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47 Court Reporter: Deposition Solutions, LLC dba Lexitas, 13101 NW Freeway Suite 210,
48 Houston, TX 77040, Telephone 888.811.3408, email: Angela.Moretto@lexitaslegal.com
49
50 **Disciplinary Cases**
51
52 **Settlement Stipulations** -- Cases marked with an asterisk reflect the Probable Cause Panel's
53 **Recommendation.**
54 Mr. Rivers was recused from the settlement stipulation case reviews based on his participation
55 on the Probable Cause Panel.
56
57 Licensed
58
59 DBPR vs. Brian Bullock *
60 Case Number 2024-062895
61 PCP: Hall, Rodriguez, and Rivers
62 *PCP Recommendation: \$1,000.00 fine plus \$375.00 costs to be paid within 30 days of the final
63 order and 41.75 hours of continuing education within 180 days of the final order*
64
65 DBPR vs. Daniel Jacobeen *
66 Case Number 2024-062853
67 PCP: Hall, Rodriguez, Wirtz, and Rivers
68 *PCP Recommendation: \$1,000.00 fine plus \$555.00 costs to be paid within 30 days of the
69 final order, 48 hours of continuing education, and suspension until compliance*
70
71 DBPR vs. Dean B. Lewis *
72 Case Number 2024-051488
73 PCP: Hall, Rodriguez, Wirtz, and Rivers
74 *PCP Recommendation: \$1,050.00 costs to be paid within 30 days of the final order, 47 hours
75 of continuing education (21.25 hours already provided)*
76
77 DBPR vs. Adolfo Lopez *
78 Case Number 2025-000040
79 PCP: Hall, Rodriguez, Wirtz, and Rivers
80 *PCP Recommendation: Reprimand, \$1,000.00 fine (paid already) plus \$840.00 costs to be
81 paid within 30 days of the final order*
82
83 DBPR vs. Orestes Lopez-Recio *
84 Case Number 2024-047708
85 PCP: Hall, Rodriguez, Wirtz, and Rivers
86 *PCP Recommendation: Reprimand, \$1,000.00 fine plus \$720.00 costs to be paid within 30
87 days of the final order*
88
89
90

91 DBPR vs. Frank Stetson *
92 Case Number 2024-047660
93 PCP: Hall, Rodriguez, Wirtz, and Rivers
94 *PCP Recommendation: 28 hours of continuing education within 150 days of the final order (24*
95 *hours already provided)*
96
97 DBPR vs. Gregory Waga *
98 Case Number 2024-062762
99 PCP: Hall, Rodriguez, Wirtz, and Rivers
100 *PCP Recommendation: \$250.00 fine plus \$555.00 costs to be paid within 30 days of the final*
101 *order, 21 hours of continuing education due within 120 days of the final order*
102
103 Unlicensed
104
105 DBPR vs. James D. Allen and J.D. Allen & Associates, Inc. *
106 Case Numbers 2025-004582 and 2025-004585
107 PCP: Hall, Rodriguez, Wirtz, and Rivers
108 *PCP Recommendation: \$9,000.00 fine plus \$1,140.00 costs to be paid within 30 days of the*
109 *final order*
110
111 DBPR vs. Nestor Garcia and Nestor Garcia Design *
112 Case Numbers 2025-004616 and 2025-004619
113 PCP: Hall, Rodriguez, Wirtz, and Rivers
114 *PCP Recommendation: \$3,000.00 fine plus \$795.00 costs to be paid within 30 days of the final*
115 *order*
116
117 DBPR vs. Luis Sanchez and A1 Services Construction & Renovation, Inc.*
118 Case Numbers 2025-004537 and 2025-004539
119 PCP: Hall, Rodriguez, Wirtz, and Rivers
120 *PCP Recommendation: \$1,500.00 fines plus \$1,335.00 costs to be paid within 30 days of the*
121 *final order*
122
123 Motion: Mr. Nolen moved that the board approve the settlement stipulations that reflects
124 the Probable Cause Panel's recommendations as presented.
125 Second: Ms. Dennis seconded the motion and it passed unanimously.
126
127 Motion for Order Waiving Formal Hearing
128
129 Licensed
130
131 DBPR vs. Jorge Benavides
132 Case Number 2024-062890
133 PCP: Hall, Rodriguez, and Rivers
134 *PCP Recommendation: \$1,000.00 fine plus \$405.00 costs to be paid within 30 days of the final*
135 *order, 48 hours of continuing education, suspension until compliance*

136 Mr. Benavides was present and sworn in by the court reporter. Mr. Rivers was recused from
137 the review of the case based on his participation with the Probable Cause Panel. The case
138 was before the board based on a one-count administrative complaint for affirming compliance
139 with the continuing education requirements at the time of renewal, although the licensee had
140 not completed the statutory requirement. The administrative complaint was served by certified
141 mail on May 23, 2025.

142
143 Mr. Benavides presented 48 hours of continuing education for consideration and requested
144 leniency regarding the imposition of fines.

145
146 After board discussion, the following motions were made.
147

148 Motion: Mr. Nolen moved that the administrative complaint was properly served upon the
149 respondent and that the respondent waived the right to dispute the material facts
150 by failure to timely respond thereto, and that the board adopt the findings of fact
151 and conclusions of law as set forth in the administrative complaint.

152 Second: Mr. Burke seconded the motion and it passed unanimously.

153
154 Motion: Mr. Nolen moved that the board impose \$405.00 costs to be paid within 30 days
155 of the final order filing.

156 Second: Mr. Burke seconded the motion and it passed unanimously.

157
158 **Petition for Waiver/Variance of Rule 61G1-13.003, F.A.C.**

160 James Ross Arthur was present and sworn in by the court reporter. Mr. Arthur petitioned the
161 board to grant a waiver/variance from Florida education requirements as outlined in Chapter
162 481.209, Florida Statutes and Rule 61G1-13.003, Florida Administrative Code. Mr. Arthur has
163 a Bachelor of Science in Interior Design.

164
165 After board discussion, the following motions were made.

166
167 *Petition Review*

168 Motion: Mr. Jones moved to deny the petition as the Florida Statute supersedes the rule
169 and requires a 5-year professional degree in architecture.

170 Second: Mr. Nolen seconded the motion and it passed unanimously.

171
172 *Application review*

173
174 Motion: Mr. Burke moved to deny the application based on Missouri's licensure
175 requirements in 2006 were not substantially equivalent to Florida's at the time of
176 initial licensure.

177 Second: Mr. Nolen seconded the motion and it passed unanimously.

178
179 Mr. Rivers requested to be excused from the meeting during the disciplinary case reviews at
180 9:12 a.m.

181 **Disciplinary Cases**

182

183 *Motion for Order Waiving Formal Hearing*

184

185 Licensed

186

187 DBPR vs. Richard Barrette

188 Case Number 2024-044349

189 PCP: Hall, Rodriguez, Wirtz, and Rivers

190 *PCP Recommendation: \$1,000.00 fine plus \$788.30 costs to be paid within 30 days of the final*

191 *order, 48 hours of continuing education, and suspension until compliance*

192 The respondent was not present or represented by counsel. Mr. Rivers was recused from the

193 review of the case based on his participation with the Probable Cause Panel. The case was

194 before the board based on a one-count administrative complaint for affirming compliance with

195 the continuing education requirements at the time of renewal, although the licensee had not

196 completed the statutory requirement. The administrative complaint was served by hand

197 delivery but unsuccessful; service was achieved by publishing a notice of action in the

198 Transylvania Times. The respondent has failed to respond.

199

200 After board discussion, the following motions were made.

201

202 Motion: Mr. Nolen moved that the administrative complaint was properly served upon the

203 respondent and that the respondent waived the right to dispute the material facts

204 by failure to timely respond thereto, and that the board adopt the findings of fact

205 and conclusions of law as set forth in the administrative complaint.

206 Second: Ms. Frank seconded the motion and it passed unanimously.

207

208 Motion: Mr. Nolen moved that the board impose a \$1,000.00 fine plus \$788.30 costs to

209 be paid within 30 days of the final order, 48 hours of continuing education, and

210 suspension until compliance.

211 Second: Ms. Frank seconded the motion and it passed unanimously.

212

213 DBPR vs. Charles Beauduy

214 Case Number 2024-062896

215 PCP: Hall, Rodriguez, and Rivers

216 *PCP Recommendation: \$1,000.00 fine plus \$195.00 costs to be paid within 30 days of the final*

217 *order, 48 hours of continuing education, and suspension until compliance*

218 The respondent was not present or represented by counsel. Mr. Rivers was recused from the

219 review of the case based on his participation with the Probable Cause Panel. The case was

220 before the board based on a one-count administrative complaint for affirming compliance with

221 the continuing education requirements at the time of renewal, although the licensee had not

222 completed the statutory requirement. The administrative complaint was served by certified mail

223 on June 24, 2025. The respondent has failed to respond.

224

225 After board discussion, the following motions were made.

226
227 Motion: Mr. Burke moved that the administrative complaint was properly served upon the
228 respondent and that the respondent waived the right to dispute the material facts
229 by failure to timely respond thereto, and that the board adopt the findings of fact
230 and conclusions of law as set forth in the administrative complaint.
231 Second: Mr. Nolen seconded the motion and it passed unanimously.
232
233 Motion: Mr. Burke moved that the board impose a \$1,000.00 fine plus \$195.00 costs to
234 be paid within 30 days of the final order, 48 hours of continuing education, and
235 suspension until compliance.
236 Second: Ms. Frank seconded the motion and it passed unanimously.
237
238 DBPR vs. Israel Bigelman
239 Case Number 2024-043159
240 PCP: Hall, Rodriguez, Wirtz, and Rivers
241 *PCP Recommendation: \$1,000.00 fine plus \$995.10 costs to be paid within 30 days of the final
order, 48 hours of continuing education, and suspension until compliance*
242 The respondent was not present or represented by counsel. Mr. Rivers was recused from the
243 review of the case based on his participation with the Probable Cause Panel. The case was
244 before the board based on a one-count administrative complaint for affirming compliance with
245 the continuing education requirements at the time of renewal, although the licensee had not
246 completed the statutory requirement. The administrative complaint was served by hand
247 delivery but unsuccessful; service was achieved by publishing a notice of action in the South
248 Florida Business Journal. The respondent has failed to respond.
249
250 After board discussion, the following motions were made.
251
252 Motion: Ms. Frank moved that the administrative complaint was properly served upon the
253 respondent and that the respondent waived the right to dispute the material facts
254 by failure to timely respond thereto, and that the board adopt the findings of fact
255 and conclusions of law as set forth in the administrative complaint.
256 Second: Mr. Jones seconded the motion and it passed unanimously.
257
258 Motion: Ms. Frank moved that the board impose a \$1,000.00 fine plus \$995.10 costs to
259 be paid within 30 days of the final order, 48 hours of continuing education, and
260 suspension until compliance.
261 Second: Mr. Nolen seconded the motion and it passed unanimously.
262
263 DBPR vs. Kelly Gonzalez
264 Case Number 2024-059919
265 PCP: Hall, Rodriguez, and Rivers
266 *PCP Recommendation: \$500.00 fine plus \$365.10 costs to be paid within 30 days of the final
order, 40 hours of continuing education within 180 days of the final order*
267 The respondent was not present or represented by counsel. Mr. Rivers was recused from the
268 review of the case based on his participation with the Probable Cause Panel. The case was
269
270

271 before the board based on a one-count administrative complaint for affirming compliance with
272 the continuing education requirements at the time of renewal, although the licensee had not
273 completed the statutory requirement. The administrative complaint was served by hand
274 delivery on July 24, 2025. The respondent has failed to respond.

275
276 After board discussion, the following motions were made.

277
278 Motion: Mr. Nolen moved that the administrative complaint was properly served upon the
279 respondent and that the respondent waived the right to dispute the material facts
280 by failure to timely respond thereto, and that the board adopt the findings of fact
281 and conclusions of law as set forth in the administrative complaint.

282 Second: Mr. Burke seconded the motion and it passed unanimously.

283
284 Motion: Mr. Nolen moved that the board impose a \$500.00 fine plus \$365.10 costs to be
285 paid within 30 days of the final order, 40 hours of continuing education within 180
286 days of the filing of the final order.

287 Second: Mr. Burke seconded the motion and it passed unanimously.

288
289 DBPR vs. Charles Pereira

290 Case Number 2024-057072

291 PCP: Hall, Rodriguez, and Rivers

292 *PCP Recommendation: \$500.00 fine plus \$375.00 costs to be paid within 30 days of the final
293 order, 40 hours of continuing education within 180 days of the final order*

294 The respondent was not present or represented by counsel. Mr. Rivers was recused from the
295 review of the case based on his participation with the Probable Cause Panel. The case was
296 before the board based on a one-count administrative complaint for affirming compliance with
297 the continuing education requirements at the time of renewal, although the licensee had not
298 completed the statutory requirement. The administrative complaint was served by certified mail
299 on May 23, 2025. The respondent has failed to respond.

300
301 After board discussion, the following motions were made.

302
303 Motion: Mr. Nolen moved that the administrative complaint was properly served upon the
304 respondent and that the respondent waived the right to dispute the material facts
305 by failure to timely respond thereto, and that the board adopt the findings of fact
306 and conclusions of law as set forth in the administrative complaint.

307 Second: Mr. Burke seconded the motion and it passed unanimously.

308
309 Motion: Mr. Nolen moved that the board impose a \$500.00 fine plus \$375.00 costs to be
310 paid within 30 days of the final order, 40 hours of continuing education within 180
311 days of the filing of the final order.

312 Second: Mr. Burke seconded the motion and it passed unanimously.

316 Unlicensed
317
318 DBPR vs. Albert Weatherby and TOPK Engineering, Inc.
319 Case Numbers 2024-009782 and 2024-009783
320 PCP: Hall, Rodriguez, and Rivers
321 *PCP Recommendation: \$1,500.00 fine plus \$335.10 costs to be paid within 30 days of the final order*
322 The respondent was not present or represented by counsel. The Probable Cause Panel initially issued an affidavit to cease and desist offering architectural services, however, the licensed engineer refused. The case was taken back to the panel and they recommended a one count administrative complaint for practicing architecture without a license. The administrative complaint was served by hand delivery on July 8, 2025. The respondent has failed to respond.
329
330 After board discussion, the following motions were made.
331
332 Motion: Mr. Burke moved that the administrative complaint was properly served upon the respondent and that the respondent waived the right to dispute the material facts by failure to timely respond thereto, and that the board adopt the findings of fact and conclusions of law as set forth in the administrative complaint.
333
334
335
336 Second: Mr. Nolen seconded the motion and it passed unanimously.
337
338 Motion: Mr. Burke moved that the board impose a \$1,500.00 fine plus \$335.10 costs to be paid within 30 days of the filing of the final order.
339
340 Second: Ms. Frank seconded the motion and it passed unanimously.
341
342 Settlement Stipulations
343
344 Unlicensed
345
346 DBPR vs. Samir Kafruni and Arquetipo Group
347 Case Numbers 2025-000038 and 2025-000039
348 PCP: Hall, Rodriguez, Wirtz, and Rivers
349 *PCP Recommendation: \$3,000 fine plus \$720.00 costs to be paid within 30 days of the final order*
350
351 *Settlement Stipulations Reflects: \$2,000 fine plus \$720.00 costs to be paid within 30 days of the final order*
352 The respondent was not present but was represented by counsel through correspondence. Counsel representing the respondent assured Mr. Minacci that they had explained Chapter 481, Florida Statute to their client and the respondent understands the disciplinary matter, this was the respondents' first offense and the respondent agreed to comply.
353
354
355
356
357
358 After discussion, the following motion was made.
359
360

361 Motion: Mr. Nolen moved that the board approve the settlement stipulation as presented.
362 Second: Ms. Dennis seconded the motion and it passed unanimously.
363

364 DBPR vs. Benjamin McCoy
365 Case Numbers 2024-053629 and 2024-053627
366 PCP: Hall, Rodriguez, Wirtz, and Rivers
367 *PCP Recommendation: \$3,000.00 fine plus \$1,485.00 costs*
368 *Settlement Stipulation Reflects: \$1,000.00 fines plus \$1,485.00 costs*
369 The respondent was not present but was represented by counsel through correspondence.
370 Counsel representing the respondent assured Mr. Minacci that they had explained Chapter
371 481, Florida Statute to their client and the respondent understands the disciplinary matter, this
372 was the respondents' first offense and the respondent agreed to comply.
373

374 After discussion, the following motion was made.
375

376 Motion: Mr. Burke moved that the board approve the settlement stipulation as presented.
377 Second: Mr. Clary seconded the motion and it passed unanimously.
378

379 DBPR vs. Ralph Moralejo
380 Case Number 2024-047707
381 PCP: Hall, Rodriguez, Wirtz, and Rivers
382 *PCP Recommendation: \$3,000.00 fine plus \$600.00 costs*
383 *Settlement Stipulation Reflects: \$1,500.00 fine plus \$600.00 costs*
384 The respondent was not present but was represented by counsel through correspondence.
385 Counsel representing the respondent assured Mr. Minacci that they had explained Chapter
386 481, Florida Statute to their client and the respondent understands the disciplinary matter, this
387 was the respondents' first offense and the respondent agreed to comply.
388

389 After discussion, the following motion was made.
390

391 Motion: Mr. Nolen moved that the board approve the settlement stipulation as presented.
392 Second: Ms. Frank seconded the motion and it passed unanimously.
393

394 **Discussion Items**

395
396 NCARB Competency Standards
397 No discussion was held.
398

399 **Review and Approval of Meeting Minutes**

400
401 July 29, 2025 – Probable Cause Panel, Tampa, Florida
402 Motion: Mr. Jones moved to accept the Probable Cause Panel minutes as presented.
403 Second: Mr. Clary seconded the motion and it passed unanimously.
404
405

406 July 30, 2025 – General Business, Tampa, Florida
407 Motion: Mr. Jones moved to approve the General Business meeting minutes as
408 presented.
409 Second: Mr. Burke seconded the motion and it passed unanimously.
410

411 **Ratification List**

412
413 *Licensure and Registration - Architect Licensed by NCARB Examination, architect Licensed by
414 NCARB Endorsement, Architect License by State Endorsement, Architect License by Null and
415 Void/Hardship, Interior Designer Licensed by Endorsement, Interior Designer Licensed by Dual
416 Licensure Registration, and Architecture Business Registration*
417

418 Motion: Mr. Nolen moved that the board approve the licensure and ratification list as
419 presented.
420 Second: Mr. Clary seconded the motion and it passed unanimously.
421

422 **Continuing Education**

423 Provider and Course approval list from June 30, 2025, through September 30, 2025
424

425 Motion: Mr. Nolen moved that the board approved the continuing education ratification list
426 as presented.
427 Second: Mr. Jones seconded the motion and it passed unanimously.
428

429 **Rules Report and Discussion**

430
431 *Rules Report and Annual Regulatory Plan*
432 Mr. Frizzell reviewed the rules report and annual regulatory plan.
433

434 **Reports**

435
436 Board Chair – Steve Jernigan
437 Mr. Jernigan reported that he was serving on the NCARB Experience Committee to review the
438 competency standards.
439

440 Executive Director's Report – Stacey Buccieri
441 Financial Reports ending June 30, 2025
442 Operating Account and Unlicensed Activity Account
443 Ms. Buccieri reviewed the financial reports for information purposes.
444

445 AIA Florida – Becky Magdaleno and Elizabeth Camargo
446 Ms. Camargo provided an update on the AIA Florida Annual Conference success and their
447 continuing education offerings. Ms. Magdaleno thanked Mr. Burke for his service presenting
448 continuing education course content.
449

450 Ms. Magdaleno reported that they anticipate legislative language that will impact the board.
451 AIA Florida's Legislative Day is scheduled for January 27, 2026.
452 ASID/IIDA Florida – Dave Roberts
453 Mr. Roberts reported that they anticipate legislative language from a committee that will impact
454 the board.

455
456 Prosecuting Attorney's Report – David K. Minacci
457 1. Prosecutor's Case List Licensed/Unlicensed Cases
458 2. Investigator's Case List Licensed/Unlicensed Cases
459 3. Fines Chart – Summary
460 4. Fines Chart – Licensed
461 5. Fines Chart – Unlicensed
462 6. Billable Hours – July 2025
463 7. Billable Hours – August 2025
464 8. Billable Hours – September 2025
465 9. Results of July 30, 2025, Board Meeting

466
467 **Elections**

468
469 *Chair*

470 Motion: Mr. Jones nominated Beverly Frank as Chair.
471 Second: Ms. Dennis seconded the motion and it passed unanimously.

472
473 *Vice-Chair*

474 Motion: Ms. Dennis nominated Charles Clary as Vice-Chair.
475 Second: Mr. Jones seconded the motion and is passed unanimously.

476
477 **Proposed Future Board Meeting Dates and Locations**

478
479 January 22, 2026, 9:00 a.m. – Probable Cause Panel Meeting
480 January 23, 2026, 9:00 a.m. - General Business Meeting
481 Location TBD

482
483 April 20, 2026, 9:00 a.m. – Probable Cause Panel Meeting
484 April 21, 2026, 9:00 a.m. - General Business Meeting
485 Location TBD

486
487 July 14, 2026, 9:00 a.m. – Probable Cause Panel Meeting
488 July 15, 2026, 9:00 a.m. - General Business Meeting
489 Meet in conjunction with AIA Florida – Gaylord Palms, Orlando, Florida

490
491 October 29, 2026, 9:00 a.m. – Probable Cause Panel Meeting
492 October 30, 2026, 9:00 a.m. - General Business Meeting
493 Location TBD

494

495 **New Business**
496 Ms. McEwen reported that the 2025 continuing education audit notifications would be sent by
497 email soon.
498
499 **Old Business**
500 No new business.
501
502 **Adjourn**
503 The meeting adjourned at 9:53 a.m.

DRAFT