

BOARD OF EMPLOYEE LEASING COMPANIES
GENERAL BUSINESS MEETING

GoToMeeting

April 14, 2021

10:00 a.m.

CALL TO ORDER

The meeting was called to order at approximately 10:02 A.M. EST by Mr. Richard Kiracofe, Board Chair.

Mr. Morrison introduced the Board to Secretary Julie Brown. Mrs. Brown introduced herself and thanked the board for their service.

I. ROLL CALL

MEMBERS PRESENT

Richard Kiracofe, Chair
Zachary Collier, Vice Chair
Ronald Hodge

STAFF PRESENT

Julie Brown, Secretary, DBPR
Rick Morrison, Executive Director, DBPR
Nicole Myers, Government Analyst II, DBPR
Lynette Norr, Board Counsel, Office of Attorney General
Crystal Stephens, Prosecuting Attorney, DBPR
Shanna-Kay Turner, Prosecuting Attorney, DBPR

OTHERS PRESENT

For The Record Court Reporting (850) 222-5491
Timothy Tack, Esq., Fisher & Phillips LLP
Michael Miller, Esq., Fisher & Phillips LLP
Torben Madson, Esq. The PEO Law Firm
Mark Sinatra
Kelsey McMillen
Melissa Cizmorris, Akerman LLP
Jeff Welten
Brian Nugent
Daniel Harris
James Terris
Jenny Soukasavath

Jorge Garces
Joan Perez

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

II. DISCIPLINARY HEARINGS

A. Settlement Stipulations

- 1. HRAdvantage of Oregon, Inc. – GL 241
Case No. 2020-042046**
- 2. HRBusiness Solutions of Florida, LLC – GM 634
Case No. 2020-042051**
- 3. Julie Caputo – CO 1208
Case No. 2020-042054**

PCP: DBPR – December 8, 2020

Ms. Turner presented the cases explaining Respondents violated Section 468.532(1) (i), F.S., through a violation of Rule 61G7-10.0011(1), F.A.C., by failing to timely file the 2019 annual financial report, 2020 1st quarter report, and 2020 2nd quarter report.

Ms. Turner stated the settlement stipulation provides for imposition of an administrative fine of \$3600 and costs of \$249.04 with joint and several liabilities for payment of the fine and costs.

MOTION: Mr. Collier made a motion to accept the documents.
SECOND: Mr. Hodge seconded the motion and it passed unanimously.

MOTION: Mr. Hodge moved to adopt the terms of the settlement stipulation as the final order of the board.
SECOND: Mr. Collier seconded the motion and it passed unanimously.

B. Waiver

- 1. Big People LLC – EL 489
Case No. 2020-040997**
- 2. Jorge C Garces – CO 1258
Case No. 2020-046684**

PCP: DBPR – December 8, 2020

Ms. Turner presented the cases explaining Respondents violated Section 468.532(1) (i), F.S., through violation of Rule 61G7-10.001 (1), Florida Administrative Code, for failing to timely submit the 2019 audited annual report, 2019 4th Quarter Report, and 2020 1st

Quarter Report. Respondents violated Section 468.32(l) (g), F.S., through a violation of Section 468.529, F.S., by failing to maintain workers' compensation insurance as required.

MOTION: Mr. Hodge moved to the Respondent was properly served.
SECOND: Mr. Collier seconded the motion and it passed unanimously.

MOTION: Mr. Collier moved to adopt the finding of facts.
SECOND: Mr. Hodge seconded the motion and it passed unanimously.

MOTION: Mr. Collier moved to adopt the conclusions of law.
SECOND: Mr. Hodge seconded the motion and it passed unanimously.

MOTION: Mr. Hodge moved to impose a penalty of an administrative fine of \$5000, costs of \$155.70 for Big People LLC, and license suspension until workers' compensation is provided.
SECOND: Mr. Collier seconded the motion and it passed unanimously.

MOTION: Mr. Kiracofe moved to impose a penalty of an administrative fine of \$1200 and costs of \$62.26 for Jorge Garces.
SECOND: Mr. Collier seconded the motion and it passed unanimously.

The board recessed for a brief break.

After a brief break and Board discussion, representatives from Big People LLC were present by video.

MOTION: Mr. Collier moved to reopen the case for Big People LLC and Jorge Garces.
SECOND: Mr. Hodge seconded the motion and it passed unanimously.

MOTION: Mr. Hodge moved to vacate the prior penalty for Big People LLC.
SECOND: Mr. Collier seconded the motion and it passed unanimously.

MOTION: Mr. Collier moved to impose a new penalty of an administrative fine of \$1200, costs of \$155.70 for Big People LLC, and license suspension until workers' compensation is provided. Fines and Costs due within 30 days of Final Order. Mr. Jorge Garces penalty will remain the same.
SECOND: Mr. Hodge seconded the motion and it passed unanimously.

I. CALL TO ORDER

II. REVIEW AND APPROVAL OF THE MARCH 17, 2021 MINUTES

Board members reviewed the minutes from the March 17, 2021 meeting.

MOTION: Mr. Hodge made a motion to approve the minutes.
SECOND: Mr. Collier seconded the motion and it passed.

III. REVIEW AND CONSIDERATION OF EMPLOYEE LEASING COMPANY AND CONTROLLING PERSON APPLICATIONS

**A. Thomas Gore Eagen – Controlling Person Applicant
Innoworks Employment Services Inc. – EL 504**

Mr. Kiracofe presented the controlling person application for Thomas Eagen.

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

**B. John Gammon Allen – Controlling Person Applicant
G & A Outsourcing Inc. – EL 381**

Mr. Kiracofe presented the controlling person application for John Allen.

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

**C. Stephen Joel Calvert – Controlling Person Applicant
G & A Outsourcing Inc. – EL 381**

Mr. Kiracofe presented the controlling person application for Stephen Calvert.

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

**D. Aaron Call – Controlling Person Applicant
G & A Outsourcing Inc. – EL 381**

Mr. Kiracofe presented the controlling person application for Aaron Call.

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

**E. Alexander Gerald Warren – Controlling Person Applicant
TriNet HR III – GL 249 and group members
TriNet HR II – GL 161 and group members**

Mr. Kiracofe presented the controlling person application for Alexander Warren.

MOTION: Mr. Hodge moved to approve the application.

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

F. Howard Leasing VI, Inc. – Group Leader Applicant
Charles P Howard – CO 747
Charles J Howard – CO 746

Mr. Kiracofe presented the group leader application for Howard Leasing VI, Inc.

MOTION: Mr. Collier moved to approve the application.

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

G. Howard Leasing VII, Inc. – Group Member Applicant
Howard Leasing VI – GL Applicant
Charles P Howard – CO 747
Charles J Howard – CO 746

Mr. Kiracofe presented the group member application for Howard Leasing VII, Inc.

MOTION: Mr. Collier moved to approve the application.

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

H. James Terris – Controlling Person Applicant
Sheakley HR LLC – EL 443

Mr. Kiracofe presented the controlling person application for James Terris.

MOTION: Mr. Collier moved to approve the application.

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

I. Team Link Corp – Employee Leasing Company Applicant
Joseph Carfagno – CP Applicant

Mr. Kiracofe presented the employee leasing company application for Team Link Corp.

MOTION: Mr. Collier moved to approve the application.

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

J. Joseph A Carfagno – Controlling Person Applicant
Team Link Corp – EL Applicant

Mr. Kiracofe presented the controlling person application for Joseph Carfagno.

MOTION: Mr. Collier moved to approve the application.

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

III. REVIEW AND CONSIDERATION OF REGISTRATION OF DE MINIMUS COMPANY

A. Aspen HR PEO – De Minimus Applicant

Mr. Kiracofe presented the De Minimus application for Aspen HR PEO.

MOTION: Mr. Collier moved to approve the application.

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

IV. BOARD NOTIFICATIONS

CHANGE OF OWNERSHIP APPLICATIONS

Asset Purchase

A. No applications reviewed.

Stock Purchase

A. G & A Outsourcing Inc. – EL 381

Purchaser: G & A Partners Holding Company Inc.

Mr. Kiracofe presented the change of ownership application of G & A Outsourcing Inc.

MOTION: Mr. Collier moved to ratify the application.

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

B. Congruity HR, LLC – GL 179 and group member

Purchaser: Congruity Group, Inc.

Mr. Kiracofe presented the change of ownership application of Congruity HR, LLC.

MOTION: Mr. Collier moved to ratify the application.

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

V. CHANGE OF STATUS APPLICATIONS

A. No Applications reviewed.

VI. CHANGE OF NAME APPLICATIONS

A. No Applications reviewed.

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

A. Denovo Administrative Services, LLC – EL 440

Mr. Kiracofe presented the termination application of Denovo Administrative Services, LLC.

MOTION: Mr. Collier moved to ratify the application.

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

VIII. REQUEST FOR VOLUNTARY NULL AND VOID STATUS

A. Jessica R Muniz – CO 1012

Denovo Administrative Services, LLC – EL 440

Mr. Kiracofe presented the null and void application for Jessica Muniz.

MOTION: Mr. Collier moved to ratify the application.

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

B. Manuel L Rivero – CO 775

Denovo Administrative Services, LLC – EL 440

Mr. Kiracofe presented the null and void application for Manuel Rivero.

MOTION: Mr. Collier moved to ratify the application.

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

IX. DISCUSSION ITEMS

X. Reports

A. Office of Attorney General

Ms. Norr reviewed the April Rules Report.

B. Office of General Counsel

Ms. Turner presented the public and private case reports.

C. Executive Director

Mr. Morrison presented reviewed the Board financials.

D. Chairperson

No report from Chair.

XI. OLD BUSINESS

None

XIII. NEW BUSINESS

Audited Financial Reporting:

Board Members discussed the public's concern with the deadline of the 2020 Audited Financials due to the continued accounting issues from Covid-19.

After Board discussion the Board directed the Prosecutor not to prosecute licensees whose Annual financial statements were not filed by April 30th up until July 31, 2021.

MOTION: Mr. Collier moved to approve motion.

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

XIV. PUBLIC COMMENTS

None

XV. ADJOURNMENT

MOTION: Mr. Collier moved to adjourn the meeting at 12:40 p.m.

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

Transcripts and/or recordings of the meeting can be obtained upon request.