

**BOARD OF EMPLOYEE LEASING COMPANIES
GENERAL BUSINESS MEETING MINUTES
THE RITZ-CARLTON GOLF RESORT
2600 TIBURON DRIVE
NAPLES, FLORIDA 34109
239-593-2000**

**October 1, 2015
9:00 A.M. EST**

I. CALL TO ORDER

The meeting was called to order at approximately 9:02 a.m. EST by Mr. Abram Finkelstein, Board Chair.

II. ROLL CALL

MEMBERS PRESENT

Abram Finkelstein, Chair
John Jones, Vice Chair
Eric Arfons
Richard Scott Buchanan
Emery Ellinger

MEMBERS ABSENT

Celeste Dockery (*excused*)

STAFF PRESENT

Rick Morrison, Executive Director, DBPR
Mary Ellen Clark, Board Counsel, Office of the Attorney General
Lynette Norr, Board Counsel, Office of the Attorney General
James Fortunas, Assistant General Counsel, DBPR
Krista Woodard, Government Analyst, DBPR
Tenasha Riley, Government Analyst, DBPR

OTHERS PRESENT

Michael Miller, Kunkel, Miller & Hament, P.A. and FAPEO
Timothy Tack, Kunkel Miller & Hament, P.A.
Torben Madson, Kunkel Miller & Hament, P.A.
Gordon Berger, Esquire
Robin Knapp
Bob Jones
James Mark Gilmore
Adam Shaw
Daniel Cahill

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

III. THE PLEDGE OF ALLEGIANCE

Mr. Finkelstein led all in the Pledge of Allegiance.

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

**A. Allowance, LLC (EL Applicant)
James Mark Gilmore, Controlling Person Applicant**

Mr. Finkelstein presented the company application of Allowance, LLC and the controlling person application of Mr. James Gilmore.

Mr. Gilmore was present and represented by Mr. Gordon Berger.

As brief discussion ensued wherein Mr. Gilmore explained the bankruptcy listed on the controlling person application and his experiences as a PEO operator.

After the discussion, the following motion was made.

MOTION: Mr. Jones moved to approve the applications.

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

**B. MS PEO I, LLC (GL Applicant)
C. MS PEO II, LLC (GM Applicant)
D. MS PEO III, LLC (GM Applicant)
E. MS PEO IV, LLC (GM Applicant)
F. MS PEO V, LLC (GM Applicant)
Daniel Michael Cahill, Controlling Person Applicant**

Mr. Finkelstein presented the group leader, group members and the controlling person's applications.

MOTION: Mr. Jones moved to approve the applications.

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

**G. ** Petition for Reconsideration of Licensing Restriction and Approval
With Voting Rights**

- **Robin Bailey Knapp, Controlling Person Applicant
Apex Employer Solutions of Florida, Inc. – GL 197
Apex Employer Solutions of Florida, Inc. II – GM 524**

Mr. Jones stated for the record that Mr. Knapp was a former client. However, in this review, he could be fair and impartial.

Mr. Tack presented the Petition for Reconsideration of Licensing Restriction and Approval with Voting Rights.

Ms. Clark advised that the board does not have to vote on the petition.

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

After discussion, the following motion was made.

MOTION: Mr. Arfons moved to approve the controlling person application of Mr. Knapp and to remove the restrictions on the company.
SECOND: Mr. Finkelstein seconded the motion and it passed unanimously.

**H. Robert Lee Sarver II, Controlling Person Applicant
Payroll Made Easy, Inc. – GL 136
Payroll Made Easy II, Inc. – GM 341**

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

A discussion ensued concerning Mr. Sarver's previous license and disciplinary history as a controlling person.

After much discussion, the following motions were made.

MOTION: Mr. Buchanan moved to deny the application.

The motion failed for the lack of a second.

MOTION: Mr. Jones moved to approve the application.

SECOND: Mr. Arfons seconded the motion and it passed. Mr. Buchanan opposed the motion.

V. REVIEW AND CONSIDERATION OF CHANGE OF OWNERSHIP APPLICATIONS

**A. Advanced PEO Solutions, LLC – GL 169
Advanced PEO Solutions II, LLC – GM 432
Advanced PEO Solutions III, LLC – GM 431
Advanced PEO Solutions IV, LLC – GM 430
Advanced PEO Solutions V, LLC – GM 525
(CP Relinquishment – Thomas Masserella, CO 980)**

Mr. Finkelstein presented the change of ownership applications and the controlling person relinquishment of Mr. Masserella.

MOTION: Mr. Jones moved to approve the change of ownership applications and the controlling person relinquishment.

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

VI. REPORTS

A. Office of the Attorney General – Mary Ellen Clark and Lynette Norr

• **September 2015 Rules Report**

Ms. Clark stated that the rules report was included in the agenda materials and that any matters that required board action were taken up during the discussion portion of the meeting.

B. Office of the General Counsel – James Fortunas

- **Prosecuting Attorney’s Report**

Mr. Fortunas advised that as of September 24, 2015, there were 51 public cases and 49 cases set for PCP in the General Counsel’s office that were being processed.

C. Executive Director – Rick Morrison

- **Financial Report – Operating Account – 06/30/2015**
- **Financial Report – Unlicensed Activity Account – 06/30/2015**
- **Financial Projections through 2020**

Mr. Morrison gave a synopsis of the financial reports contained in the agenda materials.

D. Chairperson – Abram Finkelstein

No Report

VII. OLD BUSINESS

None

VIII. NEW BUSINESS

- **Proposed Meeting Dates for 2016**

Ms. Woodard presented the proposed meeting dates for 2016.

Mr. Finkelstein asked the members of the board to review their schedules and let them know if they are any conflicts with the proposed meeting schedule.

Ms. Woodard advised that she would bring the proposed dates back to the November 2015 meeting.

IX. PUBLIC COMMENTS

None

X. ADJOURNMENT

MOTION: Mr. Arfons moved to adjourn.

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

The meeting adjourned at 10:00 a.m.

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