

FILED
Florida Engineers Management Corporation
Clerk

CLERK Wendy Gregory
DATE 7/16/07

Final Order No. BPR-2007-05773 Date: 7-25-07 11:32
FILED
Department of Business and Professional Regulation
AGENCY CLERK
Sarah Wachman, Agency Clerk
By: Blandon M. Nichol

FILED
2007 JUL 30
DEPARTMENT OF
BUSINESS AND PROFESSIONAL
REGULATION
HEARINGS

STATE OF FLORIDA
BOARD OF PROFESSIONAL ENGINEERS

FLORIDA ENGINEERS MANAGEMENT
CORPORATION,

Petitioner,

vs.

FMEC CASE NO.: 2004-014726
DOAH CASE NO.: 05-3340PL
LICENSE NO.: PE 16739

ROBERT KANY, P.E.,

Respondent.

FINAL ORDER

THIS CAUSE came before the BOARD OF PROFESSIONAL ENGINEERS (Board) pursuant to Sections 120.569 and 120.57(1), Florida Statutes, on June 21, 2007, in Tallahassee, Florida, on a Mandate from the First District Court of Appeal of Florida. Petitioner was represented by John Rimes. Respondent was represented by Douglas Ackerman, Esquire.

Upon Mandate from the Fifth District Court of Appeal of Florida, the Board makes the following findings and conclusions.

Findings of Fact

1. The findings of fact set forth in the Recommended Order are approved and adopted and incorporated herein by reference.
2. There is competent substantial evidence to support the findings of fact.

Conclusions of Law

1. The Board has jurisdiction of this matter pursuant to Section 120.57(1), Florida Statutes, and Chapter 471, Florida Statutes.
2. The conclusions of law set forth in the Recommended Order are approved and adopted and incorporated herein by reference.

Disposition

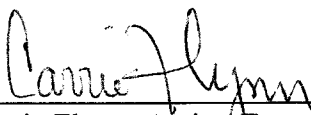
Upon Mandate from the Fifth District Court of Appeal

IT IS HEREBY ORDERED AND ADJUDGED that Respondent's license is hereby REPRIMANDED.

This Final Order shall take effect upon being filed with the Clerk of the Department of Professional Regulation.

DONE AND ORDERED this 24 day of July, 2007.

BOARD OF PROFESSIONAL ENGINEERS

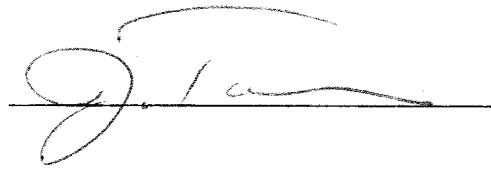


Carrie Flynn, Acting Executive Director
for Henn Rebane, PE., Chair

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Final Order has been provided by U.S. Mail to ROBERT C. KANY, c/o Douglas Ackerman, Esquire, Kirwin &

Morris 338 West Morse Boulevard, Suite 150, Winter Park, Florida 32789; to Harry L. Hooper, Administrative Law Judge, Division of Administrative Hearings, The DeSoto Building, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060; and by interoffice delivery to Patrick Creehan, 2507 Callaway Road, Suite 200, Tallahassee FL 32303 and Michael T. Flury, Department of Legal Affairs, PL-01 The Capitol, Tallahassee FL 32399-1050 this 27th day of JULY, 2007.

A handwritten signature in black ink, appearing to read "M. Flury", is written over a horizontal line.

F:\Users\ADMIN\Michael Flury\Engineering\06.20.07 Board Meeting\MANDATE - Kany.wpd