

ARIZONA STATE BOARD OF COSMETOLOGY TELEPHONIC BOARD MEETING  
MINUTES  
December 11, 2020 at 9:00 a.m.  
1740 W Adams, Suite 4400, Boardroom A  
Phoenix AZ 85007

**CALL IN INFORMATION**  
**DIAL: 1-304-568-3189**  
**ENTER PASSWORD: 398 364 185#**

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

**Board Members**

Gary Begley, School Owner, Chairperson  
Thomas Rough, Cosmetologist, Vice-Chairperson  
Brandy B. Flores, Public Member  
Jenna M Bentley, Public Member  
Amber Cepkauskas, Cosmetologist, Secretary/Treasurer  
Vacant, Instructor  
Vacant, Nail Technician

**1. Call to Order**

**2. Pledge of Allegiance**

**3. Roll Call of Board Members**

Gary Begley  
Thomas Rough  
Brandy Flores - Absent  
Jenna Bentley  
Amber Cepkauskas

**Also in Attendance:**

Kim Scoplitte, Executive Director  
 Theresa Bunch, Deputy Director  
 Irma Telles, Investigative Supervisor  
 Lisa Chavez, Investigator  
 Elizabeth Huffman, Inspector  
 Cathy Bergeron, Inspector  
 Helen Bordelon, Investigator  
 Ashley Atkinson, Investigator  
 Mona Baskin, Assistant Attorney General  
 Mary Williams, Assistant Attorney General  
 Elizabeth Campbell, Assistant Attorney General

**BOARD BUSINESS**

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

1. Discussion, Consideration and Possible Action on Approval of Telephonic-Virtual Board Minutes of November 20, 2020.

**MOTION by Thomas Rough to approve minutes as written. MOTION SECONDED by Amber Cepkauskas.**

**Roll Call:**

Vote	Gary Begley	Thomas Rough	Brandy Flores	Jenna Bentley	Amber Cepkauskas
Aye	x	x		x	x
Nay					
Recused					
Abstained					
Absent			x		

**MOTION CARRIED.**

2. Board Member Declaration of Conflict of Interest.

Gary Begley declared for case nos. 95613 under Step 1. B., 95186 and 95978 under Step 1 D. of the agenda.

Thomas Rough declared for case nos. 95613 under Step 1 B., 95186 and 95978 under Step 1 D of the agenda.

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

There were no students in attendance.

## EXECUTIVE DIRECTOR'S REPORT

1. Report and Discussion on Agency Departments.

- Financial Update
- Personnel, Board Membership and Appointments Update
  - ❖ Introduction of New Board Investigator Ashley Atkinson

Kim Scoplitte Executive Director introduced Board Investigator Ashley Atkinson to the Board members and stated that Ashley started November 30, 2020 and has been training with Elizabeth. The staff is excited to work with Ashley and we welcome Ashley to the Board.

- Licensing Update
- Information Technology Update
  - ❖ Provisional Licenses

Theresa Bunch Deputy Director updated the Board regarding the Provisional License and stated the following:

Due to COVID and the Executive Order 2020-17 – Provisional licenses have been out for about 7 ½ months now and are still being issued.

A pamphlet was shared with Board members to help educate the schools & students about the Provisional license and Examinations. We would like the Board to know we are working on the pamphlet and will also send this over to the Governor's Office for review and acceptance.

Kim and Theresa, spoke with Trista Guzman-Glover representative from the Governor's Office about the Provisional licenses. They were advised that the agency could issue a second provisional license on a case by case basis, but the first license must expire and must attempt to take both examinations as this is not a blanket extension.

Examinations are still taking place and following the CDC requirements to stay safe during the examinations.

There is a back log for the examination, but the candidates that have a provisional license should not be waiting for their written examination while they are waiting for their practical exam. They should be completing the written exam during this time. The testing corporation will be scheduling students that have completed their written and who are ready for the practical. If a student is delaying their written exam, it may take them more time to get scheduled.

The office has about 400 students in our system which should have received a provisional license, but our office or PCS is still waiting for the applications to be complete and there are several no shows at each exam.

❖ Online Applications

Theresa Bunch Deputy Director updated the Board regarding the Online Application and stated that the Board has received 115 applicants who have applied and staff have 5 more Board applications to be uploaded.

2. Update on Proposed Rule Making with Governor’s Regulatory Review Council (GRRRC) Scheduled on December 1, 2020.

Kim Scoplitte Executive Director stated that the Proposed Rule Packet was approved on December 1, 2020, by GRCC Council. The rules will be effective on January 31, 2021. GRRRC Council members again congratulated the Board for all the work that has been done on the rule packet.

3. Summary of Current Events that Affect the Arizona State Board of Cosmetology A.R.S. § 38-431.02 (K).

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

**CONSENT AGENDA**

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

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

**STEP 1: COMPLAINT REVIEW**

**A. Recommended Application Denials A.R.S. § 32-572.**

**Investigative Supervisor Irma Telles asked the Board if they would consider to deny or grant licensure upon acceptance of Consent Agreement of \$250 civil penalty & costs within 30-days due to working prior to licensure.**

- 1. 96320 Britney Van, AZ Universal Recognition Application *(Deny or grant licensure upon acceptance of Consent Agreement/\$250 within 30 days; working prior to licensure)*

**MOTION by Jenna Bentley for case no. 96320 to grant licensure upon acceptance of Consent Agreement for \$250 within 30 days and should they enter into the Consent Agreement the Board will grant licensure and should they not enter into the Consent Agreement the Board will deny licensure. MOTION SECONDED by Thomas Rough.**

**Roll Call:**

Vote	Gary Begley	Thomas Rough	Brandy Wells	Jenna Bentley	Amber Cepkauskas
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Aye	x	x		x	x
Nay					
Recused					
Abstained					
Absent			x		

**MOTION CARRIED.**

**B. Recommended Dismissals A.R.S. § 32-573 (B) (1).**

Investigative Supervisor Irma Telles stated that cases 2 and 3 have been reviewed according to the Board’s parameters and we would ask the Board to consider staff recommendations or take other non-disciplinary action.

**MOTION** by Thomas Rough to accept staff recommendations for cases 2 and 3 listed below Step 1 B. **MOTION SECONDED** by Amber Cepkauskas.

Roll Call:

Vote	Gary Begley	Thomas Rough	Brandy Flores	Jenna Bentley	Amber Cepkauskas
Aye	x	x		x	x
Nay					
Recused					
Abstained					
Absent			x		

**MOTION CARRIED.**

1. 95613 Imaj Institute School #ASL24 (No evidence found to support allegations)  
 Phoenix Photonix Inc.  
 Gary Begley #31400143, President/C.E.O.  
 Peggy “Margaret” Begley #'s 71200016 & 31000609, Secretary/Director
2. 96273 J & Gio’s Barger Hair Salon #SCOS27908(No evidence found to support allegations)  
 Giovanni’s Barber Shop & Salon LLC, Owner  
 Jaime Barragan, Member  
 Rebeca Estrada #31701205, Manager/Member
3. 96303 Joanna Bivens #10802046, Manager/Member (No evidence found to support allegations)

**C. Recommended Non-Disciplinary Letter of Concern A.R.S. § 32-573 (B)(2).**

Investigative Supervisor Irma Telles stated that these are staff recommendations for cases 1 -5 and 7 and 9 that have been reviewed according to the Board’s parameters and we would ask the Board to consider staff recommendations.

**MOTION** by Thomas Rough to accept staff recommendations for all those listed below Step 1 C. **MOTION SECONDED** by Amber Cepkauskas.

Roll Call:

Vote	Gary Begley	Thomas Rough	Brandy Flores	Jenna Bentley	Amber Cepkauskas
Aye	x	x		x	x

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<b>Nay</b>					
<b>Recused</b>					
<b>Abstained</b>					
<b>Absent</b>			<b>x</b>		

**MOTION CARRIED.**

1. 96293                      The Lash Lounge Scottsdale – Scottsdale Quarter #SAES21161 *(Display of current personal license)*  
 Tres Belle Eyes LLC, Owner  
 Percy Holdings Inc, Member  
 Pamela Percy, Statutory Agent  
 Courtney Lewis #31801126, Manager
2. 96296                      Trinity Rose Dunn #11901386, Licensee *(Client Protection)*
3. 96331                      Awsum Salon LLC #SCOS26558 *(Display of current personal license)*  
 Awsum Salon LLC, Owner  
 Chris Chapin #10021173, Manager  
 Corey Earl #11400199, Licensee
4. 96336                      Ona Euro Hair Spa & Laser #SCOS26584 *(Inactive Establishment License)*  
 Aneta Niewiadowski #19700450, Owner/Manager
5. 96337                      Inner Radiance Spa LLC #SAES19174 *(Inactive Establishment License)*  
 Inner Radiance Spa LLC, Owner  
 Vaishaly Vassigh #30600458, Manager/Member  
 Goudarz Vassigh, Member
6. 96338                      Body Beautiful #SAES18623 *(Inactive Establishment License)*  
 Body Beautiful LLC, Owner  
**CONTINUE**  
 Marlena L Krueger, Member
7. 96339                      Julie Blake Blubaugh Inc #SCOS26362 *(Inactive Personal License)*  
 Julie Blake Blubaugh Inc, Owner  
 Julia A Blubaugh #18327029, President/C.E.O.
8. 96342                      Cult Hair Studio & Spa #SCOS26569 *(Inactive Establishment License)*  
 Cult Hair Studio & Spa LLC, Owner  
 Brady McKay, Member  
**CONTINUE**
9. 96356                      Obsidian Hair & Nails Salon #SCOS20446 *(Inactive Establishment License)*  
 Karewn Moreno #11001361, Owner

**D. Recommended Informal Interview or Negotiation Terms A.R.S. § 32-573 (C) (D).**  
 Investigative Supervisor Irma Telles stated that cases 2 and 4-16 have been reviewed according to the Board’s parameters and we would ask the Board to consider staff recommendations or take other Non-Disciplinary Action.

**MOTION by Thomas Rough to accept staff recommendations for all those listed below Step 1 D. MOTION SECONDED by Amber Cepkauskas.**

**Roll Call:**

<b>Vote</b>	<b>Gary Begley</b>	<b>Thomas Rough</b>	<b>Brandy Flores</b>	<b>Jenna Bentley</b>	<b>Amber Cepkauskas</b>
<b>Aye</b>	<b>x</b>	<b>x</b>		<b>x</b>	<b>x</b>
<b>Nay</b>					
<b>Recused</b>					

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<b>Abstained</b>					
<b>Absent</b>			<b>x</b>		

**MOTION CARRIED.**

1. 95186 Taglio Salon #SCOS26482  
 RC Salon Systems LTD, Owner  
 Thomas Rough #19501024, Director/President  
 Lisa Rough, Director/President  
**CONTINUE – LACK OF QUORUM**
  
2. 95600/96300 QNail Bar LLC #'s SNT18272 & SAES19388  
 QNail Bar LLC, Owner  
 Huyen Nguyen, Member  
 “Logan” Giang H Ta #50700903, Member  
 Offer a consent agreement to assess \$750.00 civil penalty and Board costs, 12-months’ probation with early termination see motion above.
  
3. 95978 Imaj Institute School #ASL24  
 Phoenix Photonix Inc. – Imaj Institute  
 Gary Begley #31400143, President/C.E.O.  
 Peggy “Margaret” Begley #'s 71200016 & 31000609, Secretary/Director  
**CONTINUE – LACK OF QUORUM**
  
4. 96084 AK Nails Spa #SNT18557  
 An Xuan Le #50600363 Owner  
 (Amy) Nhu Hoa Nguyen #50600143, Manager  
 Offer a consent agreement to assess \$1,250.00 civil penalty and Board costs, 12-months’ probation with early termination see motion above.
  
5. 96276/96282 Always Nails #'s SNT18694 & SAES20068  
 Hoang Le Nguyen #51700225, Owner  
 Offer a consent agreement to assess \$1,500.00 civil penalty and Board costs, high risk based, add A.R.S. § 32-574 (A)(5) & (8) Practicing in an Unlicensed Establishment, A.R.S. § 32-544/AAC R4-10-107 (B) Inactive Establishment and 12-months’ probation with early termination see motion above.
  
6. 96277 Lashes By Dena #SAES21078  
 Lashes By Dena LLC, Owner  
 Trang T Le #11302124, Member  
 Tung Tran, Member  
 Offer a consent agreement to assess \$150.00 civil penalty and Board costs, 12-months’ probation with early termination see motion above.
  
7. 96287/96288 Bella Nail Bar Mesa LLC #'s SNT19241 & SAES21058  
 Bella Nail Bar Mesa LLC, Owner  
 Hien N Nguyen #'s 50300393 & 31400888, Member  
 Duy Duc Duong, Member  
 Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 12-months’ probation with early termination see motion above.
  
8. 96292 Paris Nail Lounge #SNT19443  
 A & H Paris Nail Salon, LLC Owner  
 Cindy Le #11800806, Member

Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 12-months' probation with early termination see motion above.

9. 96294 Hair Transformation LLC #SCOS27186  
Michelle Denise Knowles #10900526, Owner  
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 12-months' probation with early termination see motion above.
10. 96297 Stephanie M Alderete #10224558, Licensee  
**CONTINUE**
11. 96326 Jessica M Crampton #51405381, Owner/Manager  
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 12-months' probation with early termination see motion above.
12. 96345 & Hoang Vo #59817551 Owner/Manager  
96346 Precious Nails Spa #'s SNT17013 & SAES17469  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, take no action against aesthetic establishment license and 12-months' probation with early termination see motion above.
13. 96348 UR Nails & Spa #SNT15728  
Tina Tuan Huynh #50400982, Owner/Manager  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, for Owner/Manager Tina Tuan Huynh to attend the Infection Protection/Law Review Class given by the Board 12-months' probation with early termination see motion above.
14. 96349 Panda Nail & Spa #SNT19636  
Tran Di, Owner/Manager  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, high risk based, for Owner/Manager Tran Di to attend the Infection Protection/Law Review Class given by the Board and 12-months' probation with early termination see motion above.
15. 96354 K Pretty Nails & Spa Inc, #SNT19289  
K Pretty Nails & Spa Inc, Owner  
Luc Vo #50000145, Member  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, high risk based, for Member Luc Vo to attend the Infection Protection/Law Review Class given by the Board and 12-months' probation with early termination see motion above.
16. 96359 Capello Salon Suite #25 #SCOS22135  
Anthony Tumolo #19501227, Owner/Manager  
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 12-months' probation with early termination see motion above.

**END OF CONSENT AGENDA**

**STEP 2: INFORMAL INTERVIEWS A.R.S. § 32-573 (C) (D).**

**A. Without Negotiation Options**

None

**B. With Negotiation Options**



1. 96234 Stephanie M Mattheussen #10701617, Licensee 9:30 a.m.  
 Continued from November

**MOTION by Gary Begley to move case no. 96234 to Formal Hearing or in the Alternative Accept the Signed Consent Agreement Previously Offered by the Board. MOTION SECONDED by Thomas Rough.**

Roll Call:

Vote	Gary Begley	Thomas Rough	Brandy Flores	Jenna Bentley	Amber Cepkauskas
Aye	x	x		x	x
Nay					
Recused					
Abstained					
Absent			x		

**MOTION CARRIED.**

**MOTION by Gary Begley to withdraw prior motion to move to Formal Hearing as licensee is present.**

Roll Call:

Vote	Gary Begley	Thomas Rough	Brandy Flores	Jenna Bentley	Amber Cepkauskas
Aye	x	x		x	x
Nay					
Recused					
Abstained					
Absent			x		

**MOTION CARRIED.**

Stephanie Mattheussen was sworn in and stated that she did not follow through with applying for the salon application after the last Board meeting, however she has since applied online.

Investigator Lisa Chavez testified that on August 28, 2020, she conducted an inspection of Looks to Dye For in Glendale Arizona, and found the following: There was no establishment license and that the licensee was working under the old owner's establishment license.

**MOTION by Jenna Bentley for case no. 96234 to dismiss. MOTION SECONDED by Thomas Rough.**

Roll Call:

Vote	Gary Begley	Thomas Rough	Brandy Flores	Jenna Bentley	Amber Cepkauskas
Aye	x	x		x	x
Nay					
Recused					
Abstained					

Absent			x		
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**MOTION CARRIED.**

2. 96258 Gurl Bang #SCOS29850 **9:30 a.m.**  
 Gurl Bang LLC, Owner  
 Christina Shaffer #11000838, Member  
 Continued from November  
**NEGOTIATED \$500/PAID**

3. 96284 & 96335 Hollywood Styles #SCOS22910 **9:30 a.m.**  
 Brandie C Woods #10332047, Owner/Manager  
 Continued from November  
 Brandie Woods was sworn in and stated that she was in the process of moving salons and this had slipped her mind and is now licensed.

Inspector Cathy Bergeron testified that on September 24, 2020, she conducted an inspection of Hollywood Styles located in Lake Havasu Arizona and found the following: Establishment was found with an inactive establishment license which expired February 19, 2018.

**MOTION by Thomas Rough for case nos. 96284 & 96335 to adopt the Findings of Fact contained in the Inspection Summary. MOTION SECONDED by Jenna Bentley.**

Roll Call:

Vote	Gary Begley	Thomas Rough	Brandy Flores	Jenna Bentley	Amber Cepkauskas
Aye	x	x		x	x
Nay					
Recused					
Abstained					
Absent			x		

**MOTION CARRIED.**

**MOTION by Thomas Rough for case nos. 96284 & 96335 to issue a Disciplinary Letter of Concern for working with an inactive establishment license. MOTION SECONDED by Jenna Bentley.**

Roll Call:

Vote	Gary Begley	Thomas Rough	Brandy Flores	Jenna Bentley	Amber Cepkauskas
Aye	x	x		x	x
Nay					
Recused					
Abstained					
Absent			x		

**MOTION CARRIED.**

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4. 96202 Lemy's Nail and Spa #SNT19399 **9:30 a.m.**  
 3H & T LLC, Owner  
 Tuan Quoc Buu Tran, Member  
 My Hanh Giang Pham #50700914, Manager  
**NEGOTIATED \$350/PAID**

5. 96203 Primp and Blow Waterfront #SCOS21307 **9:30 a.m.**  
 Primp and Blow Waterfront LLC, Owner  
 Melodi Harmon, Member  
 Elahe Shahsavari #10401712, Manager  
 Vivian J. Lopez #11002178, Manager  
**CONTINUE**

**Investigative Supervisor Irma Telles stated regarding this case there has been an update and that Elahe Shahsavari license no. 10401712 was not the manager nor has she worked there. Also, the entity is an LLC; and will need to retain legal representation.**

6. 96208 Tucson College of Beauty #CSL44 **9:30 a.m.**  
 Transwest Properties Inc./Behind The Chair School of Design LLC, Owner  
 Michael J Hanson  
 Rochelle Car #90229186, Director  
**NEGOTIATED \$250/PAID**

7. 96239 Erica Mada #11102608, Licensee/Member **9:30 a.m.**  
 Erica Mada was sworn in and stated that she thought she had done all of her research and that she has a personal license and a business license and that she did not know she needed an establishment license and has since been licensed.

Inspector Cathy Bergeron testified that on September 4, 2020, she conducted an inspection of The Glam Room Beauty Bar located in Phoenix, Arizona, and found the following: Owner/Licensee Erica Mada was found operating at The Glam Room Beauty Bar an unlicensed establishment in a beauty mall.

**MOTION by Jenna Bentley for case no. 96239 to dismiss. MOTION SECONDED by Thomas Rough.**

**Roll Call:**

Vote	Gary Begley	Thomas Rough	Brandy Flores	Jenna Bentley	Amber Cepkauskas
Aye	x	x		x	x
Nay					
Recused					
Abstained					
Absent			x		

**MOTION CARRIED.**

8. 96247 Alba Salon #SCOS27354 **9:30 a.m.**  
 Albana Lika #11302430, Owner

**MOTION by Gary Begley to move case no. 96247 to Formal Hearing or in the Alternative Accept the Signed Consent Agreement Previously Offered by the Board. MOTION SECONDED by Thomas Rough.**

**Roll Call:**

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Vote	Gary Begley	Thomas Rough	Brandy Flores	Jenna Bentley	Amber Cepkauskas
Aye	x	x		x	x
Nay					
Recused					
Abstained					
Absent			x		

**MOTION CARRIED.**

9. 96254 King Nails #SNT19562 9:30 a.m.  
 Hanh K Tran #59900311, Owner  
**NEGOTIATED \$500/PAID**
10. 96255 Fantastic Sams #SCOS16167 9:30 a.m.  
 D&E Concepts LLC  
 Douglas Buchanan, Member  
 Elizabeth Buchanan, Member  
**CONTINUE**
11. 96260 Edlin J Samuels #31400502, Owner 9:30 a.m.  
**MOTION by Gary Begley to move case no. 96260 to Formal Hearing or in the Alternative  
 Accept the Signed Consent Agreement Previously Offered by the Board. MOTION SECONDED by  
 Thomas Rough.**

**Roll Call:**

Vote	Gary Begley	Thomas Rough	Brandy Flores	Jenna Bentley	Amber Cepkauskas
Aye	x	x		x	x
Nay					
Recused					
Abstained					
Absent			x		

**MOTION CARRIED.**

12. 96278 A La Moda Hair Salon #SCOS28831 9:30 a.m.  
 A La Moda Hair Salon LLC, Owner  
 Oyuque Bracamonte #11401523, Member  
 Monica Hernandez #10602038, Member  
**NEGOTIATED \$250**
13. 96283 New York Nails LLC #SNT16930 9:30 a.m.  
 New York Nails LLC, Owner  
 Tuyphuong Thi Truong #10700881, Member  
**NEGOTIATED \$500**
14. 96285 & Tammy Nails Salon Pro Nails #SCOS27154 9:30 a.m.  
**NEGOTIATED \$250/PAID**  
 96350 Hiep V Nguyen #50200167, Owner/Manager

**NEGOTIATED TO TAKE BOARD CLASS/COMPLETED**

15. 96309 & Elegance Nails & Spa LLC #SCOS30742 9:30 a.m.  
Elegance Nails & Spa LLC, Owner  
**NEGOTIATED \$250/PAID**  
96351 Jady Ho #11402428, Member  
**NEGOTIATED TO TAKE BOARD CLASS/COMPLETED**
16. 96323 JLen Spa LLC #SCOS30329 9:30 a.m.  
JLen LLC, Owner  
Sreylen Deflorimonte #'s 31300033 & 51500361, Member/Manager  
**NEGOTIATED \$250/12-MONTH PROBATION/1<sup>st</sup> PAYMENT SUBMITTED**

**STEP 3: HEARINGS**

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

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

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

**A. Review, Discussion and Possible Action on Appeal from a Denial of Application.**

None

**B. Review, Discussion and Possible Action on Motion to Deem A.R.S. § 32-573 (E).**

1. 94976 Chin Thi Nguyen #18600384, Licensee 9:15 a.m.  
Assistant Attorney General, Mona Baskin, appeared representing the State in this matter and Mary Williams, Assistant Attorney General appeared providing independent legal advice to the Board on this matter.  
Licensee was not present.  
Assistant Attorney General, Mona Baskin stated that a Complaint and Notice of Hearing was issued in this case, the licensee was properly noticed and the first-class mail has not been returned to the Board and is presumed to have been delivered. To date, the Board has not received any communication from Respondent. On behalf of the State the State respectfully requests that the Board grant the Motion to Deem Allegations Admitted, adopt the Findings of Facts and Conclusions of Law in the complaint, regarding discipline the State would recommend revocation of the license and stay the revocation for 6-months and cost and fees per A.R.S. § 32-573 (G). Should the licensee not comply with the \$250 civil penalty within 6-months the license would be revoked.

**MOTION by Thomas Rough to grant State's Motion to Deem Allegations Admitted.  
MOTION SECONDED by Amber Cepkauskas.**

**Roll Call:**

Vote	Gary Begley	Thomas Rough	Brandy Flores	Jenna Bentley	Amber Cepkauskas
Aye	x	x		x	x
Nay					
Recused					
Abstained					
Absent			x		

**MOTION CARRIED.**

**MOTION by Thomas Rough to adopt the factual allegations in the Complaint and Notice of Hearing as Findings of Facts and the alleged violations in the Complaint and Notice of Hearing as Conclusions of Law. MOTION SECONDED by Amber Cepkauskas.**

**Roll Call:**

Vote	Gary Begley	Thomas Rough	Brandy Flores	Jenna Bentley	Amber Cepkauskas
Aye	x	x		x	x
Nay					
Recused					
Abstained					
Absent			x		

**MOTION CARRIED.**

**MOTION by Thomas Rough for case no. 94976 to impose the following discipline as our Order in this matter to revoke license and stay the revocation for 6-months and cost and fees per A.R.S. § 32-573 (G). Should the licensee not comply with the \$250 civil penalty within 6-months the license would be revoked. MOTION SECONDED by Amber Cepkauskas.**

**Roll Call:**

Vote	Gary Begley	Thomas Rough	Brandy Flores	Jenna Bentley	Amber Cepkauskas
Aye	x	x		x	x
Nay					
Recused					
Abstained					
Absent			x		

**MOTION CARRIED.**

2. 95199                                      Andrea Pottinger #10700270, Licensee **(Settled)**                                      **9:15 a.m.**  
 Assistant Attorney General, Mona Baskin, appeared representing the State in this matter.  
 Assistant Attorney General, Mona Baskin stated that the licensee has entered into the consent agreement previously offered to the licensee and therefore the State would withdraw their motion to deem allegations admitted because the disciplinary case has been resolved.

**C. Report, Review, Discussion and Possible Action on Update Regarding Consent Agreement for 6-Month Terms of Probation.**

1. 95860/95861                                      Lux's Nails Spa #'s SNT18799 & SAES21138  
 Lux's Nails Spa LLC, Owner  
 Phuong Vo #50100238, Manager/Member  
 Andy Ngoc Nguyen #50700401, Licensee  
**Investigative Supervisor Irma Telles stated that the establishment has come into compliance and the 6-month terms of probation end February 2021.**

**D. Report, Discussion and Possible Action on Opening a Complaint Pursuant to A.R.S. § 32-572 (A) (2) (B) (C) (D) and A.R.S. § 32-573 (A).**

None

**E. Review, Discussion and Possible Action on Cases Pending Formal Hearing and Issues Related to Service of the Board Complaint Pursuant to A.R.S. § 41-1092.04.**

1. 94977                                      Hai T. Collard #17820124                                      **9:15 a.m.**  
 Mona Baskin Assistant Attorney General stated that the Board issued the complaint on September 30, 2020, to the address on file with the Board however the licensee never received the complaint and therefore was not properly noticed. Staff made every effort to contact licensee.  
 Mona Baskin stated the Board may consider these options. To notice by personal service or publication and the Board may consider to administratively close the case and reissue the complaint in the event the licensee contacts the board or renews their license.

**MOTION by Gary Begley for case no. 94977 to administratively close the case until the licensee contacts the Board and/or renews their license and then reissue the complaint. MOTION SECONDED by Thomas Rough.**

**Roll Call:**

Vote	Gary Begley	Thomas Rough	Brandy Flores	Jenna Bentley	Amber Cepkauskas
Aye	x	x		x	x
Nay					
Recused					
Abstained					
Absent			x		

**MOTION CARRIED.**

**F. Review, Discussion, and Possible Action to Amend Allegations of Statutory and Rule Violations in a Matter Moved to Formal Hearing.**

None

**G. Formal Hearing Pursuant to A.R.S. § 32-573 (D) or in the Alternative Accept Signed Consent Agreement for Voluntary Revocation of License Pursuant to A.R.S. § 32-573 (E).**

None

**H. Review, Discussion and Reconsideration on Denial of Application and Possible Action on Opening an Investigation Pursuant to A.R.S. § 32-571 (A) (1).**

None

**I. Review, Discussion and Possible Action on Request for Extension of Time to Comply with the Board Order.**

None

**J. Review, Consideration and Possible Action on Motions for Rehearing/Review A.R.S. § 41-1092.09 and A.A.C. R4-10-115**

None

**K. Report, Discussion and Possible Action on Non-Compliance with Consent Agreement Pursuant to A.R.S. § 32-572 (A) (9).**

None

**ADJOURNMENT**

**MOTION by Jenna Bentley to adjourn the meeting at 10:18 a.m. MOTION SECONDED by Thomas Rough.**

**Roll Call:**

<b>Vote</b>	<b>Gary Begley</b>	<b>Thomas Rough</b>	<b>Brandy Flores</b>	<b>Jenna Bentley</b>	<b>Amber Cepkauskas</b>
<b>Aye</b>	<b>x</b>	<b>x</b>		<b>x</b>	<b>x</b>
<b>Nay</b>					
<b>Recused</b>					
<b>Abstained</b>					
<b>Absent</b>			<b>x</b>		

**MOTION CARRIED.**



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