

BOARD MEETING MINUTES

December 10, 2010

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 Arrived at 9:25 a.m.
Joe Verdugo Absent.
Larry Bulechek
Cheryl Chelius

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

A. Approval of Board Minutes of November 19, 2010

MOTION by Karla Clodfelter to accept minutes as written. MOTION SECONDED by Larry Bulechek. MOTION CARRIED.

B. Declaration of Conflict of Interest.

Cheryl Chelius declared for 81364; Karla Clodfelter continued for case no. 80603.

C. Consideration, Discussion and Possible Action on Cindy Vong and La Vie LLC, Plaintiffs vs. Arizona State Board of Cosmetology, Defendants, Maricopa County Superior Court Case No. CV2009—037208.

- Notice of Appeal to the Arizona Court of Appeals dated July 19, 2010
- Answering Brief Due January 2, 2011

Assistant Attorney General, Bridget Harrington, informed the Board that the draft is finished and is now being reviewed.

D. *Legal Advice Regarding Swearing in of Investigators/Inspectors who will be Testifying at Informal Interviews

Assistant Attorney General, Bridget Harrington, advised the Board that the swearing in of witnesses is already being done for all persons appearing before the Board which occurs in Step 2 of the agenda, however, the investigators and inspectors also need to be sworn in at each meeting before the cases are heard. The Chairman needs to remind the Investigators and Inspectors at the beginning of each case they speak to that they are still under oath.

E. Discussion, Consideration and Possible Action on Frequently Asked Questions (FAQs) for Agency Website

Executive Director, Donna Aune, asked the Board for any changes or comments for the proposed FAQs that will be posted on the agency website. The Board had no changes and Chairman of the Board Gary Begley commented how the questions were put under specific topics which made it easy for the licensees to find answers to their questions.

F. Discussion, Consideration and Possible Action on Proposed Language from Legislature

- Reference Title: Cosmetologist Licenses; Board Powers; Duties\
- Protection of Terms

Executive Director, Donna Aune, met with State Legislator and passed out copies of the draft of the bill. The Bill is in front of a Legislative committee at this time.

Two changes were recommended. First, change the fees for NSF check charges to \$25 instead of \$40. Secondly, remove the terms, nail technology and cosmetology from A.R.S. 32-574(12).

MOTION by Karla Clodfelter to change the NSF fee to \$25 and to remove the terms cosmetology, aesthetic and nail technology from A.R.S. 32-574(12). MOTION SECONDED by Larry Bulechek. MOTION CARRIED.

G. Cosmetology Students on Field Trip.

- Questions and answers regarding Board authority and process

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

A. Discussion, Consideration & Possible Action on Agency 2011 Budget

B. Discussion, Consideration & Possible Action on Agency 2011 Strategic Plan

Executive Director, Donna Aune, informed the Board that the 2011 Budget has been approved for 1.7 million dollars. The agency will again have 6 furlough days for the next fiscal year. Copies of that Budget will be sent out as soon as possible.

C. Summary of Current Events.

The Agency will have a Sunset review in 2014. The review will begin in 2012.

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.

STEP 1: COMPLAINT REVIEW * AND ***

MOTION by Karla Clodfelter to accept staff recommendations for all listed below under Step 1 except for no. 49., case 81364. MOTION SECONDED by Sandra Hecksel. MOTION CARRIED.

A. Recommend Application Denials

81614 Thuydi T Bui (*deny & accept w/negotiation*)

B. Recommend Dismissals

78482	Paige R Macey #19301129	(No evidence to support allegations)
79280	La Familia Imports	(No evidence to support allegations)
793611	Jennifer Duncan #10402105	(Found no evidence to support allegations)
79760	Jessica Leigh Stein #10901775	(No evidence to support allegations)
79983	Briseyda Hernandez #10700265	(No evidence to support allegations)
80226	Sharon Mahl #1010034	(In compliance with mobile services)
80263	Kristie C Wolfe	(Found no evidence to support allegations)
80395	Veronica Gasiorowski	(Refer to proper authorities)
80605	Rebecca M Happeny #30900754	(Found no evidence to support allegations)
80758	Elegance Salon	(Licensed Barber establishment – found no cosmetologist)
80789	Body Solutions Laser & Skin, Pseudo Unlicensed Kanna Reilly, Co-owner Timothy J “Tim” Reilly, Co-Owner	(Refer to proper authority)
80791	Regal Nails (by Hung) #M11981 Hung Huynh, Owner	(Found salon in compliance)
80796	The Skin & Makeup Institute of Arizona #S7	(Found school in compliance)

- AZ Aesthetics Educational Programs LLC., Owner
Pam Springer #'s 79810877 & 39500035, Member/Director
- 80914 Veronica Gasiorowski *(Refer to proper authorities)*
- 81089 LD Nails #A15029 *(No written response from complainant)*
Tyler Huu Nguyen #50500614, Owner/Manager
Nancy Lee #30500603, Licensee
- 81101 VIP Enchanted Beauty at VIP Beauty Barber Shop *(Licensed "Ultimate VIP #C19519")*

C. Recommend Letter of Concern

- 81086 New Romantic Nail & Spa #2 #M16568 *(Improper removal of artificial nails)*
Dung Nguyen #50000354, Owner/Manager
Tin H Hoang #50800487, Licensee
- 81301 Bronze Boutique Tanning Spa #C19663 *(Advertising separate from salon license)*
The Bronze Group Inc., Owner
Patrick Trung Ta, President
Tyler Martin, V-P
- 81506 Kim Wonder Nails #M14160 *(Delinquent establishment license)*
Kim Wonder Nails Inc
Kim Anh Pham #59600121, President/Manager
- 81509 Studio S Sierra's Salon #C18055 *(Delinquent establishment license)*
Sierra Peters #10401407, Owner/Manager
- 81511 Noggins Hairquarters #C14713 *(Delinquent establishment license)*
Kammie Alonso #18900337, Owner/Manager
- 81514/81515 Vicky Nails & Spas #A16263 & #M16094 *(Delinquent establishment licenses)*
Tony Thai, Owner
- 81518 Northwest Hair Care #C16807 *(Delinquent establishment license)*
Denise Christina Kerr #17921364, Owner/Manager
- 81519 Virtues Hair Studio #C18864 *(Delinquent establishment license & establishment license display)*
Virtues Hair Studio PLLC
Mandi Combs #19917595, Member/Manager
- 81520 Gloss Studio #C18389 *(Delinquent establishment license)*
T Geis Inc
Thomas Malisewski #18124296, Manager
- 81521/81522 Union Hills Nails & Spa #A16704 & #M16433 *(Delinquent establishment licenses)*
Vincent Huynh, Owner
- 81523/81524 Accentuating Nails #A15096 & #M15121 *(Delinquent establishment licenses)*
Accentuating Nails LLC
Robin Rockwood #59818107, Member/Manager
- 81527 T's Nails & Hair #C20097 *(Unlicensed individual – Barber & personal license display)*
Thu Pham #30600282 & #50500869, Owner/Manager
- 81544 Obebe Nails Spa #A16089 *(Delinquent establishment license)*
Anh Huynh #59900247, Owner
- 81546 Last Chance Salon #C13954 *(Delinquent personal license)*
Last Chance Salon LLC
Dawn Potts #19601161, Member/Manager
Paige Bruins #18700944, Member/Manager
- 81547 Accents Hair Salon #C19531 *(Delinquent establishment license)*
Accents Hair Salon LLC
- 81557 Park Avenue Hair #C17940 *(Personal license display)*

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- 81558 Kimberly Miller #18500516, Owner/Manager
Fountain Hills Shear Indulgence #C14847 *(Delinquent establishment license)*
- 81559 Roseann Fontaine #18327847, Owner/Manager
Smart Style 472 #C13221 *(Personal license display)*
Minnesota Regis Corp
Paul Finkelstein, President
- 81560 Magdalena Jotoi #10123552, Manager
Protect Nails #M6356 *(Delinquent establishment license)*
Hoang-Ly Thi Tong #59500398, Co-Owner/Manager
- 81583 Hai T. Tran #59500392, Co-Owner/Manager
Grecian Beauty Salon #C10686 *(Delinquent establishment license)*
Schmidt Inv Inc
Robin Lueck #17820519, President/Manager
- 81591 Terri Schmidt #18801270, Member/Manager
Salon Professionals #C13180 *(Licensee advertising differently)*
Salon Professionals Inc
- 81592 Gail Mugford #10100037, President/Manager
Mozaik Skin & Body #A17040 *(No TB HIV-1 HEP B)*
Y J Enterprises LLC
- 81593/81594 Natalie Stabb #30800106, Manager
McDowell Mountain Nails #A16586 & #M16342 *(Delinquent establishment licenses)*
Tony Huynh #50331443, Owner
- 81595 Tracy Thi Huynh #30900461 & #50900357, Manager
Beauty Express #7853 #C19068 *(Delinquent personal license)*
Trade Secret Beauty Stores Inc
- 81596 Tantrum Hair Salon #C1489 *(Delinquent establishment & personal license)*
Jaze Inc DBA
Mack Fenn #18500328, President/Manager
- 81597 Jennifer Fenn #18500255, Secretary
Sassy Chic Salon #C19659 *(Delinquent personal license)*
Laurel Smaila-Munzer #59300329, Owner/Manager

D. Recommend Informal Interview or Negotiation Terms

1. 78396 Bimberly Smith #10500058
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

2. 79767 Holly Jo W Griffin #19001359
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

3. 80757 Debon Nail and Spa #C18746
"Tony" Cuong Chi Mai #59500637, President
"Cindy" Loan N Tieu #59500896, Manager
Cung Uyen N Le #59400905, Licensee

Offer a consent agreement to salon to assess \$250 civil penalty and costs, \$40.00 restitution; offer a consent agreement to Cung Uyen N Le #59400905 to attend the infection protection class and the law review class given by the Board, see motion above.

4. 80797 Images at San Marcos Salon & Day Spa #C19752
Tammy Griffin #10100822, Owner/Manager

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

- 5. 80861 Images at San Marcos Salon & Day Spa #C19752
Tammy Griffin #10100822, Owner/Manager

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

- 6. 80915 Images at San Marcos Salon & Day Spa #C19752
Tammy Griffin #10100822, Owner/Manager

Offer a consent agreement to pay \$29.50 restitution, see motion above.

- 7. 80962 Downtown Salon Phoenix LLC, Owner #C20136
Tranqueline Romero, Member
Ruth S Defoor #10800674, Manager

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

- 8. 81097/81098 Tommy V Nguyen #'s 50401503 & #30500380

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

- 9. 81603 & Ultimate VIP #C19519
Ultimate VIP LLC, Owner
Deanna Owens, Director
Gary Owens, Director
81587 Sylvia D Taylor #10300121, Manager/Licensee

Offer a consent agreement to pay \$65.00 restitution; and issue a Letter of Concern to Sylvia D Taylor #10300121, see motion above.

- 10. 81104 Asian Eyebrow Threading #A16628
Syamala Garnham, Owner

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

- 11. 81220 Deluxe Nails & Spa by Hannah #M15694
Hannah Ha Nguyen #50400829, Owner/Manager
Kelsey D Bearden #59500681, Licensee

Offer a consent agreement to assess \$250 civil penalty and costs, to pay \$30.00 restitution and for Hannah Ha Nguyen #50400829 to attend the infection protection class given by the Board, see motion above.

- 12. 81221 Ageez Har Center #C10141
Anthony Gathers #19400366, Owner

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

- 13. 81222 & Anthony Gathers #19400366
81223 Michael A Smith #10224626

Issue a Letter of Concern to Anthony Gathers #19400366 and to Michael A Smith #10224626 , see motion above.

- 14. 81224 Chic Nail Boutique #M16385
Nicky Ha Troung #50401506, Member/Manager

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

15. 81226 Tulips Nails #M14606
Thuy Diem Hoang #50500761, Owner/Manager

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

16. 81233 Casual Nails #M16062 (A16224)
Shirley Ho #'s 50400827 & 30500330, Owner/Manager

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

17. 81322 & Two Doors Down #C14903
81323 Tracy Kiser #17921969

Continued, see motion above.

18. 81203/81204 Pro Nails by Tina #'s A16767 & #M16504
Stat Phoenix 888 Corp
Thu Thi Le #50900123, Manager

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

19. 81205 Best Nails #M14546
Henry N. Vo, Owner
Michelle Vo #50500145, Manager

Offer a consent agreement to assess \$250 civil penalty and costs, and for Michelle Vo #50500145 to attend the infection protection class and the law review class given by the Board, see motion above.

20. 81206 Sue's United Beauty Salon #C19547
Sue Lee, Owner

Offer a consent agreement to salon to assess \$250 civil penalty and costs, and add Kum Hee Kwen #10700308 and offer a consent agreement to attend the infection protection class and the law review class given by the Board, see motion above.

21. 81207 Rosa Beauty Salon #C14934
Rosa Contreras #10400624, Owner/Manager

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

22. 81239 Cascades Beauty Salon #C2639
Maria Tadeo #16910261, Owner/Manager

Issue a Letter of Concern, see motion above.

23. 81240 Nail Boutique #M16035
Mai Chu #50800348, Owner/Manager

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

24. 81241 Kayla Nail & Spa #C20186
Cindy Lanchi Do #10701516, Owner/Manager

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

25. 81242 Renu Nails #M16684
Anna Michele Do #59900188, Owner/Manager
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.
26. 81243 Hair & Company #C16800
Derosier Studio Inc
Cindy Derosier #17415385, President/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
27. 81244 Lavender Salon #C20324
Davis Dam #50401043, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, and to attend the infection protection class and the law review class given by the Board, see motion above.
28. 81247 Green Valley Robin's Nest #C4804
Meiling Hsu #30330724 & #50022469, Owner
H Lyn Buonya #59919552, Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
29. 81251 Expert Nails #M16095
Expert Nails LLC
Jennifer Denh Ho #50401308, Member
Jenny Ly Ho #50501432, Manager
Offer a consent agreement to assess \$500 civil penalty and costs, and for Jennifer Denh Ho #50401308 and Jenny Ly Ho #50501432 to attend the infection protection class given by the Board, see motion above.
30. 81254/81255 Julie's Nail Spa #A16331 & #M16145
Julie Ly #30600910 & #50400411, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
31. 81259 Flirt Salon #C18661
Flirt Salon LLC
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.
32. 81260 #1 Nails #M15625
Ngoc Nu Nguyen #31000434 & #59716405, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, and to attend the infection protection class and the law review class given by the Board, see motion above.
33. 81265 Signatures in Hair Salon & Salon #C19718
Carole Colletti #17314545, Co-Owner/Manager
Virginia Coyle #16506625, Co-Owner/Manager
Offer a consent agreement to assess \$100 civil penalty and costs, and for Carole Colletti #17314545 and Virginia Coyle #16506625 to attend the infection protection class given by the Board, see motion above.
34. 81266 Posh Pinkie #M16406
Jennifer Bramwell #58900464, Owner/Manager
Offer a consent agreement to assess \$50 civil penalty and costs, and to attend the infection protection class given by the Board, see motion above.

35. 81267 Noticeable Nails #M15916
Delaine Williams #58600341, Owner/Manager
Offer a consent agreement to assess \$50 civil penalty and costs, and to attend the infection protection class given by the Board, see motion above.
36. 81268 Adore Your Nails #M15915
Lori Sabol #59000252, Owner/Manager
Offer a consent agreement to assess \$50 civil penalty and costs, and to attend the infection protection class given by the Board, see motion above.
37. 81271 Life Spa & Life Time Fitness #C13961
Life Time Fitness Inc.
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
38. 81272 Salon 7000 #C15722
Salon 7000 Inc
Monica Lanter #18327740, President/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, and to attend the infection protection class and the law review class given by the Board, see motion above.
39. 81273/81274 Bebe TLC Nails #A16777 & #M16492
Dung Pham, Owner
Thuy Thi Thanh Nguyen #50400160, Manager
Offer a consent agreement to assess \$250 civil penalty and costs, and for Thuy Thi Thanh Nguyen #50400160 to attend the infection protection class and the law review class given by the Board, see motion above.
40. 81276 Supercuts #9592 #C9745
Supercuts Corp Shops Inc
Ivonne Iguado #10601048, Manager
Offer a consent agreement to assess \$250 civil penalty and costs, and to attend the infection protection class given by the Board, see motion above.
41. 81290 Changez Total Rejuvenation Medi-Spa #A15828
Changez Total Rejuvenation Medi-Spa LLC
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.
42. 81294 Tiffany Serrano #30800650, Licensee
Offer a consent agreement to assess \$50 civil penalty and costs, see motion above.
43. 81295 Francis Beauty Salon #C13520
Francisca Castro #10226582, Owner
Offer a consent agreement to assess \$250 civil penalty and costs, to attend the infection protection class and the law review class given by the Board, see motion above.
44. 81309 Supercuts #111 #C14302
Kevin Nielsen, Owner
Anna Scriveri #18900703, Manager

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Offer a consent agreement to assess \$500 civil penalty and costs, and for Anna Scriveri #18900703 to attend the infection protection class and the law review class given by the Board, see motion above.

45. 81352 Altered Ego #C12825
Tawni Hensley #19600510, Owner/Manager

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

46. 81353 Pleasant Nails #M15776
Pleasant Nails LLC

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

47. 81361 Sasi Salon #C16542
Sasi Salon LLC
Meir Sasi #10600499, Member/Manager
Joanne Penesso #10600500, Member/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, and for Meir Sasi #10600499, and Joanne Penesso #10600500 to attend the infection protection class and the law review class given by the Board, see motion above.

48. 81362/81363 Popular Nails #A14933 & #M14956
Vivian Tran #30400233 & #50200327, Owner/Manager

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

49. 81364 Regency Beauty Institute #S76
Regency Corporation
Sandra Hartman #90330922, Instructor in Charge

Cheryl Chelius recused herself.

MOTION by Karla Clodfelter to accept staff recommendations and issue a Letter of Concern. MOTION SECONDED by Larry Buklechek. MOTION CARRIED.

50. 81369 Draven Alexander's New Age Barber Shop & Salon #C12045
David Cobos Sr. #10123031, Owner/Manager

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

51. 81375 La Casa Del Corte Beauty Salon #C18980
Alejandro Sanchez, Owner
Silvia Sanchez #19400896, Manager

Offer a consent agreement to assess \$750 civil penalty and costs, and for Alejandro Sanchez and Silvia Sanchez #19400896 to attend the infection protection class and the law review class given by the Board, see motion above.

52. 81376/81377 Cosmo Nails #A16111 & #M15989
Lien Thi Nguyen #30400150 & #59919988, Owner/Manager

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

53. 81378 Retro Styles Salon & Spa #C20456
William Dankwardt #10602360, Owner/Manager

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

54. 81380/81381 Portfolio Nails #A16047 & #M15933
Tam Nguyen #50600991, Owner/Manager

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

55. 81382 Hair Shoppe #C1168
Bertha Martinez #19300257, Owner/Manager

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

56. 81383 Lacey Brown #C18547
Lacey Brown LLC
Lacey Brown #10200739, Member/Manager

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

57. 81384 91 East Salon and Spa #C20464
91 East Salon and Spa LLC
Cecilia Cutrer-Garrett #18701626, Manager

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

58. 81386 Mary McCall #10227833, Licensee

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

59. 81406 Smiley Nails #M14998
Jason Webb, Owner
Tin Tan Vo #50400333, Manager

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

60. 81407 Habit Salon #C18430
Habit Salon LLC
Chassy & Richard Rasmussen, Members
Christine Rasmussen #19501082, Manager

Offer a consent agreement to assess \$1, 250 civil penalty and costs, and for Christine Rasmussen #19501082 to attend the infection protection class and the law review class given by the Board, see motion above.

61. 81408 Nick's Glamour Nails #M15739
Ngoc Thuy T. Vu #50200211, Owner/Manager

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

62. 81409 Gloria Krabbe #18225720, Licensee

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

63. 81410/81411 Daisy Nails #A16192 & #M11705
Tina Myers #30800267 & 59917136, Owner/Manager

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

64. 81412/81413 European Nails & Spa #A16940 & #M16629
Don D. Tran #10000259, Co-Owner/Manager
Mindy Pham, Co-Owner

Offer a consent agreement to salon to assess \$750 civil penalty and costs, and for Don D. Tran #10000259 and Mindy Pham to attend the infection protection class and the law review class given by the Board; and add Dinh Kim Nguyen #50700857 and offer a consent agreement to assess \$250 civil penalty and costs and to attend the infection protection class and the law review class given by the Board, see motion above.

65. 81414 Smart Style #437 #C14591
Minnesota Regis Corp
Paul Finkelstein, President
Maria Sinohui #19500424, Manager

Offer a consent agreement to assess \$500 civil penalty and costs, and for Maria Sinohui #19500424 to attend the infection protection class and the law review class given by the Board, see motion above.

66. 81415/81416 TLC Nails & Spa #A16531 & #M16300
Hiep Van Pham #50100056, Owner/Manager

Offer a consent agreement to assess \$1,250 civil penalty and costs, and to attend the infection protection class and the law review class given by the Board, see motion above.

67. 81417 Famous Nails #M14564
Denh Chieng #30330580 & #59921436, Owner/Manager

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

68. 81465 Devan Reach #30500269

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

69. 81466 Elissa Switzes #30800773

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

70. 81467 Danielle Rasille #30500086

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

71. 81468 Chelsey Fales #31000086

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

72. 81469 Amber Fales #30700231

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

73. 81470 Maggie Gordon #30800276

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6. 80508 Big and Tiny Cuts #C14414
Guadalupe Castillo #10000320, Owner/Manager
NEGOTIATED \$250/RESTITUTION/PAID **10:15 a.m.**

7. 80511 Tru Colors Salon & Day Spa #C15066
Quang N Pham #59900208, Co-Owner/Manager
Lan M Tran #30100102, Co-Owner/Manager
NEGOTIATED \$250 **10:15 a.m.**

8. 80515 & Wendy N Nguyen #19900423
NEGOTIATED TO ATTEND BOARD CLASS **10:15 a.m.**
80862 V&B Nails #M14048
NEGOTIATED \$500

9. 80601 Pretty Nails & Spa by TK #M16112
Pretty Nails & Spa by TK Inc., Owner
Stacy Thu Nguyen #50500417, Member/Manager
Kevin Nguyen #50500278, Member
NEGOTIATED TO PAY RESTITUTION/PAID **10:15 a.m.**

10. 80603& D’Gala Nancy’s Hair Studio #C19124 **10:15 a.m.**
81537 & Nancy Hernandez, Co-Owner/Manager, License No. 19600661
85138 & Denise Mora, Co-Owner/Manager, License No. 10600617
85139 Luz A Burruel, Licensee, License No. 10401667
CONTINUED

11. 80689 & For Nails Only #M14431 **10:15 a.m.**
K & S Nails Inc., Owner
NEGOTIATED \$500/PAID
81541 & “Candy” Khanh T Ho #59500169, Secretary/Manager
NEGOTIATED TO ATTEND BOARD CLASS
81542 Son T Ho #59500869, Treasurer/Manager
NEGOTIATED TO ATTEND BOARD CLASS

12. 80691 Angel Touch Nails #M16276 **10:15 a.m.**
Thong T Vu, Owner
Hiep Thanh Nguyen #50500436, Manager

Thong T Vu appeared, was sworn in, and spoke to the issue.

MOTION by Sandra Hecksel to offer a consent agreement in lieu of a formal hearing to assess \$125 civil penalty and costs and for Thong T Vu and Hiep Thanh Nguyen #50500436 to attend the infection protection class and the law review class given by the Board. MOTION SECONDED by MOTION CARRIED.

13. 80787 Rhonda R Ross #10300068 **10:15 a.m.**
Rhonda R Ross 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 and to attend the infection protection class and the law review class given by the Board within 60 days as terms of a six month probation. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

14. 80802 & Cindy & Danny’s Nails #M14844 **10:15 a.m.**

- 81548 **NEGOTIATED \$750/6-Months Probation/Restitution**
Mung V Truong #59715188, Owner/Manager
NEGOTIATED TO ATTEND INFECTION PROTECTION CLASS
15. 81311 Carolyn Louise Sandoval #30330551 **10:15 a.m.**
No show; to formal hearing.
16. 80827 Chica De Hoy Beauty Salon #C15309 **10:15 a.m.**
Maria Isabel Martinez #10000496, Owner/Manager
NEGOTIATED
17. 80918 & Celebrity Closet #C19521 **10:15 a.m.**
Elemm Investment Group, Owner
81550 Leslie Watkins #10601044, Manager
RE-NOTICE – UNABLE TO FORWARD
18. 81300 & Olga Boeck #19400203, Licensee **10:15 a.m.**
80924 The Garden Beauty Salon #C14247 – *Expired 8.13.07*
NEGOTIATED
19. 80959 Natasha L Cambridge #30900032 **10:15 a.m.**
NEGOTIATED \$500/6-MONTHS PROBATION/1ST PAYMENT SUBMITTED
20. 81016/81017 & Elle's Nails #A14264 & #M13313 **10:15 a.m.**
NEGOTIATED \$250/PAID
81551/81552 Thuy Anh Thi Nguyen #30330614 & #59919758, Owner/Manager
NEGOTIATED TO ATTEND BOARD CLASSES
21. 81018 S & J Salon #C20215 **10:15 a.m.**
Jennifer Ha #30600080, Owner/Manager
NEGOTIATED \$250
22. 81021 Happy Avalon Nail & Spa #A15488 **10:15 a.m.**
Phuong "Ann" Le #50600535, Co-Owner
Phuc "Alexie" Le #50600062, Co-Owner
NEGOTIATED \$250
23. 81044 & Always Nails #M16034 **10:15 a.m.**
NEGOTIATED \$750
81543 Michael Bui #50331157, Owner/Manager
NEGOTIATED TO ATTEND BOARD CLASSES
24. 81046 & Leidan Mitchell Salon #C11491 **10:15 a.m.**
Leidan Mitchell LLC
NEGOTIATED \$250
81561 Erin Essert #18327799, Member/Manager
NEGOTIATED TO ATTEND BOARD CLASSES
25. 81048 & Great Clips #C6336 **10:15 a.m.**
Arcadia Clips Inc

- 81562 **NEGOTIATED \$250**
 Carol Flores #19400268, Manager
NEGOTIATED TO ATTEND BOARD CLASSES
26. 81052 & Supercuts #9699 #C10811 **10:15 a.m.**
 Supercuts Corporate Shops Inc
 Mark Kartarik, President
NEGOTIATED \$250
- 81563 Veronica Dominquez #10501515, Manager
NEGOTIATED TO ATTEND BOARD CLASSES
27. 81053/81054 & Design Nails #A16849 & #M16553 **10:15 a.m.**
NEGOTIATED \$250
- 81564 John Tan Le #51000142, Owner/Manager
NEGOTIATED TO ATTEND BOARD CLASSES
28. 81058 Wild Nails #C19899 **10:15 a.m.**
 Bao Tran #50700287, Owner/Manager
NEGOTIATED \$250/PAID
29. 81061/81062 & Anthony's Nails #A16022 & #M15906 **10:15 a.m.**
NEGOTIATED \$250
- 81565 Coung Si Nguyen #50100696, Owner/Manager
NEGOTIATED TO ATTEND BOARD CLASSES
30. 81063 & E's Urban Hair #C18438 **10:15 a.m.**
 81566 Ethan Murray #19201098, Owner/Manager
RE-NOTICE – UNABLE TO FORWARD
31. 81065 & Le's Nails and Waxing #A16825 **10:15 a.m.**
NEGOTIATED \$250
- 81567 & Ty Le #50900051, Owner
NEGOTIATED TO ATTEND BOARD CLASSES
- 81568 Linh Loi #50331301, Manager
NEGOTIATED TO ATTEND BOARD CLASSES
32. 81068 NV Hair Studio #C19148 **10:15 a.m.**
NEGOTIATED \$250
 Berta Maksumova, Owner
NEGOTIATED TO ATTEND BOARD CLASSES
33. 81069 Enchantments Salon & Day Spa #C20064 **10:15 a.m.**
 Enchantments Salons Inc
NEGOTIATED \$250
34. 81081/81082 & Foxy Nails #A16432 & #M16202 **10:15 a.m.**
NEGOTIATED \$250/PAID

81569 Young Nguyen #50000182, Co-Owner/Manager
NEGOTIATED TO ATTEND BOARD CLASSES
 Hong Nguyen, Co-Owner

MOTION by Larry Bulechek to accept staff recommendations and dismiss the previous class requirements for Hong Nguyen, Co-Owner. MOTION SECONDED by Sandra Hecksel. MOTION CARRIED.

35. 81162 & Savvy Salon #C13338 **10:15 a.m.**
 Savvy Salon Inc
NEGOTIATED \$500
 81570 Janine Aguilar #18601438, President/Manager
NEGOTIATED TO ATTEND BOARD CLASSES
36. 81164 & Fantastic Sams #59 #C19809 **10:15 a.m.**
 JJ59 LLC
NEGOTIATED \$250
 81571 Debora Hodgkin #19600461, Manager
NEGOTIATED TO ATTEND BOARD CLASSES
37. 81165 & Miguel's Beauty Salon #C4131 **10:15 a.m.**
NEGOTIATED \$500
 81572 Miguel Guerrero #18900107, Owner/Manager
NEGOTIATED TO ATTEND BOARD CLASSES
38. 81166 & Le Vanittee Barber and Beauty Salon #C18059 **10:15 a.m.**
NEGOTIATED \$250/6-Months Probation/1st payment submitted
 Maria Hernandez, Owner
NEGOTIATED TO ATTEND BOARD CLASSES
 81573 Jenica Guevara #10901278, Manager
NEGOTIATED TO ATTEND BOARD CLASSES
39. 81167 Tony Nails & Hair Salon #M16442 **10:15 a.m.**
NEGOTIATED \$500/6-Months Probation/1st payment submitted
 81574 Manh D. Hoang #50500103, Owner/Manager
NEGOTIATED TO ATTEND BOARD CLASSES
40. 81168 & Fernando's Barber Shop & Beauty Salon #C16742 **10:15 a.m.**
 Maria T. Fuentes, Owner
 81575 "Jimmy" Long Ngoc Nguyen #50100313, Licensee
NEGOTIATED \$250 & TO ATTEND BOARD CLASSES
41. 81169 Cara's Place All Natural Skin Care & Hair Removal #A15930
 Carolyn Bridgewater #30000012, Owner/Manager **10:15 a.m.**
NEGOTIATED \$250
42. 81170 Tony's Hair Salon #C20006 **10:15 a.m.**
 Can Luu #10801013, Owner/Manager
NEGOTIATED \$250
43. 81171 Supercuts #9726 #C13521 **10:15 a.m.**
 Supercuts Corporate Shops Inc

NEGOTIATED \$250

44. 81173 Star Nails & Wax #C19682 **10:15 a.m.**
Star Nails & Wax LLC
Eric Tran #10601672, Member/Manager
NEGOTIATED \$250

45. 81175/81176 T & L Nails #A16349 & #M16162 **10:15 a.m.**
Oanh Dreher #50100124, Owner/Manager
NEGOTIATED \$250

46. 81196 & Anh T. Shaw #30400633, Licensee **10:15 a.m.**
CONTINUED
81197 Laura T. Nguyen #10400825, Licensee

Laura T Nguyen appeared, was sworn in, and spoke to the issue.

MOTION by Larry Bulechek to issue a Letter of Concern and to continue the investigation regarding the salon involved. MOTION SECONDED by Sandra Hecksel. MOTION CARRIED.

47. 81198 Infinity Hair Salon #C11029 **10:15 a.m.**
Toni E. Drake #18501130, Co-Owner/Manager
Janet Johnson, Co-Owner
NEGOTIATED \$250/6-MONTHS PROBATION/1ST PAYMENT SUBMITTED

48. 81199 & My Hair Lady #C20225 **10:15 a.m.**
NEGOTIATED \$250
81576 Nicole Pope #10200320, Owner/Manager
NEGOTIATED TO ATTEND BOARD CLASSES

49. 81202 & Cactus Beauty #C18492 **10:15 a.m.**
L.A.S Finest at the Beauty Max LLC
NEGOTIATED \$250
81577 Brooke Holmes #10122291, Licensee
NEGOTIATED TO ATTEND BOARD CLASSES

STEP 3: HEARINGS * AND ***

A. Denial Appeals

None

B. Motion to Deem Allegations Admitted

78415 Vonda L. Smith (Blount) #19401426 **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 Larry Bulechek. MOTION CARRIED.

BOARD MEETING MINUTES

December 10, 2010

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 the license, to impose civil penalties and costs for \$500, to pay \$420 restitution, 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.

78834 & 79888& European Nails & Spa #A15787 & #M15723 **10:00 a.m.**
79890 Tammy Dan Tran, Owner/Manager #30500512 & 50100125

Assistant Attorney General, Bridget Harrington, appeared representing the State. Solicitor General, Christopher Munns, was available by telephone. Tammy Dan Tran appeared and spoke to the issue.

MOTION by Larry Bulecheck to grant the State’s MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Karla Clodfelter. 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 Cheryl Chelius. MOTION CARRIED.

MOTION by Karla Clodfelter to issue an Order of discipline to revoke the licenses listed with the exception of 50100125 which will remain active, to impose civil penalties and costs for \$2,000, to pay \$850 restitution, that the agency recovers its total costs incurred for this case in an amount to be determined later by the agency; and if licensee ever seeks to reinstate the aesthetic license or any salon licenses, she not be allowed to own or manage a salon for a period of 5 years beginning with the first date of reinstatement . 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.

None

STATUS AND ADDITIONS TO TENTATIVE AGENDA * AND ***

For Board Information Only:

ADJOURN

MOTION by Gary Begley to adjourn. MOTION SECONDED by Sandra Hecksel. 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)**