



1721 East Broadway • Tempe AZ 852
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BOARD MEETING MINUTES

October 21, 2011

TIME: 9:00 a.m.

PLACE: 1721 East Broadway, Tempe Arizona, 85282

ALL AGENDA ITEMS INCLUDE THE OPPORTUNITY FOR BOARD CONSIDERATION, DISCUSSION, AND POSSIBLE ACTION

Board Meetings may go into “Executive Session” for the purpose of obtaining legal advice from the Board’s attorney on any of the agenda items pursuant to A.R.S. § 38.431.03 (A)(3) *, to discuss personnel matters pursuant to A.R.S. §38-431.03(A)(1)**, to discuss confidential matters pursuant to A.R.S. §38-431.03(A)(2)*** or pending litigation pursuant to A.R.S. §38-431.03(A)(4)****.

The Board makes every attempt to hear all matters timely. However, due to the number of items scheduled on any particular agenda, the Board may find it necessary to hear some items out of order and/or later than the time originally scheduled.

PLEDGE OF ALLEGIANCE

CALL TO ORDER AND ROLL CALL

Gary Begley
Karla Clodfelter
Sandra Hecksel
Jessica Stall
Joe Verdugo Absent
Larry Bulechek
Cheryl Chelius

BOARD *, **, *AND ******

A. Approval of Board Minutes of September 23, 2011.

MOTION by Jessica Stall to accept minutes as written. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

B. Approval of Executive Session Minutes of September 23, 2011.

MOTION by Sandra Hecksel to accept minutes as written. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

C. Declaration of Conflict of Interest.

Karla Clodfelter declared for case no. 82681 Corinne Stradling.

D. Discussion, Consideration and Possible Action on Cindy Vong and La Vie LLC, Plaintiffs vs. Donna Aune, Defendants, Maricopa County Superior Court Case No. CV2009—037208:

- **Update on Case Status**

Assistant Attorney General, Bridget Harrington, reported that the case is still in the discovery stage and ready to set a disposition.

E. Discussion, Consideration and Possible Action on Gutierrez et al vs. Donna Aune et al. in their official capacities.

- **Update on Case Status**
- **Settlement Document**

Assistant Attorney General, Bridget Harrington, informed the Board that the judge signed the final settlement on this case. Language was drafted to place on the Board's website regarding threading and was presented to the Board.

MOTION by Larry Bulechek to accept the settlement as written and also to approve the language for the Board's website as written. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

F. Discussion, Consideration & Possible Action on Contracting with Lobbyist for 2011-2012 Legislative Sessions.

The Executive Director, Donna Aune, informed the Board that the agency is still working with State procurement on contracting a Lobbyist.

G. Discussion, Consideration & Possible Action on 2011-2012 Legislative Sessions.

- **Pending Legislation**
- **Board's Legislative Options for 2011-2012**
- **Discussion, Consideration & Possible Action on Deregulation of Spray Tanning & Threading**

See H. below.

H. Discussion, Consideration and Possible Action on Legislative Committee Meeting.

- **Report from Legislative Committee Meeting on October 6, 2011**

Karla Clodfelter, reported that the committee discussed adding to the current law A.R.S. § 32-573 (G) “to provide related training and education” so that agency monies in the 3000 account may be used for these purposes. Also to possibly add “attorney fees” to this section. The committee will work on legislation.

MOTION by Sandra Hecksel for the Legislative Committee to pursue legislation on using the 3000 account monies. MOTION SECONDED by Larry Bulechek. MOTION CARRIED.

The current school bonds were examined and the possibility of a recovery fund was discussed as the bond amount is not adequate.

Executive Director, Donna Aune, stated that a recovery fund would place too much burden on the agency. The Committee will continue to look at the issue and at how other states handle the bonds.

Karla Clodfelter reported that reciprocity issues were looked at by the Committee and the recommendation is to add to the current reciprocity application forms the name of the cosmetology/nail technician/aesthetics school attended, the address of the school, the phone number of the school and the year graduated.

It is not necessary to pursue legislation at this time as the current process in place is very adequate and changing the application is all that is needed at this time. The Board has the right to deny an applicant should there be any problem with applications.

MOTION by Larry Bulechek to accept staff recommendations and change the applications to reflect the name, address, phone number and year graduated from the school attended and to not pursue any legislation regarding reciprocity for this legislative year. MOTION SECONDED by Cheryl Chelius. MOTION CARRIED.

Executive Director, Donna Aune, recommended that the Board pursue legislation to exempt tanning from Board regulation.

MOTION by Karla Clodfelter to have the Legislative Committee pursue deregulating tanning services and not mark salons with violations until this occurs, and also to pursue legislation which would exempt threading from the Boards regulation. MOTION SECONDED by Cheryl Chelius. MOTION CARRIED.

I. Discussion, Consideration and Possible Action on Combining Infection Protection and Law Review Classes Administered by the Board.

J. Board Meeting Dates for 2012

Jan 20th Feb 17th Mar 16th Apr 20th May 18th Jun 15th
Jul 20th Aug 17th Sept 21st Oct 19th Nov 16th Dec 14th

K. Board Meeting Dates for 2013

Jan. 18th Feb 15th Mar 15th Apr 19th May 17th Jun 14th
Jul 19th Aug 16th Sept 20th Oct 18th Nov 15th Dec 13th

L. Infection Protection Class and Law Review Dates for 2012

Jan. 9th & 23rd Feb 13th & 27th Mar 12th & 19th Apr 16th & 23rd
May 14th & 21st Jun 11th & 18th Jul 16th & 23rd Aug 13th & 20th
Sept 17th & 24th Oct 15th & 22nd Nov 5th & 19th Dec 10th & 17th

M. Infection Protection Class and Law Review Dates for 2013

Jan. 14th & 28th Feb 11th & 25th Mar 11th & 18th Apr 15th & 22nd
May 13th & 20th Jun 10th & 17th Jul 15th & 22nd Aug 12th & 19th
Sept 16th & 23rd Oct 7th & 21st Nov 4th & 18th Dec 9th & 16th

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MOTION by Larry Bulechek to accept staff recommendations and combine the Law Review class and the Infection Protection class and to be considered as one class from today forward and also to approve the dates for the Board Meetings and classes as listed above. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

N. Discussion, Consideration & Possible Action on Election of Officers.

- **Chairman**
- **Vice-Chairman**
- **Secretary-Treasurer**

MOTION by Cheryl Chelius to nominate Gary Begley for Chairman of the Board. Nominations were closed. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

MOTION by Cheryl Chelius to nominate Karla Clodfelter for Vice-Chairman of the Board. Nominations were closed. MOTION SECONDED by Larry Bulechek. MOTION CARRIED.

MOTION by Cheryl Chelius to nominate Sandra Hecksel for Secretary-Treasurer of the Board. Nominations were closed. MOTION SECONDED by Jessica Stall. MOTION CARRIED.

O. Cosmetology Students on Field Trip:

- **Questions and answers regarding Board authority and process**

EXECUTIVE DIRECTOR’S REPORT *, **, *AND ******

A. Report and Discussion on VERSA Upgrade for Agency Computer System.

Executive Director, Donna Aune, reported that the agency is working with Versa and they will have representatives coming to the agency to work on system issues.

B. Discussion on December Meeting & Holiday Luncheon

The December Board meeting will be on Friday, December 9, 2011, and the Board will have a Christmas luncheon at the agency.

C. Summary of Current Events.

None.

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.

All Investigators, Inspectors and staff members present and planning to provide testimony for any case were sworn in by the Chairman.

STEP 1: COMPLAINT REVIEW * AND ***

MOTION by Karla Clodfelter to accept staff recommendations for all items under Step 1. B. and C except for 83489. MOTION SECONDED by Larry Bulechek. MOTION CARRIED.

A. Recommend Application Denials

None

B. Recommend Dismissals

- 82284 Barbara L Kassin #10601892 *(No evidence to support allegations)*
- 82459 Preety Threading & Skin Care *(Threading only)*
- 82528 Les Clinique Visage #A17121 *(Complainant received refund – laser services)*
Les Clinique Visage LLC., Owner
Lisa Ann Richardson #30400601, Licensee
- 82677 Rite Nails II #M14826 *(C19296 licensed at said location)*
Theu Thi Kim Nguyen #50401447, Owner/Manager
- 82768 Azul Day Spa #A19625 *(No evidence to support allegations)*
STAT Phoenix 888 Corp., Owner
Chloe Anh Thai #10900438, President
- 82777 CCIC Beauty College #73 *(No evidence to support allegations)*
CCIC Beauty College LLC., Owner
Deborah Cruz, Member
- 82832 Preety Threading & Skin Care *(Threading only)*
- 82839 Preety Threading & Skin Care *(Threading only)*
- 82886 Empire Beauty School #S114 *(No evidence to support allegations)*
EEG Inc., Owner
Paul Finkelstein
Anthong Baran
- 82926 Towers Assisted Living, Pseudo Unlicensed *(Found said location licensed #C21093)*
- 83008 Cynthia Avena, Pseudo Unlicensed *(Denied allegations – Cynthia not licensed)*
- 83016/83017 Sun Palm Nails #'s M15532 & A15565 *(No evidence of unlicensed individuals)*
Tracy Pham (Trang T Q Pham) #'s 50331534 & 30500585
- 83020/86021 Rose Nails #'s 16890 & A17297 *(No evidence of nail technicians performing wax services)*
Quang Day Nguyen, Owner
- 83034 Hair Solutions “KIOSK” *(Retail Outlet for hair irons & products)*
- 83079 Supercuts #9592 #C9745 *(No evidence to support allegations)*
Supercuts Inc., Owner
- 83153 Nails by Bobbie #C14921 *(Found salon in compliance with the use of disposable gloves)*
Ngoc Bich T Nguyen #'s 50000316 & 39922338, Owner
- 83154 Toni & Guy #C17775 *(No evidence to support allegations)*
Sabio Vilorio #17820453, Co-Owner
Gerry Watkins #18225407, Co-Owner
- 83210 Ahwatukee Nail Spa #M16777 *(Found salon in compliance with adequate ventilation)*
Vu C Chung Inc., Owner
Vu C Chung #59921403, President
- 83283/83284 Valley Nails & Spa #'s M12898 & A12899 *(Found salon in compliance with Board's safety standards)*
Toan K Ngo #50100381, Owner/Manager
- 83285/83286 Luxury Nails & Spa #'s M16909 & A17327 *(Found salon in compliance with adequate ventilation)*
Hong Thi Nguyen #'s 50100286 & 30601067
- 83296/83297 QV Nails & Spa #'s M15671 & A15736 *(No evidence to support allegations)*
QV Nails & Spa LLC., Owner
Thi L Nguyen #'s 50100593 & 30500739, Member/Manager

C. Recommend Letter of Concern

- 83007 Canyon Nails & Spa #M16707 (*Exterior sign not the same as the salon name issued*)
Tram Dieu T Doan #59920464, Owner/Manager
- 83158 Nail Time #M16850 (*Advertising differently than salon name & Personal license Display*)
Nail Time LLC., Owner
Ky Nguyen #50331266, Member
Duc M Hoang #50100299, Member
- 83398 Just Teazing #C16878 (*Personal license display*)
Pearl S. Mada, Owner
- 83399 Angel Touch Nails By H & N #A15137 (*Delinquent personal license*)
H & N Nail Spa's LLC
Liem Thanh Ha #50000557, Member
- 83402/83403 Darian's Luxury Nails & Spa #A15067 & #M15100 (*Delinquent establishment licenses*)
My Linh T. Luong #50100026, Owner
- 83426 Sessions By Shawneen #C17165 (*Delinquent personal license*)
Shawneen Dillon #10501671, Owner/Manager
- 83427 Body Beautiful #C17254 (*Delinquent establishment license*)
Body Beautiful LLC
Mariena Kreger Member
- 83436 Stinnett Hair Design #C21300 (*No TB HIV-1 HEP B*)
Erica Stinnett #10900287, Owner/Manager
- 83449 Super Paulene's Nails I #M16650 (*Delinquent establishment license*)
Tony Huynh #50331443, Owner
- 83450 Q Royal Nails & Spa #A14568 (*Delinquent establishment & personal license*)
Chau T. Tran #30400445 & 59817584, Owner/Manager
- 83451 Hand & Stone Massage Spa #A16989 (*Delinquent establishment license*)
MEM Holdings Inc
Rita Rayis #30600741, Manager
- 83461 Murphy's Cutting Edge #C6844 (*Delinquent establishment license*)
Patricia Murphy #18023383, Owner/Manager
- 83462 Shear Point Hairdesign #C2931 (*Delinquent establishment license*)
Shear Point Hairdesign Inc
Margo Pfefferl #18428150, President/Manager
- 83463 Jerry's Hair Hut AKA Geromes Hair Fashions #C2896 (*Delinquent establishment license*)
Jerry Kerkendoll #18022891, Owner/Manager
- 83465/83466 Pretty Nails & Spa #A15789 & #M15725 (*Delinquent establishment licenses*)
83466 Pretty Nails & Spa LLC
Binh K. Nguyen #50200587, Member
- 83467 Hair Handlers #C533 (*Delinquent establishment license*)
Susan Bassett #18124152, Owner/Manager
- 83475 Details Hair Salon #C12908 (*Delinquent establishment license*)
Lillian Frankum #18700227, Owner/Manager
- 83476 Great Clips #9279 #C19400 (*Personal license display*)
A Cut Above Inc
Misty Perez #10801030, Manager
- 83477 Mariana's #C19737 (*Delinquent establishment license*)
Marianne Bucur #19401124, Owner/Manager
- 83479 Adriana's #C19854 (*Delinquent establishment license*)

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- 83482 Adriana Tate #10601641, Owner/Manager
Fountain Hair Works #C13322 *(Delinquent personal license)*
Christine Jury #17719193, Owner/Manager
83488 Norma's #C19866 *(Delinquent establishment license)*
Norma Williams #19817233, Owner/Manager

- 83489 Brow Lady USA #A16285 *(Delinquent personal license & no manager in charge)*
Lady Brow LLC
Eric Bowman, Member

MOTION by Karla Clodfelter to accept staff recommendations and offer a consent agreement for \$250.
MOTION SECONDED by Jessica Stall. MOTION CARRIED.

- 83490 Eric's Shop #C20062 *(Delinquent establishment license)*
Christina Seipel, Owner
83492 Salon Spectrum #C12523 *(Delinquent establishment license & current
personal license display)*
Salon Spectrum LLC
Tracy King #10602293, Member/Manager
Connie Lucas #18326338, Member/Manager
83500 Images Hair Care #C17242 *(Delinquent establishment license & No TB HIV-1 HEP B)*
Irene Hartman #10601597, Owner/Manager
83501 Works Beauty Salon & Nails #C19610 *(Delinquent establishment license)*
Phuong Le #19900076, Owner/Manager
83503 Spa Nordstrom #A9669 *(Delinquent personal license)*
Nordstrom Inc
Constance Aarseth #30300007, Manager
83509 Studio 210 Salon & Boutique #C18796 *(Delinquent establishment license)*
Kimberly Woodard #59900181, Owner/Manager
83516 Spa Du Soleil #C6123 *(Delinquent establishment license)*
Irene Kelly, Owner
83530 European Wax Center Desert Ridge #A16809 *(Delinquent establishment license)*
Kremp Krumpkin & Associates LLC
Doug Payne, Member
Kari Watson #90700026, Manager
83531 Focal Point Salon #C18896 *(Delinquent personal license)*
Focal Point Salon LLC
Lauren Naylor #10900753, Member/Manager
83533 Salon Jo. El #C19708 *(Delinquent establishment license)*
Progressive Hair LLC
Joseph Porter #90500067, Member/Manager
83538 S. Tylers Of 5th Ave #C20113 *(Delinquent establishment license)*
Samm Tyler #19401353, Owner/Manager
83540 Rumors Hair Design #C18503 *(Delinquent personal license)*
RFS Investments LLC
Julie Schumacher, Member
Amanda Bowes #10701876, Manager
83541 20 Lounge #M16404 *(Delinquent establishment license)*
20 Lounge Inc
Valerie Griggs, President
Brittany Rae #50600854, Manager

D. Recommend Informal Interview or Negotiation Terms

MOTION by Karla Clodfelter to accept staff recommendations for all items under Step.1. D. below as listed. MOTION SECONDED by Sandra Hecksel. MOTION CARRIED.

1. 82625 Mary Shaw Salon # C4147
Mary L Shaw #18225506, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

2. 83550 Rite Nails 2 #C19296
"Tony" Nhan Truong #50500892, Co-Owner
Annie Y Tran #10800833, Co-Owner
Offer a consent agreement to assess \$2,000 civil penalty and costs, see motion above.

3. 82678 Keli Kelly #59919890
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

4. 82835/82836 Passion Nail Salon #'s M16906 & A17324
Hanh Nguyen #59800334, Owner/Manager
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

5. 82840 Le Majestic Nails #M16653
Diem Thi Pham #50300286, Owner
Offer a consent agreement to assess \$500 civil penalty and costs, and to attend the infection protection class/law review class given by the Board, see motion above.

6. 82893 Tip Top Nails II #M8065
Tip Top Nails Inc., Owner
Tuyet Thi Dinh #59300830, President/.Manager/Licensee
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

7. 82980 Bien Nail by Kathy III #M16887
Hung Huynh #'s 59500848 & 30100053, Owner/Manager
Cindy H Nguyen #50000281
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

8. 83006 La Roc Salon #C21057
La Roc Salon LLC, Owner
Larissa Wasko #10401948, Member/Manager/Licensee
Offer a consent agreement to assess \$250 civil penalty and costs, and to pay \$21.00 restitution, see motion above.

9. 83018 Bien Nails #M9313
Hung Ngoc Huynh #59500848, Owner/Manager
Offer a consent agreement to assess \$500 civil penalty and costs, and to pay \$15.00 restitution, see motion above.

10. 83044 Harpreet Kaur #31000018

Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

11. 83221 Kimberly Alexander-Shaw #10100779, Licensee/Owner
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

12. 83224 Jacqueline Dyer #50226456, Licensee
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

13. 83234 Trouvaille Salon & Spa #C19788
T & J Enterprise
Virginia Ritchie #19401397, Member/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

14. 83236 & Scott K. Williamson #10224793, Licensee/Co-Owner
83237 Jamie Jipner #10401004, Licensee/Co/Owner
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

15. 83238 Shear Performance-Tucson Mall #C13315
Steve Morales, Owner
Christian Stevens #10600134, Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

16. 83239 Ashlee Bedinger #10600639, Licensee/Owner
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

17. 83240 Gilberto G. Valenzuela Jr. #19101338, Licensee/Owner
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

18. 83241 Revolver Hair Salon #C20507
Revolver Hair Studio LLC
Jamie McDonald #10300203, Member/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

19. 83242 Cheryl M. Chotai #10500055, Licensee/Owner
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

20. 83245 Oracle Nails #M16923
Hoa Arnold #50900680, Owner/Manager
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

21. 83250 Hot Locks By Kelley #C19532
Carolyn Kelley James #10601703, Owner/Manager
Issue a Letter of Concern, see motion above.

22. 83251 Angela Deherrera #10019328, Licensee/Owner
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

23. 83252/83253 Club Nails & Spa #A16702 & #M16430
Houng T. Nguyen #30330725 & #50331389, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

24. 83255 Don Anh Bui #50200336, Licensee/Owner

Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

25. 83265 & Kelly Mai #10700025, Licensee/Member
83266 Tay V. Ngo #10701267, Licensee/Member

Offer a consent agreement to assess \$1,000 civil penalty and costs, and for both to attend the law review/infection protection class given by the Board, see motion above.

26. 83268 & Thi Le Nguyen #30500739, Licensee/Member
83269 & Thi L. Nguyen #50100593, Licensee/Member
83270 Kim Thanh Nguyen #31000274, Licensee

Offer a consent agreement to Thi Le Nguyen #30500739 and #50100593, to assess \$1,500 civil penalty and costs; offer a consent agreement to Kim Thanh Nguyen #31000274 to assess \$500 civil penalty and costs, see motion above.

27. 83271 Brooke Grover #10401913, Licensee/Owner

Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

28. 83272/83273 KP Nail #A16920 & #M16616
Prestige Investment Group LLC
Hoa T. Nguyen #30400397 & #50400712, Member/Manager

Offer a consent agreement to assess \$2,000 civil penalty and costs, and to attend the infection protection class/law review class given by the Board, see motion above.

29. 83277 Stylin Safari Hair Salon #C14304
Jerrie L. Hale #19000316, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

30. 83300 Headlines Hairstyle #C14327
Headlines Hairstyling & Barbering Inc
John B. Lewis, President

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

31. 83301/83302 Jackie Nail Center #A15706 & #M15647
Chau T. Villalpando #30200099 & #50100189, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

32. 83303 & Nurie Saiti #10700515, Licensee
83305 Danielle Giblin #50124430, Licensee

Offer a consent agreement to assess each licensee \$50 civil penalty and costs, see motion above.

33. 83306 Image By Design Salon #C17643
Image By Design Salon LLC
Danielle L. Chaffee #10000506, Member/Manager

Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

34. 83307 Heads Up Salon #C19537

Ben B. Atine #19900315, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

35. 83310 Duc H. Nguyen #59900029, Licensee/Owner

Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

36. 83311 Angie's Hair & Nail Salon #C14668
Angela Reidhead #19700217, Owner
Patricia Lawson #10600237, Manager

Offer a consent agreement to assess \$750 civil penalty and costs, see motion above.

37. 83315 & Cornelia Curmatureanu #19500241, Licensee
83316 & Calina Lola Chiriac #10601488, Licensee
83317 & Robin J. Lloyd #18801500
83318 & Marlene E. King #10802324, Licensee
83319 Marius Curmatureanu #19916724, Licensee

Offer a consent agreement to each licensee listed to assess \$50 civil penalty and costs each, see motion above.

38. 83321 Diamante's Salon & Spa #C13400
Rosemarie Trogi #19900133, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

39. 83322/83323 OPC Nails & Spa #A17371 & #M16946
OPC Nails & Spa Inc
Oanh Hoang Tran #50000211, President/Manager

Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

40. 83324 Kara Watkins #50601370, Licensee/Owner

Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

41. 83326 Dana Anderson #17921377, Licensee/Owner

Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

42. 83327 Samantha Jayne Curran-Kittel #10400599, Licensee/Owner

Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

43. 83334/83335 Sunrise Nails & Spa #A16372 & #M16186
Dung Nguyen #50200631, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

44. 83338/83339 Angel Touch Nails #A16495 & #M16276
Angle Touch Nail Salon LLC
Thong T. Vu, Member

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

45. 83340 Steiner Institute of Esthetics #S23
ED GRP, Inc

Leonard Fluxman, President

Offer a consent agreement to assess \$1,000 civil penalty and costs, see motion above.

46. 83343/83344 Best Nails #A14508 & #M14546
Henry N. Vo, Owner
Michelle Vo #50500145, Manager

Offer a consent agreement to assess \$750 civil penalty and costs, and for both to attend the infection protection class/law review class given by the Board, see motion above.

47. 82245 Supercuts #9729 #C13601
Supercuts Corp Shops Inc
Mark Kartarik, President
Melanie White #19301207, Manager

Offer a consent agreement to assess \$250 civil penalty and costs, and for Melanie White #19301207 to attend the infection protection/law review class given by the Board, see motion above.

48. 83346 & Salon 12 #C20717
Lori Winters #19601196, Owner
Yvonne Gutierrez #17719074, Manager
83347 Desere Mamola #10701390, Licensee

Offer a consent agreement to assess \$1,500 civil penalty and costs, and for Yvonne Gutierrez #17719074 and Desere Mamola #10701390 to attend the infection protection/law review class given by the Board, see motion above.

49. 83348 Jennifer Johnson #19400274, Licensee/Owner

Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

50. 83349/83350 Formal Nail #A15702 & #M15643
Vanna Pham #30600618 & #50600100. Owner/Manager

Offer a consent agreement to assess \$1,500 civil penalty and costs, and to attend the infection protection/law review class given by the Board, see motion above.

51. 83353 & Shara Montoya #10601283, Licensee
83354 Amber Rae Montoya #11001917, Licensee

Offer a consent agreement to Shara Montoya #10601283 to assess \$250 civil penalty and costs; and offer a consent agreement to Amber Rae Montoya #11001917 to assess \$250 civil penalty and costs, see motion above.

52. 83356 Derma Bella Spa #A17120
Lindsey Athey #30211383, Owner/Manager

Issue a Letter of Concern, see motion above.

53. 83357 Glow #A17332
Glow LLC
Valerie Mullen #39500014, Member/Manager

Issue a Letter of Concern, see motion above.

54. 83358 Jazmin James #10600540, Licensee/Owner

Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

- 55. 83360 Harpreet Kaur #31000018
Offer a consent agreement to assess \$1,500 civil penalty and costs, and to attend the infection protection/law review class given by the Board, see motion above.

- 56. 83361 Shalimar Stark #10600603, Licensee/Owner
Offer a consent agreement to assess \$1,000 civil penalty and costs, see motion above.

- 57. 83362 Pamela Olivan #18328018, Licensee/Owner
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

- 58. 83373 Stacey Epperson #10400180, Licensee/Member
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

- 59. 83374 Bliss...The Salon #C16636
Cosmetology Bliss LLC
Jill Odell #19100100, Member/Manager
Katrina Coffman #59600122, Member/Manager
Offer a consent agreement to assess \$500 civil penalty and costs, and for both licensees to attend the infection protection/law review class given by the Board, see motion above.

- 60. 83376/83377 Queen Bee Nails #A17290 & #M16883
Thanh Van Luong #50000398, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

- 61. 83379 Casa Grande Nails #M16648
Loan Luong #30700856 & #50400504, Owner/Manager
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

- 62. 833487 Harpreet Kaur #31000018
Offer a consent agreement to assess \$1,500 civil penalty and costs, see motion above.

END OF CONSENT AGENDA

STEP 2: INFORMAL INTERVIEWS * AND ***

A. Without Negotiation Options

- 1. 82711 & Casual Nails #M16062 (A16224) **10:15 a.m.**
Shirley Kiu Ho #50400827 (30500330)
- 83220 & Tri N Bui #50800638
- 83222 & Tracy Kim Trinh #10401186
- 83223 & Lenh D Hoang #50800078
- 83225 & Ellen Dieu Tran #51000453
- 83226 & Lisa Tran Lam #50700409
- 83227 & Mui N Ho #50401191
- 83228 & Richard Trinh #50400837
- 83229 Diem My Vo #51100395

Shirley Kiu Ho, Mui N Ho, Richard Trinh and Diem My Vo appeared, were sworn in, and spoke to the issue.

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MOTION by Karla Clodfelter to offer a consent agreement in lieu of a formal hearing to Shirley Kiu Ho #50400827 and Casual Nails #M16062 (A16224) to assess \$1,000 civil penalty and costs, and to attend the infection protection/law review class given by the Board and to turn in to the Board the license for Lenh D Hoang #50800078. MOTION SECONDED by Cheryl Chelius. MOTION CARRIED.

- 2. 83089 Alma’s Beauty Salon #C19219 **10:30 a.m.**
Sergio Carballo, Owner

Sergio Carballo appeared, was sworn in, and spoke to the issue.

MOTION by Karla Clodfelter to offer a consent agreement in lieu of a formal hearing to assess \$1,000 civil penalty and costs, OR to voluntarily surrender the salon license #C19219. MOTION SECONDED by Cheryl Chelius. MOTION CARRIED.

B. With Negotiation Options

- 1. 82821 Legacy Village @ East Mesa #C16616 **10:45 a.m.**
Legacy Senior Mgmt LLC
Norman King, Member
Continued from September’s Board Meeting
No show; to formal hearing.

- 2. 81322 & Tracey Kiser #17921969, Owner/Manager **10:45 a.m.**
81323 Two Doors Down #C14903
NEGOTIATED FOR 2-YEAR PROBATION

- 3. 82286 Autumn Nail Spa #M16031 **10:45 a.m.**
Tuan V Truong, Owner
Le Thi Truong #50331556, Manager
NEGOTIATED \$250

- 4. 82585 QT Nails Salon & Spa #M15928 **10:45 a.m.**
QT Nails Salon & Spa LLC, Owner
Quan Phung #50700989, Member/Manager

Quan Phung appeared, was sworn in, and spoke to the issue.

MOTION by Karla Clodfelter to maintain the previously offered consent agreement for \$500 and to add to attend the infection protection/law review class given by the Board. MOTION SECONDED by Sandra Hecksel. MOTION CARRIED.

- 5. 82616 Barber Shop Indian School #C20939 **10:45 a.m.**
Rafail I Davydov, Owner
Jaclyn P Greene #10500991
CONTINUED – RE-NOTICE

- 6. 82977 Life Care Center of Tucson #C3325 **10:45 a.m.**
Kathy L Sanders #17415612, Manager
NEGOTIATED \$500

- 7. 83019 A New U Day Spa #C20636 **10:45 a.m.**
Heather Smith, Owner
Kelvin C Gardner, File #9071472

CONTINUANCE GRANTED

MOTION by Karla Clodfelter to accept staff recommendations and rescind the previous motion and to instead issue a Letter of Concern for advertising violation. MOTION SECONDED by Larry Bulechek. MOTION CARRIED.

8. 83036 Q-West Hair & Nail #C17499 **10:45 a.m.**
 Q-West Hair & Nail LLC, Owner
 Julie Kim Thi Pham #'s 30400567 & 50116478, Member/Manager
No show; to formal hearing.
9. 83037 Smart Style #452 #C10945 **10:45 a.m.**
 Minnesota Regis Corp, Owner
 Paul Finkelstein, President
 Joseph Lopez #10900194, Manager
NEGOTIATED \$250/PAID
10. 83038 Finishing Touch at Fountains #C3791 **10:45 a.m.**
 Fountains Retirement Communities of Arizona Inc, Owner
 David Freshwater, President
 Mitchell Pozez, Vice President
 Kay Young #10601160, Manager
No show; to formal hearing.
11. 83039 Finishing Touch at Fountains II #C9480 **10:45 a.m.**
 Fountains Retirement Prop Inc, Owner
 Mitchell Pozez, President
 Douglas Weitzman #10800499, Manager
No show; to formal hearing.
12. 83045 Leslie Laitsch #18700505 **10:45 a.m.**
 Leslie Laitsch appeared, was sworn in, and spoke to the issue.
 MOTION by Larry Bulechek to offer a consent agreement in lieu of a formal hearing to assess \$250 civil penalty and costs. MOTION SECONDED by Sandra Hecksel. MOTION CARRIED.
13. 83046 Jacki Cockrell #19500891 **10:45 a.m.**
 Jacki Cockrell appeared, was sworn in, and spoke to the issue.
 MOTION by Sandra Hecksel to issue a Letter of Concern. MOTION SECONDED by Jessica Stall.
 MOTION CARRIED.
14. 83057 & Addiction Salon #C20397 **10:45 a.m.**
 Megan Smith #10600898, Owner/Manager
 83058 Jennifer Grover #10224510, Licensee
NEGOTIATED
15. 83060 Salon De Manila #C17429 **10:45 a.m.**
 Salon De Manila LLC, Owner
 Annie Wall #10500688, Member/Manager
 Alda Carlos #10700175, Member
NEGOTIATED \$250/6-Months Probation

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16. 83061 & Thuha Thi Bui #30400229
83062 Thuha T. Bui #59900312
NEGOTIATED \$500 **10:45 a.m.**
17. 83063 & Marina Bernal #19301358 **10:45 a.m.**
83064 Elsa Gomez #19301527
NEGOTIATED \$250/6-Months Probation/1st Payment Submitted
NEGOTIATED \$250/6-Months Probation/1st Payment Submitted
18. 83069 Charles Brennen Studio One #C5446 **10:45 a.m.**
Charles Brennen #1023386, Owner/Manager
NEGOTIATED \$250
19. 83070 Deborah Allen Hair Design #C10758 **10:45 a.m.**
Deborah Allen #18023483, Owner/Manager
NEGOTIATED \$250/PAID
20. 83071 Ponytail Hair Salon #C12985 **10:45 a.m.**
Charlee Farley #18428359, Owner/Manager
NEGOTIATED \$250
21. 83087 & Curl Up & Dye by Joni #C20098 **10:45 a.m.**
83519 Joni Hacker #10124426, Owner/Manager
NEGOTIATED \$250
NEGOTIATED TO ATTEND BOARD CLASSES
22. 83088 Les Beaute' Studio #C20877 **10:45 a.m.**
Les Clinique Visage LLC, Owner
Lisa Richardson #30400601, Member
NEGOTIATED \$250
23. 83090/83091 & Nailtastic #A17129 & #M16755 **10:45 a.m.**
83520 Andy Tan Lam #59900179, Owner/Manager
NEGOTIATED \$250/PAID
NEGOTIATED TO ATTEND BOARD CLASSES
24. 83114 & Tay V. Ngo #10701267 **10:45 a.m.**
83115 Kelly Mai #10700025
NEGOTIATED \$250/PAID
NEGOTIATED \$250
25. 83132 & Mastercuts #421 #C5663 **10:45 a.m.**
Minnesota Regis Corp, Owner
Paul Finkelstein, President
NEGOTIATED \$500
83521 Kimberly Logan #10402005, Manager
NEGOTIATED TO ATTEND BOARD CLASSES
26. 83133 J.C. Penney Styling Salon and Day Spa #C9150 **10:45 a.m.**
J.C. Penney Company Inc, Owner

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- 38. 83170 & Mini Perfect Nails & Spa #A14958 **10:45 a.m.**
Mini Thi Le #30400326
83171 Mini Thi Le #50400563, Owner/Manager/Licensee
NEGOTIATED \$500/PAID

- 39. 83174 & Mastercuts #451 #C6802 **10:45 a.m.**
Minnesota Regis Corp, Owner
Paul Finkelstein, President
83525 Amanda Harmon #11001234, Manager
No show; to formal hearing.

- 40. 83175 Accent On Hair #C16515 **10:45 a.m.**
Diana Mills #18022869, Owner/Manager
NEGOTIATED \$250/PAID

- 41. 83181 Stephanie Mattheeussen #10701617, **10:45 a.m.**
CONTINUANCE GRANTED

- 42. 83182 Jill Hughes #10020840 **10:45 a.m.**
NEGOTIATED \$500

- 43. 83190 Janell Steele #10332227 **10:45 a.m.**
NEGOTIATED \$500/PAID

- 44. 83191 & Marcy Roof #10200600 **10:45 a.m.**
NEGOTIATED \$250
83192 Lauren Richards #10300181
NEGOTIATED \$750

- 45. 83194 Shop-A Hair Establishment #C13459 **10:45 a.m.**
Julie Larsen #19200893, Owner/Manager
Julie Larsen appeared, was sworn in, and spoke to the issue.
MOTION by Sandra Hecksel to rescind the previous motion and to instead issue a Letter of Concern.
MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

- 46. 83195 & Paul Edward Ray #10600951 **10:45 a.m.**
NEGOTIATED \$250/6-Months Probation/1st Payment Submitted
83196 John Cordova #10600952
NEGOTIATED \$250/6-Months Probation/1st Payment Submitted

- 47. 83214 Tony's Hair Salon #C20006 **10:45 a.m.**
Can Luu #10801013, Owner/Manager
NEGOTIATED \$250

STEP 3: HEARINGS * AND ***

A. Denial Appeals

None

B. Motion to Deem Allegations Admitted

76856 Jerrold Whitfield #19201235

10:00 a.m.

Assistant Attorney General, Bridget Harrington, withdrew the Motion To Deem as licensee has settled this case.

77186 Care Image Nails #M16059
 Phong T. Le, Owner/Manager #50601393

10:00 a.m.

Assistant Attorney General, Bridget Harrington, appeared representing the State. Solicitor General, Christopher Munns, was available by telephone. Licensee did not appear.

MOTION by Karla Clodfelter to grant the State’s MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Sandra Hecksel. MOTION CARRIED.

MOTION by Karla Clodfelter to adopt as Findings of Fact paragraph III in the Complaint and as Conclusions of Law paragraph IV in the Complaint. MOTION SECONDED by Sandra Hecksel. MOTION CARRIED.

MOTION by Karla Clodfelter to issue an Order of discipline to revoke both licenses, to impose civil penalties and costs for \$250, that the agency recovers its total costs incurred for this case in an amount to be determined later by the agency. MOTION SECONDED by Sandra Hecksel. MOTION CARRIED.

C. Hearing Officer Recommendations

None

D. Request for Reinstatement

None

E. Appeal Board Orders

None

F. Discussion, Consideration and Possible Action on Proposed Consent Agreement Terms.

80999 Julie Oldham #18327770

Continued.

G. Staff Recommendations.

• Discussion, Consideration & Possible Action on Recommending Letters of Concern for the Following Cases:

1. 76701 Tammy Padilla #59700324 (*suite change*)
2. 79687 Anh Ngoc Bui #50401405 (*license display*)
3. 79045 Tiffany Ellis #19300731 (*inactive personal*)
4. 78874/78875 Bebe Nails/Chau Ly #A15456 & #M15440 (*waxing sanitation*)
5. 78920 Sante Fe Hair Co. #C16458/Jody Sharp (*delinquent personal*)
6. 79172 Athena’s Hair Studio #C18247 (*delinquent license/client satisfaction*)

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- 7. 79463 Sarah Rubalcava #10400372 (*sanitation*)
- 8. 76978 Alana Post #30023082 (*unlicensed activity/sanitation*)
- 9. 76068/76616/76618 Ulta Salon #C18041 (*client satisfaction*)
- 10. 76233 Clinica De Belleza #C17024/Neyvia Ortiz (*sanitation*)
- 11. 76722/77357/82422/82423 JL Nails #A15820/Yen P. Le #50300197/Long Nguyen #50100313 (*waxing violation*)

MOTION by Karla Clodfelter to accept staff recommendations and issue Letters of Concern to the cases listed above. MOTION SECONDED by Sandra Hecksel. MOTION CARRIED.

STATUS AND ADDITIONS TO TENTATIVE AGENDA * AND ***

82299 Body & Soul by Slender Elegance #A16264
 Jahani 2000 Corp, Owner
 Yasim Jahani #10600311, President/Manager
 Nurez Jahani, V-P

MOTION by Karla Clodfelter to accept staff recommendations and rescind the previous motion for \$250 and to instead dismiss. MOTION SECONDED by Cheryl Chelius. MOTION CARRIED.

82681 Corinne R Stradling, #18901035
 Karla Clodfelter recused herself.

MOTION by Sandra Hecksel to accept staff recommendations and add to previous motion to dismiss without prejudice to include referral to proper authorities. MOTION SECONDED by Jessica Stall. MOTION CARRIED.

For Board Information Only:

82895/82897 & JD Nails #'s A14391 & #M14171 (*Consent Agreement received*)
 83259/83260 Tracy N. Pham #30330707 & #59900051, Owner/Manager

ADJOURN

MOTION by Sandra Hecksel to adjourn. MOTION SECONDED by Jessica Stall. MOTION CARRIED.

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- * **LEGAL ADVICE WHERE APPLICABLE – A.R.S. § 38-431-03 (A) (3)**
- ** **PERSONNEL MATTERS – A.R.S. § 38-431.03 (A) (1)**
- *** **CONFIDENTIAL MATTERS – A.R.S. § 38-431.03 (A) (2)**
- **** **PENDING LITIGATION – A.R.S. § 38-431.03 (A) (4)**