

EXECUTIVE SUMMARY

Board of Architecture and Interior Design

Meeting Type: General Board Meeting

Meeting Date: March 16, 2010, Telephone Conference

Board Members: John Ehrig, Chair
E. Wendell Hall, Vice Chair
Eric Kuritzky
Rossana Dolan
Garrick Gustafson
Aida Bao-Garciga
Wanda Gozdz
Joyce Shore

Members Absent: Joyce Shore (excused)
Lourdes Solera (un-excused)

Other Attendees: Anthony B. Spivey, Executive Director
Terri Estes, Government Analyst
Mary Ellen Clark, Assistant Attorney General
David Minacci, Prosecuting Attorney (Smith, Thompson,
Shaw, Manausa, P.A.)
Jon Glogau, Assistant Attorney General

Major Issues/Actions

Jon Glogau the lead attorney representing the board on the Institute for Justice law-suit provided an update on the status of the suit. Mr. Glogau reminded the board the title provision which precluded the use of the title "interior designer" without a license was rendered unconstitutional by Judge Hinkle, and the provision requiring a license for commercial interior design was determined to be constitutional. Mr. Glogau recommended not filing an appeal to the suit on the title provision because of attorney fees that will be required of the board should the board lose the appeal. Additionally, Mr. Glogau stated that the best way to address the title provision would be through the legislature. Based upon the recommendations from Mr. Glogau, the board chose not to file an appeal to the suit.

The board received a letter from the law office of Mr. Larry Rothenberg regarding Google postings on his client regarding disciplinary action by the board. His client was prosecuted earlier for using the title "interior designer." Based on the Locke v. Shore law-suit, using the title "interior designer" is no longer a violation. The board agreed to grant the request of Mr. Rothenberg to remove the information from the web site of the board's prosecutor, Smith, Thompson, Shaw, and Manusa.

Anthony B. Spivey, DBA

Executive Director
March 19, 2010