



State of Arizona  
**BOARD OF TECHNICAL REGISTRATION**

1110 W. Washington Street, Suite 240, Phoenix, Arizona 85007  
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- Jack Gilmore, Board Chair, Landscape Architect • Michael Kolejka, Board Vice Chair, Architect
- Helmuth Hack, Land Surveyor • Scott Sayles, Civil Engineer • Bill Nesgood, Geologist
- Dr. Clinton Campbell, Public Member • Jennifer Hobik, Esq, Public Member
- Kileen Lindgren, Public Member • Stacy Skankey, Esq, Public Member
- Kent Wilson, Board Secretary, Public Member • Vacant, Public Member

**MINUTES FOR REGULAR SESSION MEETING**

1110 W. Washington Street, Conference Room 3175, Phoenix, Arizona 85007  
**Tuesday, May 24, 2022 –9:00am**

1. **CALL TO ORDER** – The Board meeting convened at 9:00 am, adjourned for a break at 10:35 am, reconvened at 10:45 am, and adjourned at 11:21 am.

2. **ROLL CALL**

**PRESENT**

Jack Gilmore  
Michael Kolejka  
Helmuth Hack  
William “Bill” Nesgood  
Scott Sayles

**TELEPHONIC**

Dr. Clinton Campbell  
Jennifer Hobik, Esq. – left at 10:06 am; returned at 10:08 am; left at 10:13 am; returned at 10:14 am  
Lucas “Kent” Wilson – appeared at 9:07 am

**ABSENT**

Kileen Lindgren  
Stacey Skankey, Esq.

**BOARD STAFF**

Judith Stapley  
Kurt Winter  
Julie Pham  
Douglas Parlin  
Hayden Weber

**ASSISTANT ATTORNEY GENERALS**

Scott Donald, Esq.

### 3. CALL TO THE PUBLIC

No one appeared before the Board.

### 4. CONSENT AGENDA

Items listed on the Consent Agenda will be considered by the Board as a single action item unless a Board Member wishes to remove a specific item for review, discussion, and action separately from the other Consent Agenda items.

*The Board may vote to enter executive session pursuant to A.R.S. § 38-431.03(A)(2) (to discuss confidential information), A.R.S. § 38-431.03(A)(3) (to receive legal advice) on agenda items 4(A).*

#### A. LICENSING MATTERS

Review, Consideration and Possible Action on the following:

1. Cancel Registrations and Certifications that have been Expired for one Full Renewal Period
2. Grant Applications for Registration/Certification
  - a) Professional Exam unknown
    - 1) Carmichael, Brian – Application for Registration as a Civil Engineer #224027
    - 2) Christoforou, Chris – Application for Registration as a Civil Engineer #213156
    - 3) Dwyer, Carmine – Application for Registration as a Civil Engineer #224017
    - 4) Kraus, Kenneth – Application for Registration as a Mechanical Engineer #223956
    - 5) Leising, Luke – Application for Registration as a Civil Engineer #224265
  - b) Certificate(s) of Experience from non-Professionals
    - 1) Bushman, William – Application for Registration as an Electrical Engineer #223808
    - 2) Kirk, William – Application for Registration as a Mechanical Engineer #223923
    - 3) Meninger, Stephen – Application for Registration as a Geologist #223684
    - 4) Orsburn, Sean – Application for Registration as an Electrical Engineer #223353
  - c) Background Review
    - 1) Ashbaker, Jeffrey – Application for Registration as a Civil Engineer #224026
    - 2) Brown, Joshua – Application for Registration as a Civil Engineer #223933
    - 3) Coleman, Christopher – Application for Registration as a Mechanical Engineer #223941
    - 4) Craig, Jeffrey – Application for Registration as a Land Surveyor #223650
    - 5) Deatherage, Randy – Application for Registration as a Civil Engineer #224241
    - 6) Dillard, Daniel – Application for Registration as a Mechanical Engineer #223265
    - 7) Ellis, Benjamin – Application for Registration as a Mechanical Engineer #223830
    - 8) Hanson, Jesse – Application for Registration as a Civil Engineer #224059
    - 9) Hibbitt, Matthew – Application for Registration as a Land Surveyor #224187
    - 10) Keith, David – Application for Universal Registration as a Civil Engineer #224022
    - 11) Klaseus, David – Application for Registration as a Structural Engineer #224028
    - 12) Manning, Kief – Application for Certification as a Home Inspector #223664
    - 13) Moran, Daniel – Application for Certification as a Home Inspector #223551
    - 14) Sauers, Brett – Application for Registration as a Civil Engineer #224070
    - 15) Sells, Eric – Application for Certification as a Home Inspector #223761
    - 16) Valdez, Jesus – Application for Registration as an Architect #223764
  - d) Multiple Considerations
    - 1) Hamilton, Michael – Application for Registration as a Civil Engineer #213093
      - i. Background Review
      - ii. Professional Exam unknown

- 2) Henderson, Michael – Application for Registration as a Civil Engineer #223953
    - i. Background Review
    - ii. Council Record – experience under non-Professionals
  - 3) Poppe, Kent – Application for Registration as a Mechanical Engineer #212868
    - i. Background Review
    - ii. Professional Exam
  - 4) Riley, Craig – Application for Registration as a Civil Engineer #223973
    - i. Background Review
    - ii. Professional Exam unknown
3. Grant Universal Applications for Professional Registration/Certification
- a) Joshi, Meenakshi – Application for Registration as a Civil Engineer #223961
4. Grant Renewal Registration Application(s)
- a) Background Review
    - 1) Evans, Timothy – Renewal Application for Land Surveyor Registration #50988
    - 2) Fitch, Jeffrey – Renewal Application for Civil Engineer Registration #54730
    - 3) Gambony, Anthony – Renewal Application for Mechanical Engineer Registration #54783
  - b) Disciplinary Action Review
    - 1) Hack, Helmuth – Renewal Application for Land Surveyor Registration #32226
    - 2) York, William – Renewal Application for Civil Engineer Registration #35130
5. Approve Application(s) for Exam Waivers
- a) Application(s) to waive Fundamental Exam
    - 1) Dumontier, Jean-Marc – Application to waive Fundamentals of Engineering exam #223842
    - 2) Minturn, Patrick – Application to waive Fundamentals of Surveying exam #223805
  - b) Application(s) to waive Professional Exam
    - 1) Dumontier, Jean-Marc - Application to waive Principles and Practice of Engineering Civil exam #223296
    - 2) Minturn, Patrick – Application to waive Principles and Practice of Surveying exam #223959
    - 3) Calvert, Glen – Application to waive Structural Engineering II exam #224047
    - 4) Omar, Mahmoud – Application to waive Architect Registration Exams #213125
    - 5) Tongthaworn, Kittijuk – Application to waive Structural Engineering I exam #224156
6. Approve Application(s) for Exam Authorization
- a) Certificate(s) of Experience from non-Professionals
    - 1) Celius, Bryan – Application for ARE exam authorization #212363
    - 2) Duncan, Robert – Application for FE exam authorization #223804
    - 3) Morad, Aladdin – Application for PE exam authorization #223541
7. Approve Extension Requests
- a) Application for Registration
    - 1) Johnson, Daniel – Application for Registration as a Civil Engineer #212950
  - b) Application for Exam Authorization
    - 1) Reed, Kaleigh – Application for FG exam authorization #202068

Mr. Kolejka moved and Mr. Sayles seconded to approve all items under agenda item 4(A); motion carried 6-0. Mr. Hack recused himself from this vote. Mr. Wilson was absent from the vote.

## 5. ADOPTION OF MINUTES

*The Board may vote to enter executive session pursuant to A.R.S. § 38-431.03(A)(2) (to discuss confidential information), A.R.S. § 38-431.03(A)(3) (to receive legal advice) on agenda items 5(A).*

A. Approve, modify and/or reject, April 25, 2022 Board meeting minutes.

Mr. Sayles moved and Mr. Hack seconded to approve minutes as written; motion carried 7-0.

## 6. ENFORCEMENT MATTERS

Review, Consideration and Possible Action on the following:

*The Board may vote to enter executive session pursuant to A.R.S. § 38-431.03(A)(2) (to discuss confidential information), A.R.S. § 38-431.03(A)(3) (to receive legal advice) on agenda items 6(A-F).*

A. Complaints Proposed for Resolution by Dismissal or Administrative Closure:

1. HI22-030, Yoel Lopez, C.H.I. #66939 and General Home Inspections. Firm #21524 (*expired*)

Mr. Kolejka moved and Mr. Hack seconded to dismiss cases #HI22-030 and #HI22-025; motion carried 7-0.

2. HI22-025, Matthew Goermar, C.H.I. #67576

See 6(A)(1).

**Mr. Wilson joined the meeting telephonically at 9:07 am.**

3. P22-026, Richard Elliott, Non-Registrant

Alleger, Ms. Gienna Elms, appeared telephonically to make a statement before the Board. Investigator Daniel Carthel was present and answered Board member questions. The Board deliberated.

Mr. Kolejka moved and Mr. Hack seconded to dismiss case #P22-026; motion carried 8-0.

B. Complaints Proposed for Resolution with Signed Consent Agreements:

1. HI22-032, Patrick Holmes, C.H.I. #68323 and Holmes Home Inspections, Non-Registrant Firm

Investigator Orlene Loera was present before the Board.

Dr. Campbell moved and Mr. Hack seconded to accept resolution with a signed Consent Agreement for cases #HI22-032 and #P22-050; motion carried 8-0.

2. P22-050, Daniel Goss, R.L.A. #19132

Mr. Goss appeared telephonically.

See 6(B)(1).

C. Complaints Proposed to Offer Consent Agreement:

1. P22-042, Kathryn Mills, P.E. (Civil) #31118

Respondent was present to make a statement and answer Board member questions. Allegers, Mr. Barney Smith and Ms. Katherine Brown, appeared telephonically to make a statement before the Board. Investigator Greg Roehm was present, made a statement and answered Board member questions. The Board deliberated.

Mr. Sayles moved and Dr. Campbell seconded to offer Consent Agreement to Respondent, and if not signed within 30 days, move to formal hearing; motion carried 7-0.

Mr. Gilmore recused himself from this vote.

2. HI22-028, Robert Crum, C.H.I. #62694 and White Mountain Inspections, Firm #19917 (*expired*), Firm #23930 (*current*)

Respondent appeared virtually and made a statement, answered Board member questions, and asked Board members questions. Investigator Orlene Loera was present and answered Board member questions. The Board deliberated.

Mr. Kolejka moved and Mr. Hack seconded to offer a Consent Agreement to Respondent, and if not signed within 30 days, move to formal hearing; motion carried 8-0.

3. HI22-027, Ryan Delaney, C.H.I. #40752 and Greenlight Real Estate Inspections, Firm #15371 (*expired*), Firm #23883 (*current*)

Investigator Daniel Carthel was present to make a statement and answer Board member questions.

Mr. Sayles moved and Mr. Hack seconded to offer Consent Agreement to Respondent, and if not signed within 30 days, move to formal hearing;; motion carried 8-0.

D. Complaints Requiring Board Guidance:

1. P22-048, Donna Winters, Non-Registrant and Donna M. Winters & Associates, LLC, Non-Registrant Firm

Respondent and Respondent's counsel, Mr. Neal Bookspan, appeared before the Board. Respondent made a statement and answered Board member questions. Investigator Daniel Carthel was present before the Board. The Board deliberated.

Mr. Kolejka moved and Mr. Hack seconded to dismiss case #P22-048; motion carried 8-0.

2. HI22-033, David Bertlesman, C.H.I. #68595 (*suspended*) and Drake Property Inspections, Firm #20729 (*expired*)

Investigator Daniel Carthel was present to make a statement and answer Board member questions. The Board deliberated.

Mr. Hack moved and Mr. Kolejka seconded to dismiss case #HI22-033; motion carried 8-0.

E. Complaints Proposed for Resolution with Signed Consent Agreements and Letters of Concern:

1. HI22-001, Mark Renteria, C.H.I. #71367 and Canyon Property Inspections, LLC, Firm ##23514 (initial registration 9/2/2021)

Respondent was present to make a statement and answer Board member questions. Investigator Greg Roehm was present to make a statement and answer Board member questions. AAG Scott Donald was present for discussion. Mr. Winter attempted to call alleger, Ms. Angelika Lewis, but Ms. Lewis did not answer the phone. The Board deliberated.

Mr. Nesgood moved and Mr. Hack seconded to issue a Letter of Concern regarding deficiencies identified in the EAC report and accept Respondent's signed Consent Agreement; motion carried 8-0.

F. Complaints Proposed to Refer for Formal Hearing:

1. P22-010, Carlos Padilla, Non-Registrant (previous R.L.S. #46474 revoked 6/28/2017) and AAA Survey Arizona, Non-Registrant Firm

Alleger Ms. Helen Hain was present to make a statement and answer Board member questions. Investigator Greg Roehm was present to make a statement before the Board. AAG Scott Donald was present and answered Board member questions. The Board deliberated.

Mr. Kolejka moved and Mr. Hack seconded to refer the case to a formal hearing; motion carried 8-0.

## 7. POLICY MATTERS

Review, Consideration, and Possible Action on the following:

*The Board may vote to enter executive session pursuant to A.R.S. § 38-431.03(A)(2) (to discuss confidential information), A.R.S. § 38-431.03(A)(3) (to receive legal advice) on agenda item 7(A). Additionally, the Board may vote to enter executive session pursuant to A.R.S. § 38-431.03(A)(4)(discussion or consultation with the attorneys of the public body in order to consider its position and instruct its attorneys regarding the public body's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation) on agenda item 7(A).*

- A. Arizona Supreme Court Docket No. CV-21-0203-PR, 1 CA-CV 20-0510 & CV 2019-013509 – Mills v. Arizona State Board of Technical Registration

Ms. Stapley reported that oral arguments will take place on June 30, 2022.

## 8. DIRECTOR'S REPORT

- A. Budget Update
- B. Previous Meeting Follow-Up
  - a. Online Transition
  - b. Board Staff Updates
  - c. Board Composition
- C. Licensing Numbers
- D. Enforcement Numbers
- E. List of Newly Granted

Ms. Stapley reported on the Board's budget, digitization project, updates on the Board's online transition, the three current vacancies for Board staff, the appointment of new Geologist Board member Mr. William Nesgood, licensing numbers, and enforcement numbers.

**9. BOARD CHAIR'S REPORT**

Nothing discussed.

**10. ASSISTANT ATTORNEY GENERAL'S REPORT**

Nothing discussed.

**11. STANDING COMMITTEE REPORTS**

A. Legislation and Rules Committee – No new meeting date

Nothing discussed.

B. Home Inspector Rules and Standards Committee – Next Meeting June 15, 2022

Nothing discussed.

**13. BOARD MEMBER REPORTS/DISCUSSION ON OUTSIDE NATIONAL COUNCIL ACTIVITIES, NEWS AND MEETINGS**

A. ASBOG

Ms. Stapley reported on ASBOG's online transition and changes to test proctoring.

B. CLARB

Nothing discussed.

C. NCARB

Ms. Stapley reported on NCARB's upcoming online transition, changes to the practice exam and NCARB's annual conference that Ms. Stapley and Mr. Kolejka will attend in June.

D. NCEES

Mr. Winter reported on the Western Zone Interim Meeting he attended last week, possible changes to bylaws and the surveyor exam, the average age of land surveyors and possible education accreditation changes.

**14. FUTURE BOARD MEETINGS – June 28, 2022**

**15. SUGGESTED TOPICS FOR FUTURE MEETING AGENDAS.**

A vote on moving adoption of minutes to the top of the agenda and further discussion on construction staking, NCEES resolutions and any states that may have changed legislation regarding the Board's professions.

16. MEETING ADJOURNMENT – 11:21 am

**Google Chat**

Hayden Weber

9:05 AM

All licensing matters have been approved. You may stay on the call if you wish.

Kent Wilson

9:07 AM

Good morning AZBTR staff - I'm on, but wasn't able to hear. I can hear now. Thanks! - Kent

Jennifer Hobik

9:37 AM

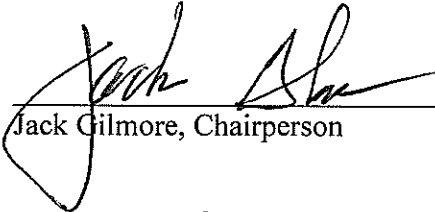
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Kurt Winter

9:37 AM

hold on

Signed this 28<sup>th</sup> day, June 2022,



Jack Gilmore, Chairperson



Judith Stapley, Executive Director