

**BOARD OF EMPLOYEE LEASING COMPANIES
GENERAL BUSINESS MEETING**

**Four Points by Sheraton Tallahassee
316 W Tennessee St
Tallahassee, FL 32301**

February 13, 2019

9:00 a.m.

CALL TO ORDER

The meeting was called to order at approximately 9:03 A.M. EST by Mr. Richard Kiracofe, Board Chair.

I. ROLL CALL

MEMBERS PRESENT

Richard Kiracofe, Chair
Raja Shekhar, Vice Chair
Zach Collier
Ronald Hodge

MEMBER ABSENT

STAFF PRESENT

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

OTHERS PRESENT

Timothy Tack, Miller Tack & Madson
Torben Madson, Miller Tack & Madson
Michael Miller, Miller Tack & Madson
For The Record Reporting, Inc. (850) 222-5491

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

III. THE PLEDGE OF ALLEGIANCE

IV. ELECTIONS

CHAIR

MOTION: Mr. Kiracofe nominated Mr. Collier as Board Chair.

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

VICE CHAIR

MOTION: Mr. Kiracofe nominated Mr. Hodge as Vice Chair.

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

V. DISCIPLINARY HEARINGS

A. Settlement Stipulations

1. **ABS 1 – EL 447**
Case No. 2018-033632
2. **Melvin Howard Willis, Jr. – CO 1121**
Case No. 2018-033634

Mr. Gordon stated the cases will be pulled from the agenda and presented at the April Board meeting.

3. **HRSmarter VI, LLC – GL 228**
Case No. 2018-027477
4. **HRSmarter VII, LLC – GM 603**
Case No. 2018-027481
5. **HRSmarter VIII, LLC – GM 604**
Case No. 2018-027484
6. **HRSmarter IX, LLC – GM 605**
Case No. 2018-027491
7. **HRSmarter X, LLC – GM 606**
Case No. 2018-027499
8. **Anthony Michael Danon – CO 1122**
Case No. 2018-027503
9. **Efrain Rivera – CO 982**
Case No. 2018-027510
10. **Stephanie Schaeffer – CO 986**
Case No. 2018-027516
11. **Kevin Hill – CO 1000**
Case No. 2018-027505

PCP: DBPR – November 28, 2018

Mr. Gordon 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 2017 2nd quarter report, 3rd quarter report, and 4th quarter report. Respondents violated Section 468.532(1) (i), F.S., through violation of Rule 61G7-

10.0011, Fla. Admin. Code, for Respondents' failure to timely file 2017 annual report
Respondent also violated Section 468.532(1) (i), F.S., through a violation of Rule 61G7-5.002, Fla. Admin. Code, for failure to timely pay 2017 annual assessment.

Mr. Gordon stated the settlement stipulation provides for imposition of an administrative fine of \$900.00 and costs of \$615 with joint and several liabilities for payment of the fine and costs.

MOTION: Mr. Kiracofe moved to reject the terms of the settlement stipulation.

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

MOTION: Mr. Kiracofe move to counter the terms of the settlement stipulation by increasing the fines \$200 per case and dismissing the cases against Stephanie Schaeffer and Kevin Hill.

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

Mr. Timothy Tack accepted the counter offer on record.

12. HRSmarter I, LLC – GL 213

Case No. 2018-027579

13. HRSmarter II, LLC – GM 563

Case No. 2018-027582

14. HRSmarter III, LLC – GM 570

Case No. 2018-027592

15. HRSmarter IV, LLC – GM 569

Case No. 2018-027590

16. HR Outsourcing Associates, LLC – GM 610

Case No. 2018-027598

17. Anthony Michael Danon, CO 1122

Case No. 2018-027608

18. Efrain Rivera – CO 982

Case No. 2018-027634

19. Stephanie Schaeffer – CO 986

Case No. 2018-027636

20. Kevin Hill – CO 1000

Case No. 2018-027632

PCP: DBPR – November 28, 2018

Mr. Gordon 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 2017 2nd quarter report, 3rd quarter report, and 4th quarter report. Respondents violated Section 468.532(1) (i), F.S., through violation of Rule 61G7-

10.0011, Fla. Admin. Code, for Respondents' failure to timely file 2017 annual report. Respondent also violated Section 468.532(1) (i), F.S., through a violation of Rule 61G7-5.002, Fla. Admin. Code, for failure to timely pay 2017 annual assessment.

Mr. Gordon stated the settlement stipulation provides for imposition of an administrative fine of \$900.00 and costs of \$615 with joint and several liabilities for payment of the fine and costs.

MOTION: Mr. Kiracofe moved to reject the terms of the settlement stipulation.

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

MOTION: Mr. Kiracofe move to counter the terms of the settlement stipulation by increasing the fines \$200 per case and dismissing the cases against Stephanie Schaeffer and Kevin Hill.

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

Mr. Timothy Tack accepted the counter offer on record.

**21. Employers Alliance VII – GL 181
Case No. 2018-027370**

**22. Employers Alliance VIII – GM 579
Case No. 2018-027379**

**23. Employers Alliance IX – GM 477
Case No. 2018-027383**

**24. Anthony Michael Danon – CO 1122
Case No. 2018-027387**

**25. Efrain Rivera – CO 982
Case No. 2018-027392**

**26. Stephanie Schaeffer – CO 986
Case No. 2018-027396**

**27. Kevin Hill – CO 1000
Case No. 2018-027388**

PCP: DBPR – November 28, 2018

Mr. Gordon 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 2017 2nd quarter report, 3rd quarter report, and 4th quarter report. Respondents violated Section 468.532(1) (i), F.S., through violation of Rule 61G7-10.0011, Fla. Admin. Code, for Respondents' failure to timely file 2017 annual report. Respondent also violated Section 468.532(1) (i), F.S., through a violation of Rule 61G7-5.002, Fla. Admin. Code, for failure to timely pay 2017 annual assessment.

Mr. Gordon stated the settlement stipulation provides for imposition of an administrative fine of \$700.00 and costs of \$539 with joint and several liabilities for payment of the fine and costs.

MOTION: Mr. Kiracofe moved to reject the terms of the settlement stipulation.
SECOND: Mr. Hodge seconded the motion and it passed unanimously.

MOTION: Mr. Kiracofe move to counter the terms of the settlement stipulation by increasing the fines \$200 per case and dismissing the cases against Stephanie Schaeffer and Kevin Hill.
SECOND: Mr. Shekhar seconded the motion and it passed unanimously.

Mr. Timothy Tack accepted the counter offer on record.

**28. HRAdvantage of Oregon, Inc. – GL 241
Case No. 2018-026545**

**29. HRBusiness Solutions of Florida – GM 634
Case No. 2018-026563**

**30. Julie Caputo – CO 1208
Case No. 2018-026565**

PCP: DBPR – October 8, 2018

Mr. Gordon 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 4th quarter report and 2018 1st quarter report. Respondents violated Section 468.532(1) (i), F.S., through violation of Rule 61G7-10.0011, Fla. Admin. Code, for Respondents' failure to timely file 2017 annual report. Respondent violated Section 468.532(1) (i), F.S., through a violation of Rule 61G7-5.002, Fla. Admin. Code, for failure to timely pay 2017 annual assessment. Respondent also violated Section 468.532(1) (f), F.S., through a violation of Rule 61G7-7.001, Fla. Admin. Code, for practicing on an inactive or suspended license due to failure to timely renew the licenses.

Mr. Gordon stated the settlement stipulation provides for imposition of an administrative fine of \$1000.00 and costs of \$459.23 with joint and several liabilities for payment of the fine and costs.

MOTION: Mr. Hodge 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.

**31. Employers Alliance III – GL 115
Case No. 2018-027073**

**32. Employers Alliance IV – GM 302
Case No. 2018-027090**

- 33. Employers Alliance V – GM 251
Case No. 2018-027096**
- 34. Employers Alliance VI – GM 301
Case No. 2018-027099**
- 35. Anthony Michael Danon – CO 1122
Case No. 2018-027101**
- 36. Efrain Rivera – CO 982
Case No. 2018-027106**
- 37. Stephanie Schaeffer – CO 986
Case No. 2018-027111**
- 38. Kevin Hill – CO 1000
Case No. 2018-027103**

PCP: DBPR – November 13, 2018

Mr. Gordon 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 2017 2nd quarter report, 3rd quarter report, and 4th quarter report. Respondents violated Section 468.532(1) (i), F.S., through violation of Rule 61G7-10.0011, Fla. Admin. Code, for Respondents' failure to timely file 2017 annual report. Respondent also violated Section 468.532(1) (i), F.S., through a violation of Rule 61G7-5.002, Fla. Admin. Code, for failure to timely pay 2017 annual assessment.

Mr. Gordon stated the settlement stipulation provides for imposition of an administrative fine of \$800.00 and costs of \$577 with joint and several liabilities for payment of the fine and costs.

MOTION: Mr. Kiracofe moved to reject the terms of the settlement stipulation.
SECOND: Mr. Hodge seconded the motion and it passed unanimously.

MOTION: Mr. Kiracofe move to counter the terms of the settlement stipulation by increasing the fines \$200 per case and dismissing the cases against Stephanie Schaeffer and Kevin Hill.
SECOND: Mr. Shekhar seconded the motion and it passed unanimously.

Mr. Timothy Tack accepted the counter offer on record.

The board recessed for a brief break.

BOARD OF EMPLOYEE LEASING COMPANIES
GENERAL BUSINESS MEETING

Four Points by Sheraton Tallahassee
316 W Tennessee St
Tallahassee, FL 32301

February 13, 2019

I. CALL TO ORDER

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

II. REVIEW AND APPROVAL OF THE DECEMBER 19, 2018 MEETING MINUTES

Board members reviewed the minutes from the December 19, 2018 meeting.

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

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

III. REVIEW AND APPROVAL OF THE JANUARY 16, 2019 MEETING MINUTES

Board members reviewed the minutes from the January 16, 2019 meeting.

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

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

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

A. Big People LLC – Employee Leasing Company Applicant
Jorge Garces – Controlling Person Applicant

Mr. Collier presented the employee leasing application for Big People LLC and the controlling person application of Jorge Garces.

MOTION: Mr. Kiracofe moved to deem the applications incomplete due to their financials. Mr. Kiracofe stated a letter of credit must be provided and the review will be continued at the next meeting.

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

- B. James Anthony Cleveland – Controlling Person Applicant**
Employer HR Synergies LLC – GL 199
Express HR Synergiesone LLC – GM 528
Express HR Synergiestwo LLC – GM 529

Mr. Collier presented the controlling person application of James Anthony Cleveland.

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

- C. Kelly Anderson – Controlling Person Applicant**
Florida Resource Management II, LLC – GL 224
Florida Resource Management LLC – GM 471
Florida Resource Management III LLC – GM 590

Mr. Collier presented the controlling person application of Kelly Anderson.

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

V. REVIEW AND CONSIDERATION OF REGISTRATION OF DE MINIMUS COMPANY

- A. No applications to review.**

VI. BOARD NOTIFICATIONS

CHANGE OF OWNERSHIP APPLICATIONS

- A. No Asset Purchase Applications.**

STOCK PURCHASE

- A. Oasis Outsourcing, Inc. – GL 42**
Oasis Outsourcing HR, Inc. – GM 443
Oasis Outsourcing Contract VII – GM 444
Oasis Outsourcing Contract III – GM 612
Oasis Outsourcing Admin II Inc. – GM 613
Add On: John Bradley Gibson, Jr. – CO 1242

Mr. Collier presented the stock purchase for Oasis Outsourcing, Inc. and all group members. Paychex North America, Inc. purchased the company.

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

- B. Oasis Outsourcing Admin Group, Inc. – GL 237**
Oasis HR Solutions III, Inc. – GM 631
DHR of Florida I, LLC – GM 641
Add On: John Bradley Gibson, Jr. – CO 1242

Mr. Collier presented the stock purchase for Oasis Outsourcing Admin Group, Inc. and all group members. Paychex North America, Inc. purchased the company.

MOTION: Mr. Shekhar moved to ratify the application.

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

C. Aureon HR, Inc. – GL 156

Aureon HR I, Inc. – GM 382

Aureon HR II, Inc. – GM 384

HRC-SVL, LLC – GM 654

Add On: John Bradley Gibson, Jr. – CO 1242

Mr. Collier presented the stock purchase for Aureon HR, Inc. and all group members. Paychex North America, Inc. purchased the company.

MOTION: Mr. Shekhar moved to ratify the application.

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

D. Oasis Outsourcing V, Inc. – GL 54

Oasis Outsourcing VI, Inc. – GM 109

Oasis Outsourcing Contract II, Inc. – GM 342

Oasis Outsourcing Admin, Inc. – GM 406

Century II Staffing USA, Inc. – GM 626

Add On: John Bradley Gibson, Jr. – CO 1242

Mr. Collier presented the stock purchase for Oasis Outsourcing V, Inc. and all group members. Paychex North America, Inc. purchased the company.

MOTION: Mr. Shekhar moved to ratify the application.

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

E. Staff One, Inc. – EL 194

Add On: John Bradley Gibson, Jr. – CO 1242

Mr. Collier presented the stock purchase for Staff One, Inc. Paychex North America, Inc. purchased the company.

MOTION: Mr. Shekhar moved to ratify the application.

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

F. Staff One of Oklahoma, LLC – EL 456

Add On: John Bradley Gibson, Jr. – CO 1242

Mr. Collier presented the stock purchase for Staff One of Oklahoma, LLC. Paychex North America, Inc. purchased the company.

MOTION: Mr. Shekhar moved to ratify the application.

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

VII. CHANGE OF NAME APPLICATIONS

**A. ABS 1, Inc. D/B/A Cornerstone PEO – EL 447
TO: ABS 1, Inc. D/B/A National HR Solutions**

Mr. Collier presented the name change application for ABS 1, Inc. Mr. Hodge recused himself due to past business relations.

MOTION: Mr. Shekhar moved to approve the application.

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

VIII. CHANGE OF STATUS

A. No change of status applications.

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

A. No Termination applications to review.

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

A. No voluntary null and void applications.

XI. DISCUSSION ITEMS

A. Deregation Rule Proposed Changes

Rule 61G7-5.001 – Board asked Board Office to research the impact of the licensure fee cut for discussed at April meeting.

Rule 61G7-5.011 – Board reviewed the De Minimus applications for possible reduction of application requirements.

Rule 61G7-10.001 – Board discussed reducing the Quarterly report requirements. Discussed proposed rule language changes.

Rule 61G7-7.003 – Board discussed the Notice of Non Compliance Rule.

Rule 61G7-5.004 – Board discussed college transcripts requirements.

XII. Reports

A. Office of Attorney General

Ms. Norr presented the February Rules report.

B. Office of General Counsel

Mr. Gordon presented the public and private case reports.

C. Executive Director

Mr. Morrison reviewed the Board financials.

D. Chairperson

No report from Chair.

XIII. TASK FORM

Board Chair requested Board office to research the impact of licensure fee cut.

XIV. OLD BUSINESS

None

XIII. NEW BUSINESS

None

XIV. PUBLIC COMMENTS

NONE

XV. ADJOURNMENT

MOTION: Mr. Kiracofe moved to adjourn the meeting at 12:13 p.m.

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

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