	IMAGEPOINT, INC.	C01305-00	WASHINGTON INFRASTRUCTURE SERVICES, INC.
C00276-00	JOHN C. GIESE ENGINEERS, INC.	C02948-00	WILLIAM F. BRANSCOME P.E.
C03326-00	JOHN E. SANDERS	C02282-00	WSP FLACK + KURTZ
C02662-00	KERRY L. PICKETT, DBA KPPE	C00561-00	ZACH MCGHEE & ASSOCIATES
C00701-00	KIRBY, KOPLETS & ASSOCIATES, INC.		

Former registrants whose PE licenses or COAs have lapsed, those which were made inactive at the request of the PE or firm, or those invalidated for reasons noted above must be reinstated prior to practicing or offering to provide engineering services in WV. To be reinstated, PEs or firms must supply a complete reinstatement application package to the Board along with payment of appropriate reinstatement fees. For complete details, please visit our Website and review the Checklist and Statement of Understanding at www.wvpebd.org/reinstatement.htm for individuals or www.wvpebd.org/companies.htm for companies. All relevant fees can be found at www.wvpebd.org/fees.htm.

Note: Individuals or companies listed above may have already begun or completed the reinstatement process to bring a lapsed, inactive or invalidated license into good standing. Again, visit our Website for details or contact the Board office for the most current information or with any specific questions.

Invalidated COA Licenses – the following companies' Certificates of Authorizations were invalidated for failure to name an Active WV PE in responsible charge as required by WV Code or for failure to name another Active WV PE in responsible charge after their named WV PE failed to respond or submit acceptable PDH documentation for the required continuing education audit; therefore their licenses were invalidated as of December 2009.

WV COA #	NAME
C02051-00	AMERESCO, INC.
C00740-00	ENGINEERING CONCEPTS, INC.

Invalidated PE Licenses – the following individuals failed to respond or submit acceptable PDH documentation for the required continuing education audit; therefore their licenses were invalidated as of December 2009.

WV COA #	NAME
017406	AYMAN AL-NAHAS
014471	THOMAS A. BELLACE
017454	ANGELA A. BUCKNER
017544	CORY S. COLASSARD SR.
017545	KEVIN R. DELOYE
017217	DAVID J. DICESARE
017439	ZIAD A. EL-BABA
011138	MITCHELL H. FRUMKIN
006228	EUGENE D. HIGHLANDER
007952	DANIEL W. JACOBS
014107	OMAR H. KANOUN
017329	DILIP M. KHATRI
017108	RAVINDER K. MANIKTALA
012837	EDWARD J. MCGEE
013769	R. WOODY PRICE
010761	MICHAEL J. SZELIGA
016843	GERALD H. WALLINGFORD

Treasurer's Office Helps Engineers Set License Renewal Records



State Treasurer John Perdue's office electronically processed a one-day total of nearly \$40,000 in license renewals for the West Virginia Board of Registration for Professional Engineers. In all, the Treasurer's Office processed \$475,000 for the Board from May 22 to June 30. It electronically collected \$350,000 during the month of June alone, including the nearly \$40,000 on June 30th, the last day of regular renewal before the grace period kicks in and late fees apply.

Combined with a small "lockbox" operation that processes paper payments of those unable or unwilling to renew online, the Treasurer's Office collected more than 90 percent of renewals due prior to the deadline, which

coincides with the end of the WV fiscal year. Based on conversations with other state regulatory Boards, engineering and others, our rate of online renewal and licensee satisfaction/acceptability is phenomenal in comparison. They cannot believe the online renewal success in West Virginia and ask for our secrets. With nearly 8,400 of our 9,400 engineering renewals completed within a one-month timeframe, PE Board members and our staff attributes a large part of the success to the hard work of the IT professionals of the WV State Treasurer's Office.

About six years ago, the Treasurer's Office began devising a Website to allow engineers to pay their renewals electronically. The process has gotten more efficient and more streamlined each year and has literally saved our agency hundreds of thousands of dollars in terms of data entry, multiple mailings and paper processing. This 2009 renewal season has represented a better response than we have ever received in the past and, frankly, a better response than we could have dreamed.

Other electronic communication improvements can also be cited as means of encouragement for our licensees. First, our staff is diligent about sending courtesy e-mails out at strategic points during the renewal process (when online renewal opens in May, one week before the June 30 deadline, one day before the June 30 deadline, and then one week before each grace period deadline from July to September as late fees are about to increase, and then one final email prior to the September 30 finale). Second, when an engineer or engineering company pays a renewal online, he or she is automatically sent a pdf file of each and every keystroke entered, including continuing education credits. This assists not only the Board, but the licensee, in keeping track of the credits and has become a hit with our licensees and their administrative staff who often renew in multiple states.

2009 Online Renewal Success

- 94% of PEs
- 92% of Retired PEs
- 95% of Company COAs

Calendar of Events - 2010

January	15	FE & PE Application Deadline for April 2010 Exam Administrations
	21	Board Meeting & University Visit, WVU Evansdale Campus, Morgantown, WV
February	10	NCEES Member Board Administrators Networking Group Meeting, Clemson, SC
	14-20	National Engineers E-Week - various Board activities and speaking engagements
March	23	Board Meeting, WV PE Board Office, Charleston, WV
	24-25	WV EXPO & Continuing Education Seminars, Charleston Civic Center, Charleston, WV
April	8-10	NCEES Joint Northeast/Southern Zone Meeting, Tampa, FL
	16	PE Exam, Charleston, WV
	17	FE Exams, Morgantown and Charleston, WV
May	28	Board Meeting, WV PE Board Office, Charleston, WV
July	20	Board Meeting, WV PE Board Office, Charleston, WV
	31	FE & PE Application Deadline for October 2010 Exam Administrations
August	17-21	NCEES Annual Meeting, Denver, CO
September	21	Board Meeting, WV PE Board Office, Charleston, WV
October	29	PE Exam, Charleston, WV
	30	FE Exam, Morgantown and Charleston, WV
November	16	Board Meeting & University Visit, Fairmont State College, Fairmont, WV (tentative)



West Virginia State Board of Registration for Professional Engineers

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