



## ARIZONA STATE BOARD OF COSMETOLOGY MEETING MINUTES

April 13, 2018 at 9:00 a.m.  
1740 W Adams, Suite 4400  
Phoenix AZ 85007

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the general public and to members of the Arizona State Board of Cosmetology that the Board will hold a meeting open to the public on the date and at the time indicated above. The Board may vote to go into Executive Session for the purpose of obtaining legal advice on any of the agenda item pursuant to A.R.S. § 38.431.03 (A)(3).

### Board Members

Gary Begley, School Owner, Chairperson  
Karla Clodfelter, Cosmetologist, Vice Chairperson  
Melissa C Porter, Public Member  
Charlie C Phan, Nail Technician  
Thomas Rough, Cosmetologist  
Brandy B. Wells, Public Member  
Vacant, Instructor

### **1. Call to Order**

### **2. Pledge of Allegiance**

### **3. Roll Call of Board Members**

Gary Begley  
Karla Clodfelter  
Melissa Porter  
Charlie Phan  
Thomas Rough

## BOARD BUSINESS

1. Discussion, Consideration and Possible Action on Approval of Regular Board Minutes of March 16, 2018.

MOTION by Karla Clodfelter to approve minutes as written. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

2. Board Member Declaration of Conflict of Interest.

None.

3. Report, Discussion and Possible Action on Rules Committee Meeting Held on March 21, 2018:

Discussion, Consideration and Possible Action on Comprehensive Review and Update of Board Rules A.A.C. R4-10-101 through A.A.C. R4-10-405, for Proposed Rulemaking.

- Executive Order 2018-02; Internal Review of Administrative Rules; Moratorium to Promote Job Creation and Customer-Services-Oriented Agencies.

Executive Director Donna Aune stated that the Rules Committee studied the R4-10-112 Infection Control and Safety Standards. The Board had a consultant help with this section, the committee looked over the recommendations and accepted them. Executive Director Donna Aune stated that the agency can now work on the getting the exemption to move forward.

4. Discussion, Consideration and Possible Action on Executive Order 2018-02.

- Internal Review of Administrative Rules; Moratorium to Promote Job Creation and Customer-Services-Oriented Agencies

Executive Director Donna Aune stated that staff has completed the reciprocity section of the Executive Order and is still working on the veterans section. When the staff has a response to the Executive Order complete it will be submitted to the Governor by July 1, 2018, and a copy will be provided to each Board member.

5. Report, Discussion and Possible Action on Proposed Legislation for 2018.

- Allow Students to Receive Credit for Hours Spent on Charitable and Special Cosmetology Events
  - ❖ A.R.S. § 32-506 (4) Non-applicability of Off Campus School-Sponsored Event
  - ❖ A.R.S. § 32-506 (14) Non-applicability of Nonprofit Organization
- Definition of Hairstyling A.R.S. § 32-501 (8) (C)
- Definition of Supervision/Laser/A.R.S. § 32-516

**ARIZONA STATE BOARD OF COSMETOLOGY**

**APRIL 13, 2018, BOARD MEETING**

**PAGE 3**

Karla Clodfelter stated that the Board's two bills 2378 and 2379 have been held up by Representative Lawrence as he felt at the time that he did not have the information he needed nor did he give us the time to explain it. However, Karla stated that she, Gary and an industry medical director were able to speak with Representative Lawrence at a later date and hopefully on Monday Representative Clodfelter will have another way of getting the bill going again.

Any Additional Pending 2018 Legislation Relating to the Arizona State Board of Cosmetology

- SB 1184 State Compact; Temporary Professional Licenses
- SB 1399 Board of Barbers; Cosmetology; Apprenticeships
- HB 2011 Cosmetology; Licensing Exceptions
- HB 2378 Cosmetic Laser Procedures; Direct Supervisions
- HB 2379 Hairstylist; Nail Technicians; Cosmetology Board
- HB 2442 Physical Body Adornment; Establishment; Certification
- HB 2476 Barbers; Cosmetologists; Licensure; Apprenticeships

The Board may vote to go into executive session to obtain legal advice pursuant to A.R.S. § 38-431.03 (A) (3)

6. Welcome and Board Member Dialogue with Visiting Cosmetology Students & Instructors/Faculty.

Representatives are present from Aveda Institute, Pivot Point International, Southwest Institute of Natural Aesthetics and Imaj Institute.

## **EXECUTIVE DIRECTOR'S REPORT**

1. Report and Discussion on Agency Departments.
  - Financial
  - Personnel, Board Membership and Appointments
  - Licensing
  - Information Technology

Executive Director Donna Aune stated that the agency has hired two inspectors who will be starting on April 23<sup>rd</sup>, that the investigator position has now been posted and that Gloria has given her two week notice of retirement.

2. Report and Discussion on 90/10 Executive Directors' Meeting held on March 21, 2018.
3. Summary of Current Events that Affect the Arizona State Board of Cosmetology.

Executive Director Donna Aune stated that on April 25<sup>th</sup>, there will be a meet and greet for the 1740 building.

Executive Director Donna Aune also stated that she, along with Gary Begley and Karla Clodfelter, will be meeting with the Nursing Board to finalize the Advisory Opinion April 18<sup>th</sup>.

This is the time for the Chair or Executive Director to give a brief summary on current events that affect the Board. It is informational only and no discussion may occur.

## CONSENT AGENDA

The Consent Agenda items may be considered for approval as a single action unless a Board Member or any other interested party wishes to remove the item for discussion.

The Board may vote to go into Executive Session to discuss and consider records exempt by law from public inspection, including the receipt and discussion of information, or testimony that is confidential by State or Federal law on all agenda items under Steps 1, 2 & 3 pursuant to A.R.S. §38-431.03 (A) (2).

### STEP 1: COMPLAINT REVIEW

#### A. Recommend Application Denials

None

#### B. Recommend Dismissals

**MOTION by Karla Clodfelter to accept staff recommendations for all those listed below Step 1 B. MOTION SECONDED by Melissa Porter. MOTION CARRIED.**

92254	All About U, Unlicensed	<i>(Location is licensed SCOS28078, All about U Hair &amp; Nails Salon)</i>
92545	Tyler's Studio #SCOS27126	<i>(Found no evidence to support allegations)</i>
	Lu The Nguyen #50500010, Owner	
92561	Smashthetics, Unlicensed	<i>(Found no evidence of establishment residency)</i>
	Ashley McDainel, Owner	
92612	Andrea Basoco #19500667, Licensee	<i>(Found no evidence to support allegations)</i>
92615	Theresa Williams #59500901	<i>(Found no evidence of establishment residency)</i>
92644/92645	Nailcessity Spa #'s SNT181163 & SAES19131	<i>(Found no evidence to support allegations)</i>
	Hung Nguyen #50100131, Owner	
92659	Aveda Institute phoenix #CSL163	<i>(Found no evidence to support allegations)</i>
	AZ Institute LLC, Owner	
	Dave Lemmonds, Member/Manager	
	Katrina Bervin #71300003m Instructor	
92677	Lavonna L Lick #11201559, Licensee	<i>(Found no evidence to support allegations)</i>
92688	Yoli's Sala de Belleza #SCOS233	<i>(Found no evidence of unlicensed practice)</i>
	Yolanda Arredondo #19200341, Owner	
92747/92748	Cut-icle Nails Spa y Kelly #'s SNT18503 & SAES19759	<i>(Found no evidence of Health &amp; Safety violations)</i>
	Le My Pham #'s 50331335 & 30500109, Owner	
92764	Arizona Hair Co #SCOS18069	<i>(Found no evidence to support allegations)</i>
	San-Mar Ent. Ltd, Owner	
	Sandra Marshall #17415144, President	

**ARIZONA STATE BOARD OF COSMETOLOGY**

**APRIL 13, 2018, BOARD MEETING**

**PAGE 5**

92802 Walter Marshall, Secretary/Treasure  
Cookie Cutters Haircuts for Kids #SCOS27248 *(Found no evidence of unlicensed practice)*  
CCA21 LLC, Owner  
Leasa Chon, Member  
Frank Mares, Member

**C. Recommend Letter of Concern**

**MOTION by Karla Clodfelter to accept staff recommendations for all those listed below Step 1 C. MOTION SECONDED by Melissa Porter. MOTION CARRIED.**

92614 VIP Nails & Spa #SNT16304 *(Implements wrapped in towels in the pedicure cart & implement not properly stored in pedicure cart)*  
Buu chau A Hoang #50400577, Owner

92625 Kathy's Nails #SNT16561 *(Nail clipping in UV dry storage)*  
Huong Nguyen #50401254, Owner

92750 Best Nails and Spa #SNT18738 *(Display of personal license & establishment management)*  
Ho Best Nails LLC, Owner  
Damon Da Ho #51300019, Manager/Member

92806 Fantastic Sams #104 #SCOS24864 *(Delinquent establishment & personal licenses)*  
R.C. Salons Four LLC, Owner  
Phil Lewis, Member

92807 Griselda's Beauty Salon #SCOS23055 *(Delinquent personal license)*  
Griselda's Beauty Salon LLC, Owner  
Blanca Griselda Martinez, Member/Manager

92808 Kim AZ Nails and Spa #SNT18422 *(Delinquent personal license)*  
Kim AZ Nails and Spa LLC, Owner  
Trinh Tut Hi Trinh, #50600250, Member

92809 Tammy Nails Spa #SNT18379 *(Delinquent personal license)*  
Tammy Nails Spa LLC, Owner  
Tien Ngoc Dang, #51600218, Manager

92811 Fays Barbershop #SCOS25600 *(Delinquent establishment license)*  
Fay LLC, Owner  
Fabien Rubi, Owner  
Jonathan Hernandez, Manager

92831 Salon Embellish #SCOS25773 *(Delinquent establishment license)*  
Salon Embellish LLC, Owner  
Deborah Pacheco #11402310, Owner/Member

92832 Phoenix Hair Studio #SCOS26970 *(Delinquent establishment license)*  
Kuimi Oh LLC, Owner  
Kui Mi Oh #11301156, Owner

92833 Ricqlen's Hair Co. #SCOS17426 *(Delinquent establishment license)*  
Richard Cowles #16708000, Owner

92834 The Root Salon #SCOS25590 *(Delinquent establishment & personal license - less than 10-months delinquent)*  
SDIT Inc., Owner  
Sam Seiotto, President  
Lauren Hart #18326785, V-President

92835 Tuf-Act to Follow Company #SCOS24197 *(Delinquent personal license)*  
John Gonzales #17515696, Owner

**D. Recommend Informal Interview or Negotiation Terms**

**MOTION by Karla Clodfelter to accept staff recommendations for all those listed below under Step 1. D. MOTION SECONDED by Melissa Porter. MOTION CARRIED.**

**ARIZONA STATE BOARD OF COSMETOLOGY**

**APRIL 13, 2018, BOARD MEETING**

**PAGE 6**

1. 92548 Kathryn Pitrat #11200061, Owner  
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination and for Owner Kathryn Pitrat to attend the Infection Protection/Law Review class given by the Board, see motion above.
2. 92579 Raegenea Marie Case #10401737  
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
3. 92626 A Nail Spa #SNT16840  
Ha Thi Thu Ngo #50500939, Owner  
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, 6-months' probation with early termination and for Owner Ha Thi Thu Ngo to attend the Infection Protection/Law Review class given by the Board, see motion above.
4. 92629 STV Nails & Spa #SNT18188  
STV Nails & Spa LLC, Owner  
Duc Hong Thai, Manager/Member  
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
5. 92670 Yoli's Sala de Belleza #SCOS12163  
Yolanda Arredondo #19200341, Owner  
Veronica Rodriquez #19100938, Licensee  
Offer a consent agreement to assess \$1,000.00 civil penalty and Board costs, 6-months' probation with early termination, for Owner Yolanda Arredondo to attend the Infection Protection/Law Review class given by the Board and no action taken against license Veronica Rodriquez #19100938, see motion above
6. 92723 VIP Nail Salon & Spa #SCOS25770  
Thao Nguyen #'s 50900149 & 31000409, Owner  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination and for Owner Thao Nguyen to attend the Infection Protection/Law Review class given by the Board, see motion above.
7. 92727 Anthem Nails & Spa #SNT18678  
Anthem Nails & Spa LLC, Owner  
Thuy Thi Nguyen #59700378, Manager/Member  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
8. 92752 Studio K10 #SAES19973  
Studio K10 LLC, Owner  
Kristen Clay #31600254, Manager/Member  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
9. 92795/92796 Delightful Nails & Spa #'s SNT18558 & SAES19842  
Delightful Valley LLC, Owner  
Vu X Nguyen #50700816, Manager/Member  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, for Manager/Member Vu Nguyen to attend the Infection Protection/Law Review class given by the Board and no action taken against salon license SAES19842, see motion above.



**ARIZONA STATE BOARD OF COSMETOLOGY**

**APRIL 13, 2018, BOARD MEETING**

**PAGE 8**

Beauty Nation Academy LLC, Owner  
Yuriana Ramirez Castro, Member  
Ivette Hernandez #91300053, Director  
Bettina C Rowland #90900053, Instructor  
Oleida Aleman #90600013, Instructor

3. 92803 Beauty Nation Academy #CSL00203 **10:15 a.m.**  
Beauty Nation Academy LLC, Owner  
Yuriana Ramirez Castro, Member  
Ivette Hernandez #91300053, Director  
Bettina C Rowland #90900053, Instructor  
Oleida Aleman #90600013, Instructor

Investigator Amber Bingham stated that there are two complaints which are similar and wanted to know if the Board would like to combine them or hear them separately.

MOTION by Karla Clodfelter to combine and hear both cases, case nos. 92658 & 92803. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

Investigator Amber Bingham testified that on November 30, 2017, the Board office received a written complaint from Nora Gallardo alleging Beauty Nation Academy is not abiding by their school contract and is not teaching students with proper tools to complete cosmetology. Investigator Amber Bingham testified that on January 4, 2018, she spoke to Nora Gallardo who stated the following: She enrolled in Beauty Nation Academy on November 1, 2017, and started on November 7, 2017. Nora Gallardo stated theory class consisted of reading a text book and taking tests after reading and that Yuriana Ramirez would come into the classroom sometimes and would be reading by herself. Nora stated that after one week of theory, Yuriana Ramirez would pull her out of theory class to perform men's haircuts and style women's hair with hot tools for clients that had come into Beauty Nation. Nora confirmed she did clock in and out for these hours at the school and she also stated that she took sick time off. On November 25, 2017, Nora returned to Beauty Nation and due to contract misunderstanding between Yuriana Ramirez and Nora, regarding cash that had been paid and not reimbursed and therefore, hours and transcripts were not given. Investigator Amber Bingham stated she went to Beauty Nation on January 15, 2018, and spoke to Yuriana Ramirez who stated she was a license Barber, Investigator stated there were no instructors, no contracts or files available as there are no current students. Yuriana Ramirez indicated that while Nora was in theory she would go over facial structure of bones and apps for the cosmetology business and Yuriana Ramirez confirmed Nora did clock in and out.

Investigator Amber Bingham stated that on February 13, 2018, she received information regarding another complainant Patricia Andrade who attended Beauty Nation from September 2017 thru December 2017, confirmed the same allegations as Nora Gallardo. On March 14, 2018, Investigator Amber Bingham stated that (4) students from Beauty Nation Academy came into the Board office to file a written complaint. The students informed the investigator that the school had no electricity and Yuriana Ramirez wanted to conduct class at a coffee shop. Investigator did confirm that all (4) students started school on February 13, 2017, students identified (3) different instructors Ms. Betsy one day of instruction, Ms. Oleida Aleman three days of instruction and Ms. Thompson one day of instruction, Yuriana Ramirez told the students that the three instructors were visitors only. Students indicated that theory class consisted of reading text books and taking tests, used alcohol for cleaning not an EPA registered disinfectant. Students indicated that Yuriana Ramirez would leave theory class to take clients who came into Beauty Nation.

Adrian Betts, Attorney appeared for the respondent, Yuriana Ramirez and Oleida Aleman were sworn in. Yuriana Ramirez stated these were little mistakes we were making, we were using alcohol and now we have a new plan for the students to bring their own disinfectants. Yuriana Ramirez stated she was the owner and holds a Barber license and Oleida Aleman was the Instructor we work together and figure it out but we need to have a new plan. Oleida Aleman stated she attend Artistic Beauty College and was only at the school for three



**ARIZONA STATE BOARD OF COSMETOLOGY**

**APRIL 13, 2018, BOARD MEETING**

**PAGE 9**

days and she did the number one thing which was to mix up the disinfectant. Attorney Adrian Betts stated this is a new company they just opened their doors last September and are willing to own up to their mistakes, they are working on plans and policies to change how they operate so that the students can succeed and are willing to work with the Board. Complainants Patricia Andrade, Tamara Cabellero Borges, Lucia Hernandez, Samari Rodriguez and Miriam Castro were sworn in. Miriam Castro stated she has a contract, paid \$1,200.00 for student kit and there were no instructors. Nora Gallardo stated she has a contract, paid \$800.00, attended the school from November 7<sup>th</sup> thru 25<sup>th</sup>, she would have to wait outside the school 30 minutes to an hour for Yuriana Ramirez to arrive and open the school and Yuriana Ramirez was the only instructor she had.

Investigative Supervisor Theresa Bunch was sworn in and stated in September two students started Nora and Patricia, there were no hour or instructors work forms submitted for September, October, November, January and February. In December there were hours submitted for (1) student Yuriana Ramirez which was a transfer from barber to cosmetology with crossover hours of 1,400, received 200 hours for a total of 1,600 hours and supposedly graduated on December 12, 2017, no instructors listed for that month. Hours sheets for March submitted indicated (5) students and included Yuriana Ramirez with 800 hours, no instructors forms were submitted. Investigative Supervisor Theresa Bunch stated because the instructors could not be verified, the student's hours cannot be certified and that Yuriana Ramirez has submitted a total of 1600 hours for herself in December and in March and has graduated.

Yuriana Ramirez stated that there was a mistake trying to put in hours for the students, Yuriana Ramirez stated she has been very nervous and she made a mistake putting in hours for the students including herself. Attorney Adrian Betts stated that we acknowledge there is some practices as far as record keeping and admissions that need to be changed and there are plans to complete employment contracts with the Director, head instructor and ensure that licensed instructors are present in all classes and to put policies in place. Ms. Ramirez is fully committed to making this work, working with the students and with the Board and making sure nothing like this ever happens again and to make sure everything is complied with and to move forward.

11:05 a.m. MOTION by Karla Clodfelter to go into Executive Session for the purpose of legal advice on case nos. 92658 & 92803 Step 2. A. No. 2 & 3 of the Agenda. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

11:28 a.m. Back to Open Session

Attorney Adrian Betts stated that his client fully understands the importance of operating in compliance with the statutes and regulations to protect the students and the public. She is willing to do the work to put the plans in place to hire a Director and the owner and she would put all of those policies in place going forward to be successful and an appropriately run business.

11:30 a.m. Recess

11:50 a.m. Back to Open Session

Attorney Adrian Betts stated after speaking with Board counsel and his client, Mr. Betts stated that his client has requested that the Board enter into an agreement to allow her to voluntarily surrender her cosmetology school license and allow the matter to end.

MOTION by Karla Clodfelter for case nos. 92658 & 92803 to accept the voluntary revocation of school license no. CSL00203. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

**B. With Negotiation Options**

1. 92495 Body Beautiful #SAES18623 **10:30 a.m.**  
Body Beautiful LLC, Owner  
Marlene Krueger, Member  
Continued from February Board Meeting

Jeffery Williams, Attorney appeared. Marlene Krueger was sworn in. Attorney Jeffery Williams stated that this is a case of misconception as to the regulation and the lapse of the license, this is a business that has been around for eleven years without any complaints. Owner Marlene Krueger stated Dallas Lopez was certified in another state but not licensed and she is now in school and cannot come back until she is licensed. Investigator Amber Bingham testified that on October 2, 2017, the Board received an anonymous complaint alleging the possibility of an unlicensed individual Dallas Lopez allowed to perform aesthetic services at Body Beautiful without a license. Investigator Amber Bingham went to Body Beautiful on October 30, 2017, to present the complaint, Investigator went to check the service rooms and located an appointment book and saw appointments for "Dallas Lopez" for eyelash extension dated for October 30, 2017, and Investigator indicated she saw previous dates and future dates on the appointment book for Dallas Lopez. On October 31, 2017, Investigator Amber Bingham interviewed Owner Marlene Krueger via phone, Marlene Krueger confirmed that Dallas Lopez performs lash extension and informed the investigator that Dallas Lopez came from another state with a lash extension certification. Owner Marlene Krueger also stated she was under the impression that lash extension services could be performed without obtaining an aesthetic license. Owner Marlene Krueger indicated that Dallas Lopez was no longer at the salon.

MOTION by Karla Clodfelter to move for case no. 92495 all alleged violations cited in the Investigation Report have been shown. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

**SUBSTANTIATED VIOLATIONS**

A.R.S. § 32-574 (A)(1)(2)&(4) Unlicensed Practice

A.R.S. § 32-543 (1) Required Display

A.R.S. § 32-544/A.A.C. R4-10-107 (B) Delinquent Establishment License

A.R.S. § 32-572 (A)(6) Violation of Statute or Rule

**STAFF REPORTED NO HISTORY**

MOTION by Karla Clodfelter to move for case no. 92495 to impose the following discipline and to Board Order Member Marlene Krueger to pay \$250.00 in civil penalties and Board costs. The investigative findings are: on or about October 30, 2017, Board Investigator found an unlicensed individual performing eyelash extension and the establishment license was delinquent which are violations of statute A.R.S. § 32-574 (A)(1)(2)&(4), A.R.S. § 32-543 (1) and A.R.S. § 32-544/A.A.C. R4-10-107 (B) . MOTION SECONDED by Melissa Porter. MOTION CARRIED.

2. 92529 Vitalize Med Spa #SAES19839 **10:30 a.m.**  
Ehreema Nadir MD LLC, Owner  
Ehreema Nadir, Owner  
Continued from March Board Meeting

Charles Slack-Mendez, Attorney appeared. Ehreema Nadir Owner/Member and Ann Hole were sworn in. Attorney Charles Slack-Mendez stated that Ann Hole works at the spa, was a student and was practicing with the members of the staff after hours not getting paid, and was following instructions she was learning in school. This anonymous person we believe was probably a disgruntled ex-employee trying to cause harm. Attorney Charles Slack-Mendez stated that Ann Hole was practicing after hours and would ask the Board is dismiss. Ann Hole stated she does IV's and does not do aesthetic services at the spa. Ehreema Nadir Owner/Manager stated she has had the practice for ten years, we have a medical board that she is responsible for, she works in a hospital and she would not allow anything to be done wrong and risk her licenses. Ehreema Nadir Owner/Manager stated that Ann Hole does IV's for chemo patients and she is learning skills so that the chemo patients can receive facials as the chemo can leave scaring. Investigator Amber Bingham testified that on October 25, 2017, the

**ARIZONA STATE BOARD OF COSMETOLOGY**

**APRIL 13, 2018, BOARD MEETING**

**PAGE 11**

Board received an anonymous complaint alleging that Vitalize Med Spa is allowing Ann Hole to perform aesthetic services without proper licensure. On November 7, 2017, Investigator went to Vitalize Med Spa and was informed that Ann Hole was with a client. On November 8, 2017, Investigator received a voice message from Ann Hole stating she is the IV tech for the office. On November 29, 2017, Investigator returned to Vitalize Med Spa and spoke to manager Raheel Kahawaja and gave her a copy of the complaint. Investigator inquired about the aesthetician that performs services and was given the name of Erica O'Campo who was with a client. On December 7, 2017, Board received a written response stating the following: "Ann Hole is an aesthetician student. She practices on my staff with their consent at no cost to them She has not performed any procedure/service on a Vitalize Med Spa client."

MOTION by Karla Clodfelter for case no 92529 to dismiss due to insufficient evidence. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

3. 92714/92715 & Pink & White Nails & Spa #'s SNT18890 & SAES20437 **10:30 a.m.**  
BHN Nails Spa Inc., Owner  
92758 Bang Hai Nguyen, Director  
**NEGOTIATED/SIGNED DISCIPLINARY LETTER OF CONCERN**

4. 92479 Claudia Valencia #10700299 **10:30 a.m.**  
**NEGOTIATED \$1,000/6-MONTH PROBATION/BOARD CLASS**

5. 92737 Fiu Fiu Hair & Skin Salon LLC #SCOS26519 **10:30 a.m.**  
Fiu Fiu Hair & Skin LLC, Owner  
Victor Gamez, Member/Manager  
**NEGOTIATED \$500/6-MONTH PROBATION**

6. 92738 & Faith G Thompson #31500828, Co-Member/Manager **10:30 a.m.**  
**CONTINUANCE GRANTED**  
92739 Amy Plain #31700307, Co-Member/Manager  
**CONTINUANCE GRANTED**

7. 92746 32<sup>nd</sup> Street Salon #SCOS20973 **10:30 a.m.**  
Johnson Girls Hair LLC, Owner  
Rebecca J Johnson #19101398, Co-Member/Manager  
Julie Johnson, Co-Member/Manager  
**NEGOTIATED \$250/PAID**

8. 92754 & Regal Nails Salon & Spa #SNT18552 **10:30 a.m.**  
Grande River LLC, Owner  
**NEGOTIATED \$500/PAID**  
92829 & John T Vu #50226824, Member  
**NEGOTIATED TO ATTEND BOARD CLASS/SCHEDULED 4.9.18**  
92830 Trang Nguyen #51100228, Member  
**NEGOTIATED TO ATTEND BOARD CLASS/SCHEDULED 4.23.18**

9. 92781 Carmen Morrow #30900124, Owner **10:30 a.m.**  
Carmen Morrow, Owner was sworn in and stated that she moved to the new location January 22<sup>nd</sup>, the previous location closed and she worked under the salon license and did not believe she needed to get another license. Carmen Morrow stated she does laser hair removal, all of her licenses are current and when she found out she needed an establishment license she immediately applied for one. Carmen Morrow stated she is a medical assistant, laser technician, aesthetician and currently in a nursing program.

MOTION by Karla Clodfelter for case no 92781 all alleged violations cited in the inspection summary have been shown. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

**SUBSTANTIATED VIOLATIONS**

**ARIZONA STATE BOARD OF COSMETOLOGY**

**APRIL 13, 2018, BOARD MEETING**

**PAGE 12**

A.R.S. § 32-574 (A)(5)(8) Unlicensed Establishment  
A.R.S. § 32-541/A.C.C. R4-10-112 (A)(4. a. b. & c)(5)(6)(E)(7)(J) Infection Control/Safety Standards

A.R.S. § 32-572 (A)(6) Violation of Statute or Rule

**STAFF REPORTED NO HISTORY**

MOTION by Karla Clodfelter for case no 92781 to issue a Letter of Concern for operating an unlicensed establishment. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

10. 92783 Chloe's Shade Room LLC #SNT18930 **10:30 a.m.**  
Chloe's Shade Room LLC, Owner  
Kelly La #51200043, Member/Manager  
**NEGOTIATED \$250/PAID**

**STEP 3: HEARINGS**

**ALL ITEMS BELOW INCLUDE BOARD AUTHORITY FOR DISCUSSION, CONSIDERATION AND POSSIBLE ACTION:**

The Board may go into "Executive Sessions" for the purpose of obtaining legal advice from the Board's attorney on any of the agenda items under Step 3 pursuant to A.R.S. § 38.431.03 (A)(3).

The Board may vote to go into "Executive Session" to discuss and consider records exempt by law from public inspection, including the receipt and discussion of information, or testimony that is confidential by State of Federal Law on all agenda items under Step 3 pursuant to A.R.S. §38-431.03 (A)(2).

**A. Denial Appeals**

None

**B. Motion to Deem Allegations Admitted**

92083 Maria Concepcion Ceja, License No. 11100545 **9:45 a.m.**  
Assistant Attorney General, Mona Baskin, appeared representing the State. Independent Advisor, John R. Tellier, was available by telephone. Licensee is present.

Assistant Attorney General, Mona Baskin stated that Ms. Ceja has signed her original consent agreement and is ready to pay today. Assistant Attorney General, Mona Baskin stated that the consent agreement is for \$500.00 civil penalty and is to be paid within 10-days, Ms. Ceja wishes the Board to adopt the consent agreement in lieu of moving forward with the motion to deem allegations admitted and that the state supports this position.

MOTION by Karla Clodfelter to accept signed consent agreement with \$500.00 civil penalty to be paid within 10-days. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

92101 Mary Lu's Salon, Salon License No. SCOS23627 **9:45 a.m.**  
Maria Membrila, Owner

**ARIZONA STATE BOARD OF COSMETOLOGY**

**APRIL 13, 2018, BOARD MEETING**

**PAGE 13**

Assistant Attorney General, Mona Baskin, appeared representing the State. Independent Advisor, John R. Tellier, was available by telephone. Licensee did not appear.

MOTION by Melissa Porter to grant the State's MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

MOTION by Melissa Porter to adopt the factual allegations in the Complaint and Notice of Hearing as Findings of Fact and the alleged violations in the Complaint and Notice of Hearing as Conclusions of Law. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

MOTION by Melissa Porter for case no. 92101 to issue an Order of discipline to revoke Mary Lu's Salon, salon license no. SCOS23627, impose \$250.000 civil penalty and Board costs and that the agency recovers its total costs incurred for this case in an amount to be determined later by the agency. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

92162 Isabel Calleros, License No. 99200002 **9:45 a.m.**  
Assistant Attorney General, Mona Baskin, appeared representing the State. Independent Advisor, John R. Tellier, was available by telephone. Licensee did not appear.

MOTION by Melissa Porter to grant the State's MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

MOTION by Melissa Porter to adopt the factual allegations in the Complaint and Notice of Hearing as Findings of Fact and the alleged violations in the Complaint and Notice of Hearing as Conclusions of Law. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

MOTION by Melissa Porter for case no. 92162 to issue an Order of discipline to revoke Isabel Calleros personal license no. 99200002, that the agency recovers its total costs incurred for this case in an amount to be determined later by the agency. MOTION SECONDED by Charlie Phan. MOTION CARRIED.

92194 Michelle Christine (Allire) Goff, License No. 10501582 **9:45 a.m.**  
Assistant Attorney General, Mona Baskin, appeared representing the State. Independent Advisor, John R. Tellier, was available by telephone. Licensee did not appear.

MOTION by Melissa Porter to grant the State's MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

MOTION by Melissa Porter to adopt the factual allegations in the Complaint and Notice of Hearing as Findings of Fact and the alleged violations in the Complaint and Notice of Hearing as Conclusions of Law. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

MOTION by Melissa Porter for case no. 92194 to issue an Order of discipline to revoke Michelle Christine Goff personal license no. 10501582, impose \$500.000 civil penalty and Board costs and that the agency recovers its total costs incurred for this case in an amount to be determined later by the agency. MOTION SECONDED by Charlie Phan. MOTION CARRIED.

92390 **9:45 a.m.**  
Cuttin' Up! LLC, Owner  
Cuttin' Up! LLC, Salon, Salon License No. SCOS2161  
Kathaleen Stepter, Member/Manager  
Assistant Attorney General, Mona Baskin, appeared representing the State. Independent Advisor, John R. Tellier, was available by telephone. Licensee did not appear.

**ARIZONA STATE BOARD OF COSMETOLOGY**

**APRIL 13, 2018, BOARD MEETING**

**PAGE 14**

MOTION by Melissa Porter to grant the State's MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

MOTION by Melissa Porter to adopt the factual allegations in the Complaint and Notice of Hearing as Findings of Fact and the alleged violations in the Complaint and Notice of Hearing as Conclusions of Law. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

MOTION by Melissa Porter for case no. 92390 to issue an Order of discipline to revoke Cuttin' Up! LLC. salon license no. SCOS21617, impose \$250.000 civil penalty and Board costs and that the agency recovers its total costs incurred for this case in an amount to be determined later by the agency. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

92441                      Salon & Spa Visage, Salon License No SCOS16579                      **9:45 a.m.**  
                                    Nadia Montova, Co-Owner  
                                    Baldramina Renteria, Co-Owner  
                                    Assistant Attorney General, Mona Baskin, appeared representing the State. Independent Advisor, John R. Tellier, was available by telephone. Licensee did not appear.

MOTION by Melissa Porter to grant the State's MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

MOTION by Melissa Porter to adopt the factual allegations in the Complaint and Notice of Hearing as Findings of Fact and the alleged violations in the Complaint and Notice of Hearing as Conclusions of Law. MOTION SECONDED by Charlie Phan. MOTION CARRIED.

MOTION by Melissa Porter for case no. 92441 to issue an Order of discipline to revoke Salon & Spa Visage Salon license no. SCOS16579, impose \$500.000 civil penalty and Board costs and that the agency recovers its total costs incurred for this case in an amount to be determined later by the agency. MOTION SECONDED by Charlie Phan. MOTION CARRIED.

**C. Office of Administrative Hearings Recommended Decisions for Review Pursuant to A.R.S. § 41-1092.08**

None

**D. Request for Reinstatement**

None

The Board may go into "Executive Sessions" for the purpose of obtaining legal advice from the Board's attorney on any of the agenda items under Step 3 pursuant to A.R.S. § 38.431.03 (A)(3).

**E. Discussion, Consideration and Possible Action on Revision of Proposed Consent Agreement Terms and/or Letter of Concern Cases.**

92497                      Melanie Desblens Kwon Le, Manager, License No. 30400573

Investigative Supervisor Irma Telles asked the Board if they would consider rescinding the prior motion of \$500.00 and issue a non-disciplinary Letter of Concern for working in an unlicensed establishment as they had obtained licensure within the time frame.

MOTION by Karla Clodfelter for case no. 92497 to rescind prior motion of \$500.00 and issue a non-disciplinary Letter of Concern for working in an unlicensed establishment. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

**F. Review, Discussion & Reconsideration of Denial of Application and Possible Action on Opening an Investigation Pursuant to A.R.S. § 32-573 (A).**

None

**ADJOURNMENT**

MOTION by Karla Clodfelter to adjourn the meeting at 12:26 p.m. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

In accordance with Title III of the Americans with Disabilities Act, the Cosmetology Board does not discriminate on the basis of disabilities in its programs, services or activities. Individuals who need reasonable accommodation to participate or who need information in an alternative format may contact Mimi Ahmetovic the ADA Coordinator at (480) 825-7002.