



PUBLISHED BY THE OREGON STATE BOARD OF EXAMINERS FOR ENGINEERING AND LAND SURVEYING

The mission of the Oregon State Board of Examiners for Engineering and Land Surveying (OSBEELS) is to regulate the practice of engineering, land surveying, photogrammetric mapping, and water right certification in the state as they relate to the welfare of the public in safeguarding life, health and property.

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OSBEELS bids farewell to Sue Frey

Nov. 23, 1953 – May 12, 2013

The Oregon State Board of Examiners for Engineering and Land Surveying (OSBEELS) Board and Staff are saddened to share



the news of the passing of Board member Susan M. Frey, a widely-respected structural engineer, loving mother and wife, and knowledgeable mentor. She was surrounded by family when she lost her decade-long battle with cancer on Mother's Day. She was 59 years old.

Sue was born on November 23, 1953 in Gary, Ind. and grew up in Hobart, Ind., where her parents ran Frey's Dairy Queen. She graduated as valedictorian of Hobart Senior High School in 1972 and headed off to Purdue University. While at Purdue, she discovered an aptitude

for engineering and decided to pursue Civil Engineering, despite there being very few women in the field. According to a feature story in Northwest Women in Business magazine, when Sue's career decision was announced in her hometown paper, some people went to her family's business and told them "You can't let Sue become an engineer. She'll take away the job from a man who needs to support a family." Local disapproval didn't sway Sue's decision.

Upon graduation with her Master of Science in Civil Engineering, Sue was recruited by Corvallis-based CH2M Hill. At that time, only four-tenths of one percent of the professionals at CH2M Hill were female. As a structural engineer, Sue designed everything from concrete water storage reservoirs to the Portland Performing Arts Center and worked on projects from Corvallis to Alexandria, Egypt. She was known

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SUE FREY, from Front Page

for her love of engineering, for her work as a mentor, and for her advanced technical excellence. She was awarded Purdue's Civil Engineering Alumni Achievement Award in 2005 and CH2M Hill's CEO Excellence Award in the category of Respect in 2007. She was a member and contributor to a number of professional societies, including The Masonry Society, Structural Engineers Association of Oregon, the American Concrete Association, and the National Council of Structural Engineers Association. She was an adjunct professor for Design of Masonry Structures at Oregon State University, and was a masonry seminar and webinar instructor for the Northwest Concrete

Masonry Association.

Sue and her husband, Richard Frankenfield, met on a bus en route to a CH2M Hill ski trip. They were married in 1980 and spent nearly 33 years together. The couple has two children: Jamie Frey-Frankenfield, of Sherwood, who is a high school Spanish, ELD, and choir teacher, and Patrick Frey-Frankenfield, of Lawrence, Kan., who is studying Sports Management and Accounting.

Friends and family say that Sue loved gardening, reading, arts and crafts, softball, aerobic dancing, watching Oregon State University's Beaver gymnastics team with her family, and listening to jazz music. She was an active member of St.

Mary's Catholic Parish and loved dogs and cats.

The family suggests memorial contributions be made to either:

**Good Samaritan Hospital
Foundation Survivorship
Fund**

3600 NW Samaritan Drive
Corvallis, OR 97330
541-768-4256

Or:

**Susan M. Frey
Civil Engineering
Scholarship Fund**

Purdue University
403 West Wood Street
West Lafayette, IN 47907-2007
(Check should include the note "For the Susan M. Frey Civil Engineering Scholarship Fund")

Online condolences can be posted at www.mchenryfuneralhome.com. 

Changes to the Board

There have been a number of changes recently at the Oregon State Board of Examiners for Engineering and Land Surveying (OSBEELS). In June, the Board elected a new President and Vice President and bid farewell to two long-time Board members.

Dan Linscheid

Following his retirement from his position as Yamhill County Surveyor, Dan Linscheid, PLS, is also leaving OSBEELS and his post as Board

President. Mr. Linscheid served on the Board since 2002 and served as President since 2011. He has also served on the Law Enforcement Committee, the Joint Legislative Committee, the Joint Compliance Committee, and the Standards of Land Surveying Committee.

Mr. Linscheid was licensed as a professional land surveyor in Oregon in 1979. Prior to licensure, he served in the United States Marine Corps in the Pacific Theater, worked for the Yamhill County

Road Department and assisted the National Geodetic Survey crews with the Willamette Valley Geodetic Survey Control Densification Project. After receiving his licensure, Mr. Linscheid was appointed as the Yamhill County Road Surveyor. He was first elected Yamhill County Surveyor in 1994 and held this position until his retirement. He also volunteered his time proctoring and grading for a number of OSBEELS examination administrations.

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Mr. Linscheid has been involved in a number of personal and professional organizations including: Professional Land Surveyors of Oregon (PLSO), Oregon Association of Country Engineers and Surveyors (OACES), the Yamhill County Historical Society, the Oregon Revenue Department's ORMAP Technical Committee, and has served as a Yamhill County Court Appointed Special Advocate. OACES named Mr. Linscheid as County Surveyor of the Year in 1996.

Amin Wahab

The Board's Public Member Amin Wahab is also leaving OSBEELS. Mr. Wahab has served on the Board since 2007. He is leaving to take a position in Afghanistan with the U.S. Agency for International Development. Mr. Wahab has served on the External Relations Committee, the Examination and Qualifications Committee, the Rules and Regulations Committee and the Finance Committee. He was also chosen to serve on the National Council of Examiners for Engineering and Surveying (NCEES) Industrial Exemptions Task Force.

Mr. Wahab said it was an honor to represent the public on the Board as the public member. He also said he enjoyed having the chance

to participate in open discussion about important topics relating to engineering, land surveying, photogrammetry and water right examination. Mr. Wahab said he was grateful to have served with such genuine and professional fellow Board members.

Among the many successes the Board has seen since Mr. Wahab joined in 2007, he puts establishment of digital signature guidance, budget control, and streamlined internal processes among the most significant. Regarding digital signatures, Mr. Wahab was pleased to be able to offer timely, pertinent information and guidance to the public, practitioners and agencies. Positive budget control measures enabled the Board to reduce fees for registrants. Primarily, Mr. Wahab was proud that the Board never gave up when a topic was particularly difficult, problematic or controversial. Instead, he explained, the Board engaged in thoughtful discussion and worked diligently to find solutions to problems plaguing the public and the profession.

Mr. Wahab earned a Bachelor of Science degree in Civil Engineering from Kabul University in Kabul, Afghanistan, and another B.S. degree in Physical/Resource Geography – Land and Water

Resources Development and Management with a minor in Integrated Geography – Transportation, Land Use and Economic Planning from Oregon State University. He also earned his Master of Science in Physical/Resource Geography with a minor in Integrated Geography – Transportation from OSU.

Mr. Wahab has worked for the Port of Portland and the State of Oregon Water Resources Department. He is currently employed by the City of Portland as the Project and Watershed/Basin Program Manager. Professionally, he's been affiliated with the Water Environment Federation, the Oregon Association of Clean Water Agencies, the Pacific Northwest Clean Water Association, the River Management Society of North America, the Northwest Association of Environmental Professionals, the City of Portland Bureau of Environmental Standards' Standards and Practices Committee and Stormwater Facilities Management Plan Technical Committee, the City of Lake Oswego's Surface Water Management Plan and Foothills Development Plan Technical Advisory Committee, and the Ghanzi (Afghanistan) Education Programme, for which he was a

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board member and treasurer.

When he returns from Afghanistan, Mr. Wahab hopes to serve the State of Oregon again, either with OSBEELS or with another state Board or Commission. He also plans on taking the knowledge gained during his Board service and continuing to apply it to his professional life and share it with others.

The Board and Staff would like to wish Mr. Linscheid and Mr. Wahab the best of luck in their future endeavors. Their service to the Oregon public is greatly appreciated.

New President and Vice President

Taking Mr. Linscheid's place at the head of the Board is Carl Tappert, PE, CWRE. Mr. Tappert was voted in by his fellow Board members, effective July 1, 2013. Mr. Tappert joined the Board in 2006 and will

serve as president until the end of his term. He has previously served on the Examinations and Qualifications Committee, Finance Committee, Rules and Regulations Committee, Standards of Land Surveying Practices Committee and the Law Enforcement Committee.

Mr. Tappert was licensed as a professional engineer in 1995 and as a CWRE in 1996. He earned his BS in Civil Engineering from West Virginia University and his Master of Business Administration from Portland State University. Prior to his current role as the District Engineer for Rogue Valley Sewer Services, Mr. Tappert worked at the Engineering Department Head for HLB & Associates and as a Water Engineer with the Peace Corps in Malawi, Central Africa.

Susan Newstetter will be serving as the Board's Vice President, also effective July 1, 2013. Ms.

Newstetter joined the Board in 2008. She serves on the External Relations Committee, Law Enforcement Committee, Professional Practices Committee, Standards of Land Surveying Committee, Joint Legislative Committee and the Oregon Specific Examination Task Force.

Ms. Newstetter was first licensed as a professional land surveyor in 1989. She owns and operates a professional services consulting company in Eastern Oregon. She started her land surveying career with the U.S. Forest Service in the late 1970s and served as the mayor of Mt. Vernon in 1995 and 1996. She is also involved with PLSO, which named her Surveyor of the Year in 2003 and the State Chair in 2005, and is a member of the Industrial Advisory Committee for Geomatics with the Oregon Institute of Technology (OIT). ■

Grace period - How does it work?

While compiling professional development hours (PDH) in preparation for renewal, registrants might realize they haven't completed the required 30 PDHs. According to the Continuing Professional Development (CPD) requirements outlined in Oregon Administrative Rule (OAR) 820-015-0026, that

individual may be granted a grace period of up to one year to complete those PDHs. When a grace period is allowed, the registrant must complete all deficient CPD requirements and satisfy all current CPD requirements within the grace period. Please note, a grace period will not be granted if requested at the time of the audit.

Registrants who wish to request a grace period must complete the Continuing Education Request for a Grace Period form, as per OAR 820-015-0026. This form is available at www.oregon.gov/osbeels or through the Accounts Department. If the registrant is

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Proper use of the term “engineer”

Every year the Oregon State Board of Examiners for Engineering and Land Surveying (OSBEELS) handles multiple cases of unauthorized use of the term “engineer” or practicing engineering without a license by individuals in the state of Oregon. In the past year, the Regulation Department staff handled 20 cases involving improper use of the term “engineer” or engineering without a license. The Board has a number of rules which govern use of the term “engineer” and the “practice of engineering.”

According to Oregon Revised Statute (ORS) 672.020, “In order to safeguard life, health and property, no person shall practice or offer to practice engineering in this state unless the person is registered and has a valid certificate to practice engineering issued under ORS 672.002 and 672.325.” Further detail of Oregon’s statutes and rule regarding engineering follow:

Definition of “engineer”

[ORS 672.002 – Definitions for ORS 672.002 to 672.325](#)

This statute gives Oregon’s definition of “engineer,” “professional engineer,” or “registered engineer.” These titles can only be used by an “individual who is registered in this state and hold a valid certificate to practice engineering in this state.”

The statute defines an “engineering intern” as “an individual, enrolled by the Board, as having passed an examination in the fundamental engineering subjects.” Interns may not use the term “engineer” in their job title until they are fully registered as a professional engineer (PE).

In Case No. 2724, an engineering report was signed as “Respondent, EIT, Senior Engineer.” At the time, the respondent was not registered with the Board. The respondent asserted that using such a title for engineering technicians was a common practice and that the title was given to him previously by other employers. His employer at the time he signed the report also gave him a title containing the term “engineer.” For this violation of use of the title “engineer,” the respondent received a civil penalty of \$250.

Definition of the “practice of engineering”

[ORS 672.005 - Additional definitions](#)

This statute gives Oregon’s definition of the “practice of engineering” or the “practice of professional engineering” as “performing any professional service or creative work requiring engineering education, training and experience.” It also includes applying “special science knowledge to services such as

consultation, investigation, testimony, evaluation, planning, design, and services during construction, manufacturing or fabrication for the purpose of ensuring compliance with specifications and design, in connection with any public or private utilities, structures, buildings, machines, equipment, processes, works or projects.” The only individuals allowed to do this type of work are those who are registered with the Board as PEs.

In Case No. 2599, engineering services were billed by an individual who was not an engineer. The respondent, a pre-fabricated steel building dealer, would contract out engineering work for the foundations and site plans for the buildings to a registered PE. The PE would bill the respondent and the respondent’s business would bill the client for the services at double the engineering service rate. The respondent’s invoices were reviewed by the Board and the Board determined that these billing practices were the practice of or the offer to practice engineering. The respondent received a civil penalty of \$500 and the direction to have clients deal directly with the PE for engineering work.

In Case No. 2572, an individual sent a letter of complaint to the Board regarding water damage to his home
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caused by the city's sanitary sewer rehabilitation project. The letter included detailed statistical analysis of the problem and possible remedies to the situation. The individual also signed it with the designation "P.E." following his name. This was in violation of ORS 672.007 (1)(a) and (c) and ORS 672.045(2) which cover the practice of engineering and false representation of one's ability to legally practice engineering. The civil penalty of \$350 was recently upheld by the Court of Appeals of the State of Oregon, which upheld the Board's Final Order and legal conclusions regarding this case.

Topaz v. Oregon Board of Examiners for Engineering and Land Surveying, 1001928, A148844, 20013 WL 458277 (Or.App. Feb. 6, 2013)

Note: *This individual petitioned the Oregon Supreme court for review of the Court of Appeals decision and the Supreme Court determined it would not review the decision.*

The act of engineering

ORS 670.007 – Acts constituting practice of engineering, land surveying or photogrammetric mapping

This statute explains what acts constitute the practice of engineering, as determined by the state of Oregon. A person is practicing or offering to practice engineering if the person "by verbal claim, sign, advertisement, letterhead, card or in any other way implies the person is, or purports to be, a registered

professional engineer" or through the use of some other title "implies that the person is an engineer or registered professional engineer."

In Case No. 2592, an individual with a retired license identified himself as a PE during a civil proceeding and in business correspondence. Although he was at one time a licensed PE, the respondent was not allowed to continue to call himself a PE without clearly indicating that his license was now retired. The respondent stated that he was not doing any work that constitutes engineering in the course of his consulting work and the use of the PE title was to indicate his education and experience in his legal dealings. By definition, providing testimony regarding engineering elements constitutes practicing engineering, according to ORS 672.005. The respondent violated ORS 670.007 when he used the term "engineer" and "engineering" in his business dealings. The respondent cooperated with OSBEELS and changed all information which indicated he was offering engineering services and to change all business correspondence to either remove the PE designation or to indicate his "retired" status. Subsequently, the respondent submitted the Request for Reinstatement form and is currently in active status.

Registration in other jurisdictions

Oregon Administrative Rule (OAR) 820-010-0730 – Use of Engineering Title if Registered in Other Jurisdiction

A new addition to Oregon's rules governing the use of the term "engineer" addresses engineers who are licensed in other states, but have yet to receive registration in Oregon by comity. "A person who is not registered in Oregon, but holds a substantially equivalent, unexpired certificate of registration in another state, territory, or possession of the United States, the District of Columbia, or a foreign country, may use the title "engineer," "professional engineer," "registered professional engineer," or any of its derivations provided that the jurisdiction(s) in which they are registered is written/ printed after the title." For example, if Joe Smith is a registered professional engineer in California and is giving a presentation in Oregon, all mentions of Smith should read "Joe Smith, PE (CA)." The purpose of this rule is to show an individual's credentials without violating any Oregon laws. Improper use of the term "engineer" and unlicensed practice of engineering continues to be an issue in Oregon. PEs and interns need to be aware of the rules and statutes governing their actions and titles and participate in both appropriately. 

OREGON STATE BOARD OF EXAMINERS FOR ENGINEERING AND LAND SURVEYING

A stylized silhouette of a city skyline in shades of grey and blue, positioned behind the main title text. Below the skyline, there are green, fern-like decorative elements.

SYMPOSIUM 2013

ENVIRONMENT & INFRASTRUCTURE

SEPTEMBER 20, 2013

COURSES

ENVIRONMENT

Hydrographic Surveying

USFW Land Survey Program

Avoiding Contaminants

Forest Engineering and Water Resource
Consideration and Protection

INFRASTRUCTURE

Engineered Wetlands

Roundabouts in Oregon

Flood Plains and Quick 2 Software

Valuation of Natural Resources

A special keynote presentation on sustainability will occur during lunch.

FEES

Registration includes lunch, materials, and refreshments during breaks.

Attendance for the full day will earn registrants 8 PDHs. Each hour of class time is worth 1 PDH.

Early Registration (July 15 - July 31) - \$70

Standard Registration (August 1 - September 20) - \$80

JOIN US AT THE SALEM CONFERENCE CENTER, SALEM, OREGON



REGISTRATION FORM

September 20, 2013

Salem Conference Center, Salem, Oregon

Check-in begins at 7:30 a.m.

Opening comments commence at 8 a.m.

Lunch and keynote presentation will begin at 11:30 a.m.

Registrant Information

Name: _____

Preferred Name on Badge: _____

Organization: _____

Special Accommodations: _____ Dietary Needs: _____

Contact Information

Mailing Address: _____

City: _____ State: _____ Zip: _____

Phone: _____ Email: _____

PE PLS RPP Other: _____

Hotel Information

The Grand Hotel, 201 Liberty Street SE, Salem, OR 97301 / Toll Free: 877-540-7800 / FAX: 503-589-1715 / www.grandhotelsalem.com. Call the toll free number to get the group rate, 877-540-7800. Let them know you're a part of the OSBEELS Symposium in order to receive the special rate.

To Register...

Fax completed registration form to:
503-362-5454

Email the registration form to:
osbeels@osbeels.org

or mail the registration form to:
OSBEELS
670 Hawthorne Ave. SE
Suite 220
Salem, OR 97301

Forms can also be found on the OSBEELS Web site at www.oregon.gov/OSBEELS

For questions call 503-362-2666

Emergency Contact Information

Name: _____

Phone: _____

Address: _____

Please choose one course from each time slot.

ENVIRONMENT

- 8:30 a.m. - 9:50 a.m.
Hydrographic Surveying
- 10 a.m. - 11:20 a.m.
USFW Land Survey Program
- 1:10 p.m. - 2:40 p.m.
Avoiding Contaminants
- 2:50 p.m. - 4 p.m.
Forest Engineering and Water Resource Consideration and Protection

INFRASTRUCTURE

- 8:30 a.m. - 9:50 a.m.
Engineered Wetlands
- 10 a.m. - 11:20 a.m.
Roundabouts in Oregon
- 1:10 p.m. - 2:40 p.m.
Flood Plains and Quick 2 Software
- 2:50 p.m. - 4 p.m.
Valuation of Natural Resources

Select payment method (choose one) Fee includes lunch, registration materials, and refreshment breaks. Registrants earn 1 PDH for every 1 hour in attendance.

<input type="checkbox"/> Check or Money Order (payable to OSBEELS)		<input type="checkbox"/> Cash		Amount enclosed:	
<input type="checkbox"/> Debit or Credit Card (Visa, MasterCard, Discover, or AmEx)				Total charge to card:	
Card number	Exp. date	Security code	Billing Zip/Postal Code		
Payment Signature (serves as payment authorization if paying by debit or credit card)					
Signature			Date (Mo/Day/Yr)		

Refunds and Cancellations - Only written refund requests will be considered. Requests must include name of attendee and method of payment. Requests may be submitted via standard mail, email, or fax to OSBEELS. Refund requests received less than 10 days prior to the symposium will not be granted. However, registration fees may be transferred to another attendee at no additional charge.

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deficient by 15 or fewer PDHs and is not otherwise subject to Board investigation or discipline, the Staff will grant a grace period, as designated by the Board. During this grace period, the registrant will remain in Active status. If the registrant fails to obtain all required deficient and current PDHs during

the grace period, the Accounts Department will issue a Notice of Intent (NOI) to suspend the registrant’s license until all PDHs are completed.

However, if the registrant is deficient by more than 15 PDHs, the Accounts Department will issue a NOI to refuse to renew. A response options form

will be included with the NOI and the course of each case will depend on the individual’s response choice.

Registrants who feel they may need to request a grace period can contact Tina Sorensen at 503-362-2666, ext. 31 or SorensenT@osbeels.org or Amelia Volker at ext. 28 or VolkerA@osbeels.org. 

Comparison of Single-User Toilet Room Layouts

With the adoption of the accessibility provisions of the 2009 International Building Code (IBC), accessible single-user restroom provisions and room sizes have changed significantly. Chiefly, lavatories are no longer allowed to encroach within the five-foot minimum width between the side wall of the water closet and the lavatory. To help this and other transitions in the 2010 ADA Standards, the U.S. Department of Justice published a guide titled “Guidance on the 2010 ADA

Standards for Accessible Design.” Of particular interest in addressing single-user restroom designs, the guide includes depictions of several such restrooms configurations and compares 2010 ADA Standard compliant designs with those compliant under the 1991 Standards (Previous Oregon Chapter 11). The 2010 ADA Standard/2009 IBC compliant designs may be useful to designers looking for options where space is at a premium. Because the guide uses nearly identical section

numbering as the ICC/ANSI A117.1 adopted by Oregon to implement the ADA, it is easy to correlate the 2010 ADA Standard information in the guide to the Oregon code requirements.

It should be noted that bathroom designs for dwelling and sleeping units must comply with ICC/ANSI A117.1, Chapter 10. For questions, contact Steve Judson at 503-378-4635.

-Building Codes Division

Fall Certified Water Right Examiners Workshops

The Department of Water Resources will be having their Fall CWRE workshops in October. The following is a list of dates and places the workshops will be held:

- October 8th** - Blue Mountain Conference Center – LaGrande
- October 10th** - McMenamins Old St. Francis School – Bend
- October 16th** - The Lodge at Riverside – Grants Pass
- October 23rd** - Hampton Inn – Salem **New location**
- October 24th** - Hampton Inn – Salem **New location**

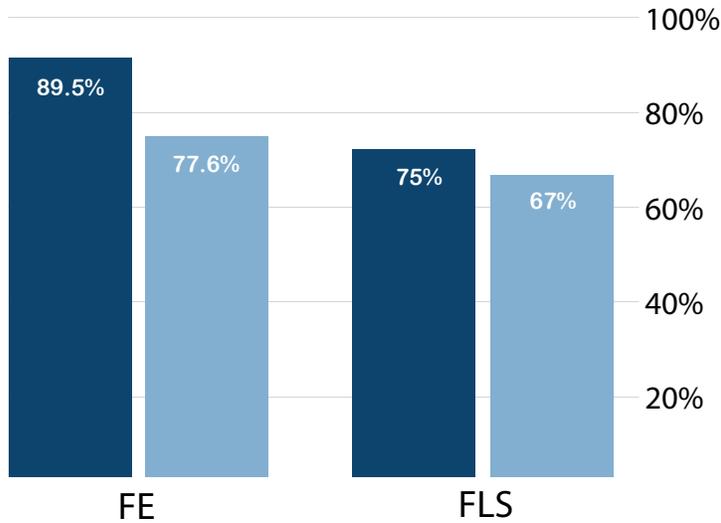
Registration packets will be going out late July to all current CWREs. Deadline for registration will be September 9, 2013. If you have questions, please call Leona Albin at (503) 986-0818 or email: leona.m.albin@wrd.state.or.us

Examination Statistics

April 2013 Fundamentals Exam

First Time Takers

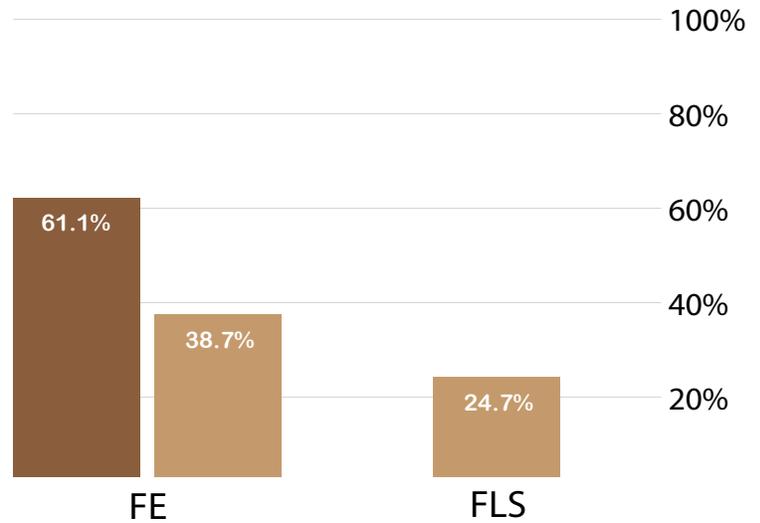
■ Oregon % Passed
■ National % Passed



April 2013 Fundamentals Exam

Repeat Takers

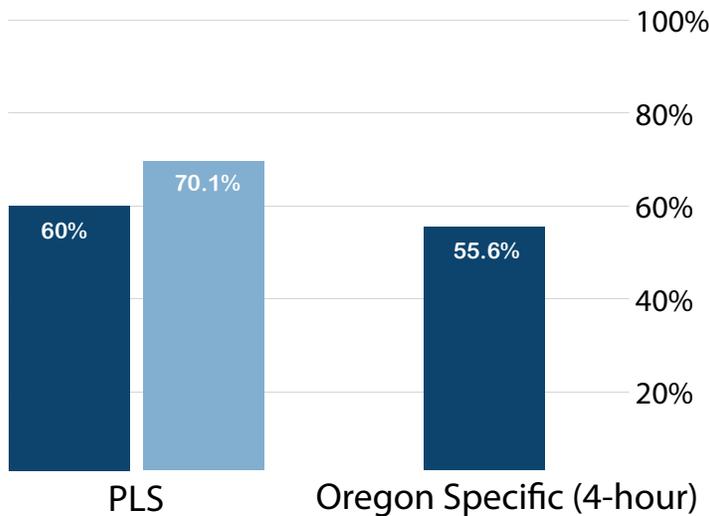
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■ National % Passed



April 2013 Professional Surveying Exam

First Time Takers

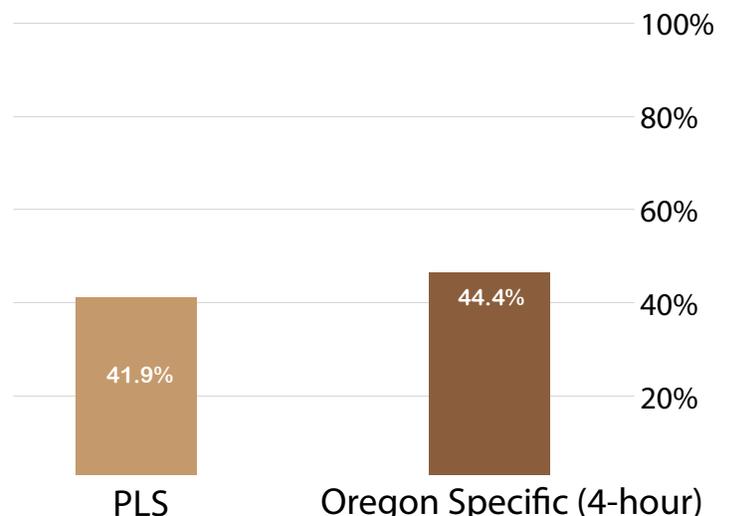
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■ National % Passed



April 2013 Professional Surveying Exam

Repeat Takers

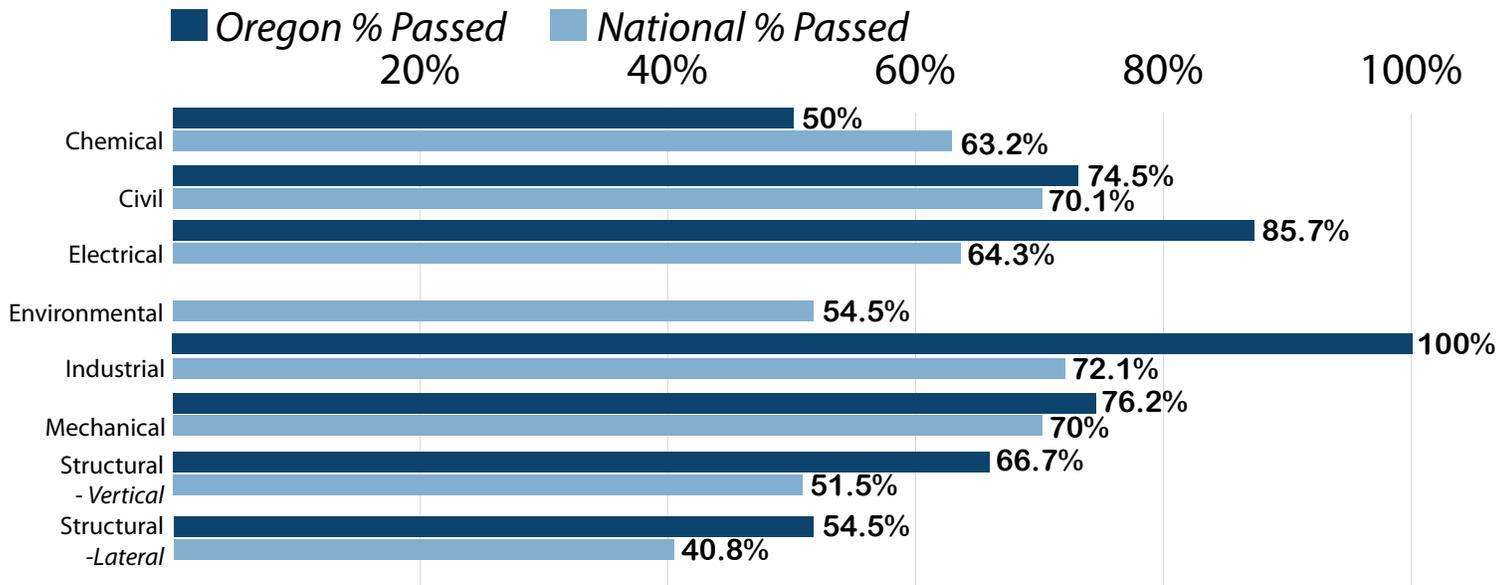
■ Oregon % Passed
■ National % Passed



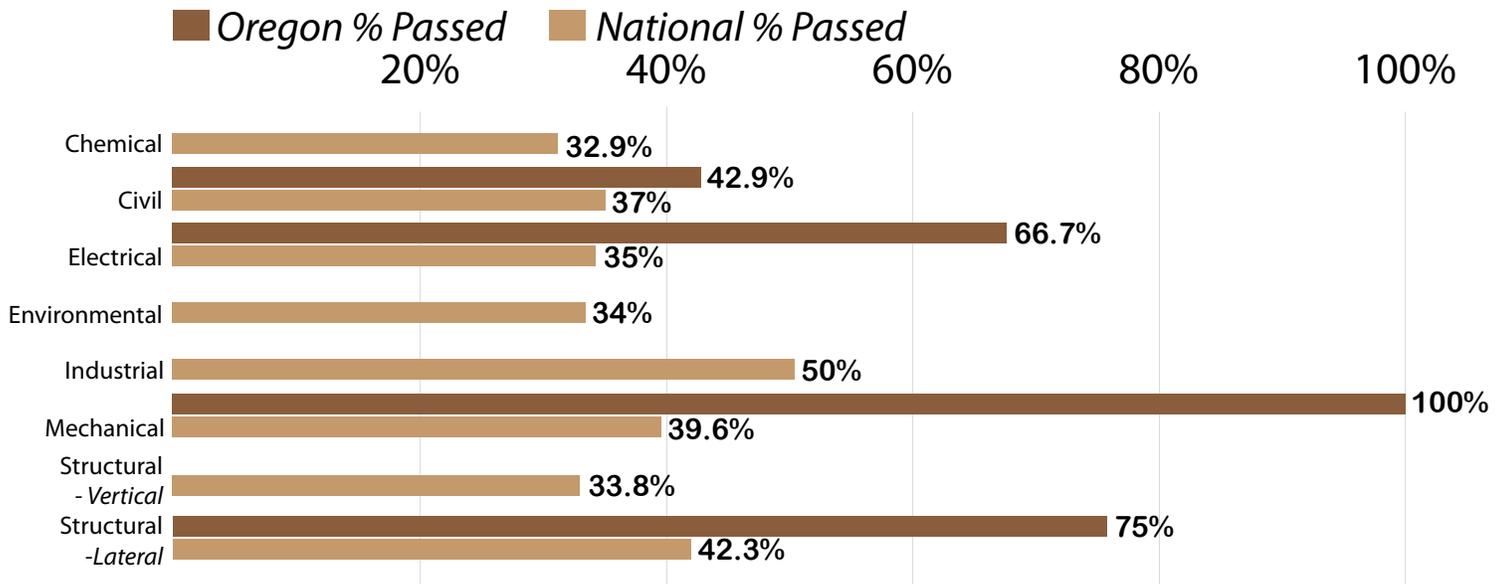
Land Surveyors in Oregon

OSBEELS Staff recently discovered some interesting statistics regarding Oregon land surveyors. There are currently **1051** active licensed surveyors in Oregon. Of those **40%** are over **50** years of age and **35%** are over **60**. Only **15%** of Oregon land surveyors are under age **50** and **8%** are under **40**. These percentages are approximate, based on birthdates provided to OSBEELS at the time of initial registration.

April 2013 Professional Engineering Examination Statistics First Time Takers



April 2013 Professional Engineering Examination Statistics Repeat Takers



NOTE: There were no first time or repeat Environmental Engineering examinees in Oregon. There were no repeat Industrial Engineering examinees in Oregon. There were no repeat Oregon examinees for the Vertical component of the Structural examination.

Investigation and Enforcement

Law Enforcement Cases with Sanctions from April 1, 2013 to July 10, 2013

2688 - Michael D. Rennick

The Board issued a Final Order against Michael D. Rennick, PLS, finding that he did not provide proper right of entry notice. When surveying a property, Mr. Rennick claimed he talked to the complainant's wife while surveying a neighboring property and he said he informed her he may be back at a later date to perform additional surveying tasks. This notification does not fulfill the requirements set by Oregon Revised Statute (ORS) 672.047(4). Mr. Rennick entered into a settlement agreement to pay \$500 for a violation of ORS 672.047.

2698 - Lou Giottonini

The Board issued a Default Final Order against Lou Giottonini finding that he was engaged in the practice of land surveying without a license. Mr. Giottonini submitted an altered version of another individual's map to the Water Resources Division on June 30, 2008, when making an application to store water. He changed text, added reservoir coordinates, and copied the other individual's PLS stamp from the original map onto the altered map with the intention of submitting it to WRD, a public agency. After participating in an informal conference, Mr. Giottonini did not contest and paid \$2,000 for violations of ORS ORS 672.045(3) and ORS 672.007(2).

2708 - John A. Arscott

The Board issued a Default Final Order against John A. Arscott, PE, finding that he failed to comply with an audit request. Mr. Arscott did not respond to four attempts from the Board to respond to the audit. Mr. Arscott stated that his response to the audit was with his June 25, 2012 renewal statement, which was 17 months after the initial request from the auditor. When Mr. Arscott finally submitted all documents requested in

October and November of 2012, he was in compliance. After participating in an informal conference, Mr. Arscott's penalty was upheld and a Default Final Order was issued to pay \$500 for a violation of Oregon Administrative Rule (OAR) 820-020-0015(8).

2715 - Jong-Rok Lee

The Board issued a Default Final Order against Jong-Rok Lee, PE, finding that he failed to comply with an audit request. Mr. Lee failed to respond to numerous attempts by the Board to contact him and gain compliance with the audit request. Mr. Lee will be required to pay \$3,000 and his license will be suspended for 90 days, beginning May 14, 2013 for violations of of OAR 820-010-0635(1) & (5), OAR 820-020-0015(7), and OAR 820-020-0015(8).

2730 - Ung Minh Nguyen

The Board issued a Final Order against Ung Minh Nguyen, PE, finding that he responded to the audit; however, he did not submit the CPD Organizational Form and supporting documentation until he was transferred to the Regulation Department. After participating in an informal conference, Mr. Nguyen entered into a settlement agreement to pay \$100 for a violation of OAR 820-020-0015(8).

2735 - Zaki N. Kiriakos

The Board issued a Default Final Order against Zaki N. Kiriakos, PE, finding that he failed to complete required PDHs. Mr. Kiriakos submitted a CPD Organizational Form to the Account Specialist after he received a final notice. However, he failed to respond to numerous attempts by the Board to gain his compliance with supporting documentation. Mr. Kiriakos will be required to pay \$3,000 and his license will be suspended for 90 days, beginning May 14, 2013, for violations of of OAR 820-010-0635(1) & (5), OAR

820-020-0015(7), and OAR 820-020-0015(8).

2781 - Timothy A. Wolden

The Board issued a Final Order against Timothy A. Wolden, PE, SE, finding that he was negligent and untruthful in his practice of engineering and incompetent in his practice of engineering. Mr. Wolden certified the safety of fire escapes at 8 University of Oregon sorority and fraternity houses without load testing the fire escapes as required by the City of Eugene. He was found to have committed negligent work and showed a lack of truthfulness in his official reports. Residents of a number of the Greek houses had to be relocated when their fire escapes weren't properly certified. Mr. Wolden entered into a settlement agreement to pay \$8,000 and his license will be suspended for 45 days, beginning July 9, 2013 for 8 instances of negligence and 8 instances of lack of truthfulness in violation of ORS 672.200(2) and (4), OAR 820-010-0621(2), OAR 820-020-0015(2) and OAR 820-020-0025(1)(2). An additional \$8,000 civil penalty will be abated and is dependent on no violations for past, present or future misconduct to be levied against Mr. Wolden.

2828 - Colin A. Forbes

Colin A. Forbes failed to stop filling in answers after time had expired during a National Council of Examiners for Engineering and Surveying (NCEES) examination. This was in violation of his signed NCEES Candidate Agreement and OAR 820-020-0040(2)(1). The Board determined to invalidate Mr. Forbes' examination results in lieu of civil penalty for a professional conduct violation.

See **ENFORCEMENT**, Page 11

Renewal Form

Registrant Contact Information			
First name (personal name)	Middle name or initial	Last name (family name)	
If you have a Social Security number Oregon law requires that it be used. Only use a Passport number if you don't have a Social Security number.			
<input type="checkbox"/> Social Security #	OR <input type="checkbox"/> Passport #	Country issuing passport	
Birth date (Mo/Day/Yr)	Where do you want correspondence mailed to?		Registration Number
	<input type="checkbox"/> Home address OR <input type="checkbox"/> Business address		
Home address (include any apartment number)			Home/Personal phone #
City	State	Zip/Postal code	Home email address
Business name		Business phone #	Business fax #
Business address (include any suite number)			
City	State	Zip/Postal code	Business email address

Social Security Guidelines

As part of your application for an initial or renewed occupational, professional or recreational license, certification, or registration issued by OSBEELS, you are required to provide your Social Security Number to OSBEELS. This is mandatory. The authority for this requirement is ORS 25.785, ORS 305.385, 42 USC § 405 (c) (2) (C) (I), and 42 ISL § 666 (a) (13). **Failure to provide your Social Security Number will be a basis to refuse to issue or renew the license, certification, or registration you seek.** This record of your Social Security Number will be used for child support enforcement and tax administration purposes (including identification) only, unless you authorize other uses of the number. Although a number other than your Social Security Number appears on the face of the licenses, certificates, or registrations issued by OSBEELS, your Social Security Number will remain on file with OSBEELS.

- If, the United States Social Security Administration has not issued you a social security number, you must follow these guidelines:
- form must be signed by you;
 - You are attesting to the fact that no social security number has been issued to you by the United States Social Security Administration; and
 - are acknowledging that knowingly supplying false information under this section is a Class A misdemeanor, punishable by imprisonment of up to one year and a fine of up to \$6,250.

By providing the following signature, you are agreeing to comply with the guidelines listed above.

Signature	Date (Mo/Day/Yr)
-----------	------------------

If requesting reinstatement from inactive or retired status, please complete the Reinstatement from Inactive or Retirement Status form.

RENEWAL, from Page 13

Please check the applicable boxes and enclose the appropriate amount

- Active registration renewal: \$150.00 each profession
 - PE PLS RPP
- I have attached the CPD Organizational Form
- I have attached the Continuing Education Request for a Grace Period form

Please refer to the Oregon Administrative Rule (OAR) 820-010-0505, 820-010-0510, OAR 820-010-0635 and OAR 820-015-0026 for additional details.

I certify that I have completed the required professional development hour (PDH) units in accordance with the applicable OARs.

Signature

Date (Mo/Day/Yr)

- Certified Water Right Examiner (CWRE) renewal: \$40.00
Please note: *January 2015 will be the first scheduled audit cycle which will require 10 CWRE PDH units. These audits will reflect the 2013-2014 renewal cycles, which means the PDH units will need to be obtained starting in 2013 and supporting documentation will be required.*

- Delinquency fee per registration renewal: \$80.00 each profession
Please refer to the OARs 820-010-0505 and 820-010-0520 for further details.
 - PE PLS RPP CWRE

Select payment method (choose one)

- Check or Money Order (payable to OSBEELS)

- Cash

Amount enclosed:

- Debit or Credit Card (Visa, Mastercard, Discover, or AmEx)

Total charge to card:

Card number

Exp. date

Security code*

Billing Zip/Postal code

Payment Signature (serves as payment authorization if paying by debit or credit card)

Signature

Date (Mo/Day/Yr)

The Oregon Examiner Newsletter

Please indicate how you would like to receive the OSBEELS newsletter, *The Oregon Examiner*.

- Primary Address Primary Email Business Address Business Email No Newsletter

*** Debit or Credit Card Security Codes**

If submitting a payment to the OSBEELS for fees by debit or credit card, please provide the security code. These codes are a security feature that appears on the back of most Visa, MasterCard, and Discover cards, and on the front of American Express cards.

American Express Card Users: Look for the 4-digit code printed on the front of the card just above and to the right of the main card number. This 4-digit code is the card security code.

Visa, MasterCard, and Discover Card Users: Flip the card over and look at the signature box. A special 3-digit code will be located in the signature box. This 3-digit code is the card security code.

ENFORCEMENT, from Page 12**2712 - John R. Gery**

The Board issued a Default Final Order against John R. Gery, PE, finding that he failed to complete required PDHs. He failed to respond to numerous attempts by the Board to gain his compliance with supporting documentation. Mr. Gery will be required to pay \$3,000 and his license will be suspended for 90 days for violations of OAR 820-010-0635(1) & (5) and OAR 820-020-0015(7) & (8).

2717 - David P. Nicoli

The Board issued a Default Final Order against David P. Nicoli, PE, finding that he failed to comply with an audit and he did not submit the CPD Organizational Form and supporting documentation until he was transferred to the Regulation Department. Mr. Nicoli did not contest and paid \$500 for a violation of OAR 820-020-0015(8).

2718 - Douglas C. Roberts

The Board issued a Final Order against Douglas C. Roberts, PE, finding that he failed to complete required PDHs and failed to keep appropriate records. Mr. Roberts admitted that he did not maintain

records of his CPDs for the required 5 years and he couldn't prove that he completed the required units, although he's confident that he did. Mr. Roberts entered into a settlement agreement to pay \$500 and permanently retire his registration for violations of OAR 820-020-0015(8) and OAR 820-010-0635(1) & (5).

2719 - Richard W. Smith

The Board issued a Final Order against Richard W. Smith, PE, he failed to comply with the audit because he did not submit an address change to the Board and could not be reached. He submitted the CPD Organizational Form and supporting documentation when he was eventually reached. Mr. Smith entered into a settlement agreement to pay \$250 for a violation of OAR 820-020-0605(1).

2721 - Steven T. Toyama

The Board issued a Default Final Order against Steven T. Toyama, PE, finding that he failed to comply with the audit, but did provide his CPD Organizational form and supporting documentation to reach compliance. After participating in an informal conference, Mr. Toyama will

be required to pay \$500 for a violation of OAR 820-020-0015(8).

2731 - R. Bryce Stapley

The Board issued a Final Order against R. Bryce Stapley, PE, finding that he failed to complete required PDHs. Mr. Stapley considered himself to be retired and was not aware he needed to continue to accrue PDHs until he formally retired his registration with the Board. Mr. Stapley entered into a settlement agreement to pay \$500 and permanently retire his registration for violations of OAR 820-020-0015(7) and OAR 820-010-0635(1) & (5).

2737 - Ali F. Momeni

The Board issued a Final Order against Ali F. Momeni, PE, finding that he failed to complete required PDHs. He requested retirement in lieu of disciplinary action. After participating in an informal conference, Mr. Momeni entered into a settlement agreement to pay \$500 and permanently retire his registration for violations of OAR 820-020-0015(7) and OAR 820-010-0635(1) & (5). ■

Friendly Reminders

Registration renewal

Not sure if your registration(s) is current? Visit the OSBEELS website at www.oregon.gov/osbeels and click on the "Find a Licensee" link to confirm your registration(s) status.

If you would like to renew your registration(s), mail the form on page 13 to the OSBEELS office at 670 Hawthorne Avenue SE, Suite 220, Salem, OR 97301

Employer Checks

If your employer sends a check for your renewal, please ensure that it

includes your registration number(s) and your Continuing Professional Development Organizational Form is attached. If these items are not included, it will delay the renewal process.

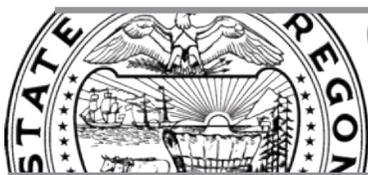
Social Security Number

To comply with child support enforcement and tax administration law, OSBEELS requires that all applicants and licensees provide their Social Security numbers. The Oregon Revised Statute (ORS) 25.785, specifically requires that the

Social Security number be recorded on an application for, or form for renewal of, a license, certificate or registration. If you have not been issued a Social Security number, OSBEELS will accept a written certification to fulfill this requirement.

Deceased Registrants

If you are aware of a registrant who has passed on, please call (503) 362-2666. OSBEELS would like to avoid sending renewal notices and other communications to the families. ■



Oregon

BOARD OF EXAMINERS
FOR ENGINEERING &
LAND SURVEYING

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OSBEELS is on Facebook! The most up-to-date information on exams, applications, audits, renewals, and more!

www.facebook.com/osbeels

Please list an email address below to receive the newsletter electronically. However, if you do not have an email address and would prefer to receive the newsletter by mail, please provide a mailing address. You may return the information by email to osbeels@osbeels.org, by fax to (503) 362-5454, or by mail to the address listed above. Please note, by submitting this form, the contact information in which Board correspondence is sent will not be changed. Please utilize the Registrant Information Update form to comply with Oregon Administrative Rule (OAR) 820-010-0605.

Registrant Information

First name (personal name)

Middle name or initial

Last name (family name)

Email Address

Registration or certificate number, if applicable

To receive the print edition of The Oregon Examiner, please complete the information below.

Home Business

Mailing address (include any apartment/suite number)

City

State or Province

Zip/Postal code

Country