

Probable Cause Panel Meeting May 5, 2008

On May 5, 2008, in [Disciplinary Cases](#), by Smith Thompson Law

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I. Unlicensed Cases

A + Designs

Michael J. Marzi

Case No. 2008-006724

Probable cause was found that A + Designs of Jacksonville, Florida, is not licensed to practice architecture in Florida and is offering these services on his title block. An Administrative Complaint seeking fines will be filed and a Notice and Order to Cease and Desist will be issued.

Archit-Plans Corporation

Julian Verdeja

Case No. 2007-068845

Probable cause was found that Archit-Plans Corporation of Miami, Florida, is not licensed to practice architecture in Florida and is offering architectural services on a sign. A Notice and Order to Cease and Desist will be issued requiring Mr. Verdeja to sign an affidavit stating he will change his advertisement and will no longer offer architectural services.

April Blackwood

Case No. 2008-001482

Probable cause was found that April Blackwood of Jacksonville, Florida, is not licensed to practice architecture in Florida and is using the title "Interior Architect Intern" Further, Mrs. Blackwood is not in the NCARB Intern Development Program. A Notice and Order to Cease and Desist will be issued requiring Ms. Blackwood to sign an affidavit stating she changed the title and will not use the title in the future. If Ms. Blackwood fails to return the affidavit, an Administrative Complaint seeking fines will be filed.

John Joe Crum

d/b/a The Crum Design Group

Case No. 2008-009079

Probable cause was found that John Joe Crum of Jacksonville, Florida, is not licensed to practice architecture in Florida and he prepared a proposal to provide signed and sealed drawings for a commercial project. Further, Mr. Crum is offering such services through a business entity without a certificate of authorization. An Administrative Complaint seeking fines will be filed and a Notice and Order to Cease and Desist will be issued.

Gary Cothren

d/b/a BCR Construction, Inc.

Case No. 2008-009122

Probable cause was found that Gary Cothren of Jacksonville, Florida, is not licensed to practice architectural services in Florida and he prepared a proposal to provide build out drawings for a commercial project. Further, Mr. Cothren is offering these services through a corporation without a certificate of authorization. An Administrative Complaint seeking fines will be filed and a Notice and Order to Cease and Desist will be issued.

Designs of the Interior

Kimerlee Dodson-Prescott

Case No. 2008-001663

Probable cause was found that Designs of the Interior of Jacksonville, Florida, is not licensed to practice interior design in Florida . Ms. Dodson-Prescott completed a survey for the Jacksonville Business Journal which she states that the company has one licensed interior designer and offers full service interior design. Further, the web site holds out an employee of the firm as an interior designer even though that employee is not licensed. Ms. Dodson Prescott is offering such services through a business entity without a certificate of authorization. An Administrative Complaint seeking fines will be filed and a Notice and Order to Cease and Desist will be issued.

Draft by Design, Inc.

Howard L. Nejb

Case No. 2008-001499

Probable cause was found that Draft by Design, Inc. of Boynton Beach, Florida, is not licensed to practice architecture in Florida and is offering architecture services in its brochure. A Notice to Cease and Desist offering architecture services was issued along with the requirement that Mr. Nejb sign an affidavit stating he has changed his brochure and will no longer offer such services in the future. If Mr. Nejb fails to return the affidavit, an Administrative Complaint seeking fines will be filed.

DW Gildart, Inc.

David W. Gildart

Case No. 2008-001775

Probable cause was found that DW Gildart, Inc. of Orlando, Florida, is not licensed to practice architecture in Florida and is offering architecture services on its signage. A Notice to Cease and Desist offering architecture services was issued along with the requirement that Mr. Gildart sign an affidavit stating he has changed his signage and will no longer offer such services in the future. If Mr. Gildart fails to return the affidavit, an Administrative Complaint seeking fines will be filed.

Hirsch Bedner & Associates

Howard Pharr

Case No. 2007-068978

Probable cause was found that Hirsch Bedner & Associates of Atlanta, Georgia, is not licensed to practice interior design in Florida and contracted to provide interior design services on a commercial project. Further, Hirsch Bedner & Associates is offering these services without a certificate of authorization. An Administrative Complaint seeking fines will be filed and a Notice and Order to Cease and Desist will be issued.

Kelly Wearstler, Inc.

Kelly Wearstler

Case No. 2007-067706

Probable cause was found that Kelly Wearstler, Inc. of Los Angeles, California, is not licensed to practice interior design in Florida and contracted to provide interior design services on The Tides Hotel on South Beach in Miami. Ms. Wearstler specifically offers interior design services in the contract and is offering such services through a business entity without a certificate of authorization. An Administrative Complaint seeking fines will be filed and a Notice and Order to Cease and Desist will be issued.

Kukes Simons Interiors, Inc.

Patricia Kukes

Case No. 2007-066231

Probable cause was found that Kukes Simons Interiors, Inc. Boca Raton, Florida, is not licensed to practice interior design in Florida and contracted to provide interior design services through a corporation without a certificate of authorization. This is a second offense. An Administrative Complaint seeking fines will be filed.

Robert B. Lamar

Case Number 2007-057003

Probable cause was found that Robert B. Lamar of Pensacola, Florida, is not licensed to practice interior design or architectural services in Florida and provided architectural services and interior design services for two commercial projects. Mr. Lamar stated he was working under a licensed Professional Engineer but the engineer was a mechanical/electrical engineer and not a civil/structural engineer. An Administrative Complaint seeking fines will be filed and a Notice and Order to Cease and Desist will be issued.

Masterworks of Pensacola, Inc.

Rod Buchanan

Case No. 2007-037739

Probable cause was found that Masterworks of Pensacola, Inc. of Pensacola, Florida, is not licensed to practice interior design in Florida and offered interior design services in a yellow page advertisement. Mr. Buchanan has failed to return the affidavit as required by the Probable Cause Panel at a meeting held November 5, 2007. An Administrative Complaint seeking fines will be filed.

MDO Design, Inc.

Michael O'Connor

Case No. 2008-011121

Probable cause was found that MDO Design, Inc. of Ponte Vedra Beach, Florida, is not licensed to practice architecture in Florida and prepared a proposal to offer architectural services. Further, Mr. O'Connor is offering these services through a corporation without a certificate of authorization. A Notice and Order to Cease and Desist and an Administrative Complaint seeking fines will be filed.

Steven A. Mickley

Case No. 2008-003710

Probable cause was found that Steven A. Mickley of Jupiter, Florida, is not licensed to practice interior design in Florida and contracted to provide signed and sealed drawings for an enclosure for a small screen porch. A Notice and Order to Cease and Desist and an Administrative Complaint seeking fines will be filed.

Moonlight Editions, Inc.

Robert Kirchgessner

Case No. 2008-002604

Probable cause was found that Moonlight Editions, Inc. of Hollywood, Florida, is offering architectural services without a certificate of authorization. A Notice to Cease and Desist was issued.

Richard Opalinsky

Case No. 2007-060073

Probable cause was found that Richard Opalinsky of Bradenton, Florida, is not licensed to practice architecture in Florida and signed numerous documents using the title architect. A Notice and Order to Cease and Desist and an Administrative Complaint will be filed.

Properties Solution Services

ONelia M. Duran

Case No. 2007-066282

Probable cause was found that Properties Solution Services of Miami, Florida, is not licensed to practice architecture in Florida and offered to provide architectural services for a residential project. Further, these services are being offered through a corporation without a certificate of authorization. This is a second offense. A Notice and Order to Cease and Desist and an Administrative Complaint seeking fines will be filed.

II. Licensed Cases

Marshall I. Levy

Case No. 2007-046077

Probable cause was found that Marshall I. Levy of Fort Lauderdale, Florida, a licensed architect in Florida, allegedly misrepresented on his application the fact that he had been practicing architecture through a corporation prior to receiving his certificate of authorization. An Administrative Complaint seeking discipline will be filed.

Mariela Mesa

Case No. 2007-056637

Probable cause was found that Mariela Mesa of Miami, Florida, a licensed interior designer, failed to satisfy the terms of a Final Order that was entered on March 23, 2007. An Administrative Complaint seeking discipline will be filed.

Norman D. Palmer

Case No. 2007-042296

Probable cause was found that Norman D. Palmer of Newberry, Florida, a licensed architect, signed and sealed drawings that an unlicensed individual prepared while his license was in a delinquent status. Mr. Palmer did not provide the required documentation that he exercised proper responsible supervisory control for plans prepared outside of his office. An Administrative Complaint seeking discipline will be filed.

James Michael Rinehart

Case No. 2007-007995

Probable cause was found that James Michael Rinehart of Tampa, Florida, a licensed interior designer, failed to produce permit and construction documents after receiving \$15,000.00. An Administrative Complaint seeking discipline will be filed.

William Edwin Wallace

Case No. 2007-065241

Probable cause was found that William Edwin Wallace of Jacksonville, Florida, a licensed architect, signed and sealed drawings that an unlicensed individual prepared for a commercial project without ever meeting with the client. The contract entered into by the unlicensed individual offers architectural services. An Administrative Complaint seeking discipline will be filed.