

OHIO STATE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND SURVEYORS

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State Board Accepts Settlements in 7 Cases

At its meeting on June 8, 2010 the Ohio State Board of Registration for Professional Engineers and Surveyors accepted settlement agreements from **Edward J. Foltz, P.E.** of Burlington, KY, **Harold P. McCutcheon, P.E.** of Pittsburgh, PA, **Larry S. Ayer, P.E.** of Cincinnati, OH, **Jerry B. Weininger, P.S.** of McCutchenville, OH, **Michael A. Ambrosino, P.E.** of New York, NY, **Douglas K. Green, P.E.** of Ostrander, OH and **Chad J. Brown, P.E.** of Fairfield, OH.

The Board accepted settlement agreements from Edward J. Foltz, Harold P. McCutcheon and Larry S. Ayer due to violations of Ohio Revised Code Sections 4733.02, 4733.20 (A) (2) and (5) and 4733.22 by engaging in the practice of engineering on multiple projects after their certificates of registration expired. The settlement agreements require the licensees to avoid any further violations of federal, state and local laws, and all laws and rules governing the practice of engineering. The licensees accepted a public reprimand and were required to pay fines as follows: \$1500.00 for Edward J. Foltz, \$1000.00 for Harold P. McCutcheon and \$7000.00 for Larry S. Ayer.

The Board accepted a settlement agreement from Jerry B. Weininger, P.S. due to violations of Ohio Revised Code Sections 4733.20 (A) (2) and (5) and Ohio Administrative Code Sections 4733-35-07 and 4733-37-05 for affixing his name and registration number to a survey that was prepared by another professional surveyor in 2003. In the agreement Weininger accepted a public reprimand and agreed to obey all laws and rules governing the practice of engineering and surveying and pay a \$1,000 fine.

The Board accepted a settlement agreement from Michael A. Ambrosino, P.E. due to violations of Ohio Revised Code Sections 4733.20 (A) (1) and (5) and Ohio Administrative Code Section 4733-37-08 for failing to report that he voluntarily relinquished his professional engineer registration in Maine in order to avoid formal disciplinary action. In October 2008 Ambrosino entered into an agreement with the Maine Board of Licensure for Professional Engineers wherein Ambrosino voluntarily surrendered his professional engineering license until he submits satisfactory evidence of completion of the continuing education requirement. In the agreement with the Ohio Board Ambrosino agreed to voluntarily surrender his Ohio certificate of registration until he can provide proof that his professional engineer license has been reinstated by the Maine Board of Licensure for Professional Engineers and is in good standing.

The Board accepted a settlement agreement from Douglas K. Green due to violations of Ohio Revised Code Section 4733.20 (A) (2), (4) and (5) and Ohio Administrative Code Section 4733-35-02 based on Green's plea of guilty in Franklin County Municipal Court to one count of an *Ethics Violation (Conflict of Interest)*, a misdemeanor of the first degree. The conviction was due to Green, while serving as Upper Arlington's City Engineer, awarding an engineering contract to a firm that employed his wife. In the agreement Green accepted a public reprimand and agreed to obey all laws and rules governing the practice of engineering and surveying and pay a \$1,000 fine.

The Board accepted a settlement agreement from Chad E. Brown due to violations of Ohio Revised Code Section 4733.20 (A) (4) based on Brown's plea of guilty in Franklin County Municipal Court to one count of *Obstructing Official Business*, a misdemeanor of the second degree. The conviction was due to Brown falsifying EDGE

(Encouraging Diversity, Growth and Equity) records submitted to the Ohio Department of Public Safety in order to receive payment on a paving project. In the agreement Brown accepted a public reprimand and agreed to obey all laws and rules governing the practice of engineering and surveying and pay a \$1,000 fine.

ABOUT THE BOARD

The Ohio State Board of Registration for Professional Engineers and Surveyors is the state agency that regulates and licenses the professions of engineering and surveying in Ohio. The Board has approximately 30,000 registered professional engineers and professional surveyors, 2,200 registered engineering and surveying firms and administers more than 2,500 licensing examinations yearly.

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