



Arizona State
Board of Cosmetology

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ARIZONA STATE BOARD OF COSMETOLOGY MEETING MINUTES
November 13, 2015 at 9:00 am
1721 East Broadway
Tempe, Arizona 85282-1611

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

The Board may go into ~~an~~ 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).

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
Jessica M Stall-Rainbow
Joe Verdugo
Tammy L Acton
Melissa C Porter - Absent
Martha P Ramsey

BOARD BUSINESS

1. Discussion, Consideration and Possible Action on Approval of Regular Board Minutes of October 16, 2015.

MOTION by Karla Clodfelter to approve minutes as written. MOTION
SECONDED by Tammy Acton. MOTION CARRIED.

2. Discussion, Consideration and Possible Action on Tele-Conference Board Minutes of September 15, 2015.

MOTION by Martha Ramsey to approve minutes as written. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

3. Declaration of Conflict of Interest.

None.

4. Discussion, Consideration and Possible Action on Proposed Legislation for 2016 Legislative Session.

***Board Membership A.R.S. §32-502 and Proposing Legislative Change**

- Adding Aesthetician Member
- Removing Public Educator Member and Adding Second Public Member
- Adding Salon Owner Member

***Age Limit for Proof of Education Requirement**

- A.R.S. §32-510 Aesthetician; Applications; Qualifications
- A.R.S. §32-511 Cosmetologist; Applications; Qualifications
- A.R.S. §32-512 Nail Technician; Applications; Qualifications
- A.R.S. §32-531 Instructor; Applications; Qualifications and A.R.S. § 32-532 Instructor Reciprocity
- A.A.C. R4-10-204 (C) (3) (c) Proof of Education Requirement
- A.A.C. R4-10-101 (14) Definition of %High School Equivalency+

***Definition of Eyelash Enhancements and/or Eyelash Extensions**

- A.R.S. §32-501 Definitions

***Indirect and Direct Supervision of Licensees Using Lasers**

- A.R.S. §32-516 Aestheticians; Cosmetologists, Cosmetic Laser and IPL Device Use; Certification; Fees; Definitions

Karla Clodfelter reported that the folder for Proposed Legislation has been opened and House Speaker David Gowan will be carrying our Bill.

5. Discussion, Consideration & Possible Action on Approval of Proposed Language to Board Rules

- A.A.C. R4-10-102 Fees
- A.A.C. R4-10-107 License Renewal
- A.A.C. R4-10-110 Reactivating an Inactive License

Gary Begley stated the Rule changes are reflecting what Law is already, this was for the 2-year license change.

6. Report & Discussion on the American Association of Cosmetology Schools (A.A.C.S.) Conference held on October 23rd thru 26th, 2015, in Phoenix.

Executive Director Donna Aune reported that Gary Begley and she attended the American Association of Cosmetology Schools (A.A.C.S.) conference. Executive Director Donna Aune stated she attended the States Dinner.

Gary Begley stated that this is a necessary and essential organization because it links the schools. It is an association for cosmetology schools so that we can present a united front at a Federal level and as an Industry.

7. Cosmetology Students on Field Trip.
- Questions and answers regarding Board authority and process

Students from Carsten Institute of Cosmetology and Jj Beauty Institute were in Attendance.

EXECUTIVE DIRECTOR'S REPORT

1. Discussion on December Holiday Luncheon.

Executive Director Donna Aune stated that the holiday luncheon will be immediately following the Board Meeting.

2. Summary of Current Events.

Executive Director Donna Aune reported on latest changes with GL Solutions.

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

90038 Kameryn Lee Spahr *(Deny & accept w/\$250 negotiation terms; working prior to licensure)*

90070 Amanda Reynaga *(Deny & accept w/\$250 negotiation terms; working prior to licensure)*

MOTION by Joe Verdugo to deny and accept with negotiation terms. MOTION SECONDED by Karla Acton. MOTION CARRIED.

B. Recommend Dismissals

MOTION by Martha Ramsey to accept staff recommendations for all those listed below Step 1 B. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

89295	Regis Hairstylists #450 #SCOS5685	<i>(Found no evidence to support allegation)</i>
89315	Nails by Tera Ladybug, Unlicensed Tera Conley, Unlicensed	<i>(Referred to proper authorities)</i>
89539 &	Laura Acosta Mirazo, Unlicensed	<i>(Referred to proper authorities)</i>
89540 &	Deliana Moreno Olivarria, Unlicensed	<i>(Referred to proper authorities)</i>
89541	Helena Uribe, Unlicensed	<i>(Referred to proper authorities)</i>
89615	Unknown Residence	<i>(Found no evidence of unlicensed activity)</i>
89688	Harold Montgomery, #11101291	<i>(Licensee no longer at said location)</i>
89734	Dolce Salon & Spa #SCOS12122 Dolce Salon & Spa LLC, Owner Brandi Nuttall #19916150, Member Allison Malik #10901398, Licensee	<i>(No evidence of malpractice/incompetence)</i>
89749/89750	Charming Nails #SNT17947 & SAES18862 Nails 4 U LLC, Owner Vivian Van, #50600508 & 31200001, Member Benz Vo #50400741, Licensee	<i>(No evidence to support allegations)</i>
89754	Abe Beauty Salon #SCOS24052 Abraham Bustamante, Owner	<i>(No evidence to support allegations)</i>
89756	Nails Club by KJ #SNT16614 Nails Club, Owner Huong Thi Pham, Owner Jimmy Nguyen #59800423, Manager	<i>(No evidence to support allegations)</i>
89770	Maria Beauty Salon #SCOS17487 Maria D Rott #18801418, Owner Elizabeth Pryor #19900201, Licensee	<i>(No evidence of malpractice/incompetence)</i>
89805	Christine Marie Campos #11002213	<i>(Found no evidence of unlicensed activity)</i>
89807	Vitoria Perfect Touch Victoria Ray, Certified Dermatician	<i>(No jurisdiction - Permanent Cosmetic Makeup)</i>
89809	Superior Nails #SNT17321 Thanh Truong #50400042, Owner	<i>(Found no evidence of unlicensed individuals)</i>
89810	Jessie Hunt, Unlicensed	<i>(Said location is vacant)</i>
89811	Spa Lamar #SCOS19207 Lamar Day Spa LLC, Owner Heidi D Lamar, Member/Manager Jeannie Smith, Manager	<i>(Found no evidence to support allegations)</i>
89814	Charles of Italy Beauty School #CSL27 Charles of Bartolomeo #98200720, Co-Owner Lee Bartolomeo #98500009, Co-Owner	<i>(School denied the allegations)</i>
89837	Charles of Italy Beauty School #CSL27 Charles Bartolomeo, #98200720, Co-Owner Lee Bartolomeo #98500009, Co-Owner	<i>(Found no evidence to support allegations)</i>
89924	Charles of Italy Beauty School #CSL27 Charles Bartolomeo, #98200720, Co-Owner	<i>(Found no evidence to support allegations)</i>

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89838/89839	Lee Bartolomeo #98500009, Co-Owner Regal Nails #2113 #SNT15972 & SAES16088 (Found no evidence to support allegations) Ut Van Thai #50000241, Owner	
89840	Khuyen Nguyen #59900234, Manager Milly Beauty Salon #SCOS19850	(No evidence to support allegations)
89842/89843	Amiliana Garcia #10500411, Owner/Manager 8 Pretty Nails and Spa by DD #SNT18083 & SAES19075	(Found no evidence to support allegations)
89870	Donna Doan #10100295, Owner/Manager Le Creative Nails #SNT17845	(Found no evidence to support allegations)
89873	Diep Le #59920478 & 30400042, Owner Passion for Beauty Spa #SNT17205	(Found no evidence of unlicensed individuals)
89880	Lucila Acosta #90700025 & 19401340, Owner Images Salon Spa/CNJR Enterprises, #SCOS25151	(Not enough evidence to support allegations)
89883	CNJR Enterprise, Owner Naomi Rivas, #10224168, Vice President Albert Rivas, Secretary/Treasurer Great Clips #SCOS11427	(Not a violation of status)
89885	Hand Shear Magic Inc., Owner Robin Pollard #10013805, Manager Klassic Kreations Hair Center #SCOS24017	(Found no evidence of unlicensed individual)
89890	Sally Johnson #98800011, Owner	(Refer to proper authorities)
89918	Yuri Maldonado, Unlicensed	(School had 6 other bathrooms to use)
89922	Avalon School of Cosmetology #CSL126 Nueva Imagen Barber Shop, #SCOS22018	(Found no evidence to support allegations)
89929	Korina Rascon Sanchez, #19500471, Owner	(Found no evidence of unlicensed activity)
89930	John W Cameron #18601702, Licensee	(Settled between parties)
89941	Paul Rodenborn #19908373 Savante Salon #SCOS20883	(Client satisfaction)
89947	Savante Salon LLC, Member/LLC, Owner Stephanie Petteruti, #10700716, Manager Tanya Lynn Charlson #11301159, Licensee Haircutters in the Park #SCOS21143	(Establishment license renewed on time)
	Haircutters LLC, Owner Raymond Basaldua, Member Kathy Basaldua, Member	

C. Recommend Letter of Concern

MOTION by Karla Clodfelter to accept staff recommendations for all those listed below Step 1 C. except 89906. MOTION SECONDED by Martha Ramsey. MOTION CARRIED.

89872	Life Spa/Life time Fitness Inc., #SCOS14406 Life Time Fitness Inc., Owner Bahram Akradi, President/CEO Eric Buss, Vice President Marajo Long #31000505	(Delinquent personal license sanitized implement not in storage in proper dry storage)
89897	Julia Moers #30500800, Licensee Lashes N Looks by Traesa #SCOS24174	(Delinquent establishment license)
89905	Traesa Rovey #10500994, Owner/Manager Studio P #SCOS24287	(No outside sign)
89906	Pauline Presswood #91200081 & 19200445, Owner/Manager Hair by Dianna #SCOS21874 Dianna at Vivaldi Salon Suites LLC, Owner	(No outside sign, no first-aid kit & wet disinfectant not deep enough)

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Dianna Garcia #19500683, Member

MOTION by Joe Verdugo to accept staff recommendations to offer a consent agreement to assess \$250.00 civil penalty and Board costs. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

- | | | |
|-------|------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------|
| 89907 | Salon Serenity #SCOS20964
Gwen McCullough #10500354, Owner/Manager | <i>(Delinquent establishment license)</i> |
| 89923 | Nueva Imagen Beauty Salon #SCOS12527
Korina Rascon Sanchez #19500471, Owner | <i>(Delinquent personal license)</i> |
| 89934 | Arrdev 01 LLC #SAES18935
Arrdev 01 LLC, Owner
Kristopher D Petty, Member
Benjamin T Petty, Member
Paul M Petty, Member | <i>(Advertising differently)</i> |
| 89939 | Nails 09 & Spa #SNT18192 & SAES19254
Anh-Phuong T Nguyen #10901295 | <i>(Salon license not posted)</i> |
| 89959 | Bella Nails #SNT17850
Enedina Romano Casas #51300109, Owner/Manager | <i>(Delinquent establishment license)</i> |
| 89961 | Amour De Hair LLC #SCOS20004
Amour De Hair LLC, Owner
Della Ann Collins, Member/Manager | <i>(1/14 licensees w/ sanitation violations & delinquent personal licenses)</i> |

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 Martha Ramsey. MOTION CARRIED.

1. 89231 & Stylist Rock Salon #SCOS19741
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
89900 & Veronica Baca #10800840, Owner
89901 & Karen D Sutherland #18226010, Licensee
89902 Sarah Davis #11401541, Licensee
2. 89449 Marni L Thornton #18700655, Licensee
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
3. 89609 Aesthetic Institute & Laser Science #ASL34
Fernando Gonzalez, Owner
Isabel Calleros #99200002, Director
Shauntelly Castro-Gonzalez
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
4. 89728 Aesthetic Institute & Laser Science #ASL34
Fernando Gonzalez, Owner
Isabel Calleros #99200002, Director
Shauntelly Castro-Gonzalez
Offer a consent agreement to assess \$1,000.00 civil penalty and Board costs, see motion above.
5. 89636 Erica Rodarte #30900816
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
6. 89695/89696 T & Ti Nails #SNT17783 & SAES18606
Kathy K Huynh #59600858 & 30400072
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.

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7. 89705 Ichulas Salon and Spa #SCOS23101
Ichulas Salon and Spa LLC, Owner
Louisa Salcido, Member
Roque Octavio Garcia Salcido, Member
Offer a consent agreement to assess \$1,000.00 civil penalty and Board costs, see motion above.
8. 89712/89713 Premier Nails & Spa #SNT17941 & SAES18848
Arizona Desert Enterprise LLC, Owner
Thanh Nguyen #S 50500724 & 30600445, LLC Manager
Hieu Nguyen, LLC Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
9. 89747 Charming Nails #SNT15199 & SAES15190
Christina Dong, #S 59800115 & 30400771, Owner
Nga Dong #59800116, Licensee
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
10. 89757 @Lash #SCOS21737
At Lash LLC, Owner
Theresa Fuentes #19500934, Member
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
11. 89835/89836 Elizabeth Crawford #10401715, Licensee
Kathy A. Dow #18326708, Licensee
Offer a consent agreement to assess \$50.00 civil penalty and Board costs to each Licensee, see motion above.
12. 89848/89849 Laveen Nails & Day Spa #S SAES18817 & SNT17918
Laveen Nails & Day Spa JP LLC, Owner
Julie Pham #S 50116478 & 30400567, Member
Tu V Tran #59800154
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, Member Julie Phan and Tu V. Tran to attend the Infection Protection/Law Review class given by the Board and to add A.R.S. § 32-501 (5)(6), A.A.C. R4-10-111 (F) and A.R.S. § 32-572 (A)(5), see motion above.
13. 89876 Margarita Nails & Spa # SNT16557
Margarita Nails & Spa LLC, Owner
Tuan A. Nguyen #59900335, Member/Manager
My Dung Pham #S 50331164 & 30330587, License in charge
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
14. 89882 ZA Nails #SNT17552
Hoa C Giang #51300215, Owner
Derric, Licensee
Offer a consent agreement to assess \$2,000.00 civil penalty and Board costs and to add A.R.S. § 32-572 (A)(4), A.R.S. § 32-574 (A)(1)(2)(4) and A.R.S. § 32-541 (B)/A.A.C. R4-10-112 (T)(1), see motion above.
15. 89884 Mary Lynn Massage & Day #SAES18697
Mary Lynn Rana #30700273, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
16. 89887/89978 A Cindy Nail & Spa #S SNT17094 & SAES17572
Kathy Ngo #S 50700720 & 31200694, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
17. 89888 Andrea Hodson #S 19815628 & 91300001

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- Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
18. 89894/89895 Mystic Nails & Spa #~~q~~ SNT16531 & SAES15617
Mystic Nails & Spa LLC, Owner
Linh Duy Vu #50500948, Member/Manager
- Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
19. 89896 Great Clips #6326 #SCOS14373
Shear Quality Inc, Owner
Paul E Neumayr, President/CEO
John A Meyer, Secretary
Deborah Kelly #19200136, Manager
- Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
20. 89898 Sheynna S Gatewood #10602208, Owner/Manager
- Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
21. 89909 Avanti Salon #SCOS21424
Avanti Salon Corporation, Owner
Shine Saiti #10902018, Member
- Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
22. 89910/89911 LV Nail & Spa #~~q~~ SNT17804 & SAES18640
Amy Tran #51400030, Owner/Manager
- Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
23. 89912/89913 Ismile Nails & Spa #~~q~~ SNT17334 & SAES17926
Ismile Nails & Spa LLC, Owner
Jenny T Ngo #~~q~~ 50500051 & 30601066, Member
- Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
24. 89915 Mastercuts #SCOS8064
Regis Corp, Owner
Dan Hanrahan, President
Steve Spiegel, Vice-President
Eric Bakken, Secretary
Monique Mata #11202495, Manage
- Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
25. 89919 Avalon School of Cosmetology #CSL126
EA Education Inc., Owner
Branden Pobiak, Member
Don Pobiak, Member
Clint Tryon, Member
Rebecca Hastings #90126377, Director
- Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
26. 89921 The Coterie #SCOS2165
Amphaphone Souvannarin #50022911, Co-Owner/Manager
Linda Souvannarin, Co-Owner/Manager
Salina Rogers #10120943, Co-Owner/Manager
- Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
27. 89925 Madison Avenue International Salon & Day Spa #SCOS20298
Madison Avenue International Salon & Day Spa Inc., Owner

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- Sean Larusso, President/Director
Elizabeth Stout, #11200027, Licensee
Offer a consent agreement to assess \$100.00 restitution and for licensee Elizabeth Stout to attend a three-hour lightener class, see motion above.
28. 89931 PR Nails #SCOS25255
Be T Nguyen #50800183, Owner
Hong Y Thi Nguyen #11400982, Licensee
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, see motion above.
29. 89935 Nail Logic The Institute of Nails #NSL4
Nail Logic LLC, Owner
Melinda Morgan #81100001, Member/Director
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
30. 89940/90051 Glamour Nail Bar #SNT17664 & SAES18460
Glamour Nails Bar LLC, Owner
Tyler Nguyen Huu, #50500614, Owner
Laressa Moreno #11301950, Manager
Long Van Pham #514 5388, Licensee
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, \$28.00 restitution and for Licensee Long Van Pham to attend the Infection Protection/Law Review class given by the Board, see motion above.
31. 89950 & Custom Kreations Unlicensed
Mario Gregory, Owner
89970 & Nekendra Alethea Ware #11100330, Licensee
Offer a consent agreement to assess \$50.00 civil penalty and Board costs, see motion above.
89971 Antaneish Audreail Jones #10901766, Licensee
Offer a consent agreement to assess \$50.00 civil penalty and Board costs, see motion above.
32. 89951 Cutting Class JTED Academy of Cosmetology #CSL140
Marilyn Kressin, Cosmetology Program Manager
Dismiss due to no violations found, see motion above.
33. 89963 Best Nails #SAES17761
Kenneth Tran #11202441, Owner
Offer a consent agreement to assess \$500.00 civil penalty and Board costs and \$70.00 restitution, see motion above.
34. 89996 Shaylee Valencia #11400678
Dismiss due to vacant salon, see motion above.
35. 89916 J.C. Penney Styling Salon #1998-4 #SCOS2572
J.C. Penney Corporation Inc, Owner
Myron E Ullman, CEO
Edward Record, Director
Kendra Hosack, Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
36. 89917 Hair After #SCOS1068
Belinda Cochran-Wells #18500129, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
37. 89936 Heat-A Blow Dry Lounge #SCOS21604
Heat-A Blow Dry Lounge LLC, Owner
Roya Mohajeri, Member
Babashay Universal Exports LLC, Member

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38. 89937 Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
M Salon #SCOS17520
M Salon LLC, Owner
Michael L Danielson #10000447, Member
Elizabeth White, Manager
39. 89943 Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
PR Nails #SCOS25255
Be T Nguyen #50800183, Owner
My N Nguyen #50600843 & 31200442, Manager
40. 89944 Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
Sara Yadira Ortega #11402089, Licensee
41. 89945 Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
KOR Beauty Academy #CSL158
KOR Beauty Academy Inc, Owner
Tammy M Fuller #91100099 & 19900093, President/Director
Ramona Land #90700036, Instructor in Charge
42. 89946 Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
Myhanh Hair Designs #SCOS712
Myhan Le #19200345, Owner/Manager
43. 89948/89949 Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
Paint Me Pretty Nails #SNT18162 & SAES19210
Loan Phi Lam #51405178, Owner/Manager
44. 89956/89957 Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
Extreme Nails #SNT12597 & SAES16125
Tuyet Thi Do #50226077 & 30900841, Owner/Manager
45. 89958 Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
Mary's Beauty & Barber Shop #SCOS21600
Maria De Los Angeles Castillo #10332622, Owner
46. 89960 Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
Brow Studio Professional Makeup #SCOS22669
Brow Studio LLC, Owner
Kristina Qadri, Member
47. 89962 Offer a consent agreement to assess \$1,000.00 civil penalty and Board costs, see motion above.
International Academy of Hair Design #CSL186
IABC Inc, Owner
Gerald Johnson #97800591 & 16405787, President
Felicia Borunda #91300010, Instructor in Charge
48. 89979 Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
Tung M Tran #50601102, Owner/Manager
49. 89980 Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
8 Pretty Nails & Spa by DD #SNT18083
Donna Doan #10100295, Owner

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Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.

50. 89981/89982 Estrella Nails & Spa by Thuy D Giang #~~CS~~ SNT16292 & SAES16522
Thuy Duong Giang #~~CS~~ 50900294 & 30900363, Owner

Offer a consent agreement to assess \$1,500.00 civil penalty and Board costs, see motion above.

END OF CONSENT AGENDA

STEP 2: INFORMAL INTERVIEWS

A. Without Negotiation Options

NONE

B. With Negotiation Options

1. 89630 Denise Rosa Dunlap #19500618 **10:00 a.m.**
Continued from October~~CS~~ Board Meeting
CONTINUANCE GRANTED
2. 89846 & Thuy T Nguyen #59700378, Licensee **10:00 a.m.**
Continued from October~~CS~~ Board Meeting
NEGOTIATED \$250/RESTITUTION/PAID
89847 Ngoc Ngan Phan Tran #50600986, Licensee
Continued from October~~CS~~ Board Meeting
NEGOTIATED \$250/PAID
3. 89711 Indulge Designs & Co #SCOS23368 **10:00 a.m.**
Indulge Designs & Co LLC, Owner
Antwaun T Bryant #10402122, LLC Manager
Continued from October~~CS~~ Board Meeting

Antwaun Bryant appeared was sworn in and stated for the record he did not receive a call. Antwaun Bryant stated he does not sale hair and the complainant purchased the hair from a vendor, he has been doing hair for 20-years and has not gone through anything like this. Antwaun Bryant explained to the complainant that initially the weave would be tight and if the complainant wanted we could continue the next day, complainant wanted to continue. Antwaun Bryant stated regarding the missing hair, complainant was already missing hair and that was the purpose of doing the weave. Antwaun Bryant stated complainant came in three days later and wanted the weave removed which he did and also conditioned her hair, she never came back for any further treatments and believes she had a service somewhere else. Compliance Manager Joanne Ayotte testified that she had left a message for Antwaun Bryant to call her to see if he was going to attend the meeting so she could notify the complainant to be here at the meeting however, she did not receive a call back from Antwaun Bryant therefore, the complainant was not notified to be at the meeting. Investigator Barbaranne Morris testified that the complainant had a hair service which included hair extensions done on May 3, 2015, by Antwaun Bryant which resulted in hair loss and scalp trauma. Investigator Barbaranne Morris testified that complainant stated that the extensions were too tight when Antwaun was sewing them in and went back the next day to have the extensions removed and he did not offer her money back or to condition her hair and establishment license was delinquent. Office received complaint on July 27, 2015.

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MOTION by Karla Clodfelter to move that for case no. 89711 all alleged violations cited in the Investigation Report have been shown except A.R.S. § 32-572 (A)(4). MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-543 (1)/A.A.C. R4-10-107 (B) Delinquent Establishment License

A.R.S. § 32-574 (A)(9) Unlawful Acts; Violations; Classifications

STAFF REPORTED NO HISTORY

MOTION by Karla Clodfelter to move that for case no. 89711 to impose the following discipline and to issue a Letter of Concern for a delinquent establishment license. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

4. 89717 Sweelen Hudson #10800757 **10:00 a.m.**
Continued from October 8 Board Meeting

No Show; to formal hearing

5. 89720 Hair Ink #SCOS21677 **10:00 a.m.**
Ashley Filio #10401306, Owner
Brandee Leann Culver #10601531, Manager
Continued from October 8 Board Meeting

Ashley Filio appeared was sworn in and stated she came into the salon within an hour and found a crack in the wet disinfectant container and it has been replaced. Ashley Filio stated she had been out that week and she checks each station every morning and did not know why Isabel Esquer did not check. Ashley Filio stated they do post a sign for services not regulated by the State Board however the services performed were not listed, every service is now listed.

MOTION by Karla Clodfelter to move that for case no. 89720 all alleged violations cited in the complaint summary have been shown. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-541 (B)/A.A.C. R4-10-112(A)(4.a) (B)(C)(D)(R)(5) Infection Control/Safety Standards

A.A.C. R4-10-111 (F) Posting out Non-Regulated Services

A.A.C. R4-10-111 (A) Advertising Separately

A.R.S. § 32-574 (A) (9) Unlawful Acts; Violations; Classifications

HISTORY

86633 . 6/5/13 . Consent Agreement/\$500 /Civil Penalties & Costs . Unlicensed Individual (Individual Andrea Peralta . ~~Make-Up Artist~~/Advertising Differently (Licensee advertising separately from establishment)/Posting Out Non-Regulated Services

MOTION by Karla Clodfelter to move that for case no. 89720, we should impose the following discipline and to Offer a Consent Agreement with the following new terms \$250.00 civil penalty and Board costs and to remove A.A.C. R4-10-111 (F). MOTION SECONDED by Joe Verdugo. MOTION CARRIED. Jessica Rainbow VOTED NAY.

6. 89799 Hair & More #SCOS18571 **10:00 a.m.**
Debra Wombacher-Finley, Co-Owner/Manager
Bill Wombacher, Co-Owner
Continued from October 8 Board Meeting
NEGOTIATED \$500

7. 89802 Great Clips #SCOS10720 **10:00 a.m.**
Hands Shear Magic Inc, Owner
Kenneth Hand, President
Barbara B Hand, Secretary/Treasurer
Cindy M Prater #193000234, Manager
Continued from October 8 Board Meeting

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NEGOTIATED \$250/PAID

8. 89114 Nail Galleria #SNT15184 **10:00 a.m.**
Brian P Bui #50401124, Owner
Bich Ha Phung #50400665, Manager
NEGOTIATED \$250/PAID
9. 89178/89899 20 Lounge Scottsdale Quarter LLC #S SAES18250 & SNT17540 **10:00 a.m.**
20 Lounge Scottsdale Quarter LLC, Owner
Valerie Griggs, C.E.O.
Ashley Beck #11201185, Manager
NEGOTIATED
10. 89266/89267 & Regal Nails #S SNT13389 & SAES13390 **10:00 a.m.**
NEGOTIATED \$250/PAID
89998 Kim Cuc T Trinh #10200289, Owner/Manager
NEGOTIATED TO ATTEND BOARD CLASS
11. 89390 Arizona Nails by Tony Inc. #SNT16847 **10:00 a.m.**
Arizona Nails by Tony Inc., Owner
Tri Minh Tran, President
NEGOTIATED \$250
12. 89489 Connie Snyder #10900523 **10:00 a.m.**
Compliance manager Joanne Ayotte stated this case involved an unlicensed establishment. The office received a letter from licensee who has denied this and stated she is ill and will not be doing hair any longer and is asking the Board if they would consider rescinding the civil penalty and she will voluntarily sign a revocation in a form of a Consent Agreement of her personal license.
MOTION by Karla Clodfelter to move that for case no. 89489, we should impose the following discipline and to rescind previous civil penalty and to accept revocation of personal license no. 10900523 in lieu. MOTION SECONDED by Tammy Acton. MOTION CARRIED.
13. 89738 Do My Nails #SNT17067 **10:00 a.m.**
Do My Nails LLC, Owner
Long T Nguyen #50400328, Member
Joan Nguyen #51000589, Manager
Gelacio Dominguez Marino #51500387, Licensee
NEGOTIATED \$750
14. 89751 Lupita Barber Shop & Salon #SCOS22875 **10:00 a.m.**
Guadalupe Toscano Hernandez, Owner
NEGOTIATED \$1,000.00
15. 89767 Martha Vasquez #10801293 **10:00 a.m.**
No Show; to formal hearing
16. 89803 Jd Corey Mills #11501108 **10:00 a.m.**
NEGOTIATED \$500/6-Month Probation/1ST Payment Submitted/
17. 89812 Marie L Kiebert #19500353 **10:00 a.m.**
CONTINUANCE GRANTED
18. 89816 Kustom Kuts by Omar #SCOS16416 **10:00 a.m.**

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Omar Sandoval, Owner

Omar Sandoval appeared was sworn in and stated the salon was just painted and remodeled and the sign is now in place, the salon license is now current. Omar Sandoval stated regarding the soiled station, Briceyda was busy that day and Gwen is not advertising anymore. Investigator Amber Moore testified to no outside sign however she was told that the building was recently painting, licensee advertng differently, license with soiled wet at station, soiled clipper heads, soiled dry storage, soiled work and establishment license was delinquent.

MOTION by Karla Clodfelter to move that for case no. 89816 all alleged violations cited in the complaint summary have been shown. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

- A.R.S. § 32-574 (A)(5)(8) Unlicensed Establishment
- A.A.C. R4-10-111 (A) Advertising Separately & No Outside Sign
- A.R.S. § 32-541 (B)/A.A.C. R4-10-112(A)(4.c)(B)(C)(D)(E)(7)(R)(1)(5) Infection Control/Safety Standards
- A.R.S. § 32-544/A.A.C. R4-10-107 (B) Delinquent Establishment License
- A.R.S. § 32-543.3/A.A.C. R4-10-113 (A)(1) Required Latest Inspection Sheet Display
- A.R.S. § 32-574 (A) (9) Unlawful Acts; Violations; Classifications

HISTORY

85826 . 12/21/12 . Letter of Concern . Delinquent Personal License

MOTION by Karla Clodfelter to move that for case no. 89816, we should impose the following discipline and to Offer a Consent Agreement with the following new terms \$250.00 civil penalty and Board costs. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

- | | | | |
|-----|-------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------|
| 19. | 89820 | Yolig Sala De Belleza #SCOS12163
M Yolanda Arredondo #19200341, Owner
No Show; to formal hearing | 10:00 a.m. |
| 20. | 89999/90007 | Hanh Kim Tran #SC 59900311 & 30330738, Owner/Manager
NEGOTIATED \$750 & TO BOARD CLASS | 10:00 a.m. |
| 21. | 89827 | Mary Leal #10700205, Owner/Manager (Revoked)
No Show; to formal hearing | 10:00 a.m. |
| 22. | 89828 | Ruby Red A Salon #SCOS21894
AJI Enterprises LLC, Owner
Angela Molina #10326016, Member/Manager
NEGOTIATED \$250 | 10:00 a.m. |
| 23. | 89829 | Free Expressions by Dashonna #SCOS24563
Dashonna Johnson #11000792, Owner/Manager
NEGOTIATED | 10:00 a.m. |
| 24. | 89830 | Jessica Enriquez #11202405, Owner/Manager
No Show; to formal hearing | 10:00 a.m. |
| 25. | 89831 | Sport Clips AZ 120 #SCOS21326
Lee Hill Investments LLC, Owner
Jared Lee, Member
Val Hill, Member
Claudia Rico #10401835, Manager
NEGOTIATED \$250/PAID | 10:00 a.m. |

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26. 89833 & Thairapy #SCOS17281 10:00 a.m.
90008 Mairi Heath #10400163, Owner

Mairi Heath appeared was sworn in and stated she did not work that day and every day we do our disinfection, our salon is not dirty. Mairi Heath stated Amber was the first person to ever inspect the shop. Investigator Amber Moore testified that one out of two licensees had soiled tools . brushes and clippers and dry storage soiled with hair.

MOTION by Karla Clodfelter to move that for case nos. 89833 & 90008 all alleged violations cited in the complaint summary have been shown. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-541 (B)/A.A.C. R4-10-112(B)(C)(D) Infection Control/Safety Standards

A.R.S. § 32-574 (A) (9) Unlawful Acts; Violations; Classifications

HISTORY

84863 . 6/21/12 . Letter of Concern . Delinquent Personal License

86751 . 6/18/13 . Consent Agreement/\$250 Civil Penalty . Health & Safety (No large wet disinfectant set up (individual only), soiled tools, 1/2 licensees found with soiled individual wet disinfectant, soiled work area, soiled dry storage & soiled tools . soiled brushed, clippers & pouch)

MOTION by Karla Clodfelter to move that for case nos. 89833 & 90008, we should impose the following discipline and to Offer a Consent Agreement with the following new terms \$250.00 civil penalty and Board costs and for Owner Mairi Heath to attend the Infection Protection/Law Review class given by the Board within 60-days. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

27. 89850 & 9 Pretty Nails & Spa #SAES17136 10:00 a.m.
90003 9 Pretty Nails & Spa LLC, Owner
Ha T Nguyen # 50601336 & 30800563, Member
NEGOTIATED \$500/ATTEND BOARD CLASS

28. 89852/89927 & University Nails & Spa # SAES18308 & SNT17573 10:00 a.m.
90005/90022 Phuong Thi Vo # 50300068 & 30500347, Owner
No Show; to formal hearing

29. 89854 & Kelly L Burns #10601304, Co-Owner 10:00 a.m.
89855 Kayla Stacker #11201242, Co-Owner
CONTINUANCE GRANTED
CONTINUANCE GRANTED

30. 89858 Angela Brown #11500736, Owner/Manager 10:00 a.m.
Angela Brown appeared was sworn in and stated she had asked the landlord how long it will take to get a license and he told her two weeks. Angela Brown stated she asked other licensees and she was told she would also need to go to State Board which will take longer, so she asked another licensee if she could work under her license and rent a booth and starting working. Angela Brown stated she did not have everything she needed set up at the time for sanitation. Investigator Amber Moore testified the licensee was working in an unlicensed establishment, no outside sign, no large wet disinfectant set up, no first aid kit, no blood spill kit and licensee was providing a service at the time of the inspection.
MOTION by Karla Clodfelter to move that for case no. 89858 all alleged violations cited in the complaint summary have been shown. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-574 (A)(5)(8) Unlicensed Establishment

A.A.C. R4-10-111 (A) Display of Signs

A.R.S. § 32-541 (B)/A.A.C. R4-10-112 (A)(4. a. b. & c)(T)(1) Infection Control/Safety Standards

A.R.S. § 32-574 (A) (9) Unlawful Acts; Violations; Classifications

STAFF REPORTED NO HISTORY

MOTION by Karla Clodfelter to move that for case no. 89858, we should impose the following discipline and to Offer a Consent Agreement with the following new terms \$250.00 civil penalty and Board costs and for Owner/Manager Angela Brown to attend the Infection Protection/Law Review class given by the Board within 60-days. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

31. 89859 Angela L Stewart #10700053, Owner/Manager 10:00 a.m.

Angela Stewart appeared was sworn in and stated she had moved from an old salon and moved into a suite and forgot to renew the license, she stated she has replaced the wet disinfectant container with a larger one and has a first aid/blood spill kit. Investigator Amber Moore testified that licensee was working in an unlicensed establishment, wet disinfectant was not large enough for complete immersion, no first aid kit and no blood spill kit.

MOTION by Karla Clodfelter to move that for case no. 89859 all alleged violations cited in the complaint summary have been shown. MOTION SECONDED by Martha Ramsey. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-574 (A)(5)(8) Unlicensed Establishment

A.R.S. § 32-541 (B)/A.A.C. R4-10-112 (A)(4. a.)(E)(7)(T)(1) Infection Control/Safety Standards

A.R.S. § 32-574 (A) (9) Unlawful Acts; Violations; Classifications

STAFF REPORTED NO HISTORY

MOTION by Karla Clodfelter to move that for case no. 89859 we should impose the following discipline and to Offer a Consent Agreement with the following new terms \$250.00 civil penalty and Board costs and for Owner/Manager Angela Stewart to attend the Infection Protection/Law Review class given by the Board within 60-days. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

32. 89860 Kristy Rahkola #11301957, Owner/Manager 10:00 a.m.
No Show; to formal hearing

33. 89861 Doria Tabron #11100026, Owner/Manager 10:00 a.m.

Doria Tabron appeared was sworn in and stated a bigger suite had become available and she did not know she needed to get another license to move into another suite within the building. Doria Tabron stated the wet disinfectant has always been the same only an inch of her brush was out of the disinfectant and she stated that she found the blood spill kit which was in a cabinet after the inspector had left. Investigator Amber Moore testified that licensee was working in an unlicensed establishment due to a location change, wet disinfectant was not large enough for complete immersion and no blood spill kit.

MOTION by Karla Clodfelter to move that for case no. 89861 all alleged violations cited in the complaint summary have been shown. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-574 (A)(5)(8) Unlicensed Establishment

A.R.S. § 32-545/A.A.C. R4-10-402 Salon Location Change

A.R.S. § 32-541 (B)/A.A.C. R4-10-112 (A)(4. a.)(T)(1) Infection Control/Safety Standards

A.R.S. § 32-574 (A) (9) Unlawful Acts; Violations; Classifications

STAFF REPORTED NO HISTORY

MOTION by Karla Clodfelter to move that for case no. 89861 we should impose the following discipline and to Offer a Consent Agreement with the following new terms \$250.00 civil penalty and Board costs. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

34. 89862 Ambia A Elms #19917415, Owner/Manager 10:00 a.m.

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Ambia Elms appeared was sworn in and stated this was her first time and thought a marvy jar would be ok to use and has now a large container. Investigator Amber Moore testified that licensee was working in an unlicensed establishment due to a location change and the wet disinfectant was not large enough for complete immersion.

MOTION by Karla Clodfelter to move that for case no. 89862 all alleged violations cited in the complaint summary have been shown. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-574 (A)(5)(8) Unlicensed Establishment

A.R.S. § 32-545/A.A.C. R4-10-402 Salon Location Change

A.R.S. § 32-541 (B)/A.A.C. R4-10-112 (A)(4. a.) Infection Control/Safety Standards

A.R.S. § 32-574 (A) (9) Unlawful Acts; Violations; Classifications

STAFF REPORTED NO HISTORY

MOTION by Karla Clodfelter to move that for case no. 89862 we should impose the following discipline and to Offer a Consent Agreement with the following new terms \$250.00 civil penalty and Board costs. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

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|-----|-------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------|
| 35. | 89867/89932 | Ultra Nails Spa # q SNT15245 & SAES15231
Quan Xuan Ngo #59800222, Owner
Jennifer Nguyen, Manager
NEGOTIATED \$250/PAID | 10:00 a.m. |
| 36. | 89869 | The Coterie #SCOS21655
Amphaphone Souvannarinh #50022911, Co-Owner/Manager
Linda Souvannarinh # q 50601055 & 30600902, Co-Owner/Manager
Salina Rogers #10120943, Co-Owner/Manager
No Show; to formal hearing | 10:00 a.m. |

STEP 3: HEARINGS

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

A. Denial Appeals

None

B. Motion to Deem Allegations Admitted

- | | | | |
|-------|-------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|
| 88665 | Kara G. Marin #10701453 | Assistant Attorney General, Bridget Harrington, appeared representing the State.
Solicitor General, Christopher Munns, was available by telephone. Licensee did not appear. | 9:45 a.m. |
|-------|-------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|

MOTION by Joe Verdugo to grant the States~~q~~ MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Jessica Rainbow. MOTION CARRIED.

MOTION by Joe Verdugo 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 Jessica Rainbow. MOTION CARRIED.

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