

**BOARD OF EMPLOYEE LEASING COMPANIES
TELEPHONE CONFERENCE CALL MEETING MINUTES
WEDNESDAY, MARCH 16, 2011
10:00 a.m. EST**

MEET-ME-NUMBER: (888) 808-6959

I. CALL TO ORDER

The meeting was called to order at approximately 10:00 a.m. EST by Mr. Abram Finkelstein, Board Chair.

II. ROLL CALL

MEMBERS PRESENT

Abram Finkelstein, Chair
John Jones, Vice Chair
Celeste Dockery
Keith W. Reeves

MEMBERS ABSENT

None

STAFF PRESENT

Richard Morrison, Executive Director, DBPR
Krista B. Woodard, Government Analyst II, DBPR
Mary Ellen Clark, Board Counsel, Office of the Attorney General
Eric Hurst, Prosecuting Attorney, DBPR

OTHERS PRESENT

Mark, Mark, Department of Financial Services, Workers' Compensation
Michael Miller, Kunkel, Miller & Hament, P.A. and FAPEO
Timothy Tack, Kunkel, Miller & Hament, P.A.
Glenn Distefano
Christina Schwinn, Esquire
Shane Roberson
Lovey Hammel
Judy Malone
Doris McVey
Steve Barnett
Lisa Krantz
Christopher Niemiec
Peter Newman
Bret Jardine
John Izzo
Larry Kosta
Sergio Fernandez

The meeting was opened with a roll call and quorum was established.

III. REVIEW AND APPROVAL OF THE FEBRUARY 16, 2011 TELEPHONE CONFERENCE CALL MEETING MINUTES

MOTION: Mr. Jones moved to approve the minutes.
SECOND: Ms. Dockery seconded the motion and it passed unanimously.

IV. REVIEW AND CONSIDERATION OF EMPLOYEE LEASING COMPANY APPLICATIONS

A. ADP TotalSource FL XIX, Inc. (GM Applicant)

Mark Benjamin, CO 867
Michael J. Burns, CO 897
Sergio Fernandez, CO 770
David Amat, CO 855
Phillip Dzialo, CO 859
Celeste Gagne, CO 860
Andrew Sherman, CO 744

Mr. Finkelstein presented the group member application of ADP TotalSource FL XIX, Inc.

He asked if there was a representative for the company on the call to answer questions about "yes" answers listed on the applications.

Mr. Sergio Fernandez was present and answered the questions asked by the board.

Mr. Reeves asked that the applicant resubmit the IRS 8821 Form with the years listed.

MOTION: Mr. Reeves moved to approve the application.
SECOND: Ms. Dockery seconded the motion and it passed unanimously.

B. HR2, Inc. d/b/a Simple HR (EL Applicant)
Bobby Newman, CO 686

Mr. Finkelstein presented the company application of HR2, Inc. d/b/a Simple HR.

MOTION: Mr. Finkelstein moved to approve the application.
SECOND: Mr. Jones seconded the motion and it passed unanimously.

C. Quicklease HRS, Inc. (EL Applicant)
John Izzo, Controlling Person Applicant

Mr. Finkelstein presented the company and controlling person applications.

MOTION: Mr. Finkelstein moved to approve the applications.
SECOND: Mr. Reeves seconded the motion and it passed unanimously.

**D. Southern Temporaries of Florida, Inc. (GM Applicant)
d/b/a Pacesetter Personnel Services-Payroll Services Division
Kenneth Joekel, CO 790
Larry Kosta, CO 794**

Mr. Finkelstein presented the group member application of Southern Temporaries of Florida, Inc.

MOTION: Mr. Jones moved to approve the application.
SECOND: Ms. Dockery seconded the motion and it passed unanimously.

**E. Mark Lowrey, Controlling Person Applicant
Global Employment Solutions PEO, Inc. – GL 8
Global Employment Solutions PEO VII, Inc. – GL 147
CoAdvantage Resources, Inc. – GL 82
CoAdvantage Resources 11, Inc. – GL 69
CoAdvantage Resources 13, Inc. – GL 36
*(Group Members are included in list of companies)***

Mr. Finkelstein presented the controlling person application of Mr. Lowrey.

MOTION: Mr. Jones moved to approve the application.
SECOND: Mr. Reeves seconded the motion and it passed unanimously.

V. REVIEW AND CONSIDERATION OF DE MINIMIS EXEMPTION AND REGISTRATION APPLICATIONS

**A. Checks and Balances, Inc.
(Lovey L. Hammel and Jana Yeates, Owners)**

Mr. Finkelstein presented the company application of Checks and Balances, Inc.

Mr. Finkelstein asked what happened to the leased employees of the company that held the EL license.

Ms. Christina Schwinn was present and represented the applicant stating that they were assigned to Alabama Staff.

Mr. Reeves asked if the board had received a change of ownership application for Checks and Balances and Alabama Staff.

Ms. Woodard stated there was no record of an application having been received.

Mr. Finkelstein asked Ms. Woodard to contact the two companies about submitting a change of ownership application.

After further discussion, the following motion was made.

MOTION: Mr. Finkelstein moved to approve the application.
SECOND: Mr. Jones seconded the motion and it passed unanimously.

VI. REVIEW AND CONSIDERATION OF CHANGE OF OWNERSHIP APPLICATIONS

- A. **DecisionHR 30, Inc. – GL 57**
DecisionHR I, Inc. – GM 116
DecisionHR, Inc. – GM 232
DecisionHR V, Inc. – GM 233
DecisionHR USA, Inc. – GM 247

- B. **DecisionHR VII, Inc. – GL 133**
DecisionHR IX, Inc. – GM 336
DecisionHR VIII, Inc. – GM 337
DecisionHR XIII, Inc. – GM 338
DecisionHR XIV, Inc. – GM 374

Mr. Finkelstein presented the change of ownership applications.

MOTION: Mr. Finkelstein moved to approve the change of ownership applications.

SECOND: Mr. Reeves seconded the motion and it passed unanimously.

VII. REVIEW AND CONSIDERATION OF TERMINATION OF EMPLOYEE LEASING COMPANY OPERATIONS

- A. **Checks and Balances, Inc. – EL 46**
(CP Relinquishment - Jana W. Yeates, CO 117)

Mr. Finkelstein presented the applications for termination of operations and controlling person relinquishment.

MOTION: Mr. Finkelstein moved to approve the termination and relinquishment.

SECOND: Mr. Reeves seconded the motion and it passed unanimously.

- B. **Employee Leasing Services, Inc. – DM 22**

Mr. Finkelstein presented the application for termination of operations.

MOTION: Mr. Jones moved to approve the termination.

SECOND: Mr. Finkelstein seconded the motion and it passed unanimously.

VIII. REPORTS

- A. **Office of the Attorney General – Mary Ellen Clark**
 - 1. **March 2011 Rules Report**

Ms. Clark stated that there was no action to be taken on the report today.

B. Office of the General Counsel – Eric Hurst

Mr. Hurst stated he did not have a report for today but expressed his concerns about not having a quorum to proceed with disciplinary matters.

Mr. Morrison stated he had reviewed three (3) applications for appointments and two (2) looked very promising.

C. Executive Director – Richard Morrison

No report.

D. Chairperson – Abram Finkelstein

No report.

IX. OLD BUSINESS

None

X. NEW BUSINESS

Mr. Miller mentioned that there was a very significant bill in the Legislature that would eliminate the Board of Employee Leasing Companies and 30 other professions. He informed that FAPEO has scheduled a meeting for Monday, April 21, 2011 to discuss the proposed legislation. He further stated that Mr. David Daniels is the lobbyist for FAPEO.

Mr. Morrison stated that the department was aware of the bill and does not take a position.

Ms. Clark advised the members of the board that they could take a position and have it placed in the records.

Ms. Dockery stated her position of keeping the profession to protect citizens and employees from mismanagement of funds by unregulated employee leasing companies.

Mr. Glen Distefano advised that the regulators for workers' compensation opposed the deregulation of the profession and would assist in any way they could.

After further discussion, the following motion was made.

MOTION: Mr. Finkelstein moved to oppose the deregulation of the Board of Employee Leasing Companies as outlined in House Committee Bill 11-01.

SECOND: Ms. Dockery seconded the motion and it passed unanimously.

XI. Public Comment

Mr. Reeves asked about the standards and levels of review used by Mr. Richard Law during the review of guarantees and other financial statements.

Mr. Finkelstein asked Ms. Clark if the board could form a committee to speak with Mr. Law and review the standards used.

Ms. Clark advised that the board could form a committee of one to reach out to Mr. Law about his procedures of review if they are concerns about the process.

MOTION: Mr. Finkelstein moved to have Mr. Reeves as the committee member that will review the process and standards of review of financial statements and guarantees with Mr. Law.

SECOND: Ms. Dockery seconded the motion and it passed unanimously.

Mr. Morrison stated he would contact Mr. Law and inform him that Mr. Reeves would be contacting him to discuss the review process.

XII. ADJOURNMENT

MOTION: Mr. Finkelstein moved to adjourn.

SECOND: Ms. Dockery seconded the motion and it passed unanimously.

The meeting adjourned at 11:39 a.m.