

KENTUCKY STATE BOARD OF LICENSURE FOR  
PROFESSIONAL ENGINEERS AND LAND SURVEYORS

**MINUTES OF THE JULY 19, 2024, BOARD MEETING**

KENTUCKY ENGINEERING CENTER  
FRANKFORT, KENTUCKY

**MEMBERS PRESENT:** Greg Meredith, PE, Chair  
Joshua Calico, PLS, Vice Chair  
J.C. Pyles, PE, Secretary/Treasurer  
Doug Klein  
Michael McGhee, PE  
Kyle Chism, PE  
James Knoth, PLS  
Nicole Galavotti, PE  
Don Pedigo, PLS  
Rudolph Buchheit, Ph.D.

**MEMBERS ABSENT:** Emmanuel Collins, Ph.D.

**STAFF PRESENT:** Kyle Elliott, PLS, Executive Director  
Heather Baldwin, PE, PLS, Director of Enforcement  
Jake Miller, J.D., General Counsel  
Wanda Jordan, Executive Assistant  
Sarah Uzzle, Assistant to the Director  
Shane Beaubien, Board Investigator

**GUESTS PRESENT:** Russ Romine, Executive Director, NSPE-KY  
Bob Smith, PLS, KAPS  
Charles S. Bishop, PE  
J. Steven Gardner, PE

- 1. Opening of Meeting** – Greg Meredith called the meeting to order at 8:30 A.M.
  - 1.1 Approval of Agenda** – J.C. Pyles moved to approve the agenda. The motion passed by unanimous vote.
  - 1.2 Disclosure of Conflicts of Interest** – Mr. Meredith asked if any member had a conflict with any agenda item. No members indicated a conflict.
  - 1.3 Approval of Minutes** – Don Pedigo moved to approve the minutes of the April 19, 2024, meeting. The motion passed by unanimous vote.

#### **5.4 Charles S. Bishop, PE**

At the request of Mr. Pedigo, Mr. Bishop, item 5.4, was taken out of order. Mr. Bishop discussed the recent disciplinary action of the Board against him and the possibility of partnering with the Board to prepare an ethics case history presentation for continuing professional development for licensees.

## **2. Information – Enforcement**

### **2.1 Franklin Circuit Court**

None

### **2.2 Actions of the Executive Director**

**2.2.1 Closed Cases** – Heather Baldwin presented a tabulation of cases closed during the second calendar quarter of 2024 with actions other than disciplinary actions. Kyle Chism moved to accept the closed cases report. The motion passed by unanimous vote.

### **2.3 Chevron Decision**

Jake Miller provided the Board with an update on the recent U.S. Supreme Court decision overturning the Chevron deference.

## **3. Action Items - Enforcement**

### **3.1 Board Actions**

#### **3.1.1 Barrett C. Crook, PE #35128**

##### **Administrative Action No. 23-KBELS-0178**

Nicole Galavotti made a motion for the Board to go into closed session pursuant to KRS 61.810(1)(j) to deliberate in *Kentucky State Board of Licensure for Professional Engineers and Land Surveyors v. Barrett, C. Crook, PE #35128*, Administrative Action No. 23-KBELS-0178. Mr. Pyles seconded the motion. The motion passed by unanimous vote and Mr. Meredith requested all non-members of the Board, except the Executive Director, to exit the Board room while the Board members move into closed session.

Mr. Meredith invited everyone back into the Board room, and Ms. Galavotti made a motion to return to open session. Rudolph Buchheit seconded the motion, and the motion passed by unanimous vote.

Ms. Galavotti made a motion to accept the Hearing Officer's findings of fact and recommended order contained in the Hearing Officer's April 26, 2024, Findings of Fact and Recommended Order of Default Judgement in the matter of Barrett C. Crook, PE #35128, Administrative Action No. 23-KBELS-0178, and for the Board's General Counsel to prepare a Final Order revoking the professional engineer

license of Barrett C. Crook for the Board to review. James Knoth seconded the motion, and the motion passed by unanimous vote.

### **3.2 Settlement Agreements/Consent Decrees**

**3.2.1 Jeffrey L. Pintenich, PE** – Ms. Baldwin presented the terms of the Settlement Agreement with Jeffrey L. Pintenich, PE and asked for the Board’s approval.

Ms. Galavotti moved to approve the terms of the agreement. The motion passed by unanimous vote.

**3.2.2 SE3, LLC** – Ms. Baldwin presented the terms of the Settlement Agreement with SE3, LLC and asked for the Board’s approval.

Mr. Knoth moved to approve the terms of the agreement. The motion passed by unanimous vote.

**3.2.3 Geotechnical Consultants, Inc.** – Ms. Baldwin presented the terms of the Settlement Agreement with Geotechnical Consultants, Inc. and asked for the Board’s approval.

Mr. Chism moved to approve the terms of the agreement. The motion passed by unanimous vote.

**3.2.4 DOTec Corp.** – Ms. Baldwin presented the terms of the Settlement Agreement with DOTec Corp. and asked for the Board’s approval.

Mr. Pyles moved to approve the terms of the agreement. The motion passed by unanimous vote.

**3.2.5 Team Fishel Engineering of Virginia** – Ms. Baldwin presented the terms of the Settlement Agreement with Team Fishel Engineering of Virginia and asked for the Board’s approval.

Joshua Calico moved to approve the terms of the agreement. The motion passed by unanimous vote.

**3.2.6 Edward W. Williams, PE** - Ms. Baldwin presented the terms of the Settlement Agreement with Edward W. Williams, PE and asked for the Board’s approval.

Mr. Pedigo moved to approve the terms of the agreement. The motion passed by unanimous vote.

**3.2.7 John Richard Sewell, PE** - Ms. Baldwin presented the terms of the Settlement Agreement with John Richard Sewell, PE and asked for the Board's approval.

Ms. Galavotti moved to approve the terms of the agreement. The motion passed by unanimous vote.

#### **4. Action Items – Other**

**4.1 Financial Report** – Kyle Elliott presented the Financial Report for the fourth fiscal quarter of 2024. Mr. Pedigo moved to accept the financial report. The motion passed by unanimous vote.

**4.2 Ad Interim Actions of the Executive Director** – Mr. Elliott presented the Ad Interim actions for the second quarter of calendar year 2024. Mr. Knoth moved to accept the Ad Interim report. The motion passed by unanimous vote.

#### **4.3 Applications**

**4.3.1 Denied/Rejected applications** – Mr. Elliott presented a list of denied and rejected applications for the second calendar quarter of 2024. Ms. Galavotti moved to accept the list. The motion passed by unanimous vote.

#### **4.4 Travel**

**4.4.1 NCEES Annual meeting** – Mr. Elliott requested that Board staff be reimbursed for actual and necessary expenses when traveling on behalf of the Board to the NCEES Annual meeting, Chicago, IL, August 2024. Mr. Pyles moved to approve Board staff be reimbursed for actual and necessary expenses for the August 2024 Annual meeting. The motion passed by unanimous vote.

**4.4.2 FARB Conference, Atlanta, GA, September 2024** – Mr. Elliott requested that General Counsel be reimbursed actual and necessary expenses when traveling on behalf of the Board to the FARB Conference in Atlanta, GA in September 2024. Doug Klein moved to approve General Counsel be reimbursed for actual and necessary expenses for the FARB Conference in September. The motion passed by unanimous vote.

**4.5 Executive Committee** – Mr. Meredith updated the Board on the Executive committee activities from the previous day.

**4.5.1 April 18, 2024, committee minutes** - Mr. Meredith made a motion for the Board to accept those committee's meeting minutes. The motion passed by unanimous vote.

**4.5.2 201 KAR 18:115, License Reinstatement, proposed revisions** – Mr. Meredith and Mr. Elliott presented revisions to the proposed amendments to this regulation. Mr. Meredith made a motion from the committee for the Board to approve the revisions. The motion passed by unanimous vote.

**4.6 Engineering Committee** – Mr. McGhee updated the Board on the engineering committee activities from the previous day.

**4.6.1 October 26, 2023, committee minutes** – Mr. McGhee made a motion for the Board to accept the committee's minutes from its October 26, 2023, meeting. The motion passed by unanimous vote.

**4.6.2 Karen E. Johnson reinstatement application** – Mr. McGhee made a motion from the committee that the Board approve Karen E. Johnson's reinstatement application. The motion passed by unanimous vote.

**4.7 CPD Committee** – Mr. Knoth updated the Board on the CPD committee activities from the previous day.

**4.7.1 April 18, 2024 committee minutes** – Mr. Knoth made a motion for the Board to approve the committee's minutes from its April 18, 2024, meeting. The motion passed by unanimous vote.

**4.8 Surveying Committee** – Mr. Calico updated the Board on the surveying committee activities from the previous day.

**4.8.1 January 25, 2024, committee minutes** – Mr. Calico made a motion for the Board to accept the committee's minutes from its January 25, 2024, meeting. The motion passed by unanimous vote.

**4.8.2 Thomas A. Royal reinstatement application** – Mr. Calico made a motion from the committee that the Board approve Thomas A. Royal's reinstatement application. The motion passed by unanimous vote.

**4.8.3 Idaho State University Surveying Program** – Mr. Calico made a motion from the committee for the Board to approve Idaho State University's four-year ABET accredited Surveying and Geomatics Engineering Technology (SGET) program as a Board-approved program meeting the requirements of KRS 322.045 (1)(c) 1. The motion passed by unanimous vote.

**4.8.4 Idaho State University Certificate** – Mr. Calico made a motion from the committee for the Board to approve Idaho State University's Academic Certificate in Professional Land Surveying, with

three additional hours obtained from the Elective Courses, as meeting the Board's requirements under KRS 322.045 (1)(c) 2. The motion passed by unanimous vote.

**5. Information Items – Other**

**5.1 General Update from the Executive Director** - Mr. Elliott provided the Board with recent updates of the Board of Licensure staff.

**5.2 National Society of Professional Engineers – Kentucky** – Russ Romine provided an update on the activities of NSPE – Kentucky.

**5.3 Kentucky Association of Professional Surveyors** – Bob Smith provided an update on the activities of KAPS.

**3.1.1 Barrett C. Crook, PE #35128**

**Administrative Action No. 23-KBELS-0178**

The Board's General Counsel presented to the Board a Final Order revoking Mr. Crook's professional engineer license, as instructed earlier in the meeting. Mr. Meredith made a motion to approve and enter the Final Order as presented. The motion passed by unanimous vote.

**6. Adjournment** – There being no further business Ms. Galavotti moved to adjourn. The motion carried by unanimous vote. The meeting was adjourned at 12:15 P.M.

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Gregory Meredith, PE, Chair