

**BOARD OF EMPLOYEE LEASING COMPANIES
TELEPHONE CONFERENCE CALL MEETING MINUTES
WEDNESDAY, July 15, 2015**

**10:00 a.m. EST
MEET-ME-NUMBER: (888) 670-3525**

I. CALL TO ORDER

The meeting was called to order at approximately 10:03 a.m. EST by Mr. Abram Finkelstein, Board Chair.

II. ROLL CALL

MEMBERS PRESENT

Abram Finkelstein, Chair
John Jones, Vice-Chair
Celeste Dockery
Philip Stamatyades

MEMBERS ABSENT

Eric Arfons (*excused*)
Scott Buchanan (*excused*)

STAFF PRESENT

Rick Morrison, Executive Director, DBPR
Krista Woodard, Government Analyst II, DBPR
Mary Ellen Clark, Board Counsel, Office of the Attorney General
Lynette Norr, Office of the Attorney General
John Cary, Chief Attorney, Professions, DBPR
James Fortunatas, Prosecuting Attorney, DBPR

OTHERS PRESENT

Greg Mills, Department of Financial Services
Michael Miller, Kunkel, Miller & Hament, P.A.
Timothy Tack, Kunkel, Miller & Hament, P.A.
Torben Madson, Kunkel, Miller & Hament, P.A.
Kristina Smith
Judy Malone
Karen Alston
Michael Hasner
Mark Smith

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

Mr. Finkelstein welcomed Ms. Dockery back to the board.

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

- A. Florida Resource Management II, LLC – GL Applicant
- B. Florida Resource Management III, LLC – GM Applicant
Kimberly Ann Higgins, CO 1041

Mr. Finkelstein presented the applications of Florida Resource Management II and III, LLC.

MOTION: Mr. Finkelstein moved to approve the applications.

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

**C. United Tech Staffing Solutions, Inc. – EL Applicant
Kristina Ashley Smith, CP Applicant**

Mr. Finkelstein presented the company application of United Tech Staffing Solutions, Inc. and the controlling person application of Kristina Smith.

Mr. Jones advised that the IRS 8821 form for Ms. Smith needs to be corrected to include income tax.

MOTION: Mr. Finkelstein moved to approve the applications pending receipt of a corrected IRS 8821 form for Ms. Smith.

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

IV. REVIEW AND CONSIDERATION OF CONTROLLING PERSON RELINQUISHMENTS

**A. Cristina Allan, CO 1049
AlphaStaff, Inc. – GL 49
AlphaStaff 2, Inc. – GL 125
AlphaStaff Holdings, Inc. – GL 180
*(Group Members are included in list of companies)***

Mr. Finkelstein presented the controlling person relinquishment of Ms. Cristina Allan.

MOTION: Ms. Dockery moved to accept the controlling person relinquishment.

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

**B. Robert M. Liess, CO 1051
Choice Employer Solutions, Inc. – GL 192
Choice Employer Solutions III, Inc. – GM 518**

Mr. Finkelstein presented the controlling person relinquishment of Mr. Liess.

MOTION: Mr. Finkelstein moved to accept the controlling person relinquishment.

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

V. DISCUSSIONS

- June 22, 2015 JAPC Letters
- June 17, 2015 Response to JAPC – Rule 61G7-10.002, F.A.C.
- June 17, 2015 Response to JAPC – Rule 61G7-5.0033, F.A.C.
- DBPR EL 4518 – **Board Approved** Cross Guarantee Form (notary)
- DBPR EL 4518 – Cross Guarantee Form (Financial Statement)
- DBPR EL 4518 – Cross Guarantee Form (Simple)
- DBPR EL 4505 – Board Approved Guaranty Form (attest language example)

Ms. Clark advised that at the June 2015 telephone conference call, the board approved language to Rules 61G7-10.002 and 61G7-5.0033, F.A.C. However, correspondence was received from JAPC addressing concerns regarding Rule 61G7-5.0033, F.A.C and Form DBPR EL 4518.

Ms. Clark asked if the board wanted to proceed with the rule being aware of the concerns from JAPC.

Mr. Finkelstein stated the statutes states "as the Board deems appropriate" as also referenced in her response and he feels that the board is legally correct in requesting the notarization of the form.

After further discussion, the board asked Ms. Clark to make arrangements to toll Rule 61G7-5.0033, F.A.C. until further notice.

The board also directed Ms. Clark, Mr. Finkelstein, and Mr. Tack to propose draft language that would remove the notary requirement, but implement a witness requirement for the form and to present their progress at the August 2015 telephone conference call meeting.

VI. REPORTS

A. Office of the Attorney General – Mary Ellen Clark

Ms. Clark advised that she included her report in the rules discussion.

B. Office of the General Counsel – James Fortunas

No Report.

C. Executive Director – Rick Morrison

No Report.

D. Chairperson – Abram Finkelstein

Mr. Finkelstein stated he was excited to see the appointment of a new member to the board.

Mr. Morrison advised that there are several applications in the Governor's Appointments Office and he expects that the current vacancies and anticipated vacancies will be filled.

VII. OLD BUSINESS

None

VIII. NEW BUSINESS

None

IX. PUBLIC COMMENTS

None

X. ADJOURNMENT

MOTION: Mr. Jones moved to adjourn.

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

The meeting adjourned at 11:05 a.m.

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