

**BOARD OF EMPLOYEE LEASING COMPANIES  
TELEPHONE CONFERENCE CALL MEETING MINUTES  
WEDNESDAY, DECEMBER 20, 2006  
10:00 a.m. EST**

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

**I. CALL TO ORDER**

The meeting was called to order at approximately 10:02 a.m. EST by Ms. Celeste Dockery, Board Chair.

**II. ROLL CALL**

**MEMBERS PRESENT**

Celeste Dockery, Chair  
Carlos Rodriguez, Vice-Chair  
Frank W. Crum, Jr.  
Kelly Lanza  
Ryan S. Moore

**MEMBERS ABSENT**

None

**STAFF PRESENT**

Rick Morrison, Executive Director, DBPR  
Krista B. Woodard, Government Analyst II, DBPR  
Lois Tepper, Board Counsel, Office of the Attorney General  
Eric Hurst, Assistant General Counsel, DBPR

**OTHERS PRESENT**

Michael Miller, Esquire, Kunkel, Miller & Hament, P.A.  
Tim Tack, Esquire, Kunkel, Miller & Hament, P.A.  
Jim Browning  
Daniel Barnett  
Mitchell Krause, Esquire  
Glen Distefano  
Arnold Diamond  
Dean Diapolo  
Terry Koch  
Al Hernandez  
Jeffrey Williams  
Shane Cooper  
Mike Orsini  
Leslie Sheidler  
Dr. Chris Rose  
Richard ransom  
Albert Saltiel  
Shari Lasher  
Ryan J. Arnold

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

**III. REVIEW AND APPROVAL OF THE OCTOBER 18, 2006 GENERAL BUSINESS MEETING MINUTES**

MOTION: Mr. Crum moved to approve the minutes.  
SECOND: Mr. Moore seconded the motion and it passed unanimously.

**IV. REVIEW AND APPROVAL OF THE NOVEMBER 15, 2006 GENERAL BUSINESS MEETING MINUTES**

MOTION: Mr. Crum moved to approve the minutes.  
SECOND: Mr. Moore seconded the motion and it passed unanimously.

**V. DISCIPLINARY PROCEEDINGS – Office of the General Counsel**

**A. SETTLEMENT STIPULATIONS**

- |   |                    |
|---|--------------------|
| <b>1. American United Employers, Inc.</b> | <b>2006-038174</b> |
| <b>2. Charles L. Hall</b>                 | <b>2006-038182</b> |
| <b>3. Sean Charles Hall</b>               | <b>2006-038180</b> |

(PCP: Lanza and Moore – October 18, 2006)

Mr. Hurst presented the cases explaining they stem from violations involving failure to timely submit quarterly reports for quarters ending December 2005 and March 2006, failure to timely submit the annual financial statements for 2005, and failure to maintain positive net worth and working capital for the quarters ending December 2005 and March 2006.

Mr. Hurst stated the settlement stipulation provides for imposition of an administrative fine of \$2000, costs of \$270.45, with joint and several liability for payment of the fine and costs, and dismissal of the counts regarding the December 2005 quarterly, the 2005 annual financial statements, and the December 2005 and March 2006 net worth and net working capital deficiencies as they have subsequently been proven to not have been in violation, and voluntary relinquishment of the company's license.

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

- |  |                    |
|--|--------------------|
| <b>4. Central Leasing Management, Inc.</b> | <b>2006-015804</b> |
| <b>5. Jeffrey Scott Williams</b>           | <b>2006-015810</b> |

Mr. Hurst presented the cases explaining they stem from violations involving failure to timely submit the quarterly reports for quarters ending March 2005, June 2005, September 2005, December 2005, and March 2006, failure to timely submit an annual financial statement for 2005, and failure to timely pay the annual assessment fee for 2005.

Mr. Hurst stated the settlement stipulation provides for imposition of an administrative fine of \$5000, costs of \$144.50, with joint and several liability for payment of the fine and costs, and voluntary relinquishment of both licenses.

MOTION: Mr. Crum moved to adopt the terms of the settlement stipulation as the final order of the board.

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

**6. Empro Human Resources, LLC**

**2006-035695**

**7. Ryan J. Arnold**

**2006-035711**

Mr. Hurst presented the cases explaining they stem from violations involving belatedly filing the quarterly report for June 2005, and failure to timely submit a quarterly report for September 2005.

Mr. Hurst stated the settlement stipulation provides for imposition of an administrative fine of \$2250, costs of \$180.30, with joint and several liability for payment of the fine and costs.

MOTION: Mr. Crum moved to adopt the terms of the settlement stipulation as the final order of the board.

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

**8. Horizon Staffing, LLC**

**2006-016788**

**9. Simon D. Ganz**

**2006-016802**

Mr. Hurst presented the cases explaining they stem from violations involving failure to timely submit the quarterly reports for quarters ending March 2005, June 2005, September 2005, and December 2005.

Mr. Hurst stated the settlement stipulation provides for imposition of an administrative fine of \$5000, costs of \$354.20, with joint and several liability for payment of the fine and costs.

MOTION: Mr. Crum moved to adopt the terms of the settlement stipulation as the final order of the board.

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

**10. Professional Employment Options, Inc.**

**2006-019286**

**11. James Browning**

**2006-019292**

Mr. Hurst presented the cases explaining they stem from violations involving failure to timely submit the quarterly reports for quarters ending March 2005, June 2005, September 2005, December 2005, and March 2006, failure to timely submit the annual financial statement for 2005, and failure to timely pay the annual assessment fee for 2005.

Mr. Hurst stated the settlement stipulation provides for imposition of an administrative fine of \$5000, costs of \$202.55, with joint and several liability for payment of fine and costs.

Mr. Hurst further stated the licensees wish to relinquish their licenses also.

MOTION: Mr. Crum moved to adopt the terms of the settlement stipulation as the final order of the board.

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

## **VI. REVIEW AND CONSIDERATION OF EMPLOYEE LEASING COMPANY AND CONTROLLING PERSON APPLICATIONS**

### **A. Barnett Business Services, LLC Daniel S. Barnett, Controlling Person Applicant**

Ms. Woodard presented the company application stating that all exhibits were submitted and complete. She further stated that along with the certificate of insurance, the applicant submitted a letter from the insurance agent advising of workers' compensation coverage.

Ms. Woodard presented the controlling person application of Daniel Barnett stating that all exhibits were submitted and complete and the criminal history reports from the Florida Department of Law Enforcement (FDLE) and the Federal Bureau of Investigations (FBI) were returned clear.

MOTION: Ms. Lanza moved to approve both applications.

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

### **B. Fountainhead Practice Management Solutions, LLC Shari Lasher Craig, Controlling Person Applicant Albert Saltiel, Controlling Person Applicant**

Ms. Woodard presented the company application stating all exhibits were submitted and complete. She further stated that workers' compensation coverage was confirmed by the Department of Financial Services (DFS) on December 4, 2006.

Ms. Woodard presented the controlling person applications of Shari Lasher Craig and Albert Saltiel stating that all exhibits were submitted and complete and the only outstanding items are the criminal history reports from the Federal Bureau of Investigations (FBI).

Mr. Miller represented Ms. Craig and Mr. Saltiel stating should anything derogatory be revealed on the criminal history reports that Ms. Craig and Mr. Saltiel would subject themselves to the jurisdiction of the board.

MOTION: Ms. Lanza moved to approve all of the applications with the condition that should any derogatory information be revealed on the criminal history reports that Ms. Craig and Mr. Saltiel would appear before the board.

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

**C. HHG IV, Inc.**  
**John Klopstad, CO 500**  
**M. Thomas Ruke, Jr., CO 594**  
**Alberto Hernandez, CO 737**

Ms. Woodard presented the application stating all exhibits were submitted and complete. She further stated that workers' compensation coverage was confirmed by the Department of Financial Services (DFS) on December 7, 2006.

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

**D. Key Vista Associates, Inc. dba National PEO**  
**Arnold J. Diamond, Controlling Person Applicant**

Ms. Woodard presented the company application stating that all exhibits were submitted and complete. She further stated that along with the certificate of insurance, the applicant submitted a letter from the insurance agent advising of workers' compensation coverage.

Ms. Woodard presented the controlling person application of Arnold J. Diamond stating that all exhibits were submitted and complete and the criminal history reports from the FDLE and the FBI were returned clear.

MOTION: Ms. Lanza moved to approve both applications.  
SECOND: Mr. Moore seconded the motion and it passed unanimously.

**E. National Paymaster, Inc.**  
**Shane N. Cooper, Controlling Person Applicant**

Ms. Woodard presented the company application stating that all exhibits were submitted and complete. She further stated that along with the certificate of insurance, the applicant submitted a letter from the insurance agent advising of workers' compensation coverage.

Ms. Woodard presented the controlling person application of Shane N. Cooper stating that all exhibits were submitted and complete and the criminal history reports from the FDLE and the FBI were returned clear.

MOTION: Mr. Moore moved to approve both applications.  
SECOND: Mr. Rodriguez seconded the motion and it passed unanimously.

**F. Prosperitas Associates, Inc.**  
**Dr. Chris Rose, Controlling Person Applicant**

Ms. Woodard presented the company application stating that all exhibits were submitted and complete. She further stated that along with the certificate of insurance, the applicant submitted a letter from the insurance agent advising of workers' compensation coverage.

Ms. Woodard presented the controlling person application of Dr. Chris Rose stating that all exhibits were submitted and complete and the only outstanding item is the criminal history report from the FBI.

Dr. Rose was in attendance and stated should anything derogatory be revealed on the criminal history report that he would subject himself to the jurisdiction of the board.

MOTION: Ms. Lanza moved to approve both applications with the condition that should any derogatory information be revealed on the criminal history reports that Dr. Rose would appear before the board.

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

**G. Simple Employer Solutions, Inc. dba Freedom HR Solutions**  
**H. Freedom HR Solutions, Inc.**  
**Ryan Moore, CO 681**  
**Gary Wagner, CO 709**

Ms. Woodard presented the applications stating they are for a group leader and group member. She further stated that all exhibits were submitted and complete and that workers' compensation was confirmed by DFS on December 7, 2006.

MOTION: Ms. Lanza moved to approve the applications.

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

**I. TLR of Bonita, Inc. dba Enterprise HR**  
**Edgar O. Rawls, Jr., CO 313**

Ms. Woodard advised that this application was being pulled from the agenda and would be presented to the board at a later date.

**J. Jon M. Boffa, Controlling Person Applicant**  
**Personnel Coordinators Inc. of Florida – EL 307**

Ms. Woodard presented the application stating that all exhibits were submitted and complete and the criminal history reports from the FDLE and the FBI were returned clear.

MOTION: Ms. Dockery moved to approve the application.

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

**K. Terry Koch, Controlling Person Applicant**  
**Southeastern Staffing, Inc. – GL 8**  
**Bay HR, Inc. – GM 279**  
**Southeastern Personnel Management, Inc. – GM 27**  
**Southeastern Staffing II, Inc. – GM 293**  
**Southeastern Staffing III, Inc. – GM 294**

Ms. Woodard presented the application stating that all exhibits were submitted and complete and the only outstanding items are the criminal history reports from the FDLE

and the FBI.

Mr. Miller represented the applicant stating should anything derogatory be revealed on the criminal history reports that Mr. Koch would subject himself to the jurisdiction of the board.

MOTION: Ms. Lanza moved to approve the application with the condition that should any derogatory information be revealed on the criminal history reports that Mr. Koch would appear before the board.

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

**L. Richard Lewis Ransom, Controlling Person Applicant**  
**Smart Payroll Solutions, Inc. – GL 75**  
**Smart Payroll Solutions II, Inc. – GM 159**  
**Smart Payroll Solutions III, Inc. – GM 160**

Ms. Woodard presented the application stating that all exhibits were submitted and complete and the only outstanding items are the criminal history reports from the FDLE and the FBI.

Mr. Tack represented the applicant stating should anything derogatory be revealed on the criminal history reports that Mr. Ransom would subject himself to the jurisdiction of the board.

MOTION: Mr. Moore moved to approve the application with the condition that should any derogatory information be revealed on the criminal history reports that Mr. Ransom would appear before the board.

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

**VII. REVIEW AND CONSIDERATION OF CHANGE OF OWNERSHIP APPLICATIONS**

**A. Kelly Staff Leasing – EL 105**  
**(Termination of Leasing License – EL 105)**  
**(Carl T. Camden, CO 690, Controlling Person Relinquishment)**  
**(William K. Gerber, CO 692, Controlling Person Relinquishment)**  
**(Michael F. Orsini, CO 693, Controlling Person Relinquishment)**

Ms. Woodard presented the application stating Oasis Outsourcing, Inc. would be the new owner, and that Mr. Mark Perlberg, CO 779 and Mr. Terry Mayotte, CO 295 would be the controlling persons for the company.

Ms. Woodard further stated that Carl T. Camden, CO 690, William K. Gerber, CO 692, Michael F. Orsini, CO 693, and the employee leasing company itself, wishes to relinquish their licenses upon approval of the change of ownership.

MOTION: Mr. Moore moved to approve the change of ownership application and accept the company termination and controlling person relinquishments.

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

**VIII. REVIEW AND CONSIDERATION OF TERMINATION OF EMPLOYEE LEASING COMPANY OPERATIONS**

- A. Central Leasing Management, Inc. – EL 246**
- B. American United Employers – EL 241**
- C. Simple Employer Solutions, Inc. dba Freedom HR Solutions – EL 337**
- D. Taber Chadwick, Inc. – EL 335**

Ms. Woodard presented the terminations stating that there are no open or pending complaints against the licensees.

**MOTION:** Mr. Crum moved to accept the terminations.

**SECOND:** Ms. Lanza seconded the motion and it passed unanimously.

- E. TLR of Bonita, Inc. – GM 98**

Ms. Woodard advised this termination was being pulled from the agenda and presented at a later date.

**IX. REVIEW AND CONSIDERATION OF CONTROLLING PERSON RELINQUISHMENTS**

- A. Taber J. Chadwick III, CO 767  
Taber Chadwick, Inc. – EL 335**
- B. Patricia Mistretta, CO 716  
Personnel Coordinators Inc. of Florida – EL 307**
- C. Jeffrey Scott Williams, CO 622  
Central Leasing Management, Inc. – EL 246**

Ms. Woodard presented the relinquishments stating that there were no open or pending complaints against the licensees.

**MOTION:** Mr. Moore moved to accept the license relinquishments.

**SECOND:** Mr. Crum seconded the motion and it passed unanimously.

**X. REVIEW AND CONSIDERATION OF EMPLOYEE LEASING COMPANY NAME CHANGES**

- A. American Business Solutions, Inc. dba Employee Professionals – GL 93  
TO: American Business Solutions, Inc.**
- B. Equity Group Leasing I, Inc. – EL 288  
TO: Equity Group Leasing I, Inc. dba Employee Professionals**



Ms. Woodard presented the applications stating they are complete.

MOTION: Ms. Lanza moved to approve the applications.

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

## **IX. REPORTS**

### **A. Office of the Attorney General – Lois Tepper**

Ms. Tepper advised the board that there were two (2) rules in play at this time.

Ms. Tepper informed that Rule 61G7-10.002, F.A.C. would become effective on December 31, 2006. She stated the other pending item, which is in abeyance until the end of the 2007 Legislative Session, is the workers' compensation form issue.

She advised that she had spoken with David Herschel at the Department of Financial Services (DFS) and he acknowledged that the letter that was promised in 2003 had never been written. He did state that he would take the issue back to his superiors and advise her of their decision. She stated of today's date she had not heard back from him.

Ms. Tepper stated Mr. Herschel did state that the board did receive a letter with DFS opinion about the topic, and would not be inclined to interpret the statutes or rules of DBPR.

Ms. Tepper stated that JAPC agreed not to take action on the issue until after the 2007 Legislative Session.

### **B. Executive Director – Richard Morrison**

Mr. Morrison mentioned the Operating and Unlicensed Activity Financial Reports and the Monthly Enforcement Report contained in the agenda materials.

He also mentioned the inclusion of a 5-Year Projection of the Operating Account, to give an overview of the status of the account without a fee waiver.

### **C. Chairperson – Celeste Dockery**

No Report.

## **X. OLD BUSINESS**

None

## **XI. NEW BUSINESS**

Mr. Moore expressed his displeasure with the customer contact center stating it was very difficult to get assistance and did not seem very customer-friendly.

Mr. Miller also expressed his concerns with the customer contact center stating changes need to be made and is hoping the department is taking their concerns into consideration when they make the changes to the system.

Mr. Morrison advised that these concerns have been brought to the attention of the department and that corrective actions are being taken. He further stated the system and process should begin to improve with the new changes that have been proposed.

## **XII. ADJOURNMENT**

MOTION: Ms. Dockery moved to adjourn the meeting.

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

The meeting adjourned at 10.45 a.m.