

**BOARD OF EMPLOYEE LEASING COMPANIES
TELEPHONE CONFERENCE CALL MEETING MINUTES
WEDNESDAY, OCTOBER 21, 2009
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. Marjorie Seltzer, Board Chair.

II. ROLL CALL

MEMBERS PRESENT

Marjorie Seltzer, Chair
Abram Finkelstein, Vice-Chair
Celeste Dockery
John Jones
Gayla Parks
Deborah Segal

MEMBERS ABSENT

None

STAFF PRESENT

Richard Morrison, Executive Director, DBPR
Krista B. Woodard, Government Analyst II, DBPR
Lisa Comingore, Board Counsel, Office of Attorney General
Diane Moore, Prosecuting Attorney, DBPR

OTHERS PRESENT

Mark Mark, Department of Financial Services
Michael Miller, Kunkel, Miller & Hament, P.A. and FAPEO
Timothy Tack, Kunkel, Miller & Hament, P.A.
Carolyn Cochran
Cesar Martinez
Leann Ciccarelli
Tiffany Garrett
Elizabeth Murray, Esq.
Scott Zemmick
Terry Koch
Harry Hedaya
Cathy Voska
Dana Grutchfield
Melissa Ness
Andrew Scott
Ted Isensee
Michelle Tully
Timothy Russell
Janice Leghters
Corey Keith
Elisa Damon

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

III. REVIEW AND APPROVAL OF THE September 16, 2009 GENERAL BUSINESS MEETING MINUTES

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

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

**A. Best Concierge Services, Inc.
Milays Rodriguez, Controlling Person Applicant**

Ms. Woodard presented the company application stating that all exhibits were submitted and complete and that instead of the certificate of insurance, the applicant submitted certificate of exemption paperwork.

After a lengthy discussion, Ms. Dockery stated for the record that she believed it was not the intent of the board for employee leasing companies to be licensed without proof of workers' compensation coverage.

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

MOTION: Mr. Finkelstein moved to approve the applications.
SECOND: Ms. Seltzer seconded the motion and it passed with Ms. Dockery and Ms. Segal opposing.

**B. FrankCrum 6, Inc.
Frank Crum Jr., CO 31
Matthew C. Crum, CO 900**

Ms. Woodard presented the company application stating that all exhibits were submitted and complete and that workers' compensation coverage was approved by DFS on August 19, 2009.

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

**C. G&A Outsourcing, Inc.
Antonio Grijalva, Controlling Person Applicant
John W. Allen, Controlling Person Applicant**

Ms. Woodard presented the company application stating it was presented at the September 2009 meeting at which time the board tabled discussion until the applicants would be able to submit updated financial statements, an approved Board Guaranty Form, and information or a letter from the FWCJUA about workers' compensation.

Ms. Woodard advised that the additional information was included in the agenda materials.

Ms. Woodard presented the controlling person applications of Mr. Grijalva and Mr. Allen stating that all exhibits were submitted and complete and the criminal history reports from the FDLE and FBI were clear.

Mr. Ted Isensee and Andrew Scott were present on behalf of the applicants to answer questions posed by the Board.

MOTION: Ms. Seltzer moved to approve the applications.

SECOND: Mr. Finkelstein seconded the motion and it passed with Ms. Segal and Ms. Dockery opposing.

**D. Receivables Management Acceptance Corporation
Harry Hedaya, Controlling Person Applicant**

Ms. Woodard presented the company application stating that all exhibits were submitted and complete and that instead of the certificate of insurance, the applicant submitted certificate of exemption paperwork.

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

Mr. Hedaya was present and answered questions about the bankruptcy answers included in his applications.

MOTION: Mr. Jones moved to approve the applications.

SECOND: Ms. Seltzer seconded the motion and it passed with Ms. Dockery and Ms. Segal opposing.

**E. STS Management Services of Florida, Inc. d/b/a Modern Business Associates X
Marjorie Seltzer, CO 674
Mark Lettelleir, Co 306**

Ms. Woodard presented the application stating it is for an addition to an existing group – Modern Business Associates, GL 59. She advised that all exhibits were submitted and complete and that the applicant submitted a letter from the insurance agent advising of workers' compensation coverage.

MOTION: Mr. Jones moved to approve the application.

SECOND: Ms. Segal seconded the motion and it passed. Ms. Seltzer abstained from the vote due to her involvement in the company.

**F. United Group Service Centers, Inc.
Jeffrey J. Jensen, Controlling Person Applicant**

Ms. Woodard presented the company application stating it was presented at the September 2009 meeting at which time the board tabled discussion so that board counsel could research and decide whether the applicant needed a license or not.

Ms. Comingore stated that after speaking with Mr. Jensen and Mr. Tully, she concluded that the company did not need a license based on the exemption as stated in Chapter 468.520(4)(d), F.S. and that she would draft a letter to that effect.

Ms. Seltzer asked the applicants if they still wanted to pursue the license.

Mr. Jensen stated he would like to table review of the applications to see if the letter from Ms. Comingore would satisfy the other state agency that suggested licensure.

**G. Timothy Lee Russell, Controlling Person Applicant
TLR of Bonita, inc. d/b/a Enterprise HR – EL 362**

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

MOTION: Ms. Segal moved to approve the application.

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

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

A. Merit Resources, Inc.

B. Merit Resources II, Inc.

(Joseph Lane Sr., Joel Duncan, Pamela Clearwater, Fran Accurso, Robert Clancy, Eillen Valdez, Lisa Welshhons, and Brenda Plagge, Shareholders)

Ms. Woodard presented the applications stating that Joseph Lane Sr., Joel Duncan, Pamela Clearwater, Fran Accurso, Robert Clancy, Eillen Valdez, Lisa Welshhons, and Brenda Plagge were shareholders of the company. She further stated that all exhibits were submitted and complete and that workers' compensation was confirmed by the Department of Financial Services (DFS) on 09/14/2009.

MOTION: Mr. Jones moved to approve the applications.

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

VI. REVIEW AND CONSIDERATION OF CHANGE OF OWNERSHIP APPLICATIONS

A. Global Employment Solutions PEO, Inc. – GL 8

Global Employment Solutions PEO II, Inc. – GM 293

Global Employment Solutions PEO III, Inc. – GM 279

Global Employment Solutions PEO V, Inc. – GM 27

Global Employment Solutions PEO VI, Inc. – GM 294

Ms. Woodard presented the applications stating that the new ownership was listed in the agenda materials for review. She further stated that Terry Koch, CO 818 and Howard Brill, CO 544 would be the controlling persons for the companies.

MOTION: Mr. Finkelstein moved to approve the applications.

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

VII. REVIEW AND CONSIDERATION OF EMPLOYEE LEASING COMPANY NAME CHANGES

- A. **Employ America, Inc. – GL 50**
TO: **Certigy, Inc.**
TO: **Certistaff, Inc.**
- B. **Employ America II, Inc. – GM 104**
TO: **Certigy II, Inc.**
TO: **Certistaff II, Inc.**
- C. **Employ America III, Inc. – GM 188**
TO: **Certigy III, Inc.**
TO: **Certistaff III, Inc.**
- D. **Employ America IV, Inc. – GM 300**
TO: **Certigy IV, Inc.**
TO: **Certistaff IV, Inc.**

Ms. Woodard presented the name change applications.

MOTION: Mr. Jones moved to approve the applications.

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

- E. **National HR Advantage, Inc. – EL 355**
TO: **Oasis Outsourcing HR d/b/a Oasis Outsourcing**

Ms. Woodard presented the name change application.

MOTION: Mr. Finkelstein moved to approve the application.

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

- F. **Waterstone Group Employment Administration Services, LLC – DM 58**
TO: **Waterstone HR, LLC**

Ms. Woodard presented the name change application.

MOTION: Ms. Seltzer moved to approve the application.

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

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

- A. **Modern Business Associates V, Inc. – GM 150**

Ms. Woodard presented the termination application.

MOTION: Mr. Jones moved to accept the termination.

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

IX. REPORTS

A. Office of the Attorney General – Lisa Comingore

No Report.

B. Office of the General Counsel – Diane Moore

No Report.

C. Executive Director – Rick Morrison

No Report.

D. Chairperson – Marjorie Seltzer

Ms. Seltzer asked if it would be possible to change the time of the Rules Workshop scheduled for November 17, 2009 to begin at 11:00 a.m. as opposed to 1:00 p.m.

Ms. Woodard stated it would be no problem and would take care of it.

X. OLD BUSINESS

None

XI. NEW BUSINESS

Mr. Miller asked if it is possible to schedule another telephone conference call for December 31, 2009 or reschedule the December 16th meeting to a later date.

After much discussion, the board agreed to reschedule the telephone conference call scheduled for December 16, 2009 to December 23, 2009 to accommodate applicants that must be licensed or have changes made by the end of the year.

XII. ADJOURNMENT

MOTION: Ms. Seltzer moved to adjourn.

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

The meeting adjourned at 12:00 p.m.