

**BOARD OF EMPLOYEE LEASING COMPANIES
TELEPHONE CONFERENCE CALL MEETING MINUTES
WEDNESDAY, DECEMBER 22, 2010
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 L. 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
Jody Lane, Prosecuting Attorney, DBPR
Mary Ellen Clark, Board Counsel, Office of the Attorney General

OTHERS PRESENT

Michael Miller, Kunkel, Miller & Hament, P.A.
Timothy Tack, Kunkel, Miller & Hament, P.A.
Jane Clark
Scott Buchannan
Norman LeClair
Peter Newman
Brian Pinckett
Maney LeShay
Renee Wells
Mike Todd, Esquire
Bill Robinson
Nancy Solis
Tony Boyd
Judy Malone
John McAnnar
Brad Issacs
Sean McConnell
Mark Bierenbaum

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

III. REVIEW AND APPROVAL OF THE NOVEMBER 17, 2010 GENERAL BUSINESS MEETING MINUTES

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

IV. REVIEW AND CONSIDERATION OF EMPLOYEE LEASING AND CONTROLLING PERSON APPLICATIONS

- A. Ariskco, Inc. (GL Applicant)
- B. Ariskco II, Inc. (GM Applicant)
- C. Ariskco III, Inc. (GM Applicant)
- D. Ariskco IV, Inc. (GM Applicant)
- E. Ariskco V, Inc. (GM Applicant)
William L. Perez, Controlling Person Applicant

Mr. Finkelstein presented the companies and controlling person applications.

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

- F. Azure Payroll Services, LLC (EL Applicant)
John McAnnar, Controlling Person Applicant

Mr. Finkelstein presented the company and controlling person applications.

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

- G. Creative Staffing Concepts, Inc. (GL Applicant)
- H. Signature HR, Inc. (GM Applicant)
- I. Signature HR 1, Inc. (GM Applicant)
- J. Signature HR 2, Inc. (GM Applicant)
- K. Vantage HR, Inc. (GM Applicant)
Maney H. Leshay, Controlling Person Applicant

Mr. Finkelstein presented the company and controlling person applications.

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

- L. DCXL, Inc. (EL Applicant)
Theodore Winglass, CO 932

Mr. Finkelstein presented the company application.

Ms. Clark advised the board that it would be inappropriate to consider this application for license with a pending investigation on-going against Mr. Winglass.

Mr. Mike Todd represented the applicants stating their desire to waive the 90-day timeframe per Section 120.60, Florida Statutes, to allow for the completion of the investigation.

Discussion of the application was tabled until the investigation has been completed.

M. DedicatedHR USA, Inc. (GL Applicant)

N. DedicatedHR 1, Inc. (GM Applicant)

William Mills III, CO 536

Harry Campbell, CO 599

Peter Newman, CO 621

Mr. Finkelstein presented the group leader and group member applications.

MOTION: Mr. Reeves moved to approve the applications.

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

O. EvolveHR IV, Inc. (GM Applicant)

Norman Leclair, CO 882

Mr. Finkelstein presented the group member application.

MOTION: Mr. Finkelstein moved to approve the application.

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

P. Omega Business Solutions V, Inc. (GM Applicant)

Marvin Dial, CO 570

Mr. Finkelstein presented the group member application.

MOTION: Mr. Reeves moved to approve the application.

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

Q. Pay Admin, LLC (GM Applicant)

Celeste Dockery, CO 7

Ana B. Alfonso, CO 918

Thomas D. Harrington, CO 926

(EL Termination – Pay Admin, LLC – EL 389)

Mr. Finkelstein presented the group member and termination of operations applications.

Ms. Dockery recused herself from the discussion and vote due to her involvement in the company.

MOTION: Mr. Finkelstein moved to approve the company and termination applications.

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

**R. STS National Management Services, Inc.
d/b/a Modern Business Associates VII (EL Applicant)
Mark Lettelleir, CO 306**

Mr. Finkelstein presented the company application. He advised that he did not notice that the contract had been reviewed by Ms. Clark.

Ms. Woodard advised that the contract was inadvertently not sent to Ms. Clark and that it was being sent to her today.

MOTION: Mr. Jones moved to approve the application pending the contract review by Ms. Clark.

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

**S. Tampa Service Company, Inc. (GL Applicant)
d/b/a Pacesetter Personnel Services – Payroll Services Division**

**T. Florida Staffing Service, Inc. (GM Applicant)
Kenneth Joekel, CO 790
Larry Kosta, CO 794
(EL Termination – Tampa Service Company, Inc. – EL 344)**

Mr. Finkelstein presented the group leader and group member applications.

Ms. Lane advised that the applicant may have failed to disclose prior discipline/ investigations by the board.

Mr. Miller and Mr. Tack represented the applicants stating it was not the intention of the applicant to provide false or incorrect information and would provide full disclosure and updated information.

MOTION: Mr. Finkelstein moved to table discussion of the applications until the applicant could provide updated application information and explanation as to any prior discipline/investigations.

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

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

**A. Employers One Source Group, Inc.
(Teresita M. Batista, President)**

Mr. Jones presented the company application.

Ms. Dockery stated she had questions about the applicant's workers' compensation certificate. She specifically stated the certificate did not list it covered leased employees in Florida and the name on the insured on the certificate did not match the applicant's name.

Ms. Renee Wells was present and represented the applicants stating she would provide a corrected certificate.

MOTION: Ms. Dockery moved to approve the application pending receipt of a corrected certificate of insurance and/or letter from the carrier that stated the policy covers leased employees in Florida and correction to the name insured on the policy to reflect the applicant's name.
SECOND: Mr. Finkelstein seconded the motion and it passed unanimously.

**B. QTI Human Resources, Inc.
(David Silverberg, Jay Loewi, Londa Dewey, Michael Gotzier, Officers)**

Mr. Jones presented the company application.

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

**C. R.M. Personnel, Inc.
(Ceci Mulvihill, Elvia M. Doyle, Martha Stumbo, Officers)**

Mr. Jones presented the company application.

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

VI. REVIEW AND CONSIDERATION OF CONTROLLING PERSON APPLICATIONS

A. Joseph G. DeRosa, Controlling Person Applicant
AlphaStaff, Inc. d/b/a Alphastaff – GL 49
Alpha FLA 6, Inc. d/b/a Alphastaff – GM 292
AlphaStaff 3, Inc. d/b/a Alphastaff – GM 234
AlphaStaff Systems V, Inc. d/b/a Alphastaff – GM 238
AlphaStaff 2, Inc. d/b/a Alphastaff – GL 125
AlphaNY 2, Inc. d/b/a Alphastaff – GM 317
Alpha NYPEO, Inc. d/b/a Alphastaff – GM 319
Equity Leasing-Finance II, Inc. d/b/a Alphastaff – GM 239
AlphaGA 2, Inc. d/b/a Alphastaff – GM 386
ASI Resources, Inc. d/b/a Alphastaff – GM 387

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

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

B. Carl J. Miserendino, Jr., Controlling Person Applicant
AlphaStaff, Inc. d/b/a Alphastaff – GL 49
Alpha FLA 6, Inc. d/b/a Alphastaff – GM 292
AlphaStaff 3, Inc. d/b/a Alphastaff – GM 234
AlphaStaff Systems V, Inc. d/b/a Alphastaff – GM 238
AlphaStaff 2, Inc. d/b/a Alphastaff – GL 125
AlphaNY 2, Inc. d/b/a Alphastaff – GM 317

Alpha NYPEO, Inc. d/b/a Alphastaff – GM 319
Equity Leasing-Finance II, Inc. d/b/a Alphastaff – GM 239
AlphaGA 2, Inc. d/b/a Alphastaff – GM 386
ASI Resources, Inc. d/b/a Alphastaff – GM 387

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

MOTION: Ms. Dockery moved to approve the application.

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

VII. REVIEW AND CONSIDERATION OF CHANGE OF OWNERSHIP APPLICATIONS

A. Pinnacle Employee Leasing, Inc. – EL 390
(EL Termination – Pinnacle Employee Leasing, Inc. – EL 390)

B. TXRECO, Inc. d/b/a Pinnacle Employee Leasing – EL 324
(EL Termination – TXRECO d/b/a Pinnacle Employee Leasing – EL 324)

Mr. Finkelstein presented the change of ownership and termination applications.

MOTION: Ms. Dockery moved to approve the change of ownership applications.

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

MOTION: Mr. Finkelstein moved to accept the termination of operations.

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

VIII. REVIEW AND CONSIDERATION OF EMPLOYEE LEASING COMPANY NAME CHANGES

A. Employer Services Group, LLC – GL 158
TO: Employer Services Group, LLC d/b/a AES HR Solutions

B. Smart Employer Services, Inc. – GM 392
TO: Smart Employer Services, Inc. d/b/a AES HR Solutions

C. Smart Employer Services II, Inc. – GM 393
TO: Smart Employer Services II, Inc. d/b/a AES HR Solutions

Mr. Finkelstein presented the name change applications.

MOTION: Ms. Dockery moved to approve the applications.

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

IX. REVIEW AND CONSIDERATION OF CONTROLLING PERSON RELINQUISHMENTS

A. Phillip W. Carollo, CO 813
CoAdvantage Resources, Inc. – GL 82
CoAdvantage Payroll Tax Services, Inc. – GM 262
CoAdvantage Resources IV, Inc. – GM 280
CoAdvantage Resources V, Inc. – GM 246

CoAdvantage Resources-Florida, Inc. – GM 260
CoAdvantage Resources II, Inc. – GL 69
CoAdvantage Resources 12, Inc. – GM 287
NELCO Two, Inc. – GM 285
NELCO Seven, Inc. – GM 142
NELCO Eight, Inc. – GM 141
CoAdvantage Resources 13, Inc. – GL 36
CoAdvantage Resources 14, Inc. – GM 75
CoAdvantage Resources 15, Inc. – GM 73
NELCO Three, Inc. – GM 286

Mr. Finkelstein presented the controlling person relinquishment of Phillip W. Carollo.

MOTION: Mr. Finkelstein moved to accept the relinquishment.

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

B. Bruce Robert Goin, CO 449

CoAdvantage Resources, Inc. – GL 82
CoAdvantage Payroll Tax Services, Inc. – GM 262
CoAdvantage Resources IV, Inc. – GM 280
CoAdvantage Resources V, Inc. – GM 246
CoAdvantage Resources-Florida, Inc. – GM 260
CoAdvantage Resources II, Inc. – GL 69
CoAdvantage Resources 12, Inc. – GM 287
NELCO Two, Inc. – GM 285
NELCO Seven, Inc. – GM 142
NELCO Eight, Inc. – GM 141
CoAdvantage Resources 13, Inc. – GL 36
CoAdvantage Resources 14, Inc. – GM 75
CoAdvantage Resources 15, Inc. – GM 73
NELCO Three, Inc. – GM 286

Mr. Finkelstein presented the controlling person relinquishment of Bruce Robert Goin.

MOTION: Ms. Dockery moved to accept the relinquishment.

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

C. Deborah Segal – CO 93
Paysource, Inc. – DM 44

Mr. Finkelstein presented the controlling person relinquishment of Deborah Segal.

MOTION: Mr. Jones moved to accept the relinquishment.

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

D. Marjorie Seltzer – CO 674
STS National Administrative Services, Inc. – GL 157
Modern Business Associates III, Inc. – GM 121
STS Administrative Services of Florida, Inc. – GM 372

STS Management Services of Florida, Inc. – GM 351
STS Regional Administrative Services, Inc. – GM 343

Mr. Finkelstein presented the controlling person relinquishment of Marjorie Seltzer.

MOTION: Mr. Finkelstein moved to accept the relinquishment.

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

E. Dayne L. Williams, CO 298

CoAdvantage Resources, Inc. – GL 82

CoAdvantage Payroll Tax Services, Inc. – GM 262

CoAdvantage Resources IV, Inc. – GM 280

CoAdvantage Resources V, Inc. – GM 246

CoAdvantage Resources-Florida, Inc. – GM 260

CoAdvantage Resources II, Inc. – GL 69

CoAdvantage Resources 12, Inc. – GM 287

NELCO Two, Inc. – GM 285

NELCO Seven, Inc. – GM 142

NELCO Eight, Inc. – GM 141

CoAdvantage Resources 13, Inc. – GL 36

CoAdvantage Resources 14, Inc. – GM 75

CoAdvantage Resources 15, Inc. – GM 73

NELCO Three, Inc. – GM 286

Mr. Finkelstein presented the controlling person relinquishment of Dayne L. Williams.

MOTION: Mr. Jones moved to accept the relinquishment.

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

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

A. Allstates Employer Services, Inc. – EL 156

B. Allstates Employer Services II, Inc. – EL 277

Mr. Finkelstein presented the applications for termination of operations.

MOTION: Mr. Finkelstein moved to accept the terminations.

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

C. Business Personnel Solutions, Inc. – EL 343
(CP Relinquishment – George Norton III, CO 789)

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

Mr. Jones asked if staff had received the change of ownership application for the company.

Ms. Woodard stated she did not have record of a change of ownership application.

The board tabled discussion of the termination and relinquishment applications until the licensees have submitted a change of ownership application.

- D. CoAdvantage Payroll Tax Services, Inc. – GM 262**
- E. CoAdvantage Resources V, Inc. – GM 246**
- F. CoAdvantage Resources 12, Inc. – GM 287**
- G. CoAdvantage Resources 15, Inc. – GM 73**

Mr. Finkelstein presented the applications for termination of operations.

MOTION: Mr. Jones moved to accept the terminations.

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

H. Smart Employer Services, Inc. d/b/a SES Human Resources – EL 385

Mr. Finkelstein presented the application for termination of operations.

MOTION: Mr. Finkelstein moved to accept the termination.

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

XI. REPORTS

A. Office of the Attorney General – Mary Ellen Clark

Ms. Clark advised that since the November 2010 meeting, the Legislature overrode Governor Crist's veto of House Bill 1565 with the directive that the provisions of that legislation take effect that day, November 17, 2010.

She stated that in addition to adding new requirements for rule-making, it puts the board in a position of backing up on its rules for things that already been completed.

Ms. Clark stated that the December Rules Report lists rules that she is aware of that are in play and includes the language that the board has already approved with the dates included.

She stated that Rules 61G7-5.001, 61G7-5.0033, and 61G7-5.005, F.A.C. are rules that the board have previously determined would negatively impact small business and would require a Statement of Estimated Regulatory Costs (SERC). She advised that those rules would need new SERCs before they can proceed.

Ms. Clark further stated that Mr. Morrison has been working with the department on how to comply with the new legislation.

Mr. Morrison stated he is working on the SERCs for the three rules and have completed the worksheets for them.

Ms. Clark advised that the board would have to review and approve the SERCs before anything else can happen to the rules.

Ms. Clark advised that the other two rules for which the language is known and the board has approved the amendments are Rule 61G7-10.0012 and Rule 61G7-10.002, F.A.C.

She stated before the board can proceed with these rules the board must consider the questions that must be addressed based on the new legislation.

Ms. Clark asked the following questions:

Rule 61G7-10.0012, F.A.C.

1. Will the proposed rule amendments have an adverse impact on small business?

MOTION: Mr. Finkelstein moved that the proposed amendments to Rule 61G7-10.0012, F.A.C. would not have an adverse impact on small business.

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

2. Will the proposed rule amendments be likely to directly or indirectly increase regulatory costs to any entity (including government) in excess of \$200,000 in the aggregate in Florida within 1 year after implementation?

MOTION: Ms. Dockery moved that the proposed language would not be likely to directly or indirectly increase regulatory costs to any entity (including government) in excess of \$200,000 in the aggregate in Florida within 1 year after implementation.

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

Rule 61G7-10.002, F.A.C.

1. Will the proposed rule amendments have an adverse impact on small business?

MOTION: Mr. Finkelstein moved that the proposed amendments to Rule 61G7-10.002, F.A.C. would not have an adverse impact on small business.

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

2. Will the proposed rule amendments be likely to directly or indirectly increase regulatory costs to any entity (including government) in excess of \$200,000 in the aggregate in Florida within 1 year after implementation?

MOTION: Mr. Finkelstein moved that the proposed language would not be likely to directly or indirectly increase regulatory costs to any entity (including government) in excess of \$200,000 in the aggregate in Florida within 1 year after implementation.

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

Ms. Clark stated that based on the board's answers of "no" to the previously asked questions, the enhanced SERC is not required for Rule 61G7-10.0012, F.A.C and Rule 61G7-10.002, F.A.C.

Mr. Finkelstein thanked Ms. Clark for all of her hard work on preparing the rules report.

B. Office of the General Counsel – Jody Lane

No Report.

C. Executive Director – Rick Morrison

No Report.

D. Chairperson – Abram Finkelstein

No Report.

XII. OLD BUSINESS

None

XIII. NEW BUSINESS

None

XIV. PUBLIC COMMENTS

None

XI. ADJOURNMENT

MOTION: Mr. Jones moved to adjourn.

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

The meeting adjourned at 12:30 p.m.

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