

BOARD OF EMPLOYEE LEASING COMPANIES
GENERAL BUSINESS MEETING
Floridays Resort
12562 International Drive
Orlando, FL 32821

October 11, 2017
AT
1:00 P.M. (EST)

CALL TO ORDER

The meeting was called to order at approximately 1:00 P.M. EST by Mr. Carl Guidice, Board Chair.

I. ROLL CALL

MEMBERS PRESENT

Carl Guidice, Chair
Raja Shekhar, Vice Chair

MEMBER ABSENT

STAFF PRESENT

Rick Morrison, Executive Director, DBPR
Nicole Myers, Government Analyst II, DBPR
Lynette Norr, Board Counsel, Office of Attorney General
James Fortunas, Prosecuting Attorney, DBPR

OTHERS PRESENT

Timothy Tack, Miller Tack & Madson
Southern Court Reporters, Inc. (407) 810-8973

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

II. THE PLEDGE OF ALLEGIANCE

IV. DISCIPLINARY HEARINGS

A. Informal Hearings

1. **Allowance, LLC, EL 451**
Case No. 2016-032734
2. **James Gilmore, CO 1132**
Case No. 2016-032737

PCP: DBPR - March 22, 2017

Mr. Fortunas presented the cases explaining Respondents violated Section 468.532(1)(i), F.S., through violation of Rule 61G7-10.001(1), Fla. Admin. Code, for Respondents' failure to timely file 2015 4th quarter report. The 2016 1st quarter report was filed five months and seventeen days late. Respondent also violated Section

468.532(1)(i), F.S., through violation of Rule 61G7-10.001(1), Fla. Admin. Code, for Respondents' failure to timely file 2015 annual report. The annual report was filed four months and two days late.

After discussion by the board the following motions were made.

MOTION: Mr. Guidice made a motion to accept the findings of facts as stated in the administrative complaint as those of the Board.

SECOND: Mr. Shekhar
Motion passed unanimously.

MOTION: Mr. Guidice made a motion to accept the conclusion of laws in the administrative complaint as those of the Board.

SECOND: Mr. Shekhar
Motion passed unanimously.

MOTION: Mr. Guidice moved to impose an administrative fine of \$1500, costs of \$155.64, with joint and several liabilities for payment of the fines and costs.

SECOND: Mr. Shekhar
Motion passed unanimously.

**3. ABS 4, Inc., GL 155
Case No. 2016-034239**

**4. ABS 2, Inc., GM 217
Case No. 2016-034240**

**5. John Rosseau, CO 232
Case No. 2016-034244**

Mr. Fortunas advised that he was pulling these cases from the agenda and would present them at a later meeting.

**6. DecisionHR VII, Inc., GL 133
Case No. 2016-040223**

**7. DecisionHR IX, Inc., GM 336
Case No. 2016-040225**

**8. DecisionHR VIII, Inc., GM 337
Case No. 2016-040228**

**9. DecisionHR XIII, Inc., GM 338
Case No. 2016-040229**

**10. DecisionHR XIV, Inc., GM 374
Case No. 2016-040232**

**11. William H. Mills, III, CO 536
Case No. 2016-040234**

**12. Harry R. Campbell, CO 599
Case No. 2016-040238**

**13. Peter B. Newman, CO 621
Case No. 2016-040239**

**14. Christopher Welcomer, CO 1144
Case No. 2016-040242**

PCP: DBPR – April 4, 2017

Mr. Fortunas presented the cases explaining Respondents violated Section 468.532(1)(i), F.S., through violation of Rule 61G7-10.001(1), Fla. Admin. Code, for Respondents' failure to timely file 2015 annual report. The 2015 annual report was filed forty five days late. Respondent also violated Section 468.532(1)(i), F.S., through violation of Rule 61G7-10.001(1), Fla. Admin. Code, for Respondents' failure to timely file 2016 1st quarter report. The 2016 1st quarter report was filed two months and four days late.

After discussion by the board the following motions were made.

MOTION: Mr. Guidice made a motion to accept the findings of facts as stated in the administrative complaint as those of the Board.

SECOND: Mr. Shekhar.
Motion passed unanimously.

MOTION: Mr. Guidice made a motion to accept the conclusion of laws in the administrative complaint as those of the Board.

SECOND: Mr. Shekhar.
Motion passed unanimously.

MOTION: Mr. Guidice moved to impose an administrative fine of \$900, costs of \$350.15, with joint and several liabilities for payment of the fines and costs.

SECOND: Mr. Shekhar.
Motion passed unanimously.

**15. DedicatedHR USA, GL 162
Case No. 2016-040160**

**16. DedicatedHR I, Inc., GM 404
Case No. 2016-040163**

**17. William H. Mills, CO 536
Case No. 2016-040165**

**18. Harry E. Campbell, CO 599
Case No. 2016-040166**

**19. Peter B. Newman, CO 621
Case No. 2016-040168**

**20. Christopher Welcomer, CO 1144
Case No. 2016-040170**

PCP: DBPR – April 4, 2017

Mr. Fortunas presented the cases explaining Respondents violated Section 468.532(1)(i), F.S., through violation of Rule 61G7-10.001(1), Fla. Admin. Code, for Respondents' failure to timely file 2015 annual report. The 2015 annual report was filed forty five days late. Respondent also violated Section 468.532(1)(i), F.S., through violation of Rule 61G7-10.001(1), Fla. Admin. Code, for Respondents' failure to timely file 2016 1st quarter report. The 2016 1st quarter report was filed two months and four days late.

After discussion by the board the following motions were made.

MOTION: Mr. Guidice made a motion to accept the findings of facts as stated in the administrative complaint as those of the Board.

SECOND: Mr. Shekhar.
Motion passed unanimously.

MOTION: Mr. Guidice made a motion to accept the conclusion of laws in the administrative complaint as those of the Board.

SECOND: Mr. Shekhar.
Motion passed unanimously.

MOTION: Mr. Guidice moved to impose an administrative fine of \$600, costs of \$256.51, with joint and several liabilities for payment of the fines and costs.

SECOND: Mr. Shekhar.
Motion passed unanimously.

**21. DecisionHR 30, Inc., GL 57
Case No. 2016-039696**

**22. DecisionHR I, Inc., GM 116
Case No. 2016-039699**

**23. DecisionHR, Inc., GM 232
Case No. 2016-039700**

24. DecisionHR V, Inc., GM 233

Case No. 2016-039701

**25. DecisionHR USA, Inc., GM 247
Case No. 2016-039703**

**26. William H. Mills, III, CO 536
Case No. 2016-039704**

**27. Harry E. Campbell, CO 599
Case No. 2016-039706**

**28. Peter B. Newman, CO 621
Case No. 2016-039708**

**29. Christopher Welcomer, CO 1144
Case No. 2016-039709**

PCP: DBPR – March 30, 2017

Mr. Fortunas presented the cases explaining Respondents violated Section 468.532(1)(i), F.S., through violation of Rule 61G7-10.001(1), Fla. Admin. Code, for Respondents' failure to timely file 2015 annual report. The 2015 annual report was filed forty five days late. Respondent also violated Section 468.532(1)(i), F.S., through violation of Rule 61G7-10.001(1), Fla. Admin. Code, for Respondents' failure to timely file 2016 1st quarter report. The 2016 1st quarter report was filed two months and four days late.

After discussion by the board the following motions were made.

MOTION: Mr. Guidice made a motion to accept the findings of facts as stated in the administrative complaint as those of the Board.

SECOND: Mr. Shekhar.
Motion passed unanimously.

MOTION: Mr. Guidice made a motion to accept the conclusion of laws in the administrative complaint as those of the Board.

SECOND: Mr. Shekhar.
Motion passed unanimously.

MOTION: Mr. Guidice moved to impose an administrative fine of \$900, costs of \$396.98, with joint and several liabilities for payment of the fines and costs.

SECOND: Mr. Shekhar.
Motion passed unanimously.

**30. Decision HR Holdings, Inc., GL 129
Case No. 2016-039459**

**31. Banker Employer Services I, Inc., GM 328
Case No. 2016-039461**

**32. Bankers Employer Services II, Inc., GM 329
Case No. 2016-039464**

**33. Bankers Employer Services III, Inc., GM 330
Case No. 2016-039466**

**34. Bankers Employer Services IV, Inc., GM 424
Case No. 2016-039468**

**35. William H. Mills, III, CO 536
Case No. 2016-039471**

**36. Harry E. Campbell, CO 599
Case No. 2016-039473**

**37. Peter B. Newman, CO
Case No. 2016-039480**

**38. Christopher Welcomer, CO 1144
Case No. 2016-039482**

PCP: DBPR – March 30, 2017

Mr. Fortunas presented the cases explaining Respondents violated Section 468.532(1)(i), F.S., through violation of Rule 61G7-10.001(1), Fla. Admin. Code, for Respondents' failure to timely file 2015 annual report. The 2015 annual report was filed forty five days late. Respondent also violated Section 468.532(1)(i), F.S., through violation of Rule 61G7-10.001(1), Fla. Admin. Code, for Respondents' failure to timely file 2016 1st quarter report. The 2016 1st quarter report was filed two months and four days late.

After discussion by the board the following motions were made.

MOTION: Mr. Guidice made a motion to accept the findings of facts as stated in the administrative complaint as those of the Board.

SECOND: Mr. Shekhar.
Motion passed unanimously.

MOTION: Mr. Guidice made a motion to accept the conclusion of laws in the administrative complaint as those of the Board.

SECOND: Mr. Shekhar.
Motion passed unanimously.

MOTION: Mr. Guidice moved to impose an administrative fine of \$900, costs of \$404.63, with joint and several liabilities for payment of the fines and costs.

SECOND: Mr. Shekhar.
Motion passed unanimously.

B. Settlement Stipulations

- 1. Integral HR Group Corp., EL 445
Case No. 2015-036193**
- 2. Pedro Fernandez, CO 1117
Case No. 2015-036197**

PCP: DBPR – January 25, 2017

Mr. Fortunas presented the cases explaining Respondents violated Section 468.532(1)(g), F.S., for failure to maintain workers' compensation insurance coverage. Respondent also violated Section 468.532(1)(i), F.S., through violation of Rule 61G7-10.001(1), Fla. Admin. Code, for Respondents' failing to provide proof of workers' compensation insurance coverage when filing the 2015 4th, 2016 1st and 2016 2nd quarter reports. Violations also include maintaining a negative net worth in 2015 2nd and 4th quarter report. Failure to file 2015 3rd quarter report. Failure to timely file 2016 1st, 2nd, and 3rd quarter report.

Mr. Fortunas stated the settlement stipulation provides for imposition of an administrative fine of \$2400 and costs of \$150.97 with joint and several liabilities for payment of the fine and costs.

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

- 3. Staffing & Payroll Alternative, Inc., EL 319
Case No. 2015-026219**
- 4. J. David Miller, CO 740
Case No. 2015-026222**

PCP: DBPR – January 20, 2017

Mr. Fortunas presented the cases explaining they stem from violations involving failure to timely submit the 2015 1st quarter reports and 2014 annual report and assessment.

Mr. Fortunas stated the settlement stipulation provides for imposition of an administrative fine of \$3000 and costs of \$77.82 with joint and several liabilities for payment of the fine and costs.

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

The board recessed for the day at 3:30 p.m. to re-convene the next day at 9:00 a.m.

BOARD OF EMPLOYEE LEASING COMPANIES
GENERAL BUSINESS MEETING
Floridays Resort
12562 International Drive
Orlando, FL 32821

October 12, 2017
AT
9:00 A.M.

I. CALL TO ORDER

The meeting was called to order at approximately 9:00 A.M. EST by Mr. Carl Guidice, Board Chair.

III. ROLL CALL

MEMBERS PRESENT

Carl Guidice, Chair
Raja Shekhar, Vice Chair

MEMBER ABSENT

STAFF PRESENT

Rick Morrison, Executive Director, DBPR
Nicole Myers, Government Analyst II, DBPR
Lynette Norr, Board Counsel, Office of Attorney General
James Fortunas, Prosecuting Attorney, DBPR

OTHERS PRESENT

Timothy Tack, Miller Tack & Madson
Southern Court Reporters, Inc. (407) 810-8973

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

IV. THE PLEDGE OF ALLEGIANCE

Mr. Guidice led all in the Pledge of Allegiance.

V. REVIEW AND APPROVAL OF THE APRIL 19-20, 2017 MEETING MINUTES

Board members reviewed the minutes from the April 19-20, 2017 meeting.

MOTION: Mr. Guidice made a motion to approve the minutes with corrections made.

SECOND: Mr. Shekhar seconded the motion and it passed.

VI. REVIEW AND APPROVAL OF THE AUGUST 30, 2017 TELEPHONE CONFERENCE CALL MEETING MINUTES

Board members reviewed the minutes from the August 30, 2017 telephone conference.

MOTION: Mr. Guidice made a motion to approve the minutes with suggested corrections made.

SECOND: Mr. Shekhar seconded the motion and it passed.

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

**A. Employee Resource Administration, L.P. – EL Applicant
Phyllis Axline – CP Applicant**

*****Termination of De Minimus License*****

Employee Resource Administration LP – DM57

Mr. Guidice presented the company application.

MOTION: Mr. Guidice moved to deem the application incomplete due to the contract agreement.

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

**B. Genesis HR Solutions – EL Applicant
Patricia Hilger – CP Applicant
Diane Stevenson – CP Applicant
Robert Burbidge – CP Applicant**

Mr. Guidice presented the company and controlling person applications

MOTION: Mr. Guidice moved to approve the company and controlling person applications.

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

**C. Aramark Processing, LLC D/B/A ARAMARK – EL Applicant
Scott Beer – CP Applicant**

Mr. Guidice presented the company and controlling person applications.

MOTION: Mr. Guidice moved to approve the applications.

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

- D. Paychex PEO VIII, LLC – GL Applicant**
- E. Paychex PEO IX, LLC – GM Applicant**
- F. Paychex PEO X, LLC – GM Applicant
Kevin Hill, CO 1000
Efrain Rivera, CO 982
Stephanie Schaeffer, CO 986**

Mr. Guidice presented the group company and controlling person applications.

MOTION: Mr. Guidice moved to approve the applications.

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

G. Spirit Human Resource, LLC – GL Applicant

H. Spirit Human Resource II, LLC – GM Applicant

Marilyn Conyer – CP Applicant

Dale Hageman – CP Applicant

Mr. Guidice presented the group company and controlling person applications.

MOTION: Mr. Guidice moved to approve the applications.

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

I. HR Advantage of Oregon, Inc. – GL Applicant

J. HRBusiness Solutions of Florida, LLC D/B/A Accurate PEO Solutions – GM Applicant

Julie A. Caputo – CP Applicant

Mr. Guidice presented the group company and controlling person applications.

MOTION: Mr. Guidice moved to approve the applications.

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

K. David McCullough – CP Applicant

Landrum Professional Employer Services – GL 17

Mr. Guidice presented the controlling person application.

MOTION: Mr. Guidice moved to approve the application.

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

V. REVIEW AND CONSIDERATION OF REGISTRATION OF DE MINIMUS COMPANY

A. Employer’s Risk Administrators, LLC – De Minimus Applicant

Mr. Guidice presented the De Minimus application.

MOTION: Mr. Guidice moved to approve the application.

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

VI. REVIEW AND CONSIDERATION OF EMPLOYEE LEASING COMPANY CHANGE OF OWNERSHIP APPLICATIONS

A. MBA Payroll Services III, Inc. – GL 234

Mr. Guidice presented the change of ownership application for MBA Payroll Services III, Inc.

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

B. STS National Administrative Services, Inc. – GL 157

Mr. Guidice presented the change of ownership application for STS National Administrative Services, Inc.

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

C. STS National Management Services, Inc. – GL 176

Mr. Guidice presented the change of ownership application for STS National Management Services, Inc.

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

VIII. REVIEW AND CONSIDERATION OF CONTROLLING PERSON REQUEST FOR VOLUNTARY NULL AND VOID STATUS

A. Charles Cober, CO 1106

Resourcing Edge 2, LLC – GL 215
Resourcing Edge 3, LLC – GM 564

Mr. Guidice presented the controlling person null and void application of Charles Cober.

MOTION: Mr. Guidice moved to accept the controlling person voluntary null and void of license.

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

**B. Daniel Franzblau, CO 1015
AlphaStaff, Inc. and Subsidiaries**

Mr. Guidice presented the controlling person null and void application of Daniel Franzblau.

MOTION: Mr. Guidice moved to accept the controlling person voluntary null and void of license.

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

VIII. DISCUSSION ITEMS

A. Rule 61G7-7.003 Notice of Noncompliance

Ms. Norr presented Chapter 61G7-5 and 61G7-10 Rules to Board members to determine whether any portion of those rules should be designated a minor violation and added to Rule 61G7-7.003 Notice of Noncompliance

MOTION: Mr. Guidice moved that the rules in Chapter 61G7-5 not be designated a minor violation.

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

MOTION: Mr. Guidice moved that the rules in Chapter 61G7-10 not be designated a minor violation.

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

IX. Reports

A. Office of Attorney General

Ms. Norr presented the September Rules report.

B. Office of General Counsel

Mr. Fortunas presented the public and private case reports.

C. Executive Director

Mr. Morrison stated the Board financials will be presented at the next meeting.

D. Chairperson

Mr. Guidice had no report.

X. OLD BUSINESS

None

XI. NEW BUSINESS

None

XII. PUBLIC COMMENTS

NONE

XIII. ADJOURNMENT

MOTION: Mr. Guidice moved to adjourn the meeting at 11:12 a.m.

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

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