

ARIZONA STATE BOARD OF COSMETOLOGY MEETING MINUTES

February 15, 2019 at 9:00 a.m.
1740 W Adams, Suite 4400, Boardroom A
Phoenix AZ 85007

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
Brandy B. Wells, Public Member
Jenna M Bentley, Public Member
Amber Cepkauskas, Cosmetologist
Vacant, Instructor
Vacant, Nail Technician

1. Call to Order

2. Pledge of Allegiance

3. Roll Call of Board Members

Gary Begley
Thomas Rough
Jenna Bentley
Amber Cepkauskas

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 Regular Board Minutes of December 7, 2018.

MOTION by Jenna Bentley to approve minutes as written. MOTION SECONDED by Thomas Rough.

Roll Call:

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

MOTION CARRIED.

2. Board Member Declaration of Conflict of Interest.

Amber Cepkauskas declared for 93069 under Step 1. B. of the Agenda, 93773 under Step 1. C. of the Agenda, 92813 & 94687 no. 4. and 93463 no. 16. under Step 1 D. of the Agenda.

3. Discussion, Consideration and Possible Action on Election of New Board Officers.

- Vice-Chairman – replacing former Board Member Karla Clodfelter

MOTION by Jenna Bentley to nominate Thomas Rough for Vice-Chairman of the Board. No other nominations for Vice-Chairman were made. Nominations were closed. MOTION SECONDED by Amber Cepkauskas.

Roll Call:

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

MOTION CARRIED.

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

- Vice-Chairman – replacing former Board Member Karla Clodfelter
- Member

CONTINUED

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

- Chairman – replacing former Board Member Karla Clodfelter

MOTION by Amber Cepkauskas to nominate Jenna Bentley for Chairman of the Legislation Committee. No other nominations for Chairman were made. Nominations were closed. MOTION SECONDED by Gary Begley.

Roll Call:

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

MOTION CARRIED.

- Member

MOTION by Gary Begley to nominate Amber Cepkauskas for Member of the Legislation Committee. No other nominations for Member were made. Nominations were closed. MOTION SECONDED by Jenna Bentley.

Roll Call:

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

MOTION CARRIED.

6. Update Regarding Rule Exemption Request Pursuant to Executive Order 2018-02 for Omnibus Board Rule Package.

Executive Director Kim Scoplitte stated that Emily Rajakovich Director of Boards and Commissions, emailed on December 21th, stating that “the request is being denied as it has been determined that the suggested rule changes do not fall under a moratorium exemption per Executive order 2018-02 and she would be happy to review any future rulemaking requests”.

Executive Director Kim Scoplitte stated that on December 26th, she emailed Emily Rajakovich regarding her response and stated to be clear that because the suggested rule changes were determined to not fall under the moratorium exemption per Executive Order

2018-02, could we discuss these changes with the Board members and or the rules committee.

Executive Director Kim Scoplitte stated that on February 5, 2019, Emily Rajakovich emailed and stated that “she wouldn’t be able to offer the legal advice on your ability to work with these groups” and suggested to work with attorneys at GRRC the Governor’s Regulatory Review Council about the process and where the board should begin in reviewing rules. Therefore, the agency has reached out to GRRC attorney Krishna Jhaveri and left a message.

7. Report and Discussion on Executive Order 2019-01, Moratorium on Rulemaking to Promote Job Creations and Customer-Service-Oriented Agencies; Protecting Consumers Against Fraudulent Activities.

Executive Director Kim Scoplitte stated that the new Executive Order 2019-01 continues with the Moratorium on Rulemaking to Promote Job Creations and Customer-Service Oriented Agencies, however what is new is Protecting Consumers against Unlicensed and Fraudulent Activities and this agency deals with both of these activities. This Executive Order states: A State agency subject to this Order and which issues occupational or professional licenses shall review the agency’s rules and practices related to receiving and acting on substantive complaints about unlicensed individuals who are allegedly holding themselves out as licensed professionals for financial gain and are knowingly or recklessly providing or attempting to provide regulated services which could cause immediate and/or significant harm to either the financial or physical health of unknowing consumers within the state. Agencies shall identify and execute on opportunities to improve its complaint intake process, documentation, tracking, enforcement actions and coordination with proper law enforcement channels to ensure those allegedly trying to defraud unsuspecting consumers and putting them at risk for immediate and/or significant harm to their financial or physical health are stopped and effectively diverted by the State agency to the proper law-enforcement agency for review. A written plan on the agency’s process shall be submitted to the Governor’s Office no later than May 31. 2019.

8. Report and Discussion of Proposed 2019 Legislation relating to the Arizona State Board of Cosmetology.

- SB 1287 Cosmetic Laser Procedures; Direct Supervision
- SB 1288 Hairstylists; Cosmetology Board; Schools
- SB 1328 Barbers; Cosmetologists; Licensure; Reciprocity; Apprenticeships
- SB 1401 Cosmetology; Licensing Exceptions
- HB 2031 Apprenticeships; Licensure; Licensing Authorities
- HB 2569 Occupational Licensing; Reciprocity

Gary Begley presented the Senate and House bills with updates to the Board members.

9. Report and Discussion on Laser Safety Officer (LSO) Pursuant to A.A.C. R12-1-1434.B.

Discussed Above on #8.

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

No Representatives, Schools or Students were in attendance.

EXECUTIVE DIRECTOR'S REPORT

1. Report and Discussion on Agency Departments.

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

Executive Director Kim Scoplitte stated that the agency had posted the accounting position and are currently reviewing resumes.

Executive Director Kim Scoplitte asked Megan Faust to give an update on the agency's scanning project.

Megan Faust stated that we have finished our first phase and started the second phase November 29, 2018. To date we have approximately 36,500 files available through the data base and ICM has collected 241 boxes, so we are moving forward.

2. Report and Discussion on 90/10 Executive Directors' Meeting held on February 12, 2019.

Executive Director Kim Scoplitte stated that she and Deputy Director Theresa Bunch attended the 90/10 Executive Directors' meeting and Emily Rajakocich, Director, of Boards and Commissions discussed the new Executive Order 2019-01 relating to the continuation of the rule moratorium and unlicensed individuals and that the agencies will need to provide a written plan on the agency's process regarding unlicensed individuals to the Governor's Office by May 31, 2019.

Adam Pena, from ADOA-ASET discussed the current cyber security projects and security services provider.

Margaret Whelan, Executive Director of Optometry Board gave an update on CLEAR webinar "Perspectives on Occupational Licensing Reform". Margaret Whelan stated that Virginia is part of a Regulatory Reduction Pilot Program which consists of 45 occupations and professions with the goal of 25% reduction by 2021.

3. Report on Professional Credential Services (PCS) and National Interstate Council (NIC) on attending Practical Exam School Overview to be held on March 4, 2019, at the Hilton Phoenix Chandler in Chandler, Arizona.

- March 5 – 6, 2019, 2-day re-certification training for 2019 Examiner Training on Virtual Practical Examination to be held at the Noah's Event Center in Chandler, Arizona

Executive Director Kim Scoplitte stated that Professional Credential Services and National Interstate Council will be holding the Practical Exam School Overview and the re-certification for Examiner. The school overview will be held on March 4th at 8:30 a.m. located at the Hilton Phoenix Chandler in Chandler Arizona and the re-certification for examiners will be on March 5th and 6th at 9:00 a.m. located at Noah's Event also in Chandler Arizona.

4. Report on CTE held on January 23, 2019, on Curriculum for Vocational Tech Schools with Arizona Department of Education.

Deputy Director Theresa Bunch stated that she attended a CTE Conference January 23, 2019, along with the Department of Education. Theresa Bunch stated that a committee was put together and the committee went over the standards all day. The Vocational schools now have new standards.

5. 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. Recommend Application Denials

Investigative Supervisor Irma Telles asked the Board for case nos. 94569/94570, 94805 and 94808 to deny or grant licensure upon acceptance of offered Consent Agreement for \$500.00 within 30 days due to working prior to licensure.

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MOTION by Thomas Rough for case nos. 94569/94570, 94805 and 94808 to deny or grant licensure upon acceptance of offered Consent Agreement signature within 30 days. MOTION SECONDED by Amber Cepkauskas.

Roll Call:

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

MOTION CARRIED.

Investigative Supervisor Irma Telles asked the Board for case no. 94801 to deny or grant licensure upon acceptance of offered Consent Agreement for \$250.00 within 30 days due to working prior to licensure.

MOTION by Thomas Rough for case no. 94801 to deny or grant licensure upon acceptance of offered Consent Agreement signature within 30 days. MOTION SECONDED by Amber Cepkauskas.

Roll Call:

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

MOTION CARRIED.

Investigative Supervisor Irma Telles asked the Board for case nos. 94579 and 94580 to deny licensure by examination and refer to the Attorney General's Criminal Division.

MOTION by Thomas Rough for case nos. 94579 and 94580 to deny licensure by examination and refer to the Attorney General's Criminal Division. MOTION SECONDED by Amber Cepkauskas.

Roll Call:

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

MOTION CARRIED.

94569/94570 Luan Thi Nguyen

(Deny or grant licensure upon acceptance of offered CA/\$500 within 30 days;

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- 94579 Thi Bich Ngoc Phan, Examination Applicant *(Deny licensure & refer to Attorney General's Office)*
- 94580 Anh H Chau, Examination Applicant *(Deny licensure & refer to Attorney General's Office)*
- 94801 Adrian O. Perez Garcia, Reciprocity Applicant *(Deny or grant licensure upon acceptance of offered CA/\$250 within 30 days; working prior to licensure)*
- 94805 Quang Huy Pham, Examination Applicant *(Deny or grant licensure upon acceptance of offered CA/\$500 within 30 days; working prior to licensure)*
- 94808 An Thi Ninh, Examination Applicant *(Deny or grant licensure upon acceptance of offered CA/\$500 within 30 days; working prior to licensure)*

B. Recommend Dismissals

Investigative Supervisor Irma Telles asked the Board to accept staff recommendations for recommend Dismissals except for case no. 93069.

MOTION by Thomas Rough to accept staff recommendations for all those listed below Step 1 B. except case no. 93069 MOTION SECONDED by Jenna Bentley.

Roll Call:

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

MOTION CARRIED.

- 93069 Great Clips #SCOS6336 *(Found no evidence to support alleged violations)*
Arcadia Clips Inc., Owner
David Oliverio, President
Leonard Sanchez #90800037
- CONTINUED**
- 93830 The Studio Academy of Beauty LLC #CSL172 *(Insufficient evidence)*
Reed Jackson Holding Inc., Owner
Jeffery Koluch, Director
Catherine Koluch, Director
- 93834 Emily River #31400243, Licensee *(Found no evidence of establishment residency)*
- 94455 Perfect Peach Spa LLC #SCOS27768 *(Salon renewed establishment license in a timely matter)*
Perfect Peach Spa LLC, Owner
Georgia Malcolm #31500829, Manager

C. Recommend Letter of Concern

Investigative Supervisor Irma Telles asked the Board if they would accept staff recommendations for all cases for Letter of Concern.

MOTION by Thomas Rough to accept staff recommendations for all those listed below Step 1 C. MOTION SECONDED by Jenna Bentley.

Roll Call:

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

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Nay				
Recused				
Abstained				
Absent			x	

MOTION CARRIED.

- 93006 The Hills Salon & Spa #SCOS26371 *(Required display of current personal license)*
 Luke & Lani Enterprises LLC, Owner
 April Martinez, Member
 Joshua Martinez, Member
- 93364 Chikas Beauty Parlor #SCOS27010
 Chikas Beauty Parlor LLC, Owner
 Jetzemany Alvarez #11101586, Member
 Graciela Alvarez #10900664, Licensee *(Not following manufacturing instructions)*
- 93552 A Touch of Color #SCOS26089 *(Inactive establishment license and no large wet setup)*
 Danielle Belli #11200790, Owner/Manager
- 93576 Get Nailed by Jenny #SNT18092 *(Inadequate large wet disinfectant for complete tool immersion)*
 Jenny Cook #19301241, Owner/Manager
- 93588 M7 Organic Hair Studio #SCOS26963 *(Inactive establishment license, no suite # on license and inadequate wet disinfectant)*
 Mercedes Mills #11200665, Owner/Manager
- 93593/93594 & Fancy Nails by Cuong #'s SNT18965 & SAES20552 *(Inadequate wet disinfectant)*
 Fancy Nails LLC, Owner
- 94517 Cuong Tran Phuoc Ha #51500012, Member/Manager
- 93598 The Coyote Wore Sideburns #SCOS23304 *(Inactive establishment license)*
 The Coyote Wore Sideburns Inc., Owner
 Signe M Razzi, President/Director
 Carmelo Guagliardo, V-President
 Gina Garcia #11601519, Licensee
- 93627 The Studio Academy of Beauty LLC #CSL172 *(Six steamer water reseivors with contaminates & cloudy water; wax & aesthetics implements not covered)*
 Reed Jackson Holding Inc., Owner
 Jeffery Koluch, Director
 Catherine Koluch, Director
- 93649 Foxy Nails Spa #SNT18973 *(Required display of current establishment license, open towels and no outside sign displayed)*
 Tiger Viet Dang #51800044, Owner
- 93659 Perfectly Posh #SNT19065 *(Required display of current establishment license)*
 Shannon Strange #19500256, Owner/Manager
- 93664/93665 Best Nails of Mesa #'s SNT18080 & SAES19068 *(Inadequate wet disinfectant not large enough for foot rasp, inactive personal license and no current license & guidelines displayed)*
 Best Nails of Mesa LLC, Owner
 Tuong Linh Bui #51500256, Member/Manager
- 93710 Beyond Nails & Spa by Trinity #SCOS26730 *(Inactive establishment license and linens not enclosed, no guidelines posted)*
 Trinity Vo #'s 51200357 & 31700350, Owner/Manager
- 93713 AQL #SCOS26974 *(Inadequate wet large disinfectant and no first aid kit)*
 Astin Iacono #10121091, Owner/Manager
- 93715 Hair by Samra #SCOS27934 *(Inadequate wet disinfectant setup for brushes-only combs and inactive personal license)*
 Samra Nandin #19816924, Owner/Manager
- 93717 Hair by Liana #SCOS28228 *(No large wet disinfectant setup only small)*
 Liana Mkrтчvan #11300054, Owner/Manager
- 93767/93768 Polish Room #'s SNT16830 & SAES17222 *(Inactive establishment & personal license, required current licenses displayed and open towels)*
 Ngan Giang Thi Vo, Owner
 Binh T Nguyen, Manager, License No. 59700625
- 93773 Great Clips #SCOS3033 *(Inactive personal license)*
 Kula Inc., Owner
 Michael Dicarlo, President/CEO

CONTINUED

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- 93787 Paris Nail Bar #SNT18891 *(Inactive personal license)*
Phuong Tran Thi Nguyen, #51100694, Owner
Trang Thi Nguyen #51700360, Manager
- 93798 Da Vi Nails #5124 #SNT18331 *(Inadequate wet disinfectant not large enough for complete tool immersion and towels not enclosed)*
Da Vi Nails LLC, Owner
Howard Nguyen #51000269, Member
- 93800 Lashes Del Sol #SAES19098 *(No tuberculocidal disinfectant and no ifp guidelines posted)*
Lashes Del Sol LLC, Owner
Charles E. Cornwell, Member/Manager
Marisol Cornwell #31200513, Member/Manager
- 93806 Rachelle Walker #SCOS24077 *(Advertising differently, no large wet disinfectant for brushes and linens not covered)*
Rachelle Walker #19800555, Owner
- 93808/93809 Kathy Nails Studio #'s SNT16346 & SAES16618 *(Inadequate large wet disinfectant & towels not enclosed)*
Lan Cam Le #10100027, Owner
- 93810 Polished NailSpa #SNT16621 *(Inactive establishment license)*
Michelle Vanderburg #59700411, Owner
- 93812 Crowns Hair Salon LLC #SCOS27677 *(Inactive personal license, inadequate large wet and no outside sign displayed)*
Crowns Hair Salon LLC, Owner
Sarah M. Sheffield #11200863, Manager
- 93818 Salon M #SCOS22757 *(Inactive establishment license)*
Mark S Moreno #18600341, Owner
- 93822/93823 Le Beautiques #'s SNT19075 & SAES20734 *(No outside sign displayed)*
Pearl Le #59700551, Owner
- 93824 New Era Nail Salon #SNT17654 *(Did not notify the Board of suite change)*
May Mahshid Rohani #19600720, Owner
- 93825 CJMC Salon Studio #SCOS27918 *(No outside sign displayed, advertising differently than salon name and inadequate large wet disinfectant)*
Cordy Malone #10400358, Owner
- 93827/93828 Mary's Nail & Waxing #'s SNT18975 & SAES20571 *(No first aid kit)*
Bich Thi Vo #'s 50200574 & 30400648, Owner
- 93831 Focal Point Salon #SCOS27432 *(Inactive establishment license)*
Little Buddy Group LLC, Owner
Michelle L Szweda, President
- 93840 Modern'Nails & Spa #SNT18574 *(Inactive personal license)*
David Hung Nguyen #59700278, Owner
- 93842 Hand and Stone Massage and Facial spa-Chandler #SAES19573 *(Inactive establishment)*
DTRT LLC, Owner
Carrie Martinez, Member
Mark Dawson, Member
- 93844 & Unique Aesthetics LLC #SAES20776 *(No tuberculocidal and inadequate wet disinfectant setup)*
94542 Maria Rivera #31300802, Owner
- 93845 DA'Lisa Monque Hair Studio #SCOS28316 *(No tuberculocidal and inadequate wet disinfectant)*
Cassandra Dunlap #11501005, Owner
- 93846 El Glamour LLC #SCOS26869 *(Advertising differently than salon name)*
El Glamour LLC, Owner
Emily Lopez, #10501786, Member
- 93847 Blondie's #SCOS19216 *(Inactive establishment license)*
Sara Johnston #19700587, Owner
- 93848 The Getaway Studio #SCOS25081 *(Inactive establishment license)*
Danielle Engle #19714451, Owner
- 93851 Images Salon Spa #SCOS25151 *(Inactive establishment license)*
CNJR Enterprises Inc., Owner
Castiel Jaxx, #10225325, President
Naomi Rivas #10224168, Vice-President
Albert Rivas, Secretary/Treasurer
- 93854 Misspilar #SCOS28002 *(Did not notify the Board of suite change and inadequate wet disinfectant)*
Pilar Aguilera #11401284, Owner

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93862	Shampoo Ink #SCOS27542 Shampoo Ink LLC, Owner Abel Escoto, Manager Veronica M. Carbajal, Manager	<i>(Inactive establishment license)</i>
93866	Zynergy Wellness Salon & Boutique LLC #SCOS19734 Zynergy Wellness Salon & Boutique LLC, Owner Manda J. Johnson #18701127, Member/Manager Cynthia L. Engstrom, Member	<i>(Inactive personal license)</i>
93873	New Romantic Nail & Spa #SAES20001 Tuyet Pham #50200738, Owner Huynh Phong, Owner	<i>(Inactive establishment license)</i>
93874	Pophair #SCOS27551 Pophair LLC, Owner Christopher C. Chung #11701072, Manager Yoonsun Chung #11701068, Manager	<i>(Inactive establishment license)</i>
93890	Angel Lash & Brow Salon #SCOS28259	<i>(Establishment did not post out service not regulated by the Board and did not have tuberculocidal)</i>
93891	Judy Mitchell #59715046, Owner Eternity Salon #SCOS25621 Eternity Salon LLC, Owner Amanda Mickle #11001953, Co-Owner Rebecca Florez #10800322, Co-Owner	<i>(Required establishment licens posted)</i>
93916	G K Hair LLC #SCOS25402 G K Hair LLC, Owner Eugenia Knauss #19800075, Member/Manager	<i>(Did not notify the Board of suite change)</i>
93917	Curl Up & Dye #SCOS26194 Caren Pennell #10200114, Owner/Manager	<i>(Did not notify the Board of suite change)</i>
93920	La Ultima Designs Salon #SCOS18436 John Cruz #17112081, Owner/Manager	<i>(Inactive personal licenses)</i>
93925	Keith West Hair #SCOS20224 Keith Aratin #19301453, Owner/Manager	<i>(Inactive establishment license)</i>
93927	A Perfect Ten by Elise #SNT14824 Elise Cauthron #59500147, Owner/Manager	<i>(Inactive establishment license)</i>
93928	Hair By Susan Enright #SCOS23302 Susan Enright Inc., Owner Susan Enright #18326614, Member/Manager	<i>(Inactive establishment license and did not notify the Board of suite change)</i>
93931	Prostyle Professional Hair Styling Salon #SCOS3163 Vicci Monschein #18124297, President/Manager	<i>(Inactive personal license)</i>
93932	Pamne's Nails #SNT16674 Dzung Le Doan #59818847, Owner/Manager	<i>(Inadequate wet disinfectant for complete tool immersion)</i>
93944	E-Clips #SCOS18129 E-Clips LLC, Owner Maureen Moore, Member/Manager	<i>(Inactive personal license)</i>
93955	Caro's Beauty Salon #SCOS17480 Rigoberto Hernandez, Co-Owner Socorro Hernandez, Co-Owner	<i>(Inactive establishment license)</i>
94195	The Studio Academy of Beauty #CSL148 Reed Jackson Holding Inc., Owner Jeff Koluch, Director Ryan Frisbee, Director	<i>(Eight of ten water reserviors were found with contaminates)</i>

D. Recommend Informal Interview or Negotiation Terms

Investigative Supervisor Irma Telles asked the Board to accept staff recommendations for Informal Interview or Negotiation Terms.

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MOTION by Thomas Rough to accept staff recommendations for all those listed below under Step 1. D. except case nos. 93611 and 93616/93617. MOTION SECONDED by Jenna Bentley.

Roll Call:

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

MOTION CARRIED.

1. 92116 & Namti #SAES17586
 Jeff McGrath, Owner
 Offer a consent agreement to assess \$750.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
 94685 Alma McGrath #51700710, Licensee
 Offer a consent agreement for Licensee Alma McGrath to attend the Infection Protection/Law Review Class given by the Board, 6-months' probation with early termination, see motion above.

2. 92771 & May Salon LLC #SCOS26622
 May Salon LLC, Owner
 94686 Xiu Qin Xie #11202004, Member
 Offer a consent agreement for Member Xiu Qin Xie to attend the Infection Protection/Law Review Class given by the Board and, 6-months' probation with early termination, see motion above.

3. 92774 Flagstaff Face 7 Body #SAES17453
 Savannah's Legacy LLC, Owner
 Leona Rix, Manager/Member
 Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

4. 92813 & Great Clips #SCOS9642
 Northern Clips Inc., Owner
 David Oliverio, President
 Dianne Michelle Oliverio, Secretary/Treasurer
 94687 Jami Brewer #11002080, Licensee
CONTINUED

5. 92852/92853 & Jeniza Nails #'s SAES18422 & SNT17639
 Jeniza Nails LLC, Owner
 Jeniza Keng #'s 51000368 & 31200695, Manager/Member
 Naiping Keng, Manager/Member
 Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above
 94632 "Jacky" Thuan Quang Tran #51400137, Licensee
 Informal Interview without Negotiation Options, see motion above.

6. 92917 Violetta Demoney #30800578

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Offer a consent agreement to assess 500.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

7. 92940 Tiffany F Bourget #30800298
Offer a consent agreement for Licensee Tiffany Bourget to attend the Infection Protection/Law Review Class given by the Board, 6-months' probation with early termination, see motion above.

8. 92989 & For Nails Only #SNT17310
Lnn Inc., Owner
94688 & Thu M Nguyen #'s 59500445 & 3010111, Member
94689 Khanh Ly #'s 50022418 & 30500627, Member
Offer a consent agreement to assess \$500.00 civil penalty and Board costs for Members Thu Nguyen and Khanh Ly to attend the Infection Protection/Law Review Class given by the Board and 6-months' probation with early termination, see motion above.

9. 93074 Arrowhead Mall Nail & Spa by Lindsey #SNT18335
Arrowhead Mall Nail & Spa by Lindsey Inc., Owner
Lindsey Linh tran #51500027, President
Lindsey Phu Tran #50600936, Director
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

10. 93102/93103 & Victoria Nails by Tracy LLC #'s SNT18939 & SAES20510
Victoria Nails by Tracy LLC, Owner
Thanh Thuy Thi Tran, C.E.O.
Offer a Letter of Concern for wax sticks not enclosed, 6-months' probation with early termination, see motion above.
94742 Nhung Thi Huynh #50800575, Licensee
Offer a consent agreement for Licensee Nhung Thi Huynh to attend the Infection Protection/Law Review Class given by the Board, 6-months' probation with early termination, see motion above.

11. 93129/93130 Fresh Nails & Spa #'s SNT18714 & SAES20116
Fresh Nails & Spa LLC, Owner
Thanh-Danh N Tran, Member
Ling T Le #10801389, Member
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

12. 93249 Sigma Cuts School of Beauty #CSL00194
World Media Entertainment Inc., Owner
Will Mitchell, C.E.O.
Erica Padilla, Director
Rochelle Sander #90500069, Instructor-in-Charge
Informal Interview without Negotiation Options, see motion above.

13. 93250 Seva Bealuty #SAES18443
Bollywood Brides I Inc., Owner
Dayana Patel #10501718, Member
Deena Mali #11200697, Member
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

14. 93279 Leighann Dionela Turner #30800667, Licensee

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Offer a consent agreement to assess \$50.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

15. 93428/93429 Heavenly Nails & Spa #'s SNT19067 & SAES20625
Heavenly Nails & Spa LLC, Owner
94451 Henry Nguyen #50501067, Manager

Offer a consent agreement to Manager Henry Nguyen to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

16. 93463 Great Clips #SCOS6003
Kula Inc DBA Great Clips, Owner
Mike DeCarla, President
Richard Holston #10502008

CONTINUED

17. 93485/93486 Spa Nails #'s SNT16769 & SAES17142
Steve C. Le #59500802, Owner

Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

18. 93531 NY Hair Barber #SCOS28336
Larisa Shamsiyev #19900490, Owner

Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

19. 93536 Yvonne L. Brooks #11701817, Licensee

Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

20. 93539/93546 Kathy Nguyen #'s 50331233 & 30330513, Owner/Manager

Offer a consent agreement to assess \$500.00 civil penalty and Board costs for Owner/Manager Kathy Nguyen to attend the Infection Protection/Law Review Class given by the Board and 6-months' probation with early termination, see motion above.

21. 93540 Lady Jane's Glendale AZ #SCOS26423
Lady Jane's Glendale AZ LLC, Owner
Chad Johnson, CEO
Kristina Novik, Corporate contact person

Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

22. 93541 Joanna Anaya #31200368, Owner/Manager

Offer a consent agreement to assess \$1,000.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

23. 93542 Impressions Hair & Nail Salon #SCOS22933
Impressions Hair & Nail Salon LLC, Owner
Tina Brogan #1994345, Member/Manager
Charles Wilcox, Member

Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

24. 93543 & Janet's Hair Styling #SCOS1466

Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

- 94744 Gloria Nolasco #18123606, Owner/Manager

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Offer a consent agreement for Owner/Manager Gloria Nolasco to attend the Infection Protection/Law Review Class given by the Board, 6-months' probation with early termination, see motion above.

25. 93544 & Lady Jane's Chandler AZ LLC #SCOS26239
Lady Jane's Chandler AZ LLC, Owner
Chad Johnson, CEO

Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

- 94762 Billie J. Long #10225603, Manager

Offer a consent agreement for Manager Billie Long to attend the Infection Protection/Law Review Class given by the Board, 6-months' probation with early termination, see motion above.

26. 93545 Primp & Blow Chandler LLC #SCOS26361
Primp & Blow Chandler LLC, Owner
Melodi Harmon, Member
Bryanna Jimenez, Manager

Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

27. 93548 & Ace's Barbershop & Family Salon #SCOS21422
Ace's Barbershop & Family Salon LLC, Owner

Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

- 94745 & Amber Evans #10800429, Member

Offer a consent agreement for Member/President Amber Evans to attend the Infection Protection/Law Review Class given by the Board and 6-months' probation with early termination, see motion above.

- 94746 Kim Ruth Ann Dale #10602342, Member

Offer a consent agreement for Member/Administrator Kimberly Ruth Ann Dale to attend the Infection Protection/Law Review Class given by the Board and 6-months' probation with early termination, see motion above.

28. 93549/93550 & Furama Nails LLC #'s SNT17904 & SAES18802

Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

- 94747/94748 Linh Thi Tring #'s 50400961 & 30500690, Owner

Offer a consent agreement for Owner Linh Thi Tring to attend the Infection Protection/Law Review Class given by the Board and 6-months' probation with early termination, see motion above.

29. 93551 & Allison's Nails Studio #SNT18126

Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

- 94749 Allison Baker-Overton #59500521, Owner/Manager

Offer a consent agreement for Owner/Manager Allison Baker-Overton to attend the Infection Protection/Law Review Class given by the Board, 6-months' probation with early termination, see motion above.

30. 93560 Arizona State Veteran Home #SCOS21516
Arizona State Veteran Home-Tucson, Owner
Homer F. Rodgers, Assistant Deputy Director

Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

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31. 93561/93562 Casa De Nails #'s SNT15400 & SAES16117
Donald Van Truong, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
32. 93564 George's Barbershop #SCOS5834
Jerry Marbury #19101327, Owner
Gilbert P. Barrios, Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
33. 93567 Toni & Guy Hairdressing #SCOS11514
Toni & Guy Associates Inc., Owner
Bruno Mascalco, President
Talia R. Stannard #11100993, Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
34. 93568 Christian Beauty Salon #SCOS24874
Christian Stevens #10600134, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
35. 93570 Marios Hair Co. #SCOS9444
Young Generations Co., Owner
Angie Brock #18327541, President
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
36. 93573/93574 Bien Nails #'s SNT9313 & SAES12139
Phuong Kim Tran #'s 30600325 & 50500680
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
37. 93577 & His and Her Hair Salon #SCOS25104
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
94750 Joanne Wiley #17111878, Owner/Manager
Offer a consent agreement for Owner/Manager Joanne Wiley to attend the Infection Protection/Law Review Class given by the Board, 6-months' probation with early termination, see motion above.
38. 93578 & Fantastic Sams #202 #SCOS28117
Alper 2 LLC, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
94751 Kourtney B. Wolfer #11600082, Manager
Offer a consent agreement for Manager Kourtney Wolfer to attend the Infection Protection/Law Review Class given by the Board and 6-months' probation with early termination, see motion above.
39. 93579 & The Finest Nails & Spa #SCOS26214
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
94752 Chien Hoang Le #51500614, Owner/Manager

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Offer a consent agreement for Owner/Manager Chien Hoang Le to attend the Infection Protection/Law Review Class given by the Board and 6-months' probation with early termination, see motion above.

40. 93580/93581 Phuong T Ho, #'s 50400068 & 31700076, Member/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs for Member/Manager Phuong Ho to attend the Infection Protection/Law Review Class given by the Board and 6-months' probation with early termination, see motion above.
41. 93582 Lotus Nails #SNT18549
Hoa Le #51200538, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
42. 93583 Diva Nails #SNT15836
Houng Minh Truong, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
43. 93584 Nailganic59 LLC #SNT18984
Nailganic59 LLC, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
44. 93585 Azul Day Spa #SCOS19625
Stat Phoenix 888 Corp. Owner
Chloe Anh Thai #10900438, President
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
45. 93586 Supercuts #9729 #SCOS13601
Supercuts Corp. Shops Inc., Owner
Mark Kartarik, President
Melanie White, Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
46. 93589 Tina Marie Fusaro #11401990, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
47. 93590 Stacy L. Bostrom #19700650, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
48. 93591 Lindsay Marie Beach #11501846, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
49. 93592 Christina Renee Navarrette #51600748, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
50. 93595 & Hair Touch Studio #SCOS20689
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

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- 94753 Brenda Hernandez #19400542, Owner/Manager
Offer a consent agreement for Owner/Manager Brenda Hernandez to attend the Infection Protection/Law Review Class given by the Board and 6-months' probation with early termination, see motion above.
51. 93603 & Elsa Marina's Beauty Salon #SCOS21174
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
94754 Elsa A. Gomez #19301527, Co-Owner
Offer a consent agreement for Co-Owner Elsa Gomez to attend the Infection Protection/Law Review Class given by the Board and 6-months' probation with early termination, see motion above.
94755 Marina Bernal #19301358, Co-Owner
Offer a consent agreement for Co-Owner Marina Bernal to attend the Infection Protection/Law Review Class given by the Board and 6-months' probation with early termination, see motion above.
52. 93604 & B.B. Harringtons #SCOS355
Bunwa Inc., Owner
Wallace Brown, President
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
94756 Helen M. Brown #17719296, Vice-President
Offer a consent agreement for Vice-President Helen Brown to attend the Infection Protection/Law Review Class given by the Board and 6-months' probation with early termination, see motion above.
53. 93605 & Karine@ L'Mage LLC #SCOS24550
Karine@L'Mage LLC, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
94757 Karine Elias #10400851, Member/Manager
Offer a consent agreement for Member/Manager Karine Elias to attend the Infection Protection/Law Review Class given by the Board and 6-months' probation with early termination, see motion above.
54. 93606 Jeanette L. Aspito #10500081, Owner/Manager
Offer a consent agreement to assess \$750.00 civil penalty and Board costs for Owner/Manager Jeanette Aspito to attend the Infection Protection/Law Review class given by the Board and 6-months' probation with early termination, see motion above.
55. 93607 & At Last Salon LLC #SCOS27658
At Last Salon LLC, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
94758 Donna M. Miller #18022712, Member/Manager
Offer a consent agreement for Member/Manager Donna Miller to attend the Infection Protection/Law Review Class given by the Board and 6-months' probation with early termination, see motion above.
56. 93608 & Style V Salon #SCOS20502
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
94759 Vesna Mellon #10500389, Owner/Manager

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Offer a consent agreement for Owner/Manager Vesna Mellon to attend the Infection Protection/Law Review Class given by the Board and 6-months' probation with early termination, see motion above.

57. 93611 Lonnel A. Wilson #19300471, Owner/Manager
CONTINUED
58. 93612 & Studio 116 #SCOS18594
Cynthia Doom #19916877, Owner/Manager
93613 Su-Yeun Choi #10501281, Licensee
Offer a consent agreement for Licensee Su-Yeun Choi to attend the Infection Protection/Law Review Class given by the Board and 6-months' probation with early termination, see motion above.
59. 93614 & Hair By Steleta #SCOS26033
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
94760 Steleta Maggio #19300987, Owner/Manager
Offer a consent agreement for Owner/Manager Steleta Maggio to attend the Infection Protection/Law Review Class given by the Board and 6-months' probation with early termination, see motion above.
60. 93616/93617 DJ Nails #'s SNT18888 & SAES20433
Jasmine Do #'s 350330997 & 30330696
CONTINUED
61. 93833 The Salon at Four Seasons #SCOS13327
Thomas Salon Inc., Owner
Carl Richard Thomas #16506297, President
Kathleen A Thomas, VP/Secretary
Shellee Snoke #59600787, Licensee
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
62. 94206/94028 & Queen Creek Nails & Spa #'s SNT18722 & SAES20134
A & t Services LLC, Owner
Phoung Tong #51200681, Member
Diep Nguyen #51300318, Member
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination and \$30.00 restitution, see motion above.
94761 "Holly" Phuong Thi B Tran #59600989, Licensee
Offer a consent agreement for Licensee "Holly" Phuong Thi B Tran to attend the Infection Protection/Law Review Class given by the Board and 6-months' probation with early termination, see motion above.
63. 93722 Ciantha Thiaz Cranshaw #10901548, Member/Manager
Offer a consent agreement to assess \$50.00 civil penalty and Board costs for Member/Manager Ciantha Thiaz Cranshaw to attend the Infection Protection/Law Review Class given by the Board and 6-months' probation with early termination, see motion above
Guillermina Saldana #11300850, Licensee
Offer a consent agreement to assess \$50.00 civil penalty and Board costs for Licensee Guillermina Saldana to attend the Infection Protection/Law Review Class given by the Board and 6-months' probation with early termination, see motion above
Ibtisam M. Aldulaim 59500014, Licensee

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Offer a consent agreement to assess \$50.00 civil penalty and Board costs for Licensee Ibtisam Aldulaim to attend the Infection Protection/Law Review Class given by the Board and 6-months' probation with early termination, see motion above

Carla Thomas 50216441, Licensee

Offer a consent agreement to assess \$50.00 civil penalty and Board costs for Licensee Carla Thomas to attend the Infection Protection/Law Review Class given by the Board and 6-months' probation with early termination, see motion above

END OF CONSENT AGENDA

STEP 2: **INFORMAL INTERVIEWS**

Investigative Supervisor Irma Telles asked the Board for case nos. 94107, 94108 and 94112 to be continued to March Board Meeting and that case no. 94120 is attending.

MOTION by Gary Begley to move remaining cases to Formal Hearing. MOTION SECONDED by Amber Cepkauskas.

Roll Call:

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

MOTION CARRIED.

A. Without Negotiation Options

- | | | | |
|-----|-------|---|-------------------|
| 1. | 94103 | Chau N Nguyen #11701480 | 10:15 a.m. |
| 2. | 94104 | Cuong Van Nguyen #11701481 | 10:15 a.m. |
| 3. | 94105 | Nga Thi Nguyen #11701497 | 10:15 a.m. |
| 4. | 94106 | Nu Thanh Hang Nguyen #11701498 | 10:15 a.m. |
| 5. | 94107 | Anh Thuy Dan Vu #11800210
CONTINUED UNTIL MARCH BOARD MEETING | 10:15 a.m. |
| 6. | 94108 | Vaviseylaksmey Sar #11800211
CONTINUED UNTIL MARCH BOARD MEETING | 10:15 a.m. |
| 7. | 94109 | Hung Quoc Tran #11800212 | 10:15 a.m. |
| 8. | 94110 | Thuy Thi Tran #11800213 | 10:15 a.m. |
| 9. | 94111 | Thoi Thi Nguyen #11800214 | 10:15 a.m. |
| 10. | 94112 | Michelle Chanboppharath Sar #11800268
CONTINUED UNTIL MARCH BOARD MEETING | 10:15 a.m. |

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- | | | | |
|-----|-------|--------------------------------|-------------------|
| 11. | 94113 | Thuy Thi Hong Nguyen #11800328 | 10:15 a.m. |
| 12. | 94114 | Truc T Truong #11800329 | 10:15 a.m. |
| 13. | 94115 | Tuyet Anh Thi Nguyen #11800330 | 10:15 a.m. |
| 14. | 94116 | Jeannie Dang #11800331 | 10:15 a.m. |
| 15. | 94117 | Ha T Nguyen #11800332 | 10:15 a.m. |
| 16. | 94118 | Hue Thi Le #11800333 | 10:15 a.m. |
| 17. | 94119 | Phu Thanh Huynh #11800334 | 10:15 a.m. |
| 18. | 94120 | Nhi Thi Tuyet Nguyen #11800345 | 10:15 a.m. |

Nhi Thi Tuyet Nguyen was sworn in with interrupter Michele Vo who will be interrupting for Nhi Thi Tuyet Nguyen.

Deputy Director Theresa Bunch was sworn in and stated that the documents submitted to the Board were fraudulent. We are working with other Boards to verify these documents, there are several others working with a gentleman having papers notarized that could be fraudulent. The information submitted to the Board was from Vietnam and the gentleman working with individuals told them you could pay \$6,000 for these documents and we can get you licensed in the state of Arizona.

Nhi Thi Tuyet Nguyen stated through interrupter Michele Vo that she found this person on But Tre Tram magazine here in Arizona. This person said he will help me apply for a waxing license, according to the advertisement there is a school. Nhi Thi Tuyet Nguyen stated that she called Liem Nguyen who said he would help me with the application and register me with the school for \$3,500 he said that I do not need to attend school and he would give me a list of the all of the documents I will need and send them to him and he will do the rest. Nhi Thi Tuyet Nguyen stated she was not aware of anything until she received a letter stating that I need to take classes. I have not been able to contact this person anymore and not aware of what classes I need to take. Nhi Thi Tuyet Nguyen stated this person told me once I receive the Arizona license I would send him the money. So after a while she received a letter from State Board that informed her that my license was not legal.

Gary Begley, Chair asked if Nhi Thi Tuyet Nguyen has completed everything she was working with this person, Nhi Thi Tuyet Nguyen stated yes. Gary Begley asked if Nhi Thi Tuyet Nguyen has attended any nail or hair schools and was this a nail license. Nhi Thi Tuyet Nguyen stated she already has her nail license, Liem Nguyen said this one is for hair and in, 2012 she attended a school in California and has taken the examination for her nail license. Gary Begley asked what was the name of the school. Nhi Thi Tuyet Nguyen stated she could not remember. Gary Begley asked what city was the school in. Nhi Thi Tuyet Nguyen stated it was in Santa Ana and she completed 400 hours and took the exam. Nhi Thi Tuyet Nguyen stated she then moved to Arizona and had her nail license transferred and wanted to obtain her hair license so that she could do waxing.

Gary Begley asked if we have a method to verify this school in California. Theresa Bunch stated that we can contact California however, we have never received any documentation from California on schooling it is all from Vietnam and it is stated that when they come in for the Infection Protection class through reciprocity that they have taken the exam in Vietnam in English at an NIC represented exam and we know that NIC is not in Vietnam.

Jenna Bentley, Board Member asked as of today's date does Nhi Thi Tuyet Nguyen have a valid Arizona license. Investigative Supervisor Irma Telles stated that Nhi Thi Tuyet Nguyen does have a valid nail license which expires 11/15/19. Theresa Bunch stated that Nhi Thi Tuyet Nguyen does have a cosmetology license no. 11800334 which is fraudulent and we are asking for it to be revoked.

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Gary Begley asked Nhi Thi Tuyet Nguyen for information of the person who sold the license. Nhi Thi Tuyet Nguyen stated that she no longer has the magazine but has the information of the person and will provide it to the Board.

MOTION by Thomas Rough for case no. 94120 to deny Nhi Thi Tuyet Nguyen cosmetology license no. 11800345. **MOTION SECONDED** by Jenna Bentley.

Roll Call:

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

MOTION CARRIED.

- 19. 94310 Be Thi Huynh #11700649 **10:15 a.m.**
- 20. 94311 Nhan Thi Minh Ngo #11700657 **10:15 a.m.**

B. With Negotiation Options

- 1. 92900 Today's Nails #SNT17016 **10:30 a.m.**
Luong T Nguyen #59900175, Owner
Continued from December Board Meeting
NEGOTIATED \$750/PAID
- 2. 93351 Drips Nails Bar #SNT18921 **10:30 a.m.**
Myanh LLC, Owner
Van Anh Thi Nguyen, #51500277, Member/Manager
Continued from December Board Meeting
NEGOTIATED \$500/PAID
- 3. 93365 Rajean R. Koessel #18800286, Owner/Manager **10:30 a.m.**
Continued from December Board Meeting
NEGOTIATED \$50/PAID
- 4. 93369 Paula Blain #19000420, Owner/Manager **10:30 a.m.**
Continued from December Board Meeting
NEGOTIATED \$50/PAID
- 5. 93370 Sandra Wallace #17415170, Owner/Manager **10:30 a.m.**
Continued from December Board Meeting
NEGOTIATED \$500/PAID
- 6. 93424 The Beehive Studio LLC #SCOS27088 **10:30 a.m.**
The Beehive Studio LLC, Owner
Brigitte McNamara, Member
Broady Hatcher, Member
Continued from December Board Meeting
NEGOTIATED \$250/6-MONTH PROBATION/1ST PAYMENT SUBMITTED
- 7. 93471 Minc #SCOS21965 **10:30 a.m.**

Amber K. Metzler #10226170, Owner
Continued from December Board Meeting
NEGOTIATED

8. 93876/93855 Don Villa Beauty School #CSL00209 **10:30 a.m.**
Don Villa Beauty School, LLC, Owner
Donny D. Pham, Member
Victor R. McLead #90800030, Instructor in Charge
Karla Mae Porter #91300041, Instructor in Charge
Tiet Trung Nguyen #51700158, Licensee
Continued from December Board Meeting

Robert Gehrke, Attorney, Donny Pham, Member and Victor McLead, Instructor were sworn in. Gary Begley Chair, asked what roles do you hold? Victor McLead stated that he was the Lead Instructor, Donny Pham stated that he was the Managing Director. Mr. McLead stated regarding the 23 out of 60 students that had checked in without an instructor, as the students come in they clock in up by the front desk and are monitored by the front desk and the lead instructor makes sure everything is up to date and signed off. Mr. McLead stated he is scheduled on Monday and Wednesday to do theory class so I will sign off on the students at the end of the day. Mr. McLead stated regarding signing off on hours submitted for November 2017 to July 2018, Monday – Friday 9 – 5 and I'm on call as well as being there on Monday and Wednesdays. Gary Begley Chair, asked so when you say being on call is that the same as being present? Mr. McLead stated no, he stated that I'm the full time instructor and I do a lot of things with Donny to make sure everything is running fine and the days that I'm not there, there are instructor there on Tuesdays, Thursdays and Fridays. Gary Begley Chair, asked did I understand that the sheets that you were talking about indicate that Mr. McLead was there Monday – Friday five days a week? Investigator Amber Bingham stated yes. Gary Begley Chair, stated that your paperwork submitted indicates you were there 40 hours your testimony indicated 16 hours are you saying that the remaining 24 hours you are available to come back? Mr. McLead stated exactly.

Mr. Pham asked to speak and stated Victor McLead is not really a full time or a part time employee his is on call and the reason is that Victor McLead is retired and he can come anytime. Mr. McLead stated that there is always a full time instructor during business hours. Gary Begley Chair stated that the paper work indicates that Karla Porter was there Monday – Friday 1-9 is that true? Mr. Pham stated yes. Gary Begley stated that the paper work indicates that Victor McLead was there Monday – Friday 9-5 is that true? Mr. Pham stated normally yes.

Mr. McLead stated that on the day of the inspection he was out running an errand but he was there that day. Investigator Amber Bingham stated that it was confirmed that 23 students were clocked in for approximately one and a half hours without an instructor present. Investigator Amber Bingham stated that after speaking to staff and Mr. Pham the one and a half hours for those students were removed as there was no instructor present at that time.

Gary Begley Chair, asked about hours not being submitted? Mr. Pham stated that he did receive the information from Theresa on how to submit the hours, but to be honest he forgot he got too busy and did not remember until Amber came in. Mr. Pham stated that he has now submitted all hours.

Theresa Bunch stated that Mr. Pham holds a cosmetology school license and with that they must have at all times all of the proper equipment and supplies required for that license. Mr. Pham has elected to only provide nail technology program.

Robert Gehrke, Attorney stated that Donny has caught up on the hours from November 2017 to July 2018 and performs them on a monthly basis, it is true he was not aware of all of the regulations that he should have but he has set up a program to keep up with the regulations and to do it correctly. Robert Gehrke stated that although Donny is providing a nail program he needs to comply with the cosmetology school regulations. It's a new school a good concept but he needs to understand the regulations and follow them.

Investigator Amber Bingham testified that this is combined cases 93876 a routine inspection and 93855 an investigation that was submitted to the Board. Complaint 93876, on August 13, 2018, Investigator Amber Bingham and Inspector Velma Mack conducted a routine inspection of Don Villa Beauty School and found the following: school did not have a high frequency with electrodes, facial supplies, and hair color, perm or chemical straightener products. No price list for students offering services to clients. Twenty three out of sixty students had clocked in without any instructor present at the

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time of the inspection, it was noted that one instructor works Mondays and Wednesday and the other instructor works Tuesdays and Thursday and Fridays are switched off between the two instructors. Seven student files were checked and found with multiple copies of other students personal information in different student files, Licensee Hai Nguyen license was displayed next to instructor licenses at the front of the school. After further review it was found that the school had failed to provide instructor and student hours since the date of opening in November of 2017.

Investigator Amber Bingham testified regarding complaint 93855, on August 27, 2018, board office received an anonymous complaint alleging Don Villa Beauty School was permitting Tiet Trung Nguyen an unlicensed instructor to teach classes. Tiet Trung Nguyen holds a personal nail tech license however, does not hold an instructor license.

On October 16, 2018, Investigator Amber Bingham and Inspector Velma Mack went to Don Villa Beauty School and presented the complaint to Donny Pham who denied the alleged violations and stated that Tiet Trung Nguyen is a student instructor, he does not teach without a licensed instructor and named several instructors who teach Tiet Trung Nguyen.

Investigator Amber Bingham and Inspector Velma Mack checked Tiet Trung Nguyen student file and found the following: On Tiet Trung Nguyen contract on first page indicates enrolled in the nail technician program on the second page it is indicated nail instructor (hand written), the enrollment agreement does not have a student instructor program. No visible name tags for personnel working at front desk, Hai Nguyen personal license posted at the front of the school along with the instructors licenses. Separate time clock for employees with Hai Nguyen written on time card. Donny Pham indicated that they had another student instructor named Tony Ho who had attended, investigator asked for Tony Ho file and Donny Pham stated Tony is no longer here and took the instructor test but failed. Investigator stated after further review a Tony A. Ho found in GLS data base has been inactive since 2/25/99.

Inspector Velma Mack observed the theory classroom in progress and found instructor Karla Porter sitting and on her cell phone along with three other students on cell phones. Investigator Amber Bingham spoke to Tiet Trung Nguyen with the assistance of Chau Le who helped translate and Tiet Trung Nguyen stated he was studying in class for his exam. Investigator Amber Bingham stated when the office received hours submitted from November 2017 to September 2018 there were multiple discrepancies and there is an online video of a graduation ceremony posted on July 24, 2018, showing four staff in red robes which included Tiet Trung Nguyen handing out diplomas/certificates to students in blue robes.

MOTION by Thomas Rough for case nos. 93876 & 93855 all alleged violations cited in the Investigation Report have been shown. MOTION SECONDED by Amber Cepkauskas.

Roll Call:

Vote	Mr. Begley	Mr. Rough	Ms. Wells	Ms. Bentley	Ms. Cepkauskas
Aye	x	x		x	x
Nay					
Recused					
Abstained					
Absent			x		

MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-553/A.A.C. R4-10-203 (L) Instructor Name Tags

A.R.S. § 32-553 (B)/A.A.C. R4-10-302 (C) (E) Student Instructor shall be under supervision under licensed Instructor

A.R.S. § 32-561 (3)(E)(D)(1)(6) School Records

A.R.S. § 32-555/A.A.C. R4-10-206 (5)(8) and R4-10-207 (B)(3)(4) Sufficient Equipment for Students

A.R.S. § 32-554 (2) Required License Display for Instructors

A.R.S. § 32-557 (D) School shall post price list of service rendered to public

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A.R.S. § 32-572 (A)(6) Violation of Statute or Rule

STAFF REPORTED NO HISTORY

MOTION by Thomas Rough for case nos. 93876/93855 to maintain previous Consent Agreement offered of \$2,000 to be paid within 6-months, 1-year probation, for the school to be inspected monthly and to report back to the Board on a monthly basis. The inspection findings are on or about August 13, 2018, Board Inspector found the following: school did not have sufficient equipment for students, no price list for students offering services to clients, students do not receive closed containers for clean and soiled tools in kit issued by the school, 23 out of 60 students clocked in without any instructor present at time of inspection, student files with multiple copies of other students personal information in different students files, one student contract signed without a date, one student file found without a kit list, a license of a nail technician was displayed with instructors licenses at front of the school and school has failed to provide instructor and student hours from the time the school opened. The investigation findings are: on or about October 16, 2018, Board Investigator and Inspector found the following: nail students instructing students (enrollment agreement does not have a student instructor program), no name tags for personnel working front desk, school submitted conflicting hours for August and September of 2018 which are all violations of A.R.S. § 32-553/A.A.C. R4-10-203 (L), A.R.S. § 32-553 (B)/A.A.C. R4-10-302 (C) (E), A.R.S. § 32-561 (3)(E)(D)(1)(6), A.R.S. § 32-553 (B), A.R.S. § 32-554 (2) A.R.S. § 32-555/A.A.C. R4-10-206 (5)(8) and R4-10-207 (B)(3)(4), A.R.S. § 32-557 (D) A.R.S. § 32-561 A.A.C. R4-10-204(C)(1)(D) and A.R.S. § 32-572 (A)(6)(7). MOTION SECONDED by Amber Cepkauskas.

Roll Call:

Vote	Mr. Begley	Mr. Rough	Ms. Wells	Ms. Bentley	Ms. Cepkauskas
Aye	x	x		x	x
Nay					
Recused					
Abstained					
Absent			x		

MOTION CARRIED.

- 9. 94387 & 94388/94389 Lam Dang #51200614, Owner Jenny Dang #'s 51100123 & 31400370, Owner Continued from December Board Meeting **NEGOTIATED \$500/PAID** **10:30 a.m.**
- 10. 92718 The GlamBar Beauty #SCOS26115 The GlamBar Beauty Services LLC, Owner Vernesha Callahan, Member **10:30 a.m.**

MOTION by Gary Begley to move case no. 92718 to a Formal Hearing and in the alternative accept a signed consent agreement with the previously offered negotiated terms in lieu of the Formal Hearing. MOTION SECONDED by Jenna Bentley.

Roll Call:

Vote	Mr. Begley	Mr. Rough	Ms. Wells	Ms. Bentley	Ms. Cepkauskas
Aye	x	x		x	x
Nay					
Recused					

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Abstained					
Absent			x		

MOTION CARRIED.

- 11. 92724/92725 Regal Nail #'s SAES20022 & SNT18669 **10:30 a.m.**
Tien Kim Le, Owner
NEGOTIATED \$250/PAID

- 12. 92726 Golden Nails & Spa+Wax #SNT18649 **10:30 a.m.**
Golden Nails & Spa & Wax LLC, Owner
Vu Nguyen #50700076, Owner
NEGOTIATED \$250/PAID

- 13. 92789 AnaLisa Garcia #11500295, Licensee **10:30 a.m.**
CONTINUED

- 14. 93005 & The Lash and Sugar Company #SCOS26960 **10:30 a.m.**
Pinks The Beauty Boutique LLC, Owner
NEGOTIATED \$250/6-MONTH PROBATION/1ST PAYMENT SUBMITTED
94390 Vanessa Hurlburt #31400239, Member
NEGOTIATED TO ATTEND BOARD CLASS/SCHEDULED 2.25.2019

- 15. 93065 Guy & Gal Salon & Spa #SCOS26639 **10:30 a.m.**
Guy & Gal Salon & Spa LLC, Owner
Sane Xaiyashia, #10225624, Member
NEGOTIATED \$250/PAID

- 16. 93067/93068 Le Beverly Nails and Spa #'s SNT18567 & SAES19859 **10:30 a.m.**
Khanh Trang Thi Vu #50000114, Owner
NEGOTIATED \$250/PAID

- 17. 93401 & Nataly's Barber Shop #SCOS25566 **10:30 a.m.**
Nataly's Barber Shop LLC, Owner
Martha Villalpando, Member
Joaquin Martinez, Member
NEGOTIATED \$500/PAID
94391 & Dulce Munguia #11501148, Licensee
NEGOTIATED TO ATTEND BOARD CLASS/SCHEDULED 2.25.2019
94392 Luz Argota #10501570, Licensee
NEGOTIATED TO ATTEND BOARD CLASS/ SCHEDULED 2.25.2019

- 18. 93408 The Creative Movement #SCOS23888 **10:30 a.m.**
Shayla Fowler #11001506, Owner
NEGOTIATED \$250/6-MONTH PROBATION

- 19. 93409 Salon Glam #SCOS20204 **10:30 a.m.**
Kalynn Gardner #19100328, Owner
NEGOTIATED \$250/PAID

- 20. 93412 & Sidney Jay Bevans #11001012 **10:30 a.m.**
CONTINUED

Investigative Supervisor Irma Telles asked the Board if they would consider rescinding previous motion of \$110.00 and dismiss, at the time of the inspection licensee was not working at this location.

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**MOTION by Jenna Bentley for case no. 93412 to rescind previous motion and to dismiss.
 MOTION SECONDED by Thomas Rough.**

Roll Call:

Vote	Mr. Begley	Mr. Rough	Ms. Wells	Ms. Bentley	Ms. Cepkauskas
Aye	x	x		x	x
Nay					
Recused					
Abstained					
Absent			x		

MOTION CARRIED.

- 93413 & Tiffani Mcrae #105011110
CONTINUED
- 93414 & Sara Durrant #19501364
CONTINUED
- 93415 Madison Amenta #11601278
CONTINUED

- 21. 93417 Christina Valero #19401401 **10:30 a.m.**
CONTINUANCE GRANTED TO APRIL 19TH BOARD MEETING
- 22. 93420 Phathaya Phukham #11600855 **10:30 a.m.**
NEGOTIATED/PAID
- 23. 94278 Jaimee Carter #10226279, Owner **10:30 a.m.**
NEGOTIATED \$500/PAID
- 24. 93438 & Exotic Hair Salon #SCOS22127 **10:30 a.m.**
NEGOTIATED \$250
94393 Alejandra Sarabia #19800191, Owner
NEGOTIATED TO ATTEND BOARD CLASS
- 25. 93439/93440 & Nailsfirst #'s SNT18923 & SAES20485 **10:30 a.m.**
NEGOTIATED \$400/PAID
94397/94442 Huy N. Nguyen #'s 50200761 & 30400253, Owner
NEGOTIATED TO ATTEND BOARD CLASS/SCHEDULED 1.28.2019
- 26. 93442 Ulta Salon Cosmetic! Frag #SCOS20237 **10:30 a.m.**
Ulta Salon Cosmetics & Fragrance Inc., Owner
Lyn Kirby, CEO
Cynthia Lombardo #10600009, Manager
NEGOTIATED \$250
- 27. 93443 The Lash & Sugar Compnay #SCOS26960 **10:30 a.m.**
Pinks the Beauty Boutique LLC, Owner
Vanessa Hurlburt #31400239, Member
NEGOTIATED \$250/6-MONTH PROBATION
- 28. 93444/93445 Pink Polish Hair Nails Skin #'s SNT18998 & SAES20610 **10:30 a.m.**
Sunnyside Salon LLC, Owner
Richard Ngo, Manager
Julie Ngo, Manager

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MOTION by Gary Begley to move case nos. 93444/93445 to a Formal Hearing and in the alternative accept a signed consent agreement with the previously offered negotiated terms in lieu of the Formal Hearing. MOTION SECONDED by Amber Cepkauskas.

Roll Call:

Vote	Mr. Begley	Mr. Rough	Ms. Wells	Ms. Bentley	Ms. Cepkauskas
Aye	x	x		x	x
Nay					
Recused					
Abstained					
Absent			x		

MOTION CARRIED.

- 29. 93446/93447 Valley Nails & Spa 1 LLC #'s SNT18431 & SAES19640 **10:30 a.m.**
Triem Mau Dang #51600025, Owner
NEGOTIATED \$250/PAID
- 30. 93452 Jo-Z' Hair Affair #SCOS2838
Josie B. Lopez #16708306, Owner/Manager
NEGOTIATED \$250/PAID
- 31. 93453/93454 Passion Nails & Spa #'s SNT16384 & SAES16632 **10:30 a.m.**
Kenny Nguyen #50700529, Owner
NEGOTIATED \$500/PAID
- 32. 93462 & Gracy's Beauty Salon #SCOS26842 **10:30 a.m.**
94398 Graciela Acosta #10225150, Owner
NEGOTIATED \$250
NEGOTIATED TO ATTEND BOARD CLASS
- 33. 93464/93465 Alina Nail Spa #'s SNT19033 & SAES20664 **10:30 a.m.**
Alina Nail Spa LLC, Owner
Hong Bui, Manager
NEGOTIATED \$250/PAID
- 34. 93466 & Shear Perfection Salon I #SCOS27155 **10:30 a.m.**
Shear Perfection Salon I LLC, Owner
NEGOTIATED \$250/PAID
94399 Doan Nguyen #10501509, Manager
NEGOTIATED TO ATTEND BOARD CLASS/SCHEDULED 2.11.2019
- 35. 93477 Fred Sinroll II #19919369, Licensee **10:30 a.m.**
CONTINUANCE GRANTED
- 36. 93478 Cynthia Roles #10900858, Owner/Manager **10:30 a.m.**
NEGOTIATED \$50/PAID
- 37. 93480 Positive Changes Hair Nails #SCOS16398
Dawn Benedict, #18022911, Owner
NEGOTIATED
- 38. 93484 Essence of Nail and Spa #SAES20162 **10:30 a.m.**
Essence of Nail and Spa LLC, Owner

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Trang Thi My Ha, Member
NEGOTIATED \$250/PAID

- 39. 93498 & Scissor and Clippers Hair Salon #SCOS10356 **10:30 a.m.**
NEGOTIATED \$250/PAID
 94401 Vivian Ramirez #17718128, Owner/Manager
NEGOTIATED TO ATTEND BOARD CLASS

- 40. 93505 Toni & Guy #SCOS16904 **10:30 a.m.**
 Toni & Guy Salon Associates Inc., Owner
 Bruno Mascalo, President
 Tanner Crane #11401845, Manager

MOTION by Gary Begley to move case no. 93505 to a Formal Hearing and in the alternative accept a signed consent agreement with the previously offered negotiated terms in lieu of the Formal Hearing. MOTION SECONDED by Jenna Bentley.

Roll Call:

Vote	Mr. Begley	Mr. Rough	Ms. Wells	Ms. Bentley	Ms. Cepkauskas
Aye	x	x		x	x
Nay					
Recused					
Abstained					
Absent			x		

MOTION CARRIED.

- 41. 93508 Arizona Hair Co. #SCOS3759 **10:30 a.m.**
 San-Mar Ent. Inc., Owner
 Sandra Marshall #17415144, President
NEGOTIATED \$250/PAID
- 42. 93509/93510 4T Nails & Spa #'s SNT17930 & SAES18832 **10:30 a.m.**
 4T Nails & Spa LLC, Owner
 Thuy Phan #51100527, Member
NEGOTIATED \$250/PAID
- 43. 93518 Preety Threading Salon LLC #SAES19846 **10:30 a.m.**
 Preety Beauty Salon LLC, Owner
 Kamel Jeet Singh, Member
 Amrik Singh, Member
 Harpreet Kaur, Member

Investigative Supervisor Irma Telles asked the Board if they would consider rescinding the previous motion of \$500.00 for unlicensed individual and issue a non-disciplinary Letter of Concern for not posting out services regulated by the Board.

MOTION by Jenna Bentley for case no. 93518 to rescind previous motion of \$500.00 and issue a non-disciplinary Letter of Concern. MOTION SECONDED by Thomas Rough.

Roll Call:

Vote	Mr. Begley	Mr. Rough	Ms. Wells	Ms. Bentley	Ms. Cepkauskas
Aye	x	x		x	x
Nay					

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Recused					
Abstained					
Absent			x		

MOTION CARRIED.

- 44. 93520 Chic Nails #SNT17272 **10:30 a.m.**
 Chic Nails LLC, Owner
 Trung D. Nguyen, Member
NEGOTIATED \$500/PAID

- 45. 93523 Hand & Stone Massage and Facial #SAES20209 **10:30 a.m.**
 Desert Therapeutic Spa LLC, Owner
 Steve Bhatia, Member
NEGOTIATED \$250

- 46. 93524/93525 My Nail Spa @Marley Park Plaza #'s SNT17967 & SAES18891 **10:30 a.m.**
 Quang Vinh Nguyen #50601174, Owner
 Sari Oen #11300350, Manager

MOTION by Gary Begley to move case nos. 93524/93525 to a Formal Hearing and in the alternative accept a signed consent agreement with the previously offered negotiated terms in lieu of the Formal Hearing. MOTION SECONDED by Jenna Bentley.

Roll Call:

Vote	Mr. Begley	Mr. Rough	Ms. Wells	Ms. Bentley	Ms. Cepkauskas
Aye	x	x		x	x
Nay					
Recused					
Abstained					
Absent			x		

MOTION CARRIED.

- 47. 93528 Zara Salon #SCOS16609 **10:30 a.m.**
 Zaira Balyan #19600851, Owner
NEGOTIATED \$250/PAID

- 48. 93529/93530 Lanna's Nail & Spa #'s SNT18475 & SAES19697 **10:30 a.m.**
 Alex Nguyen #50900326, Owner
NEGOTIATED \$250/PAID

- 49. 93689/94277 7 Dayspa & Nails #'s SNT18963 & SAES20544 **10:30 a.m.**
 Phat Q. Huynh #10100415
NEGOTIATED \$250

- 50. 93877 & **10:30 a.m.**
 Royal Nails Tucson #SAES15295
NEGOTIATED \$250
 94402/94450 Diana T. Dang #'s 59000075 & 30300103, Owner
NEGOTIATED TO ATTEND BOARD

- 51. 94296 Kuhwan Kim #11002817, Member **10:30 a.m.**
NEGOTIATED TO ATTEND BOARD CLASS/SCHEDULED 1.28.2019

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. Formal Hearing: Appeal from Denial of Application for Licensure

94297 Nhat Dinh Chau

9:42 a.m.

Gary Begley Chair, stated this is the date, time and place where the matter dealing with Nhat Dinh Chau, case no. 94297 is scheduled to be heard. The subject of this hearing is set forth in the Notice of Hearing. This is a formal administrative hearing to determine whether to grant or deny Nhat Dinh Chau application for licensure.

Board Members present are Gary Begley, Thomas Rough, Jenna Bentley and Amber Cepkauskas.

Let the record show that the Board members have been furnished with copies of the Notice of Hearing and all pleadings of record.

Nhat Dinh Chau was sworn in and Michele Hunyh from Language Connection will be Nhat Dinh Chau interrupter.

Mona Baskin Assistant Attorney General will be representing the State in this matter.

Gary Begley Chair, asked if Nhat Dinh Chau is represented by an Attorney. Nhat Dinh Chau stated no.

Gary Begley Chair, stated that you have the right to be represented by an attorney, but the law does not provide for the appointment of counsel on your behalf. If you want an attorney, it is your responsibility to secure and pay for one. By proceeding without representation of legal counsel you are waiving your right to legal representation at this hearing. Of course, you may seek legal counsel in any subsequent proceedings, such as an appeal. This hearing is your opportunity to present testimony and evidence on your behalf and if you appeal the Board's decision, the record you make at this hearing today will be evidence considered by a Court in determining whether the Board's decision was proper. Do you understand what I've told you and do you wish to proceed without counsel today?

Nhat Dinh Chau stated yes and that he understood.

Gary Begley Chair, stated does either party have any procedural issues to address?

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Mona Baskin stated on behalf of the State of Arizona, the state has compiled state exhibits 1-12, these are documents received by the Board from Mr. Chau and the state will be having Theresa Bunch Deputy Director testify regarding those exhibits and those are submitted to the Board.

Gary Begley Chair, called for opening statements and reminded Mr. Chau that as the Applicant, he bore the burden of proof in this matter. He then asked the parties if they had any objection to the Board altering the order of presentation.

Mona Baskin Assistant Attorney General representing the state, stated on behalf of the State of Arizona she would object to presenting their case first. Mr. Chau has made false statements to this Board and to the State of Arizona and it would be in the best interest of the State that Mr. Chau state his position and state his testimony regarding that.

Opening Statement:

Nhat Dinh Chau made his opening statement.

Mona Baskin Assistant Attorney General, representing the State made an opening statement.

Hearing was conducted:

Nhat Dinh Chau testified, had no witnesses and rests its case.

State witness was Theresa Bunch Deputy Director, who testified.

Mona Baskin Assistant Attorney General, representing the State stated that the state rests its case.

Closing Arguments:

Nhat Dinh Chau made a closing argument.

Mona Baskin Assistant Attorney General, representing the State made a closing argument.

Nhat Dinh Chau did not make a rebuttal argument.

Board Discussion:

Gary Begley stated having heard the testimony and reviewed the evidence and arguments of the parties the board will now discuss the case. The Board must decide whether Nhat Dinh Chau has demonstrated that he meets the qualifications for licensure set forth in the Board's statutes.

1. If you believe that applicant has demonstrated by a preponderance of the evidence that he meets the qualifications for licensure, you should grant the application for licensure.
2. If you believe that applicant has not demonstrated by a preponderance of the evidence that he meets the qualifications for licensure, you should affirm the denial of licensure and incorporate the reasons for denial in the Board's Denial letter.

MOTION by Amber Cepkauskas to move that the Board affirm the denial of licensure for applicant Nhat Dinh Chau because the applicant does not meet the qualifications set forth in the Board's Statutes and that the Board incorporate the reasons for denial stated in the Board's denial letter's dated October 29, 2018 and December 14, 2018. **MOTION SECONDED** by Thomas Rough.

Roll Call:

Vote	Mr. Begley	Mr. Rough	Ms. Wells	Ms. Bentley	Ms. Cepkauskas
Aye	x	x		x	x
Nay					
Recused					
Abstained					
Absent			x		

--	--	--	--	--	--

MOTION CARRIED.

Gary Begley Chair, stated this concludes the formal hearing. The Board’s decision will be reduced to a written order and served on the parties. The parties will have further appeal rights that will be explained in the Board’s Order. This concludes this matter. Thank you all for attending today.

B. Motion to Deem Allegations Admitted

92893 & San Martin Beauty Salon #SCOS9892 **9:30 a.m.**
 92952 Ramona Estrada #19501453, Owner
 Assistant Attorney General, Mona Baskin, appeared representing the State. Licensee did not appear.

Assistant Attorney General, Mona Baskin stated the complaint was issued back in October of 2018, and the respondent failed to comply with the complaint. The State filed its Motion to Deem on January 8, 2019, due to the fact that the January Board meeting was canceled the Board is considering this now. The licensee was properly served in this case there were two addresses the complaint was sent to, the Guadal address the certified mail was returned to the sender, the regular mail was not returned and presumed received, the McDowell address the certified mail was signed for indicating it was received and the regular mail was not returned presumed received. Mona Baskin stated at this time the State respectfully asks that the factual allegations be deemed admitted along with the violations in this case. Mona Baskin stated regarding appropriate disciplinary the State would recommend revocation, impose costs and attorney fees.

MOTION by Thomas Rough to grant the State’s MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Amber Cepkauskas.

Roll Call:

Vote	Mr. Begley	Mr. Rough	Ms. Wells	Ms. Bentley	Ms. 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 Fact and the alleged violations in the Complaint and Notice of Hearing as Conclusions of Law. MOTION SECONDED by Amber Cepkauskas.

Roll Call:

Vote	Mr. Begley	Mr. Rough	Ms. Wells	Ms. Bentley	Ms. Cepkauskas
Aye	x	x		x	x
Nay					
Recused					
Abstained					
Absent			x		

MOTION CARRIED.

MOTION by Thomas Rough for case nos. 92893 & 92952 to revoke both licenses #SCOS9892 and #19501453 to impose costs and attorney fees. MOTION SECONDED by Amber Cepkauskas.

Roll Call:

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

MOTION CARRIED.

C. Office of Administrative Hearings Recommended Decisions for Review Pursuant to A.R.S. § 41-1092.08

None

D. Request for Reinstatement

90176 Andy N Nguyen #50700701

10:00 a.m.

Andy Nguyen was sworn in and stated in 2016 he received a letter from State Board about the classes but my son passed away and we were making funeral arrangements and got busy and forgot. Mr. Nguyen stated that he wanted to comply but it was too late.

Megan Faust testified that Mr. Nguyen was revoked September 2, 2016, for not complying in case no. 90176. December 11, 2015, at the Board meeting Board offered a Consent Agreement of \$500.00 and for Mr. Nguyen to attend the Infection Protection/Law Review class. Mr. Nguyen has paid the fine of \$500.00 however, Mr. Nguyen did not show up for the Infection Protection/Law Review class on January 25, 2016, which resulted in his license being revoked. Mr. Nguyen is now here to request reinstatement and did attend the Infection Protection/Law Review class on January 14, 2019, and at this time Mr. Nguyen owes a total of \$340.00 in reinstatement fees.

MOTION by Jenna Bentley to reinstate license no. 50700701 upon full payment of \$340.00 within 60-days. MOTION SECONDED by Thomas Rough.

Roll Call:

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

MOTION CARRIED.

92500 Deanna L. Montrose #18123734 **10:00 a.m.**
 Deanna Montrose was sworn in and stated that she does a very good job, takes a very good care of my clients and loves what she does, I did not do very good on this.

Megan Faust testified that Ms. Montrose case was deemed at the July 20, 2018, in reference to case no. 92500 regarding a routine inspection on September 14, 2017, as a result her personal license was revoked. Megan Faust stated as of today the office has received her application to be reinstated, the Board ordered \$670.00 and she is in full compliance and she is here if you have any questions for her.

MOTION by Jenna Bentley to reinstate license no. 18123734. MOTION SECONDED by Thomas Rough.

Roll Call:

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

MOTION CARRIED.

E. Discussion, Consideration and Possible Action on Revision of Proposed Consent Agreement Terms and/or Letter of Concern Cases.

None

F. Review, Discussion and Reconsideration of Denial of Application and Possible Action on Opening an Investigation Pursuant to A.R.S. § 32-573 (A).

None

G. Review, Discussion and Possible Action Including on Consolidating Pending Cases.

None

H. Review, Consideration & Decision on Motions for Rehearing/Review A.R.S. § 41-1092.09 and A.A.C. R4-10-115

None

ADJOURNMENT

MOTION by Jenna Bentley to adjourn the meeting at 2:22 p.m. MOTION SECONDED by Amber Cepkauskas.

Roll Call:

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

MOTION CARRIED.

In accordance with Title III 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 Mimi Ahmetovic the ADA Coordinator at (480) 825-7002.