

MEETING OF THE
STRUCTURAL PEST CONTROL COMMISSION

DECEMBER 11, 2024, 9:30 A.M.
LOUISIANA DEPARTMENT OF AGRICULTURE AND FORESTRY
VETERANS MEMORIAL AUDITORIUM
5825 FLORIDA BOULEVARD
BATON ROUGE, LA 70806

CALL TO ORDER

The meeting was called to order by Dr. Ansel Rankins, Sr. at 9:33 a.m.

ROLL CALL

The roll was called by Kayla Hurst-Toussaint.

Members present: Dr. Ansel Rankins, Sr., Jarrod Horton, Matthew Kimbrough, and Dr. Aaron Ashbrook

Members absent: Todd Parker

A quorum was present.

Others present: Assistant Attorney General Tanika Starks, Hearing Officer; Tabitha Irvin, LDAF Executive Counsel; Angela Jackson, LDAF Attorney; Jade Saunders, LDAF Attorney; Bethany Gonzales, LDAF Attorney; Kelly Moore, LDAF; Kiara Moore, LDAF; Kayla Hurst-Toussaint, LDAF

PUBLIC COMMENTS

There were no public comments.

APPROVAL OF MINUTES

Motion: Mr. Kimbrough made a motion to approve the minutes from the June 18, 2024, and September 18, 2024, meeting. The motion was seconded by Dr. Ashbrook and passed unanimously.

ADJUDICATORY HEARINGS

Hearing Officer Tanika Starks conducted the hearing. LDAF Attorney Angela Jackson presented the following cases:

STIPULATED CASES

Case No. 24-SPCC-2579 Thomas Sanchez

House Call Pest Control
2001 25th Street
Kenner, LA 70026

The Department charged Thomas Sanchez with :

One (1) violation of La. R.S. 3:3371(A)(14); specifically, LAC 7:XXV.117(H)
Ten (10) violation of La. R.S. 3:3371(A)(14); specifically, LAC 7:XXV.113(K)
One (1) violation of La. R.S. 3:3371(A)(8); specifically, LAC 7:XXV.121(A)(2)

Mr. Sanchez was not present. The department and Mr. Sanchez entered a stipulation in which Respondent admits to the allegations and agrees to pay the penalty of \$2500.00 with \$1250.00 being suspended within 30-days after receipt of the Commission's acceptance. The stipulation was signed by all parties.

Motion: Mr. Kimbrough made a motion to accept the facts set forth in the stipulation and that the penalty be accepted. The motion was seconded by Dr. Ashbrook and passed unanimously.

Case No. 24-SPCC-2579 Jesse Winfrey

L & M Pest Control, LLC
1515 Tallwood Drive
Baton Rouge, LA 70816

The Department charged Jess Winfrey with :

One (1) violation of La. R.S. 3:3371(A)(2); specifically, LAC 7:XXV.105(A)(1) and LAC 7:XXV.107(A)

Mr. Winfrey was not present. The department and Mr. Winfrey entered a stipulation in which Respondent admits to the allegations and agrees to pay the penalty of \$4700.00 within 30-days after receipt of the Commission's acceptance. The stipulation was signed by all parties.

Motion: Mr. Kimbrough made a motion to accept the facts set forth in the stipulation and that the penalty be accepted. The motion was seconded by Mr. Horton and passed unanimously.

CONTESTED CASES

LDAF Attorney Angela Jackson presented the following cases:

Case No. 24-SPCC-2544 Edward Reynolds

DA Exterminating Co of St. Tammany, Inc
13433 Seymour Meyers Rd. Suite 2

Covington, LA 70433

The Department charged Edward Reynolds with:

Three (3) violations of La. R.S. 3:3371(A)(14); specifically, LAC 7:XXV.141(E)(4)
Two (2) violations of La. R.S. 3:3371(A)(14); specifically, LAC 7:XXV.117(H)(1)(h)
One (1) violations of La. R.S. 3:3371(A)(14); specifically, LAC 7:XXV.141(E)(1)
One (1) violations of La. R.S. 3:3371(A)(14); specifically, LAC 7:XXV.141(H)(1)
One (1) violations of La. R.S. 3:3371(A)(3);

Mr. Reynolds was present and represented by legal counsel, Michael Thompson.

LDAF Exhibits 1, 2, 3, and 4 were offered, filed and introduced into evidence.

Kelly Moore, LDAF Director of Structural Pest Control; Danielle Whittington, LDAF AES 3; Meredith Williams-Mautemps, LDAF AES 3; and Desha Bethal, LDAF AES Manager were called as witnesses on behalf of the department.

Amanda Boudreaux and Edward Reynolds of DA Exterminating were called as witnesses on behalf of Mr. Reynolds.

Motion: Dr. Ashbrook made a motion to dismiss the charges of the first violation (a), one (1) violation of La. R.S. 3:3371(A)(14); specifically, LAC 7:XXV.141(E)(4). The motion was seconded by Mr. Kimbrough and passed unanimously.

Motion: Dr. Rankins, Sr. made a motion to dismiss the charges of the first violation (b), one (1) violation of La. R.S. 3:3371(A)(14); specifically, LAC 7:XXV.141(E)(4). The motion was seconded by Dr. Ashbrook and passed unanimously.

Motion: Dr. Rankins, Sr. made a motion to dismiss the charges of the first violation (c), one (1) violation of La. R.S. 3:3371(A)(14); specifically, LAC 7:XXV.141(E)(4). The motion was seconded by Mr. Kimbrough and passed unanimously.

Motion: Dr. Rankins, Sr. made a motion to dismiss the charges of the second violation (a), one (1) violation of La. R.S. 3:3371(A)(14); specifically, LAC 7:XXV.117(H)(1)(h). The motion was seconded by Dr. Ashbrook and passed unanimously.

Motion: Mr. Kimbrough made a motion to dismiss the charges of the second violation (b), one (1) violation of La. R.S. 3:3371(A)(14); specifically, LAC 7:XXV.117(H)(1)(h). The motion was seconded by Mr. Horton and passed unanimously.

Motion: Dr. Rankins Sr. made a motion to find Edward Reynolds in violation of the third violation, one (1) violation of La. R.S. 3:3371(A)(14); specifically, LAC 7:XXV.117(E)(1). The motion was seconded by Dr. Ashbrook and passed unanimously.

Motion: Dr. Rankins Sr. made a motion to find Edward Reynolds in violation of the fourth violation, one (1) violation of La. R.S. 3:3371(A)(14); specifically, LAC 7:XXV.117(H)(1). The motion was seconded by Mr. Kimbrough and passed unanimously.

Motion: Mr. Kimbrough made a motion to find Edward Reynolds in violation of the fifth violation, one (1) violation of La. R.S. 3:3371(A)(3). The motion was seconded by Mr. Horton and passed unanimously.

Motion: Dr. Rankins Sr. made a motion to assess a penalty of \$200 for violation 3. The motion was seconded by Mr. Kimbrough and passed unanimously.

Motion: Dr. Rankins Sr. made a motion to assess a penalty of \$200 for violation 4. The motion was seconded by Dr. Ashbrook and passed unanimously.

Motion: Mr. Kimbrough made a motion to assess a penalty of \$200 for violation 5. The motion was seconded by Dr. Ashbrook and passed unanimously.

NEW BUSINESS

a. LPMA Report:

Morgan Milling reported the following:

- WDIR training was held in October-November and December
- LPMA will host a review class every month online
- Winter Conference, 1/28-1/31
- LPMA meeting 1/29 at noon
- LSU LPMA Institute- LSU Life Sciences Building – January 7-10

b. Request for Review of Proposed Rule Changes – Arrow Pest Control

- Jacob Cohn requested to attend a rules committee meeting. The department requested that Mr. Cohn type a letter and send it back to department and can come back to the next SPCC meeting on March 19.

ADJUDICATORY HEARINGS CONTINUED

CONTESTED CASES

Case No. 24-SPCC-2560 Edward Reynolds

DA Exterminating Co of St. Tammany, Inc
13433 Seymour Meyers Rd. Suite 2
Covington, LA 70433

The Department charged Edward Reynolds with:

One (1) violation of La. R.S. 3:3371(A)(3)

One (1) violation of La. R.S. 3:3371(A)(14); specifically, LAC 7:XXV.151(B)(1)

Mr. Reynolds was present and represented by legal counsel, Michael Thompson.

Motion: Dr. Rankins Sr. made a motion to find Edward Reynolds in violation of the first violation, one (1) violation of La. R.S. 3:3371(A)(3). The motion was seconded by Mr. Kimbrough and passed unanimously.

Motion: Dr. Rankins Sr. made a motion to assess a penalty of \$200 for violation 1. The motion was seconded by Mr. Kimbrough and passed unanimously.

The department dismissed violation 2; One (1) violation of La. R.S. 3:3371(A)(14); specifically, LAC 7:XXV.151(B)(1).

NEW BUSINESS CONTINUED

c. Proposed SPC Rule Changes

- LAC 7:XXV.117(H)(2)(L)
- LAC 7:XXV.117(H)(2)(M)

Motion: Dr. Rankins Sr. made a motion to accept the rule changes. The motion was seconded by Dr. Ashbrook and passed unanimously.

c. LDAF Report – Kelly Moore

- The Porppuri list will be updated 1/20
- In the month of November over 600 monthly reports were filed online, over 100 business is using new website
- AES new employee- Timothy Dubose

d. New Examinations Testing Platform – Dr. Ansel Rankins, Sr.

- Everblue Training – want to give test applicants a better experience/better way to test
- Will still be offered in person and online
- Online testing is an additional \$30 (not going to LDAF)

Motion: Dr. Ashbrook made a motion to move forward with the online testing platform. The motion was seconded by Mr. Kimbrough

OLD BUSINESS

There was no old business.

STATUS REPORT

Kelly Moore presented the status report.

- WDIE and WDIR numbers lower because some were added to quarter 2.
- The inspection numbers were standard and around the same amount from last year

LICENSEE APPLICATIONS

Kiara Moore presented the 16 licensee applications that were reviewed by staff since the last meeting. Two of the applicants were disapproved because of qualifications were not met.

PUBLIC COMMENTS

There were no public comments.

FUTURE MEETING DATE

The next meeting will be held on March 19, 2024, at 9:30 A.M.

ADJOURMENT

Motion: Mr. Kimbrough made a motion to adjourn the meeting. The motion was seconded by Mr. Horton and passed unanimously. The meeting adjourned 4:08 p.m.