

BOARD MEETING AGENDA

December 11, 2009

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 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

Stephen Colarusso
Flo Finch
Thom Kasch
Gary Begley
Karla Clodfelter
Kyra Locnikar
Sandra Hecksel

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

A. Board Minutes of November 20, 2009.

B. Executive Session Minutes of November 20, 2009.

C. Declaration of Conflict of Interest.

D. 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

E. Cosmetology Students on Field Trip.

- Questions and answers regarding Board authority and process.

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

A. Report, Consideration and Possible Action on Laser Schools

- A.R.S. § 32-516, Aestheticians; Cosmetic Laser and IPL Device use; Certification; Fees; Definitions
- A.R.S. § 32-3231 - § 32-3234, Cosmetic Laser and Injection Procedures

B. Report and Discussion on 90/10 Executive Director Meeting held December 8, 2009

C. Summary of Current Events.

STEP 1: COMPLAINT REVIEW * AND ***

A. Recommend Application Denials

None

B. Recommend Dismissals

78033	Alexis Hardy, #10600388, Licensee	(No violations)
78381	Body Solutions Laser & Skin-Pseudo Unlicensed	(Refer to proper authorities)
78384	Tammie Wright, #18225385, Licensee	(No violations)
78385	Joanne Doubell, #30023553, Licensee	(No violations)
78485	Deborah A. Cannistra, #10401030, Licensee	(No violations)
78488	Reflections on the Verde, #C1721	(Salon in compliance)
	Carolyne Antes, #19100357, Owner/Manager	
78580	Citadel Retirement Apartment Beauty Salon, #C2109	(No violations)
	Citadel Investments LLC	
	Maria Bankey, #19201034, Licensee	
78705	Olive Artistry Online School of Makeup, Photography And Design, <i>Psuedo Unlicensed</i>	(No jurisdiction)
78709	Empire Beauty School, #S106	(No evidence to support allegations)
	EEG Inc, Owner	
	Franklin Schoenman	
	Paul Finkelstein	
	Anthony Baran	
	Mark Vannatta, Director	

- 78780 Rachelle Minter, #90013920, Instructor
Bella Day Spa, #C17836 (Salon closed)
EMAI Corp., Owner
- 78793 Elaine Mai, #59600408, President/Manager
Empire Beauty School, S107 (No evidence to support allegations)
EEG Inc., Owner
Franklin Schoenman
Paul Finkelstein
Anthony Baran
- 78851 Eyebrow Designer 21 (Refer to proper authorities)
78882 Mastercuts #1177, #C15792
Minnesota Regis Corp., Owner
Paul Finkelstein, President
- 78897 / 78898 New Obsession Nails & Spa, M15600 & A15649 (Salon in compliance)
Thuong H Trinh, #50100517, Owner/Manager
- 78899 Amansala, #C14823 (Salon in compliance)
Benchmark Conference Resort of AZ, Inc., Owner
Amee Swan #19200656, Manager
Paula Gledhill #58700247
Joseph Bond #18400736
- 78902 Magic Hair Cut #C19091 (Refer to Barber Board)
Abraham Algurabi, Owner
- 78903 Hitching Post Pizza Pub
78904 Sebastians Beauty Salon, *Psuedo Unlicensed* (Refer to Barber Board)
78945 JC Penney #C19332 (No violations)
JC Penney Corp Inc., Owner
Clarabella Hernandez, Student
- 78964 Nail Rainbow, *Psuedo Unlicensed* (No violations)
78968 D'Image Beauty College #S92 (School was in compliance)
Luz Jaime # 90600042 & 10500314, Owner & Director
Olieda Aleman, #90600013 & 10224766, Instructor
Reyna Lopez #10900164
- 79052 Smartstyle #406, #C12494 (Salon in compliance)
Minnesota Regis Corp., Owner
Paul Finkelstein, President
- 79109 Miracle Nails #M10264 (No evidence to support allegations)
Hung Anh Do #50331476, Owner/Manager

C. Recommend Letter of Concern

- 78583 Great Clips, #C 13336 (Complainant noticed that licensee used Oster's Cool Lube to spray
Hands Shear Magic Inc shears & clippers – Oster's Cool Lube & disinfectant spray are
Janet Siordia #10332443, Licensee almost identical)
- 79184 Contours #C18340 (Advertising differently)
Judith Kressel #10600177, Owner/Manager
- 79189 Polished #C17706 (Delinquent establishment license)
May Eaton #30111803, Owner/Manager
- 79190 Visual Lies Salon & Spa #C14356 (Delinquent establishment license)

- 79191 Pamela Avery #18124463, Co-Owner/Manager
 Celina Moore #59716766, Co-Owner/Manager
 Pro Cuts 12244 #C17152 *(Improper mixture of wet disinfectant)*
 Los Guapos AZ LLC
- 79193 / 79194 KK Kim Nails #A16194 & #M14471 *(Advertising differently)*
 Luong Nguyen #59900175, Owner
- 79196 & 79197 Bien Nails & Spa #A14628 & #M14678 *(Delinquent establishment licenses)*
 Hung Huynh #59500848, Owner
- 79203 Salon Estique #C5899 *(Delinquent personal license & personal license display)*
 Salon Estique Inc
 Cheryl Finn #18327083, President
 Brenda Barnaby #18428302, Vice President
 Kelly Boudreau #18226014, Secretary/Treasurer
- 79209/79510 TJ Nails #A15407 & #M15404 *(Delinquent establishment license)*
 Nhung Hong Do #30500594 & #50500030, Owner/Manager
- 79211 Zacatecas Beauty Salon #C13318 *(Delinquent establishment license)*
 Josefina Saldana #19600317, Owner/Manager
- 79225 El Y Ella Unisex Beauty Salon #C15778 *(Delinquent personal license)*
 Carmen Andrade #18327997, Owner/Manager
- 79234/79235 Kim Wonder Nails #A14665 & #M14160 *(Establishment & personal license display)*
 Kim Wonder Nails Inc
 Kim Anh Phan #59600121, President/Manager
- 79238 Q-West Hair & Nail #C17499 *(Delinquent establishment license & establishment license display)*
 Q-West Hair & Nail LLC
 Julie Kim Thi Pham #50116478, Member/Manager
- 79240 Nail Pros By Tom #M16168 *(Delinquent establishment license)*
 Diana Nguyen #19600673, Owner/Manager
- 79241 A Touch of Elegance Nail & Hair Salon #C16755 *(Delinquent establishment license)*
 Karen Ann Clark #50600742, Owner/Manager
- 79242 R&J Awesome Nail #A14261 *(Delinquent establishment license)*
 Hong T. Bui #10100231, Co-Owner/Manager
 Hung H. Ho #50100418, Co-Owner/Manager
- 79243 Shear Hair Design #C14352 *(Delinquent establishment license)*
 Michael Bower, Owner
 Christine Moore #19401410, Manager

D. Recommend Informal Interview or Negotiation Terms

1. 78942/78943 Luz Jamie #90600042 & 10500314
 Rocio Navarrete, Student
2. 79072 Pro Ten Nails #M15072
 Quang Tran #50000568, Owner/Manager
3. 79140/79141 City Nails by Tony #A15237 & #M15251
 Tri Minh Tran #50331566, Owner/Manager
4. 79142 Summer Day Spa #C19146
 Theresa Pham #30600282 & 50500869, Owner/Manager
5. 79143 Just Hair #C19213
 Raphus Bickham #10800966, Owner/Manager

6. 79146 In His Image Beauty Salon #C17500
Tina Burt #10600897, Owner/Manager
7. 79147 TNT's Hair, Nails & S'More #C18482
Tammy Morris #19600917, Owner/Manager
8. 79152 Marianne Ocampo #10901088, Licensee
9. 79153 Cool Cuts #C18086
Cool Cuts LLC
Hyangsuk Kwon Osborne, Member
Steve Osborne, Member
10. 79154 BJ's Beauty Salon #C156
Bonnie Johnson #17415664, Owner/Manager
11. 79155 Hair 'Tiz #C16799
Hair 'Tiz LLC
Arlene Nicoll #19300371, Member
12. 79156/79157 Fresh Start by Joan #A15052 & #M15080
B Joan C. Orecchio #50100533, Owner/Manager
13. 79158 Pro Nails by Tina #C18787
Chloe Thai #10900438, Owner/Manager
14. 79159 & Nghia P. Phan #50800688, Licensee
- 79160 Son T. Duong #50600657 & 30600567, Licensee
15. 79161 Q Nails #M15959
Loc Ly #50700210, Owner/Manager
16. 79162 3 Way Stylist #C13804
3 Way Stylist LLC
Elizabeth Escobedo #19600972, Member/Manager
17. 79163 Smartstyle #1157 #C15376
Minnesota Regis Corp
Paul Finkelstein, President
18. 79174 Alicia Winkley #30400248
19. 79185 Frida's Hair Salon #C79185
Dora Ponce, Owner
20. 79186 Margaret Dean #16405912, Licensee
21. 79187 Kelly's Mani's & Pedi's #M15039
Davis Salon LLC
Kelly Thuy Davis #50400140, Member/Manager
22. 79188 Michaels Hair Crafters #C18138
Michael Chamberlin #18326910, Owner/Manager
23. 79192 Sports Buzz Haircuts #C14036
Buzz Cuts LLC
24. 79195 Smart Style #424 #C13699
Minnesota Regis Corp
Paul Finkelstein, President
25. 79198 V-K Elle Nails #M16419
Duy-V-K Elle Nails Inc
Duy Quoc Tong #50100431, President
26. 79199 Jacquelin's O D Beauty Salon #C12006
Maria L. Dominguez #19400006, Owner/Manager
27. 79200 & Lakisha Thomas #19917711, Licensee

- 79201 & Melissa Coleman #10701666, Licensee
- 79202 Anastasia Smith #19917196, Licensee
- 28. 79212 Beauty Planet Salon #C15777
Carmen Mendoza #19501325, Owner/Manager
- 29. 79213 VO Nails #C18730
Phuong Thi Vo #30600837 & #50400907, Owner/Manager
- 30. 79214/79215 Seduction Nail & Spa #A16650 & #M16390
Shirley Tuyet Vo #50800260, Owner/Manager
- 31. 79216 Janeth Estetica Y Barberia #C19570
Jose Patino, Owner
- 32. 79219 Grisel Castorena #10902036, Licensee
- 33. 79221 Diana's Beauty Salon #C6020
Jorge Barraza, Co-Owner
Rafael Medina, Co-Owner
- 34. 79222 Le' Meridien Beauty Studio & Barber #C17237
Patricia Beltran, Owner
- 35. 79223 Gaby's Hair Salon #C14454
Luz Gabriela Montoya #19200430, Owner/Manager
- 36. 79224 Kaboom Beauty & Barber Salon #C14593
Luz Laureano #10400440, Owner/Manager
- 37. 79231 Estetica La Fayette Number Two #C17331
Roxana Quintero #19500982, Owner/Manager
- 38. 79232/79233 Tran Nails #A13505 & #M11455
Oanh Hoang Thi Huynh #30330751 & 50000542, Owner/Manager
- 39. 79236/ & Ledo Nails #A16374 & #M16188
79237 Suc Le, Owner
- 40. 79239 Phuoc Huy Dinh Tran #50700682, Licensee
- 41. 78012 & Deena Mali, File No 9050573
79259 Deena Mali #50900174
- 42. 78506 Best Nails & Spa #'s A15824 & M15747
Hai Van Tran #50600922, Owner/Manager
- 43. 78557 Best Nails & Spa of Yuma AZ #M16377
Conrad Slay, Co-Owner
Karen Le #50401519, Co-Owner
- 44. 78713 Nails Mall #M14857
Nga Thi Nguyen #19501342, Owner/Manager
- 45. 78714 Life Care Center of Sierra Vista #C3371
Life Care Center of Sierra Vista, Owner
- 46. 78792 Michelle Greene #10122971
- 47. 78795/78796 Global Nail Spa #'s M157738 & A15857
Tommy V Nguyen #'s 50401503 & 30500360, Owner/Manager
Thao T Nguyen #50400426, Licensee
- 48. 78890 & Visage #C15143
79260 Visage European Fusion Day Spa #C19294
Wilma Mrosek #18500118, Owner/Manager
- 49. 78941 Michelle Greene #10122971
- 50. 78944 Christine M Bauman #10801378
- 51. 78946 Empire Beauty School #106

52. 78963 EEG Inc., Owner
Franklin Schoenman
Paul Finkelstein
Anthony Baran
Mark Vannata, Executive Director
RaChelle Minter, Academic Director
Felisha's #C4943
Felisha's Salon Inc., Owner
Maria Trejo, President
Maria Hernandez #18800642, Licensee
Carrie D Romo #58700263, Licensee

STEP 2: INFORMAL INTERVIEWS * AND ***

A. Without Negotiation Options

1. 78834 European Nails & Spa A15787 **9:30 a.m.**
Tammy Dan Tran, Owner/Manager 30500512 & 50100125
2. 78689 Prestige Nails & Spa #2512 M16019 **9:30 a.m.**
Tho Nguyen #59917579, Owner/Manager/Licensee
CONTINUANCE GRANTED

B. With Negotiation Options

1. 78487 & 79020 Classy Nails by Le #M11113 **10:00 a.m.**
Quan Thai Le #59818007, Owner/Manager
Continued from November's Board Meeting
NEGOTIATED \$1,000/6-Months Probation/1st Payment Submitted \$300
2. 78837 Kurt, Quanna, & Co #C19021 **10:00 a.m.**
Keila Enterprises LLC
William Womack, Member
Keila Womack #10123326, Member/Manager
Continued from November's Board Meeting
3. 76818 Esthetically Pleasin' #A161189 **10:00 a.m.**
Sherry D Weddle #39920461, Owner/Manager
CONTINUED
4. 78280/78909 Xlent Nail & Spa, M16172 & A16359 **10:00 a.m.**
Van Ly #10401441, Owner/Manager
5. 78494 Stardust Nails #M12529 **10:00 a.m.**
Sau Phan #50200060, Owner/Manager
"Sandy" Cam T Truong #50200059, Licensee
NEGOTIATED \$250

6. 78509 Prestige Nail & Spa by JJ #M15991 **10:00 a.m.**
 Prestige Nail & Spa by JJ, LLC, Owner
 Kevin Nguyen #50600675, Manager
NEGOTIATED TO PAY \$38 RESTITUTION/SUBMITTED
7. 78563 Divine Hair Salon C17910 **10:00 a.m.**
 Tamara Co & Inc., Owner
 Tamara Slemo #19600794, President
NEGOTIATED \$250 & TO PAY \$33 RESTITUTION
8. 78564 Tammy Nails Salon Pro Nails #M16347 **10:00 a.m.**
 Mao Dam, Owner
CONTINUED
9. 78697/79164 Nails Rap #'s A14713 & M14779 **10:00 a.m.**
 Nails Rap Shannon LLC, Owner
 Duc Xuan Vu #50200626 Owner/Manager
 Thanh Van Le 30330661, Licensee
CONTINUED
10. 78698 & Bien Nails by Ann M16128 **10:00 a.m.**
NEGOTIATED \$500/PAID RESTITUTION/6-Months Probation/PAID \$250
 79204 & Nghia V Phan #50501508, Owner/Manager
SCHEDULED TO ATTEND LAW/IP CLASSES ON 12.14.09
 79205 Van Anh Thi Luong #50500507, Licensee
NEGOTIATED TO ATTEND LAW/IP CLASSES ON 12.14.09
11. 78701 D'Gala Nancy's Hair Studio C19124 **10:00 a.m.**
 Nancy Hernandez #19600661 Owner/Manager
 Luz A Burrueal #10401667, Licensee
 Maria Gemma Vazquez #10400536, Licensee
 Fernando Hernandez Millan, License No. 10000021 (Revoked as of 1.23.03)
CONTINUED
12. 78710 Jessica Lopez #10600780 **10:00 a.m.**
13. 78779 Arte Y Creacion OBeauty Salon #C14797 **10:00 a.m.**
 Ramon Chavarria, Owner
NEGOTIATED \$500
14. 78787 Toni & Guy Hairdressing Academy S79 **10:00 a.m.**
 RAS Management Inc., Owner
 Michael Smith, President
 Sherry Rogers, Director
CONTINUED
15. 78824 & Rosie's Nails #M14176 **10:00 a.m.**
NEGOTIATED \$500/PAID & RESTITUTION

- 79206 Quoc Huong Thi Le #50401213 Owner/Manager
REGISTERED TO ATTEND IP CLASS ON 1.25.10
16. 78843 Jennifer Duncan 10402105 **10:00 a.m.**
17. 78972 Me Hair, Skin, & Body Rejuvenation #C18326 **10:00 a.m.**
Patty Price Enterprises
Patricia Price #10225328, President/Manager
NEGOTIATED \$250 & Attend Law/IP Classes
18. 78973 Hair 2000 Beauty Salon #C9287 **10:00 a.m.**
Karen Graham #18225236, Owner/Manager
NEGOTIATED \$500
19. 78974 Peak of Perfection Salon & Day Spa #C18264 **10:00 a.m.**
Peak of Perfection Salon & Day Spa LLC
Concepcion Zamarron, Member
NEGOTIATED \$500/6-Months Probation/1st payment submitted
20. 78975 Nail Boutique #M16035 **10:00 a.m.**
Mai Chu #50800348, Owner/Manager
NEGOTIATED \$500
21. 78976 Kayla Nails and Spa #M16349 **10:00 a.m.**
Thanh Thien Dong #30400536, Co-Owner/Manager
Doan Vu Nguyen #50601337, Co-Owner/Manager
NEGOTIATED \$250/6-Months Probation/1st Payment Submitted
22. 78977 Linda Torres #17415235, Licensee **10:00 a.m.**
NEGOTIATED \$500
23. 78978 Stars Beauty & Boutique #C18599 **10:00 a.m.**
Alba Felix Durazo #10600093, Owner/Manager
NEGOTIATED \$250
24. 78992 Arizona Hair Co #C3759 **10:00 a.m.**
San-Mar Ent. Inc
NEGOTIATED \$250/PAID
25. 78998 Big Two Salon #C16846 **10:00 a.m.**
CEH Automotive Corp
NEGOTIATED \$250
26. 79000 & Toni & Guy #C17580 **10:00 a.m.**
San Tan Associates
Gerry Watkins #18225407, President
79207 Lethan Olvera #19919234, Partner
CONTINUED

27. 79001 My Nails Spa of Gilbert #M15785 **10:00 a.m.**
Thong T. Pho #50501529, Owner/Manager
RETURN TO SENDER – UNABLE TO FORWARD - RENOTICE
28. 79005 Shalina Madrigal #19601362, Licensee **10:00 a.m.**
CONTINUED
29. 79006/79009 Bliss Nails Spa of Chandler #A15689 & #M15628 **10:00 a.m.**
Tina Nguyen #50200101, Owner/Manager
NEGOTIATED \$250
30. 79010 Jevons Chung Yu #50400835, Licensee **10:00 a.m.**
CONTINUED
31. 79021 Bidegains Beauty Bizzare #C19350 **10:00 a.m.**
Monica C. Bidegain #18501390, Owner/Manager
NEGOTIATED \$500
32. 79064 & Sylvia White #17515703, Licensee **10:00 a.m.**
CONTINUED
79065 & Patricia Larson #17921811, Licensee
CONTINUED
79066 Tracye Alcaraz #17920867, Licensee
CONTINUED
33. 79067 Patricia Estes #16910443, Licensee **10:00 a.m.**
NEGOTIATED \$500
34. 79069 French Nails #M15842 **10:00 a.m.**
Nhan Van, Owner
CONTINUED
35. 79071 Nail Show #M9522 **10:00 a.m.**
Oanh Nguyen #59700408, Co-Owner/Manager
Thuan Bui #59900320, Co-Owner
CONTINUED
36. 79076 Hair Society #C10886 **10:00 a.m.**
Dwayne Sanders #19917781, Owner/Manager
NEGOTIATED \$250
37. 79078/79079 Splendid Nails #A15344 & #M15350 **10:00 a.m.**
Christopher Tran, Owner
NEGOTIATED \$250

- 38. 79080 & 79081 Scott Walker #10021819, Licensee
NEGOTIATED \$250/PAID
Daryl Paden #10200062, Licensee **10:00 a.m.**
- 39. 79082 Cleo Beauty Salon #C19092
Jom Global LLC
Bong Ju Kim #10702057, Member/Manager
NEGOTIATED \$250/PAID **10:00 a.m.**
- 40. 79083 Katelyn Nails & Spas #M16169
Nhi Diep, Owner
NEGOTIATED \$250/6-Months Probation/1st Payment Submitted **10:00 a.m.**
- 41. 79085/79099 AJ Fine Nails & Spa #A16082 & #M15967
Long Thanh Nguyen #50501303, Owner
NEGOTIATED \$250/PAID **10:00 a.m.**
- 42. 79208 & 79087 & 79088 & 79089 Playa Del Sol Beauty Salon #C19516
Guadalupe Alvarez #19401434, Licensee
Alondra Garcia #10501356, Licensee
Ana Maria Alcala-Lopez #19601014, Licensee **10:00 a.m.**
- 43. 79092 QT Nails Salon & Spa #M15928
QT Nails Salon & Spa LLC
Quan Phung #50700989, Owner/Manager
NEGOTIATED \$250 **10:00 a.m.**
- 44. 79096 Kum Hee Kwen #10700308, Licensee
NEGOTIATED \$500/PAID **10:00 a.m.**
- 45. 79098 All About U Hair & Nail Salon #C18162
Patricia Ruelas #50226837, Owner
NEGOTIATED \$250/6-Months Probation **10:00 a.m.**

STEP 3: HEARINGS * AND ***

A. Denial Appeals

None

B. Motion to Deem Allegations Admitted

None

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:

78960 Kathleen McLaughlin *(CA received)*

ADJOURN

In accordance with Title II of the Americans with Disabilities Act, the Cosmetology Board does not discriminate on the basis of disabilities in its programs, services or activities. Individuals who need reasonable accommodation to participate or who need information in an alternative format may contact the ADA Coordinator at (480) 784-4539.

- * **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)**