

Screening Panel Meeting Minutes
Montana Board of Professional Engineers and Land Surveyors
301 South Park Avenue, Large Conference Room, Helena, Montana
November 29th, 2016
2:00pm

1. Call to Order ~ Establish a Quorum ~ Introduction of Board Members and Staff (00:00:01)

Presiding Officer, Mr. Wallace “Wally” Gladstone, called the Montana Board of meeting to order in open session at **2:06 pm**.

Members Present:

Mr. Byron Stahly, Engineer
Mr. David Elias, Engineer
Mr. Wallace Gladstone, Presiding Officer
Mr. Roger Wagner, Public Member

Members Absent:

Mr. David Elias, Engineer/Surveyor

Staff Present:

Mr. Dylan Gallagher, Department Counsel
Ms. Eleanor Tinsley, Compliance Specialist
Mr. John Klein, Paralegal

2. Approval and Tentative Modification of Agenda Order (00:01:08)

November 29th, 2016 Screening Panel Agenda

MOTION: (00:01:13) Mr. Stahly moved to approve the Agenda. Mr. Wagner seconded the motion. Motion carried.

3. Review Minutes (Do not discuss by name) (00:01:53)

4. Public Opportunity to Comment (00:02:23)

The Presiding Officer read the statement of public participation. There was no public present that wished to comment.

5. Legal Report (00:03:36)

- a. Review of the Complaint Register (Do not discuss by name) ~ no action taken.

6. Panel Action Tentatively Scheduled for Executive Session (00:03:48)

The Presiding Officer determined that the individual(s) under discussion at this meeting have a right to privacy, which outweighs the public’s right to know. Therefore, the Presiding Officer decided to hold the Screening Panel in closed session.

- **2016-PEL-UNLIC-982 (00:16:12)**
MOTION: (00:19:40) Mr. Stahly moved to dismiss the complaint without prejudice. Mr. Wagner seconded the motion. Motion carried.
- **2016-PEL-LIC-983 (00:22:13)**
MOTION: (00:26:40) Mr. Stahly moved to dismiss the complaint without prejudice. Mr. Wagner seconded the motion. Motion carried.
- **2016-PEL-LIC-984 (00:27:15)**
MOTION: (00:31:59) Mr. Stahly moved to dismiss the complaint without prejudice. Mr. Wagner seconded the motion. Motion carried.

- **2016-PEL-LIC-986 (00:33:03)**
MOTION: (01:00:07) Mr. Stahly moved to find reasonable cause that a violation of MCA 37-1-316(7) occurred. Mr. Wagner seconded the motion. Motion carried.

7. Open Session ~ Disposition of Complaints (Do not discuss by name) ()

Dismissed with prejudice
Dismissed without prejudice **3**
Reasonable Cause Finding **1**
Investigate
Tabled

8. Adjourn (00:01:34)

DRAFT