

**STRUCTURAL PEST CONTROL COMMISSION**  
**Veterans' Memorial Auditorium**  
**5825 Florida Blvd., Baton Rouge, LA**  
**January 10, 2023 – 9:30 a.m.**

**Minutes**

**CALL TO ORDER**

The meeting was called to order by Mr. Todd Parker at 9:30 a.m.

**ROLL CALL**

Members present for roll call: Todd Parker, Dr. Ansel Rankins, Jarrod Horton, Dr. James Ottea, and Edward Reynolds.

Others present: Kelly Moore – LDAF, Kiara Moore – LDAF, Paeton Burkett – LDAF Attorney, Alicia Wheeler – Hearing Officer, Donyetta Washington – LDAF, Milton Schleismann – LDAF, Kayla Toussaint – LDAF, Amy McInnis – LDAF General Counsel, Tabitha Irvin – Executive Counsel, Matt Kimbrough – LPMA, Jeff Hargrave – LPMA, Jimmy Hastings – Presidential Pest and Termite Exterminating, Jacob Cohn – Arrow Pest Control, Ken Cooke – Terminix, Steven Dupuy – Terminix dba Rentokil

**PUBLIC COMMENTS**

There were no public comments.

**APPROVAL OF MINUTES**

**Motion:** Dr. Ansel Rankins, Sr. made a motion to approve the minutes from the September 14, 2022, meeting. The motion was seconded by Mr. Jarrod Horton and passed unanimously.

**OLD BUSINESS**

There was no old business.

**ADJUDICATORY HEARINGS**

Hearing Officer Alicia Wheeler conducted the hearing. LDAF Attorney Paeton Burkett presented the following cases:

**Contested Case**

**Jimmy Hastings – Case No. 2467**

The Department charged Mr. Hastings with:

One thousand-six hundred-forty-three (1643) violation of LRS 3:3371(A)(14), specifically LAC 7:XXV.117(K)

One thousand-six hundred-forty-three (1643) violation of LRS 3:3371(A)(14), specifically LAC 7:XXV.117(L)

Mr. Hastings was present. Respondent plead guilty to violations.

Ms. Burkett asked the Commission to assess the penalties on the 1,643 minor violations and 1,643 major violations.

Hearing Officer Wheeler opened the floor for commission members to ask any questions of staff and Mr. Hastings.

Mr. Edward Reynolds asked the staff a question.

Mr. Jarrod Horton and Mr. Edward Reynolds asked Mr. Hastings a question.

Ms. Burkett informed the commission that Mr. Hastings recently submitted all missing reports and made a payment of \$4,000.00 towards the \$19,716.00 owed in fees. Ms. Burkett admitted LDAF Exhibits 1 – 5 into the record.

**Motion:** Dr. Ansel Rankins, Sr. made a motion to accept the guilty plea and fine Mr. Hastings a penalty of \$5,000.00 for one major violation and \$200.00 for one minor violation, for a total of \$5,200.00. The motion was seconded by Mr. Todd Parker and passed unanimously.

### **Stipulated Cases**

#### **Russell Tanner – Case No. 2468**

The Department charged Mr. Tanner with:

One (1) violation of LRS 3:3371(A)(14), specifically LAC 7:XXV.117(K)

One (1) violation of LRS 3:3371(A)(14), specifically LAC 7:XXV.117(L)

Ms. Burkett offered, filed, and introduced LDAF's Exhibits 1(charge letter)and 2(executed stipulation) into the record.

Mr. Tanner was not present. Respondent admits to allegations and agrees to pay the penalty of \$1200.00 with \$600.00 being suspended within 30-days after receipt of the Commission's acceptance. The stipulation was signed by all parties.

**Motion:** Mr. Todd Parker made a motion to adopt the facts set forth in the stipulation and that the penalty be accepted. The motion was seconded by Dr. Ansel Rankins and passed unanimously.

#### **Benjamin Eddingfield – Case No. 2475**

The Department charged Mr. Eddingfield with:

One (1) violation of LRS 3:3371(A)(14), specifically LAC 7:XXV.141(G)(1)  
One (1) violation of LRS 3:3371(A)(14), specifically LAC 7:XXV.141.(H)(1)  
One (1) violation of LRS 3:3371(A)(14), specifically LAC 7:XXV.117(H)

Ms. Burkett offered, filed, and introduced LDAF's Exhibits 1(charge letter)and 2(executed stipulation) into the record.

Mr. Eddingfield was not present. Respondent admits to allegations and agrees to pay the penalty of \$700.00 with \$200.00 being suspended within 30-days after receipt of the Commission's acceptance. The stipulation was signed by all parties.

**Motion:** Dr. Ansel Rankins made a motion to adopt the facts set forth in the stipulation and that the penalty be accepted. The motion was seconded by Mr. Jarrod Horton and passed unanimously.

### **Cyril Sonnier – Case No. 2478**

The Department charged Mr. Sonnier with:

One (1) violation of LRS 3:3371(A)(3), specifically LAC 7:XXV.141(C)(8)(b)  
One (1) violation of LRS 3:3371(A)(14), specifically LAC 7:XXV.141(H)(1)  
One (1) violation of LRS 3:3371(A)(14), specifically LAC 7:XXV.117(H)(1)  
One (1) violation of LRS 3:3371(A)(7), specifically LAC 7:XXV.119(D)  
One (1) violation of LRS 3:3371(A)(13), specifically LAC 7:XXV.119(E)

Ms. Burkett offered, filed, and introduced LDAF's Exhibits 1(amended charge letter)and 2(executed stipulation) into the record.

Mr. Sonnier was not present. Respondent admits to allegations and agrees to pay the penalty of \$1400.00 with \$400.00 being suspended within 30-days after receipt of the Commission's acceptance. The stipulation was signed by all parties.

**Motion:** Mr. Todd Parker made a motion to adopt the facts set forth in the stipulation and that the penalty be accepted. The motion was seconded by Mr. Jarrod Horton and passed unanimously.

### **NEW BUSINESS**

**Motion:** Mr. Todd Parker made a motion to move agenda item VII(c) (LPMA Report) above agenda item VII(a) and asked for public comment. There was no public comment. The motion was seconded by Dr. Ansel Rankins and passed unanimously.

### ***LPMA Update – Matt Kimbrough & Jeff Hargrave***

Mr. Matt Kimbrough updated the commission on the following:

- Executive Director change and the accepting applications
- Passing of Dan Foster

- First virtual recertification was held in December 2022
- LSU Winter Institute
- 2023 Winter Conference

Mr. Jeff Hargrave updated the commission on the following concerns from the association:

- New Contract
- LAC 7:XXV.119(A)(7) and LAC 7:XXV.119(B) recommendations

Public comment from Jacob Cohn.

**Motion:** Dr. Ansel Rankins, Sr, made a motion to defer to the Rules Committee and requested LPMA send a written notice of recommendations to the commission. The motion was seconded by Mr. Jarrod Horton and passed unanimously.

The meeting was called to recess at 10:25 a.m. by Mr. Todd Parker.

The meeting was called to order at 10:44 a.m. by Mr. Todd Parker.

### ***Orkin Contracts***

- i. 52257POD Residential Post Construction Subterranean and Formosan Retreat – Bait Treatment Agreement

**Motion:** Dr. Ansel Rankins, Sr. made a motion to disapprove the contract and refer to the Contract Review Committee. The motion was seconded by Mr. Jarrod Horton and passed unanimously.

- ii. 212346POD Commercial Pre-Construction Subterranean Termite Repair – Conventional Treatment Agreement

**Motion:** Dr. Ansel Rankins, Sr. made a motion to disapprove the contract and refer to the Contract Review Committee. The motion was seconded by Mr. Jarrod Horton and passed unanimously.

- iii. 212358POD Residential Pre-Construction Subterranean Termite Repair – Conventional Treatment Agreement

**Motion:** Dr. Ansel Rankins, Sr. made a motion to disapprove the contract and refer to the Contract Review Committee. The motion was seconded by Mr. Edward Reynolds and passed unanimously.

- iv. AG1086POD Residential Post Construction Subterranean and Formosan Retreat – Conventional Treatment Agreement

**Motion:** Dr. Ansel Rankins, Sr. made a motion to disapprove the contract and refer to the Contract Review Committee. The motion was seconded by Mr. Jarrod Horton and passed unanimously.

- v. AG1282POD Commercial Post Construction Subterranean and Formosan Termite – Conventional Treatment Agreement

**Motion:** Dr. Ansel Rankins, Sr. made a motion to disapprove the contract and refer to the Contract Review Committee. The motion was seconded by Mr. Jarrod Horton and passed unanimously.

- vi. AG1681POD Residential Post Construction Subterranean and Formosan Termite Retreat Direct Liquid + Bait Treatment Agreement

**Motion:** Dr. Ansel Rankins, Sr. made a motion to disapprove the contract and refer to the Contract Review Committee. The motion was seconded by Mr. Edward Reynolds and passed unanimously.

- vii. AG1680POD Commercial Post Construction Subterranean and Formosan Termite Retreat Direct Liquid + Bait Treatment Agreement

**Motion:** Dr. Ansel Rankins, Sr. made a motion to disapprove the contract and refer to the Contract Review Committee. The motion was seconded by Mr. Edward Reynolds and passed unanimously.

- viii. AG1790POD Residential Subterranean and Formosan Termite Retreat – Conventional Treatment Agreement

**Motion:** Dr. Ansel Rankins, Sr. made a motion to disapprove the contract and refer to the Contract Review Committee. The motion was seconded by Mr. Edward Reynolds and passed unanimously.

- ix. 218710OD Residential Powder Post Beetle & Old House Borer & Drywood termite Retreat – Conventional Treatment Agreement

**Motion:** Dr. Ansel Rankins, Sr. made a motion to disapprove the contract and refer to the Contract Review Committee. The motion was seconded by Mr. Edward Reynolds and passed unanimously.

The meeting was called to recess at 12:06 p.m. by Mr. Todd Parker.

The meeting was called to order at 12:28 p.m. by Mr. Todd Parker.

### ***Terminix Contracts – Ken Cook and Steven Dupuy***

- i. Advanced Termite Monthly Protection Plan

**Motion:** Dr. Ansel Rankins, Sr. made a motion to disapprove the contract and refer to the Contract Review Committee. The motion was seconded by Mr. Edward Reynolds and passed unanimously.

ii. Combination Liquid and Bait Treatment – 1 Year

**Motion:** Dr. Ansel Rankins, Sr. made a motion to disapprove the contract and refer to the Contract Review Committee. The motion was seconded by Mr. Edward Reynolds and passed unanimously.

iii. Premium Pest and Termite Protection Plan – EOM

**Motion:** Mr. Edward Reynolds made a motion to disapprove the contract and refer to the Contract Review Committee. The motion was seconded by Mr. Jarrod Horton and passed unanimously.

iv. Premium Pest and Termite Protection Plan – Quarterly

**Motion:** Mr. Edward Reynolds made a motion to disapprove the contract and refer to the Contract Review Committee. The motion was seconded by Dr. Ansel Rankins, Sr. and passed unanimously.

v. Subterranean Termite Agreement – 7 Years

**Motion:** Dr. Ansel Rankins, Sr. made a motion to approve the contract. The motion was seconded by Mr. Jarrod Horton and passed unanimously.

vi. Subterranean Termite Agreement – Commercial – Louisiana Retreat and Damage

**Motion:** Dr. Ansel Rankins, Sr. made a motion to approve the contract. The motion was seconded by Mr. Jarrod Horton and passed unanimously.

vii. Subterranean Termite Agreement – Louisiana Retreat Only

**Motion:** Dr. Ansel Rankins, Sr. made a motion to approve the contract. The motion was seconded by Mr. Jarrod Horton and passed unanimously.

viii. Termite, Pest, and Mosquito Bundle Service Plan

**Motion:** Dr. Ansel Rankins, Sr. made a motion to disapprove the contract and refer to the Contract Review Committee. The motion was seconded by Mr. Jarrod Horton and passed unanimously.

ix. Termite, Pest, and Mosquito Bundle Protection Plan

**Motion:** Dr. Ansel Rankins, Sr. made a motion to disapprove the contract and refer to the Contract Review Committee. The motion was seconded by Mr. Jarrod Horton and passed unanimously.

## ***LDAF Report – Kelly Moore***

Mrs. Kelly Moore updated the commission on the following:

- Rule changes effective 11/20/2022 – Online Pre-treat Notification form and computer-based Licensee exams
- EPA changes for recertifications
- Staff changes – Donyetta Washington promoted and moved to Ag Chemistry, 1 vacant position

## **STATUS REPORT**

Mrs. Kelly Moore presented the status report for the 3rd Quarter of 2022.

## **CONSIDERATION OF LICENSEE APPLICATIONS**

<b><u>NAME OF APPLICANT</u></b>	<b><u>PHASES</u></b>	<b><u>STAFF RECOMMENDATION</u></b>	<b><u>COMMISSION DECISION</u></b>
Alexander Pittman	GPC CVC TC	APPROVE	APPROVED
Anthony Pennington	GPC CVC TC	APPROVE Pending CACTP)	APPROVED
Brandon Smith	GPC CVC	APPROVE	APPROVED
Christopher Nicholas	SHIP FUM	APPROVE	APPROVED
Evan Hengeveld	GPC CVC	APPROVE	APPROVED
Jerome Kyle Holland	TC	APPROVE (Pending CACTP)	APPROVED
Kevin Naquin	GPC CVC TC	APPROVE (Pending CACTP)	APPROVED
Koby Lee	GPC CVC	APPROVE	APPROVED
Mark Janowiecki	GPC CVC TC	APPROVE	APPROVED
Matthew Leach	GPC TC	APPROVE	APPROVED
Robert Lawrence Oten	GPC CVC	APPROVE	APPROVED
Robert Markham	GPC	APPROVE	APPROVED
Tony Joseph	GPC CVC TC	APPROVE (Pending CACTP)	APPROVED
Wayland Miguez	GPC CVC	APPROVE	APPROVED
Timothy Lamb	SHIP FUM		DISAPPROVED

**Motion:** Dr. Ansel Rankins, Sr. made a motion to accept the staff's recommendations for applicants. The motion was seconded by Mr. Jarrod Horton and passed unanimously.

**Motion:** Dr. Ansel Rankins, Sr. made a motion to disapprove applicant Timothy Lamb. The motion was seconded by Mr. Edward Reynolds and passed unanimously.

### **FUTURE MEETING**

The Structural Pest Control Commission scheduled a special meeting on February 22, 2023, at 9:30 a.m., to be held at the Louisiana Department of Agriculture and Forestry, Veterans' Memorial Auditorium.

The next Structural Pesticide Control Commission meeting will be held on March 16, 2023, at 9:30 a.m., at the Louisiana Department of Agriculture and Forestry, Veterans' Memorial Auditorium.

### **PUBLIC COMMENTS**

There were no public comments.

**Motion:** Mr. Todd Parker made a motion to amend the agenda and insert an additional agenda item (XII. Contract Review Committee nomination) and called for public comment. There was no comment. The motion was seconded by Dr. Ansel Rankins, Sr., and passed unanimously.

#### ***Contract Review Committee Nomination***

**Motion:** Dr. Ansel Rankins, Sr., made a motion to nominate Mr. Edward Reynolds to the Contract Review Committee going forward. The motion was seconded by Dr. James Ottea and passed unanimously. Mr. Edward Reynolds accepted.

### **ADJOURNMENT**

**Motion:** Dr. Ansel Rankins, Sr. made a motion to adjourn the meeting. The motion was seconded by Mr. Jarrod Horton and passed unanimously. The meeting adjourned 1:28 p.m.