



Arizona State
Board of Cosmetology

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ARIZONA STATE BOARD OF COSMETOLOGY MEETING MINUTES
January 15, 2016, 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
Tammy L Acton
Melissa C Porter
Martha P Ramsey - Absent

BOARD BUSINESS

1. Discussion, Consideration and Possible Action on Approval of Regular Board Minutes of December 11, 2015.

MOTION by Tammy Acton to approve minutes as written. MOTION
SECONDED by Jessica Rainbow. MOTION CARRIED.

2. Declaration of Conflict of Interest.

None.

3. Discussion, Consideration and Possible Action on Administering Licensing Exam in Languages in Addition to English.

Board Members discussed administering licensing exam in languages in addition to English and will move this to a Rules Committee for further research.

4. Discussion, Consideration and Possible Action on Proposed Legislation for 2016 Legislative Session . House Bill 2035.

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

- Removing Public Educator Member and Adding Second Public 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+

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

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

Jessica Rainbow reported that HB 2035 has been dropped and House Speaker David Gowan introduced the bill.

Executive Director Donna Aune summarized the bill and stated the following: for Age Limit for Proof of Education Requirement, this will change the requirement back to twenty-four years of age where applicants who are 24 years of age will not have to submit proof of education as well. For Board Membership-the Board is proposing to have two Public Members instead of one. For Aestheticians and Cosmetologists using laser, the Board is proposing that they be allowed to perform certain services under Indirect Supervision.

5. Discussion, Consideration and Possible Action on Appointment of Member to Rules Committee.

Board Members discussed appointment of Member to Rules Committee and will move forward to next month.

6. Discussion, Consideration and Possible Action on Honoring Former Board Members.

Board Member discussed honoring former Board Members.

MOTION by Karla Clodfelter for a six-year two term recognition plaque honoring former Board Members. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

7. Cosmetology Students on Field Trip.

- Questions and answers regarding Board authority and process

Students from Imaj Institute were in Attendance.

EXECUTIVE DIRECTOR'S REPORT

1. Report and Discussion on Agency Departments.

- Financial
- Personnel and Board Appointments
- Licensing
- Information Technology

Executive Director Donna Aune introduced Charlie Phan our new Board Member, and congratulated Melissa Porter on her reappointment, we are thrilled to have her back with us.

Executive Director Donna Aune reported that Barry Wong the new Director of Equal Employment Opportunity visited our agency, we had a report due it has been sent into the Governor's Office.

Compliance Supervisor Joanne Ayotte, introduced our new Inspector Trisha Petrak, she is a licensed cosmetologist/instructor, she is in training and doing a great job and we are very happy to have her.

Theresa Bunch gave a presentation of our new addition to our website %license verification closed complaints+

2. Summary of Current Events.

See above.

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

90164 Cynthia D Hayes *(Pursuant to A.R.S. §32-511(2)/A.A.C. R4-10-104(B) (1) - Deny application for examination - does not qualify)*

MOTION by Karla Clodfelter to deny application for examination does not qualify – educational requirements. A.R.S. § 32-511(2)/A.A.C. R4-10-104 (B)(1). MOTION SECONDED by Tammy Acton. MOTION CARRIED.

90165 Sheyla Lopez *(Deny & accept w/\$250 negotiation terms; working prior to licensure)*

90166 Nahreen Tahlia Jahann *(Deny & accept w/\$250 negotiation terms; working prior to licensure)*

90184 Krista Boatman *(Deny & accept w/\$250 negotiation terms; working prior to licensure)*

90185 Paola Paez *(Deny & accept w/\$250 negotiation terms; working prior to licensure)*

90190 Reny Alvarado *(Deny & accept w/\$250 negotiation terms; working prior to licensure)*

MOTION by Tammy Acton to deny and accept with negotiation terms. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

B. Recommend Dismissals

MOTION by Karla Clodfelter to accept staff recommendations for all those listed below Step 1 B & C. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

89296 Top Nail #SCOS23267 *(Found no evidence to support allegations)*

Michelle Chan Ta #11001093, Owner

89503 A Touch of Class Salon & Boutique #SCOS23720 *(Insufficient evidence)*

Heather Cunningham #10802097, Owner

89891 Wilma Maldonado Mejias, Unlicensed *(Found no evidence to support allegations)*

89933 Scottsdale Beauty Bar LLC #SCOS25017 *(Client satisfaction)*

Scottsdale Beauty Bar LLC., Owner

Rebecca Valcik #10601500, Member/Manager

89953 Stephanie Dom, Unlicensed *(No evidence to support allegations)*

89965 Best Clips #SCOS24542 *(Found no evidence of unlicensed operators)*

Enrique Salinas #19800136, Owner

89966 Best Clips #SCOS23443 *(Found no evidence of unlicensed operators)*

Enrique Salinas #19800136, Owner

89973 Maria Barber Shop #SCOS14802 *(Found no evidence of incompetence/malpractice)*

Maria Del Rosario Curiel, #19700669 Owner/Manager

90020 Jodi Jolley, Unlicensed *(Found no activity at said location)*

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	Anna Rivas #11500092	
90056 &	Kristen Tate #31300815	<i>(No longer employed with the business – Re: 90052-90055)</i>
90057	Kim Parmly #30500263	<i>(No longer employed with the business – Re: 90052-90055)</i>
90093	Royal Styles and Cuts #SCOS24837	<i>(Settled between parties)</i>
	Sondra Richardson #11100167, Owner	
	Angela Stewart #1070053, Licensee	
90060	Katie Gill #11501370	<i>(No evidence to support allegations)</i>
90061	Keri Lee, Unlicensed	<i>(No evidence of unlicensed activity)</i>
90108/90109	Zen Nails #SNT18219 & SAES19304	<i>(Current establishment licenses displayed)</i>
	Thuy Trang thi Nguyen #50800701, Owner	
90146	Bangz Art & Hair Salon LTD #SCOS22897	<i>(Settled between parties)</i>
	Bangz Art & Hair Salon Ltd., Owner	
	Jamie L Rankin #18701643, President/Manager	
90155	Kim H Schorsch #50114449	<i>(Said location is licensed #SCOS19129)</i>

C. Recommend Letter of Concern

See above motion.

90071	Deborah A Liska #59100395	<i>(Attempt to practice nail technology out of home)</i>
90159	Steele Gorgeous #SCOS21921	<i>(Delinquent establishment license)</i>
	Rory A Steele #19900276, Owner/Manager	
90179	Madison Avenue International Salon & Day Spa #SCOS17686	<i>(2/23 licensees with sanitation violations & advertising differently)</i>
	Madison Avenue International Salon & Day Spa Inc, Owner	
	Sean Larusso, President	
	Deborah A Larusso #19400899, Secretary	
	Priscilla Youtsey #10020571, Manager	
90180/90181	Chic Nails & Spa LLC #SNT17787 & SAES18609	<i>(No first-aid kit)</i>
	Chic Nails & Spa LLC, Owner	
	Natalie Nga Truong #59700129 & 30500515, Member/Manager	
	Yen Ngoc Lam, LLC Manager	
90197/90198	Tina Cactus Nails #SNT18120 & SAES19143	<i>(Advertising differently)</i>
	Huong Huynh #50600257 & 31500952, Owner/Manager	
90199	J Cal Barber Shop & Salon #SCOS22660	<i>(Delinquent establishment license)</i>
	J Cal LLC, Owner	
	Jaclyn McClymonds, Manager	
90203	King of Cuts #SCOS24040	<i>(Delinquent establishment license)</i>
	Eric Belcher #10600197, Owner/Manager	

D. Recommend Informal Interview or Negotiation Terms

MOTION by Tammy Acton to accept staff recommendations for all those listed below under Step 1. D. MOTION SECONDED by Jessica Rainbow. MOTION CARRIED.

1. 89871 World of Beauty by Patty LLC #SCOS25189
 World of Beauty by Patty LLC, Owner
 Patricia Lopez, Member
 Blanca P Lopez, Member
 Continue for further investigation, see motion above.
2. 89875 Michelle Y Cesena #30022708, Licensee
 Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
3. 89990 Nicolette Nelson, #31300224, Licensee

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- Offer a consent agreement to assess \$50.00 civil penalty and Board costs, see motion above.
4. 90036 Damage Beauty College Avondale #CSL162
Damage Beauty College LLC, Owner
Luz Jaime #90600042 & 10500314, Member/Director
Offer a consent agreement to assess \$1,000.00 civil penalty and Board costs, see motion above.
Gladys A Melgar #91400016 & 11102676, Instructor-in-Charge
Offer a consent agreement to assess \$100.00 civil penalty and Board costs and for Instructor-in-Charge Gladys A. Melgar to attend the Infection Protection/Law Review class given by the Board, see motion above.
5. 90052 & Lisa Anne De Santo #19601234, Licensee
Offer a consent agreement to assess \$50.00 civil penalty and Board costs, see motion above.
- 90053 & Nichole Rhode #31400047, Licensee
Offer a consent agreement to assess \$50.00 civil penalty and Board costs, see motion above.
- 90054 & Debra Luciano #39500078, Licensee
Offer a consent agreement to assess \$50.00 civil penalty and Board costs, see motion above.
- 90055 Melissa Ann Hermanson #31000521, Licensee
Offer a consent agreement to assess \$50.00 civil penalty and Board costs, see motion above.
6. 90066/90067 Xlent Nails and Spa #SNT17625 & SAES18395
Tracy Cuc Trinh, #50700880 & 30700774, Co-Owner
Chuong V Vo #51300635, Co-Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
7. 90072/90213 Oanh Kens Nail & Spa #SAES19044 & SNT18061
Oanh Kens Nails & Spa LLC, Owner
Oanh Hong Thi Huynh #5000052 & 30330751, Member
Tina Thi Nguyen #51300621 & 31400571, Manager
Le Nguyen #51200417, Licensee
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
8. 90073 Rojas Barber Shop #SCOS20169
Rosa N Rojas #10502195, Owner
Offer a consent agreement to assess \$1,000.00 civil penalty and Board costs, see motion above.
9. 90077/90078 Pink Lotus Nails & Spa LLC #SNT18124 & SAES19145
Anh Phuong Nguyen #10901295, Owner
Phuong Ngoc Hong #51500084, Licensee
Offer a consent agreement to assess \$35.00 restitution and for licensee Phuong Ngoc Hong to attend the Infection Protection/Law Review class given by the Board, see motion above.
10. 90090/90091 Regal Nail and Spa #SAES16493 & SNT16272
Minh Hung Cao #50100660, Owner
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, see motion above.
11. 90092 Canyon Falls Spa & Salon #SCOS15186
BW3 LLC, Owner
William R Schonscheck, Member/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
12. 90103 Dycami Beauty Salon #SCOS25385

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- Elena M Arrizon de Frausto, Owner
Offer a consent agreement to assess \$1,250.00 civil penalty and Board costs, see motion above.
13. 90105/90106 Cherry Beauty Nails #SNT11718 & SAES14997
Dung V Luong #50100330, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
14. 90124/90125 Casa de Nails #SNT15400 & SAES16117
Donald Van Truong #59600376, Owner
Offer a consent agreement to assess \$1,000.00 civil penalty and Board costs, \$27.00 restitution and for Owner Donald Van Truong to attend the Infection Protection/Law Review class given by the Board, see motion above.
Muoi T Ho #5030048, Licensee
Offer a consent agreement to assess \$100.00 civil penalty and Board costs and for licensee Muoi T. Ho to attend the Infection Protection/Law Review class given by the Board, see motion above.
Janson Lee Mai #50500220, Licensee
Offer a consent agreement to assess \$100.00 civil penalty and Board costs and for licensee Janson Lee Mai to attend the Infection Protection/Law Review class given by the Board, see motion above.
15. 90126/90127 STV Nails & Spa #SAES19247 & SNT18188
Duc Thai, Owner
Offer a consent agreement to assess \$1,250.00 civil penalty and Board costs, see motion above.
16. 90128/90129 Huong C & A Nails and Spa #SNT17954 & SAES18869
Huong Nguyen Miller #50331195, Owner
Follow up with further investigation, see motion above.
17. 90147/90148 Mike Lee Nails #SNT17299 & SAES17875
Mike Lee Nails LLC, Owner
Le T Pham #50100625, Member/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs and for Member/Manager Le T. Pham attend the Infection Protection/Law Review class given by the Board, see motion above.
18. 90149/90150 Riley's Nails & Spa #SNT17898 & SAES18796
Vo Nguyen Tran #51405126, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
19. 90151 D & C Nails #SNT18130
Donald R Kopinski, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
20. 90152 Smartstyle #447 #SCOS22603
Minnesota Regis Corp, Owner
Dan Hanrahan, President
Steve Spiegel, Vice-President
Eric Bakken, Secretary
Alvin S Tsosie #10600075, Assistant Manager
Issue a Letter of Concern for one licensee with infection control violations and to add licensee Indira Dogic 10701845 to attend the Infection Protection/Law Review class given by the Board, see motion above.
21. 90153/90154 Du Nails #SNT12232 & SAES14211
Du Truong #59700316, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
22. 90157 Salon 1219 #SCOS21074

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- Salon 1219 LLC, Owner
Dominique A Martinez #10125991, Member/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
23. 90158 Beauty Nook #SCOS18823
Beatitudes Campus, Owner
Peggy Mullan, President
Scott Wynn, COO
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
24. 90160 Supercuts #SCOS6011
Supercuts Corp Shops Inc, Owner
Dan Hanrahan, President
Steve Spiegel, Vice-President
Eric Bakken, Secretary
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
25. 90178 Desert Foothills Nails & Spa #SNT18039
Morning Rain Inc, Owner
Ly Thi Nguyen #51405238, Director
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
26. 90182 Ish Salon #SCOS15412
David Anthony Salon LLC, Owner
David A Leslie #18428124, Member
Frank Daly #19700833, Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
27. 90183 Ayesha M Dalton #30700615, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
28. 90188 Kelly Walker #19601164, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
29. 90200 Shokufeh Eshani #19200673, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
30. 90202 Monique H Sullivan #10200629, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
31. 90204 A Personal Touch by Maria #SCOS18375
Maria J Lopez #19100177 & 30400437, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
32. 90205 Lacey K Brown #10200739, Owner/Manager
Offer a consent agreement to assess \$2,000.00 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. 89307 Tuan El Bella Day Spa #SCOS17357 **10:00 a.m.**
Anh Tuan Huang Pham, Owner
No Show from December 8 Board Meeting
Anh Tuan Huang Pham along with Samantha Pham Nguyen appeared, were sworn in and stated and Samantha Pham Nguyen stated she knows that the licenses need to be posted, and stated she had a meeting with her staff and that everything has been fixed. Anh Tuan Huang Pham stated they were using up the old business cards and that he had spoken to the last person about this and was told it was ok. Investigator Amber Moore testified that licenses were in drawers and not posted, soiled brushed in dry storage and Owner was not able to indicate proper blood spill procedure.
MOTION by Karla Clodfelter to move that for case no. 89307 all alleged violations cited in the Investigation Report have been shown. MOTION SECONDED by Tammy Acton. MOTION CARRIED.
SUBSTANTIATED VIOLATIONS
A.R.S. § 32-541 (B)/A.A.C. R4-10-112 (C)(1)(2)(E)(7)(F) Infection Control/Safety Standards
A.A.C. R4-10-111 (A) Advertising shall be the same name as the name of the establishment license issued by the Board
A.R.S. § 32-543.2/A.A.C. R4-10-111 (C)/A.A.C. R4-10-113 (A)(1) Display of License
A.R.S. § 32-574 (A)(9) Unlawful Acts; Violations; Classifications
HISTORY
87004 . 10/18/13 . Consent Agreement/\$500/Civil Penalty . Inactive-unlicensed Individual/Delinquent Establishment License/Health & Safety
MOTION by Melissa Porter to move that for case no. 89307 we should impose the following discipline and to maintain Consent Agreement terms previously offered to the Licensee. MOTION SECONDED by Tammy Acton. MOTION CARRIED.
2. 89757 @Lash #SCOS21737 **10:00 a.m.**
At Lash LLC, Owner
Theresa Fuentes #19500934, Member
Continued from December 8 Board Meeting
No Show; to formal hearing
3. 89848/89849 & Laveen Nails & Day Spa #SAES18817 & SNT17918 **10:00 a.m.**
Laveen Nails & Day Spa JP LLC, Owner
90098/90099 & Julie Pham #50116478 & 30400567, Member
No Show; to formal hearing
90100 Tu V Tran #59800153
Continued from December 8 Board Meeting
Tu V. Tran appeared was sworn in and stated he was not the owner of the salon at the time of the complaint and now no longer owes the salon. Investigator Amber Moore testified that at the time of the complaint the ownership was under Julie Pham and she has since moved to Texas and the office has received an affidavit that Tu V. Tran no longer owes the salon. Compliance Supervisor Joanne Ayotte testified that Tu V. Tran never legally owed the salon.
MOTION by Karla Clodfelter to rescind the Infection Protection/Law Review class assessed against Tu V. Tran and to dismiss due to no violation found. MOTION SECONDED by Tammy Acton. MOTION CARRIED.
4. 89882 ZA Nails #SNT17552 **10:00 a.m.**
Hoa C Giang #51300215, Owner

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Continued from December 8 Board Meeting
NEGOTIATED \$2,000.00/

- | | | | |
|-----|-------------|--|-------------------|
| 5. | 89887/89978 | A Cindy Nail & Spa # SNT17094 & SAES17572
Kathy Ngo # 50700720 & 31200694, Owner
Continued from December Board Meeting
NEGOTIATED \$250/PAID | 10:00 a.m. |
| 6. | 89960 | Brow Studio Professional Makeup #SCOS22669
Brow Studio LLC, Owner
Kristina Qadri, Member
Continued from December Board Meeting
NEGOTIATED \$1,000.00/6-Month Probation | 10:00 a.m. |
| 7. | 89968 | MK Nova #SCOS24551
New Fashion by Bertein LLC., Owner
Basil Nona, Member
No Show; to formal hearing | 10:00 a.m. |
| 8. | 89974/89975 | Adiva Nails # SNT17071 & SAES17549
Thanh Chu #10100221, Owner
NEGOTIATED \$500/PAID | 10:00 a.m. |
| 9. | 89977 | Nu Image Salon & Spa #SCOS24063
Susanna Spector, Co-Owner
Paul Hipworth, Co-Owner
NEGOTIATED \$250/6-MONTH PROBATION/1ST PAYMENT SUBMITTED | 10:00 a.m. |
| 10 | 89983 | Color Bar Salon #SCOS14893
Color Bar Salon LLC, Owner
Judy A Loucks-Murphy #10100799, Member/Manager
Wendy M Seifert #19700456, Member/Manager
Marilyn D Cloward #10400786, Member/Manager
NEGOTIATED \$250/ | 10:00 a.m. |
| 11. | 89984/89985 | Tango Nails # SNT14418 & SAES14388
The Tran, Owner | 10:00 a.m. |

The Tran appeared was sworn in and stated Heidi Tran had moved to California a long time ago and did not clean out everything, the pumice stone belongs to a client, the wet disinfectant is in the nail station drawers, the stick in the wax pot was because a licensee had a client and forgot to remove the stick. The Tran explained procedure for cleaning the pedicure spas and stated they use Cascade dishwasher detergent at the end of every night. Inspector Takejah Lambert testified to an unlicensed individual, the reuse of pumice stones, no wet disinfectant set up at the time of inspection, double dipping of product and not properly disinfecting pedicure spas using Cascade.

MOTION by Karla Clodfelter to move that for case nos. 89984 & 89985 all alleged violations cited in the complaint summary have been shown. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

- A.R.S. § 32-574 (A)(1)(2)(4) Unlicensed Individual
- A.R.S. § 32-518 (D) Inactive Personal License
- A.R.S. § 32-541 (B)/A.A.C. R4-10-112 (A)(4)(5)(6)(E)(1)(7)(L)(3)(4)(G) Infection Control/Safety Standards
- A.R.S. § 32-574 (A) (9) Unlawful Acts; Violations; Classifications

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HISTORY

86616 (SNT14418) . 2/26/13 . Letter of Concern . Delinquent Personal License
87987 & 89107 . 4/30/14 . Consent Agreement/\$250 Civil Penalty . Unlicensed
Establishment

MOTION by Karla Clodfelter to move that for case nos. 89984 & 89985, 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 The Tran to attend the Infection
Protection/Law Review class given by the Board. MOTION SECONDED by Melissa Porter.
MOTION CARRIED.

12. 89986 Super Cuts #SCOS19561 **10:00 a.m.**
HF Consulting LLC, Owner
Michael Hanson, Member
No Show; to formal hearing
13. 89987 Cynthia Rodriguez #10332468 **10:00 a.m.**
NEGOTIATED \$500/6-MONTH PROBATION/1st PAYMENT SUBMITTED
14. 89988 Botanicals Salon & Spa #SCOS16638 **10:00 a.m.**
Botanicals Salon & Spa LLC, Owner
Patricia K Welch #10225714, Member
Tara Marie Romero #10401101, Manager
NEGOTIATED \$250/
15. 89989 Perfect Look #113 #SCOS11713 **10:00 a.m.**
Beauty Management LLC, Owner
Michael Clark, President
Jack Holewa, Vice-President
NEGOTIATED \$500/
16. 89997 Procuts #SCOS15339 **10:00 a.m.**
Epoch Enterprises
Chris Serrano, President/Director
Nathan Serrano, Member
NEGOTIATED \$250/PAID
17. 90001/90002 Thanh Lan Thi Le #~~cs~~ 50600776 & 30900552 **10:00 a.m.**
NEGOTIATED \$750/PAID
18. 90010 Shokufeh Eshani #19200673, Owner **10:00 a.m.**
NEGOTIATED \$250
19. 90011 Notorious Hair and Nails #SCOS23601 **10:00 a.m.**
Manuel G Romero, Owner
Compliance Supervisor Joanne Ayotte asked the Board if they would rescind prior
Consent Agreement and dismiss due to lack of evidence.
MOTION by Karla Clodfelter to rescind prior Consent Agreement and dismiss due to
lack of evidence. MOTION SECONDED by Tammy Acton. MOTION CARRIED.
20. 90012/90013 & Regal Nails #2113 #~~cs~~ SNT15972 & SAES16088 **10:00 a.m.**
NEGOTIATED \$500/PAID
90173/90174 & Ut Van Thai #~~cs~~ 11400055 & 50000241, Owner
NEGOTIATED TO ATTEND 1/25/16 BOARD CLASS/PAID
90175 Dam Thai Linh Tran #51100087, Licensee

NEGOTIATED TO ATTEND 1/25/16 BOARD CLASS/PAID

21. 90026/90027 Amy Nails LLC #SNT18049 & SAES19027 **10:00 a.m.**
Amy Nails LLC, Owner
Ha Thi Ta #S 51200680 & 31500775, Member/Manager
Ha Thi Ta and Hong Bui translator appeared were sworn in and Hong Bui stated that Ha Thi Ta understands and she accepts responsibility and has taken care of everything. Inspector Takejah Lambert testified that salon was not properly disinfecting pedicure spas, clean implements not in dry storage and large wet disinfectant was uncovered.

MOTION by Jessica Rainbow to move that for case nos. 90026 & 90027 all alleged violations cited in the complaint summary have been shown. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

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

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

STAFF REPORTED NO HISTORY

MOTION by Jessica Rainbow to move that for case nos. 90026 & 90027, we should impose the following discipline and to maintain the Consent Agreement previously offered to the Licensee. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

22. 90028/90029 & Pro Nails by Andy #SNT17796 & SAES18626 **10:00 a.m.**
90176 **NEGOTIATED \$500/6-MONTH PROBATION**
Andy N Nguyen #50700701, Owner/Manager
NEGOTIATED TO ATTEND BOARD CLASS
23. 90031 Voluptuous Nails & Spa LLC #SCOS25276 **10:00 a.m.**
Voluptuous Nails & Spa LLC, Owner
Gricela Garcia, Member
No Show; to formal hearing
24. 90033 Aesthetics Institute & Laser Sciences #ASL36 **10:00 a.m.**
Fernando Gonzalez, Owner/Director
Isabel C Calleros #99200002, Instructor in Charge
NEGOTIATED
25. 90035 Jeretta Hair Care Center #SCOS22114 **10:00 a.m.**
Jeretta S Douglas #16204544, Owner/Manager
NEGOTIATED \$250
26. 90043 Marios Hair Co #SCOS9444 **10:00 a.m.**
Young Generation Co, Owner
Angel Young #18327540, President
Sandra K Douglas #19800473, Manager
NEGOTIATED \$250/6-MONTH PROBATION
27. 90045 Sol Beauty #SCOS23248 **10:00 a.m.**
Chloe Zungia #S 50800632 & 30400040, Owner/Manager
NEGOTIATED \$750/PAID
28. 90046 Regal Nails by Hue #SNT17077 **10:00 a.m.**
Hue Bach Lai #S 50401250 & 31200481, Owner
No Show; to formal hearing

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29. 90058 Island Nails & Spa #~~q~~ SNT17469 & SAES18137 10:00 a.m.
Phu Le, Owner
Kim Thanh Nguyen #~~q~~ 51000237 & 31000274, Manager
CONTINUED

30. 90047/90048 ~~W~~R+Nails & Spa #~~q~~ SNT15728 & SAES15797 10:00 a.m.
Tina Tu An Huynh #~~q~~ 50400982 & 30600652, Owner
NEGOTIATED \$750

31. 90080 Magic Touch Beauty Salon #SCOS21316 10:00 a.m.
Ramona Cisneros #18326619, Owner
NEGOTIATED \$250/

32. 90081 ~~D~~amage Beauty College Avondale #CSL162 10:00 a.m.
~~D~~amage Beauty College LLC, Owner
Luz Jaime #~~q~~ 90600042 & 10500314, Member/Director
Gladys A Melgar #~~q~~ 91400016 & 11102676, Instructor-in-Charge

Luz Jaime was sworn in and stated she had a high frequency machine and the inspector saw it, she stated she sent in required documents via e-mail and confirmed they were sent and made numerous phone calls and was put on hold. Investigator Amber Moore testified that there was no high frequency, student files with no proof of education, one document did come in however, it was in Spanish without translation, and no itemized price list for student kit. Compliance Supervisor Joanne Ayotte testified that we have received proof of education and the itemized price list and the only deficiency is for one student for proof of education which needs to be translated and document showing name change as the name does not match.

MOTION by Gary Begley to continue case no. 90081 to next month to provide the proper documents. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

33. 90082/90083 Belle Nails #~~q~~ SNT18156 & SAES19202 10:00 a.m.
Phuong D Nguyen, Owner
NEGOTIATED \$250/PAID

34. 90084 Deborah Marie Henson #11401121 10:00 a.m.
NEGOTIATED \$50

35. 90087/90088 Hi-Tech Nails #~~q~~ SNT17513 & SAES18200 10:00 a.m.
Nga Thi Nguyen #51300284, Owner/Manager
NEGOTIATED \$500/

36. 90094/90095 Angel Nails by Ann #~~q~~ SNT18135 & SAES19155 10:00 a.m.
Nghia Phan #50501508, Owner
Van Anh T Luong #~~q~~ 50500507 & 30600848, Manager

Van Anh Luong was sworn in and stated she was busy and her kids were in the back and found a pumice stone on the floor and picked it up and put it in the sanitizer. Van Anh Luong stated that the salon was bought in July and the inspection sheet belonged to the old owner and the sign company and landlord are waiting on a permit for the outside sign. Inspector Takejah Lambert testified to the reuse of pumice stones, advertising differently, last inspection sheet not posted and IFP guidelines not posted.

MOTION by Karla Clodfelter to move that for case no~~q~~. 90094 & 90095 all alleged violations cited in the complaint summary have been shown except A.R.S. § 32-543.3/A.A.C. R4-10-113 (A)(1) and A.A.C. R4-10-111 (E). MOTION SECONDED by Melissa Porter. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-541 (B)/A.A.C. R4-10-112 (E)(1) Infection Control/Safety Standards
A.A.C. R4-10-111 (A) Advertising Differently
A.R.S. § 32-574 (A) (9) Unlawful Acts; Violations; Classifications

STAFF REPORTED NO HISTORY

MOTION by Karla Clodfelter to move that for case nos. 90094 & 90095, we should impose the following discipline and to maintain the Consent Agreement previously offered to the Licensee. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

37. 90096/90097 Regal Nails Salon & Spa #3241 #SNT17433 & SAES18086 **10:00 a.m.**
Phung Thi Ngoc Nguyen #50331188, Owner/Manager
NEGOTIATED \$500
38. 90113 Letha K Dixon #17921690 **10:00 a.m.**
No Show; to formal hearing
39. 90114 U. S. Nails Salon #SNT17438 **10:00 am,**
Hieu Thi Cao #S 50401393 & 30500516, Owner/Manager
NEGOTIATED \$250/PAID
40. 90115/90116 Vina Nails #S SNT16042 & SAES16226 **10:00 a.m.**
Hay Thi Be Nguyen #50400274, Owner
NEGOTIATED \$500/6
41. 90117/90118 Da-Vi Nails #1533 #S SNT16317 & SAES16551 **10:00 a.m.**
Viet Hong Vo #50700166, Owner/Manager
NEGOTIATED \$500/PAID
42. 90119 Great Clips #1503 #SCOS16253 **10:00 a.m.**
Bella Hair LLC, Owner
Tino Rigio, Member
Diane Rigio, Member
NEGOTIATED \$500/PAID
43. 90120 Uni Nails of Glendale #SNT15489 **10:00 a.m.**
Dong Van Nguyen #10332076, Owner/Manager

Dong Van Nguyen was sworn in and stated he has one customer she is an old lady and she is scared of metal and the inspector came in. Dong Van Nguyen stated he only uses it on her and next time he will explain to his customer she needs to take it home and do it herself. Inspector Takejah Lambert testified to the reuse of pedicure pumice stones.

MOTION by Karla Clodfelter to move that for case no. 90120 all alleged violations cited in the complaint summary have been shown. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-541 (B)/A.A.C. R4-10-112 (E)(1) Infection Control/Safety Standards
A.R.S. § 32-574 (A) (9) Unlawful Acts; Violations; Classifications

HISTORY

85679 . 10/15/12 . Consent Agreement/\$500 Civil Penalty . Unlicensed Establishment

MOTION by Karla Clodfelter to move that for case no. 90120, to impose the following discipline and to Board Order Owner/Manager Dong Van Nguyen to attend the Infection Protection/Law Review class within three months. The investigative findings on or about October 28, 2015, Board Inspector found the reuse of pedicure pumice stones which

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is a violation of statute A.R.S. § 32-541 (B)/A.A.C. R4-10-112 (E)(1). MOTION SECONDED by Melissa Porter. MOTION CARRIED.

44. 90121/90122 LaBelle Nails & Spa Salon #SNT16932 & SAES17354 **10:00 a.m.**
Michael Truong #50600003, Owner/Manager
NEGOTIATED \$250/PAID
45. 90123 The Skin & Makeup Institute of Arizona #ASL35 **10:00 a.m.**
TJ Bryant Inc, Owner
Thomas Bryant, Co-Director
Mary Bryant, Co-Director
Jacqueline Bryant #71100005, Instructor-in-Charge
NEGOTIATED \$500/PAID
46. 90130/90131 & Vicky DeNero #S 59300132 & 31100559, Owner **10:00 a.m.**
90133 & Lindsay Cavola #11001071, Licensee
Vicky DeNero and Lindsay Cavola were sworn in Vicky DeNero stated she messed up when she moved to another suite, has her application to apply for a new salon license and new suite number and Uliana no longer works with us, she was doing lashes and was not licensed. Lindsay Cavola stated she is an intendent contractor and this was her mistake and thought she could advertise herself and immediately threw them away. Investigator Amber Moore testified that there was an establishment license posted however, it was for a different location, licenses not displayed, photo copy of a license, advertising differently and advertising eyelash extensions with no license information and the adhesive method was unable to be determined.

MOTION by Karla Clodfelter to move that for case nos. 90130, 90131 & 90133 all alleged violations cited in the Investigation Report have been shown. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-574 (A)(5)(8) Practice or attempt to practice cosmetology, aesthetics or nail technology in any place other than in a salon licensed & operate a salon or school without being licensed.

A.A.C. R4-10-111 (A) Advertising differently than salon name %Hair Extensions of Scottsdale+
A.R.S. § 32-574 (A)(1)(2) Perform or attempt to perform cosmetology or hold oneself as a cosmetologist %Uliana Ivanova+

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

STAFF REPORTED NO HISTORY

MOTION by Karla Clodfelter to move that for case nos. 90130 & 90131 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 Vicky DeNero to attend the Infection Protection/Law Review class given by the Board within three months. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

MOTION by Karla Clodfelter to move that for case no. 90133 we should impose the following discipline and to issue a Letter of Concern to Licensee Lindsay Cavola for advertising differently. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

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

89186 Brandi K. Day #50123555 **9:45 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 Jessica Rainbow to grant the State's MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

MOTION by Jessica Rainbow 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 Tammy Acton. MOTION CARRIED.

MOTION by Jessica Rainbow to issue an Order of discipline to revoke personal license no. 50123555 and to impose civil penalties and costs of \$500.00 and that the agency recovers its total costs incurred for this case in an amount to be determined later by the agency. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

89263/89264 Style Nail Salon #SNT15133 & #SAES18093 **9:45 a.m.**
Donna Van Dang #50501400 & #30600624, Owner/Manager
Assistant Attorney General, Bridget Harrington, appeared representing the State.
Solicitor General, Christopher Munns, was available by telephone. Licensee did not appear.

MOTION by Melissa Porter to grant the State's MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

MOTION by Melissa Porter 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 Tammy Acton. MOTION CARRIED.

MOTION by Melissa Porter to issue an Order of discipline to revoke salon license nos. SNT15133 & SAES18093 to impose civil penalties and costs of \$500.00 and that the agency recovers its total costs incurred for this case in an amount to be determined later by the agency. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

89485 Diva Hair Salon #SCOS20421 **9:45 a.m.**
Martha Vasquez #10801293, Owner
Assistant Attorney General, Bridget Harrington, appeared representing the State.
Solicitor General, Christopher Munns, was available by telephone. Licensee did not appear.

MOTION by Melissa Porter to grant the State's MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

MOTION by Melissa Porter 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 Tammy Acton. MOTION CARRIED.

MOTION by Karla Clodfelter to rescind previous offer of voluntary revocation and to reinstate original Consent Agreement for \$500 civil penalty and Board costs and to also offer voluntary revocation of personal license. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

90058 Island Nails & Spa #~~q~~ SNT17469 & SAES18137
 Phu Le, Owner
 Kim Thanh Nguyen #~~q~~ 51000237 & 31000274, Manager

Compliance Supervisor Joanne Ayotte reported to the Board that this case involves a husband/wife and a divorce situation, Phu Le (husband) the owner who has moved back to his country where he is from. Kim Thanh Nguyen (wife), is asking to sign the Consent Agreement and pay the fine. She will be submitting a salon application.

MOTION by Karla Clodfelter to allow Kim Thanh Nguyen to sign Consent Agreement for Phu Le and pay civil penalty and Board costs. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

STATUS AND ADDITIONS TO AGENDA

For Board Information Only:

ADJOURN

MOTION by Gary Begley to adjourn the meeting at 12:12 p.m. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

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