



1721 East Broadway • Tempe AZ 85282
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BOARD MEETING MINUTES

February 19, 2010

TIME: 9:00 a.m.

PLACE: 1721 East Broadway, Tempe Arizona, 85282

ALL AGENDA ITEMS INCLUDE THE OPPORTUNITY FOR BOARD CONSIDERATION, DISCUSSION, AND POSSIBLE ACTION

Board Meetings may go into “Executive Session” for the purpose of obtaining legal advice from the Board’s attorney on any of the agenda items pursuant A.R.S. § 38.431.03 (A) (3).

The Board makes every attempt to hear all matters timely. However, due to the number of items scheduled on any particular agenda, the Board may find it necessary to hear some items out of order and/or later than the time originally scheduled.

PLEDGE OF ALLEGIANCE

CALL TO ORDER AND ROLL CALL

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

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

A. Approval of Board Minutes of January 15, 2010.

MOTION by Thom Kasch to accept minutes as written. MOTION SECONDED by Gary Begley.
MOTION CARRIED.

B. Approval of Executive Session Minutes of January 15, 2010.

MOTION by Thom Kasch to accept Executive Minutes as written. MOTION SECONDED by Flora Finch. MOTION CARRIED.

C. Declaration of Conflict of Interest.

None.

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

The Assistant Attorney General, Bridget Harrington, informed the Board that a reply was filed to the Plaintiffs response to the Board's Motion to Dismiss.

E. Consideration, Discussion and Possible Action on Discipline Parameters.

The Executive Director, Donna Aune, discussed with the Board the difficulty and time consuming process of including all managers on all cases. This extra workload of notices, additional case data entry and being short staffed would backlog the regular cases needed to be processed. Kyra Locnikar suggested that creating a history for these licensees could be done by a Letter of Concern. Stephen Colarusso suggested that at the next rule changing opportunity the Board could consider making it a requirement for all managers to attend the Law Review class and the Infection Protection class given by the Board.

MOTION by Flora Finch to include individual managers on cases of a first time offense and issue the manager a Letter of Concern. MOTION SECONDED by Thom Kasch. MOTION CARRIED.

F. Report, Consideration and Possible Action on U.S. Department of Education Proposed Regulation/Student Assistance

Nancy Lease, Board member of American Association of Cosmetology Schools (AACCS), appeared and informed the Board of the status of some current negotiated rule making on the federal level. The new rules could impact the industry by eliminating schools from financial assistance eligibility. This could then force many schools to close as they could not survive without this option.

Ms. Lease offered to keep the Board updated.

G. Cosmetology Students on Field Trip.

- **Questions and answers regarding Board authority and process.**

EXECUTIVE DIRECTOR'S REPORT *, **, * AND ******

A. Report and Discussion on 'CUT IT OUT' held on February 2, 2010, at Empire Beauty School in NW Phoenix.

The Executive Director, Donna Aune and Deputy Director Nanci Kerns, attended the meeting. More than \$140,000 has been donated by Empire and \$14,000 has been to local shelters.

B. Report, Discussion, Consideration and Possible Action on Laser Schools Meeting held on February 9, 2010, at Arizona Radiation Regulation Agency (ARRA)

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

The Executive Director, Donna Aune and Investigator Linda Stroh attended the meeting. There are issues to be resolved regarding hands on training and certification hours. A future meeting is planned for further discussion and this topic will be discussed further at the next Board meeting regarding terms and related matters.

C. Summary of Current Events.

STEP 1: COMPLAINT REVIEW * AND ***

A. Recommend Application Denials

79495 Loan Thanh Huynh File No. 39928043 *(During inspection on 12.1.06, found performing wax services in her salon "H & L Nails Spa C14689" - reciprocity application for aesthetics submitted on 1.11.10. currently licensed #50401103)*

MOTION by Flora Finch to accept staff recommendations to deny and accept with negotiation. MOTION SECONDED by Sandra Hecksel. MOTION CARRIED.

79499 Adriana Hernandez *(Deny & accept w/negotiation)*

MOTION by Thom Kasch to accept staff recommendations to deny and accept with negotiation. MOTION SECONDED by Gary Begley. MOTION CARRIED.

79418 Thuy Thi Nguyen *(Rescind previous motion & Deny & accept w/negotiation)*

MOTION by Thom Kasch to accept staff recommendations to deny and accept with negotiation. MOTION SECONDED by Kyra Locnikar. MOTION CARRIED.

B. Recommend Dismissals

MOTION by Flora Finch to accept staff recommendations for all Dismissals as listed below. MOTION SECONDED by Thom Kasch. MOTION CARRIED.

- 78390 Heather Delisa Pelletieri, Student File No. 501198 6 *(Without merit)*
- 78458 & Danette Lawless #18326703, Licensee *(Repeat as Complaint 78452 – Double Jeopardy)*
- 78459 & Georgia L Curtin #98100679, Licensee *(Repeat as Complaint 78380 – Double Jeopardy)*
- 78460 & Medi "Morphosis Pseudo Unlicensed *(1st license issued 10.19.09 to A16719)*
- 78774 Kyn J Masci #30601007, Licensee *(Medi-Morphosis by Spirit A16719 – no violations)*
- 78569 Empire Beauty School, S 114 *(No evidence to support allegations)*
 EEG Inc, Owner
 Paul Finkelstein
 Anthony Baran
- 78614 Madison Avenue International Salon & Day Spa #C17686 *(No Violations found)*

- Dean Larusso, President
 Deborah Larusso #95400899, Secretary/Manager
- 78776 Divine Nurturing & Therapeutic Massage (No evidence to support allegations)
 78799 Keda’s Braids-N-Weaves (No violations – Definitions “hair braider”)
 78854 24th Street Braid & Face (Found salon licensed C19396)
 Abdul Lavon, Owner
- 78891/78892 Vicky Nails & Spa, M15585 & A16653 (Evidence does not support allegations)
 Phong Nguyen #50100210, Owner/Manager
- 78947 Salon Sarraza, C15466 (No evidence of Malpractice & Incompetence)
 Hair Cut on Line LLC, Owner
 Mary Davis #18501171, Licensee
- 79019 Foxy Fingers #C10868 (Found salon in compliance)
 Vickie Whiting #17011507, Owner/Manager
- 79042 Janae Hartsfield #10123940 (No evidence to support allegations)
 79061 Deena’s Nail Clinic #M16417 (No evidence to support allegations)
 Deena Blythe #50500801, Owner/Manager
- 79101 PI Nail M16091 (CLOSED) (Salon not open- process of renovation & ownership/name change)
 Phong Van Pham #50401389, Owner/Manager
- 79105 Toni & Guy Hairdressing Academy #79 (Repeat as Complaint 78787 – Double Jeopardy)
 R.A.S. Management Inc., Owner
 Michael Smith, President
 Sheri Rogers #99000011, Director
- 79106 Teri Price (No evidence to support allegations)
 79115 Cutie Nails #M15699 (Found salon in compliance)
 Jon Nguyen #50331436, Owner/Manager
- 79172 Athena’s Hair Studio #C18247 (New owner Ana M Nguyen as of 4.13.09 - See
 C18919, Case No. 79334)
 Orlando Rodriquez, Owner
- 79282 Beauty by Barbara #C14972 (Activity was done totally separate from salon)
 Barbara Lamatrice #17820396, Owner/Manager

C. Recommend Letter of Concern

MOTION by Kyra Locnikar to accept staff recommendations to dismiss 79090 and to issue Letters of Concern for all others as listed below. MOTION SECONDED by Thom Kasch. MOTION CARRIED.

- 79090 Letty Ann Peterson 59921871 (Attempt to practice nail technology – residency)
 79171 Nail Club M14252 (Delinquent establishment license)
 Amy Le #59920820, Owner/Manager
- 79450 Natural Radiance #A16311 (Delinquent establishment license)
 Deandra Robbins #30700199, Owner/Manager
- 79451 Sleek Styles by Amanda #C16094 (Delinquent establishment license)
 Amanda Zimmerman #10501588, Owner/Manager
- 79452 A Style Beyond #C14303 (Delinquent establishment license)
 Trisha Taylor #10223775, Owner/Manager
- 79455 Cibola Vista Spa #A15654 (Delinquent personal license)
 Princeton Resort Group LLC
- 79456 Regal Nails Salon & Spa #3896 #M15831 (Delinquent establishment license)
 Hiep Dam #50000004, Owner/Manager
- 79461 Sun Grove Resort Village Beauty Shop #C3237 (Delinquent personal license, no
 Karin Febbrini #18400158, Owner TB HIV-1 HEP B, no first aid kit & no

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- 79462 Elizabeth Zулbeari #19200787, Manager *blood spill kit*
Great Clips #1599 #C14379 *(Delinquent establishment license)*
Scoe II Inc
William Jackson, President
- 79472 Lizadebeth Mendoza #10223912, Manager
Diamante’s Salon & Spa #C13400 *(Delinquent establishment license)*
Rosemarie Trogi #19900133, Owner/Manager
- 79502 Beauty Warehouse #7919 #C19072 *(Advertising differently)*
Trade Secret Beauty Stores Inc
Karen Pollack #10901746, Manager
- 79510 Salon Eclectic #C161 *(Unlicensed individual (Barber), delinquent establishment license & personal license display)*
Salon Eclectic LLC
Pamela Johnson #18225121, Member/Manager
- 79511 Carefree Salons #C18306 *(Delinquent personal license, advertising differently, personal/current license display, two licensees had soiled brushes & soiled dry storages)*
ASP Enterprises LLC
Michelle Pieper #30500611, Member/Manager
- 79512/79513 Princess’s Nails III #A16617 & #M16370 *(Personal license display & advertising differently)*
Tuyen Van Le #30500144 & 59714758, Owner/Manager
- 79514/79515 Princess Nail & Spa #2 #A14754 & #M14808 *(Advertising differently)*
Kathleen Nguyen #10300116, Owner/Manager
- 79516 Texxtures #C18589 *(Delinquent establishment license)*
Patricia Hughes #19900503, Owner/Manager
- 79517 Salon 1626 # *(Delinquent establishment license)*
Roger Lounsbury #18801494, Co-Owner/Manager
Betilu Unterreiner #10020548, Co-Owner/Manager
- 79518 Chic Capelli Studio #C19109 *(Delinquent personal license)*
Marie Louise Burkhardt #10800523, Co-Owner/Manager
Stacey Shipley #10501194, Co-Owner/Manager
- 79519 Urban Dollz Hair & Nail Studio #C19412 *(Delinquent personal license)*
Gina Williams #50500742, Owner/Manager
- 79520 Cutting Room Floor A Salon #C18494 *(Delinquent personal license)*
Tera Parten #10200770, Owner/Manager
- 79521 Ruse’ Ruse’ #C18084 *(No TB HIV-1 HEP B)*
Rachel Powers #10123144, Co-Owner/Manager
Rebecca Rodriguez #10020270, Co-Owner/Manager
- 79522 Charisma Hair Creations #C16010 *(Delinquent establishment license)*
Nancy Van Vleck #18901208, Owner/Manager
- 79530 Nail Studio #M16139 *(Delinquent establishment license)*
Carol Houser #50000276, Owner/Manager
- 79534 Village Salon #C16205 *(Delinquent establishment license)*
Kenneth Drzewecki #10400702, Owner/Manager
- 79540 Chemically Dependent #C19417 *(Wet disinfectant not large enough for complete immersion & no exterior sign)*
Diana Tourek #19301119, Owner/Manager
- 79542 Hair’s My Paradise #C19525 *(No TB HIV-1 HEP B & no exterior sign)*
Leticia Jimenez #19101243, Owner/Manager
- 79544 DK Clark Salon #C19343 *(No TB HIV-1 HEP B)*
DK Clark LLC
David Clark #99500004, Member/Manager
- 79545 Salon X #C19307 *(No TB HIV-1 HEP B)*
Christian James #19700586, Owner/Manager

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79547 Studio 21 #C17777
Audrey Thompson #18124123, Owner/Manager
(No TB HIV-1 HEP B)

79549 Nail Solutions by Robbin #M13114
Robbin White #58700615, Owner/Manager
(Delinquent establishment license)

79550 Salon Solo Mio #C15195
Salon Solo Mio LLC
(Delinquent establishment license)

79560 Mary Makas #18700516, Member/Manager
I-KO-I Salon & Say Spa #C18861
I-KO-I Salon & Day Spa LLC
(Personal license display)

79584 Elaine Minh Tran #19000763, Member
Connie's Cut Above #C16795
Connie Tanner #17921910, Owner/Manager
(Delinquent establishment license)

79586 Rincon Family Salon #C11228
Tammy Robnett #19812607, Owner/Manager
(Establishment license display)

79587 & Top Spa Nails #A14600 & #M14639
79588 Hao Nguyen #50000528, Owner/Manager
79589 CNC Barber Shop and Spa #C18393
CNC Barber Shop and Spa LLC
(Delinquent establishment licenses)
(Three delinquent personal licenses)

79590 Carla Neal #10200396, Member/Manager
Purity Salon & Spa #C17812
Purity Salon & Spa LLC
Christine Birch #10121751, Member
Cody Birch, Member
Sharon Gentry #18326686, Manager
(Delinquent establishment; personal license, establishment license display; one licensee w/soiled tools& soiled dry storage)

79591 & Dream Nails IV #A16405 & #M16211
79592 Dream Nails IV LLC
Tristan Nguyen #50700301, Member
Nam Nguyen, Member
(Delinquent establishment licenses & advertising differently)

79593 & 8 Pretty Nails & Spa #A16382 & #M16193
79594 8 Pretty Nails & Spa LLC
Dung Kim Tran #30800438 - #50500571, Member/Manager & advertising differently
Dinh Vo, Member
(Delinquent establishment licenses, delinquent personal license)

79595 Fantastic Sam #40 #C18940
Pipco LLC
(No TB HIV-1 HEP B)

79596 Le Nail Works #M16066
Thu Nguyen #50900526, Owner/Manager
(Delinquent personal license)

79597 Strictly Nails #M15812
Darlene Wardrip #59200461, Owner/Manager
(Delinquent establishment license)

79598 A-Nu U By Donna #C17815
Donna Madson #18701656, Owner/Manager
(Delinquent establishment license)

79599 Duncan Salon #C16144
Duncan Salon & Spa Inc
Duncan Robertson #19300413, President/Manager
(Delinquent establishment license)

79600 Xquizit Hair Studio #C18957
Michelle Bryan #19814455, Owner/Manager
(Delinquent personal license)

79601 Regina's Hair Studio #C17807
Regina Hein #10100167, Owner/Manager
(Delinquent establishment license)

79602 Mie #C16922
Marci Gragg #18600239, Owner/Manager
(No TB HIV-1 HEP B & current establishment license display)

79603 Penke #C16889
(Delinquent establishment license)

Penke LLC
Lisa Howell #10300007, Member/Manager
79604 Sabrina’s Sassy Nail Studio #227 #M15368
Sabrina Keene #58800344, Owner/Manager

(Delinquent establishment license & establishment license display)

D. Recommend Informal Interview or Negotiation Terms

- 1. 78392 National Laser Institute, *Pseudo Unlicensed*
Lewis Silberman, Owner

MOTION by Kyra Locnikar to accept staff recommendations and continue. MOTION SECONDED by Thom Kasch. MOTION CARRIED.

MOTION by Thom Kasch to accept staff recommendations for all negotiations and terms as listed below. MOTION SECONDED by Flora Finch. MOTION CARRIED.

- 2. 78888/78889 Chic Nail Boutique #M16385 & A16634
Chic Nail Boutique LLC, Owner
Nicky Ha Truong #50401506, Member/Manager
“Cindy” Thuy N Nguyen #50200278, Licensee

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

- 3. 78900 Maria Duarte #10700521

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

- 4. 79050 Merle Norman Cosmetics & Day Spa #C15156 *(closed – ownership change)*
Danna Enterprises Inc, Owner
Danna Lambeth, President
James Lambeth, V-P
Kelsie Pate, Manager, License No 30700724
Trisha Castellano #59100207, Licensee

- 5. 79116 Merle Norman Cosmetics & Day Spa #C15156
Danna Enterprises Inc, Owner
Danna Lambeth, President
James Lambeth, V-P
Kelsie Pate, Manager, License No 30700724
Trisha Castellano #59100207, Licensee

Combine 79050 and 79116 and offer a consent agreement to salon to assess \$500 civil penalty and costs, and to pay each complainant restitution for \$40.00; and offer a consent agreement to Kelsie Pate #30700724 to attend the infection protection class and the law review class given by the Board within 60 days; and offer a consent agreement to Trisha Castellano #59100207 to attend the infection protection class given by the Board within 60 days, see motion above.

- 6. 79129 C Nail #M16443
Linda H Nguyen #50500085, Owner/Manger

Offer a consent agreement to Linda H Nguyen #50500085 to attend the infection protection class and the law review class given by the Board, see motion above.

- 7. 79131 Mireya’s Beauty Salon #C1988

Mireya Suarez De Jimenez #19900601, Owner/Manager

Offer a consent agreement to assess \$500 civil penalty and costs as terms of an 18 month probation, see motion above.

- 8. 79245 & Azteca Hair Designs (*pseudo unlicensed*)
79611 & Frances Duran #17617078
79612 Milton Lee Johnson #98700013

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

- 9. 79334 Athena’s Hair Studio #C18919
Ana M Nguyen, Owner
Carla Munoz, License No. 10402110
Bianca M Silva, File No. 9050925
Alejandra Contreras, File No. 9049868
Kim L Nguyen, File No. 9056230

Offer a consent agreement to assess \$1,500 civil penalty and costs, see motion above.

- 10. 79401 Jannie’s Beauty Shop #C15476
Ramon & Victoria Valenzuela, Co-Owners
Alba Villanueva #10332724, Manager

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

- 11. 79402/79403 L’Amour Nail 2 #A16158 & #M16269
NTTT LLC
Thu Thuy Nguyen #50200175, Manager

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

- 12. 79404 Professionals Hair & Skin Care Center #C961
Elizabeth Denbo #16305254, Co-Owner
John Denbo, Co-Owner
Carla Munoz #10402110, Manager

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

- 13. 79405 CT Nails #M15336
Uyen Lam T. Nguyen #50200374, Owner/Manager

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

- 14. 79406 A Graceful Touch of Beauty Hair Salon & Spa #C19093
Grace G. Rico #90330048 & #16910017, Owner/Manager

Offer a consent agreement to assess \$500 civil penalty and costs as terms of an 18 month probation, see motion above.

- 15. 79407 Fashion Nails & Spa M15158
Linda Le #50501347, Co-Owner/Manager
Van Fred Cong #50600125, Co-Owner/Manager

Offer a consent agreement to assess \$750 civil penalty and costs, and for Linda Le #50501347 and Van Fred Cong #50600125 to attend the infection protection class and the law review class given by the Board, see motion above.

- 16. 79408 Ulta Salon Cosmetics & Fragrance #C16677

Ulta Salon Cosmetics & Fragrance Inc
Maryann Matykowski #10700968, Manager

Offer a consent agreement to assess \$250 civil penalty and costs, and for Maryann Matykowski #10700968 to attend the infection protection class and the law review class given by the Board, see motion above.

17. 79440 Little Chops #C15203
Little Chops LLC
Steven & Krista Schwartz, Members
Vanessa Munoz #10700463, Manager

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

18. 79441 Fantastic Sams #C15505
43 LLC
Kevin & Tamara Wray, Members

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

19. 79448 Pamela Klimek #59800298, Licensee

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

20. 79449 April Faye Dunn Russell #10601083, Licensee

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

21. 79453 Dolce Salon & Spa #C17964
Dolce Arrowhead LLC
Brandi Nuttall #19916150, Member
Reagan Jones #10223474, Manager

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

22. 79454 Flamingo Nails & Spa #M15665
Phuong Thanh Le #50300132, Owner/Manager

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

23. 79466/79470 Nail Shop #A16038 & #M15925
The Nail Shop LLC
Jason Nguyen, Member
Hillary Hang Nguyen, Member

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

24. 79501 Supercuts #80693 #C18194
Gary Larberg, Owner
Annie Lindsley #10902339, Manager

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

25. 79504/79505 Princess Nails & Spa #A16069 & #M15954
Kathleen Nguyen #10300116, Owner/Manager

Continued for further investigation, see motion above.

26. 79506 Michael Alexander Salon #C18302
Michael Alexander Salon LLC

Arlene White #30000022, Member/Manager
Laurie Calo, Member

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

27. 79509 Bella Nail & Hair Salon #C16612
Bella Nail & Hair Salon LLC
Dam Friend #10500745, Member/Manager

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

28. 79529 Gorgeet Yaki #10200422, Licensee

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

29. 79531 Lavenders Day Spa II #M16126
Lavenders Day Spa II LLC
Jaynette Denham, Member

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

30. 79532 Annette's Attitudes #C15422
Attitudes Salon and Say Spa Inc
Antoinette Nomico #10000357, President /Manager

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

31. 79533 C & A Nails #M16487
Dong T. Bui #50000119, Owner/Manager

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

32. 79535 Kara Ellen Lagrow #10602090, Licensee

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

33. 79536 Tango Nails #M14418
The Tran, Owner

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

34. 79538 Lisa Wiler #10601867, Licensee

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

35. 79539 Darcy O'Kray #10200751, Licensee

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

36. 79541 Autumn Maisano #10300229, Licensee

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

37. 79543 Belle Amis #C19437
Andrea Barnett #19700003, Owner/Manager

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

38. 79546 Samia Gharib #18601006, Licensee

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

39. 79548 Tonya Polson #10500889, Licensee
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

40. 79551 Presidio Hair #C5502
Edward Thibeault #19100747, Owner/Manager

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

STEP 2: INFORMAL INTERVIEWS * AND ***

A. Without Negotiation Options

1. 79212 Beauty Planet Salon #C15777 **9:45 a.m.**
Carmen A Mendoza #19501325, Partner/Manager
Veronica Mendoza #19700045, Partner/Manager (12.7.09, delinquent)
Continued from January’s Board Meeting

Carmen Mendoza appeared and spoke to the issue.

MOTION by Stephen Colarusso to offer a consent agreement in lieu of a formal hearing to assess \$250 civil penalty and costs, to attend the infection protection class and the law review class given by the Board as terms of a 6 month probation. MOTION SECONDED by Flora Finch. MOTION CARRIED.

2. 78946 Empire Beauty School #106 **9:45 a.m.**
EEG Inc., Owner
Franklin Schoenman
Paul Finkelstein
Anthony Baran
Mark Vannata, Executive Director
RaChelle Minter #90013920, Academic Director
Continued from January’s Board Meeting

MOTION by Stephen Colarusso to enter into Executive session for the purposes of receiving legal advice. MOTION SECONDED by Flora Finch. MOTION CARRIED.

Meeting reconvened.

MOTION by Sandra Hecksel to issue a Letter of Concern regarding advertising of school books. MOTION SECONDED by Flora Finch. MOTION CARRIED.

B. With Negotiation Options

1. 79001 My Nails Spa of Gilbert #M15785 **10:15 a.m.**
Thong T. Pho #50501529, Owner/Manager
Continued from December’s & January’s Board Meeting
NEGOTIATED \$250

2. 79239 Phuoc Huy Dinh Tran #50700682, Licensee **10:15 a.m.**
Continued from January’s Board Meeting
NEGOTIATED \$250

3. 77593 Christina D Bishop #19300531 **10:15 a.m.**

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Christina Bishop appeared and spoke to the issue.

MOTION by Gary Begley to issue a Letter of Concern. MOTION DIES FOR LACK OF SECOND.

MOTION by Flora Finch to offer a consent agreement in lieu of a formal hearing to assess \$250 civil penalty and costs, to attend the infection protection class and the law review class given by the Board as terms of a 6 month probation. MOTION SECONDED by Thom Kasch. MOTION CARRIED.

4. 78415 Vonda L. Smith #19401426 **10:15 a.m.**
CONTINUED

5. 79438 Charlie D Vo #59600088, Owner/Manager **10:15 a.m.**
78797 Charlie's Nails #M9665 (CLOSED)

MOTION by Stephen Colarusso to accept staff recommendations and rescind the previous motion and to instead dismiss. MOTION SECONDED by Thom Kasch. MOTION CARRIED.

6. 78798 Charlie's Nails #M15189 **10:15 a.m.**
Charlie D Vo #59600088, Owner
Phuoc Dinh Vo #50401010, Manager
NEGOTIATED \$500

7. 78896 & Salon Bruce Craig #C17986 **10:15 a.m.**
NEGOTIATED \$250
79438 Bruce Craig Rosenblatt #10400159, Owner/Manager
NEGOTIATED TO ATTEND BOARD CLASSES

8. 78901 Tammy Kowalski #30330781 **10:15 a.m.**
NEGOTIATED \$500

9. 78906 Cosmos Salon #C18293 **10:15 a.m.**
Sabrina Masih #10600873, Owner/Manager

MOTION by Stephen Colarusso to maintain the \$250 consent previously offered. MOTION SECONDED by Thom Kasch. Gary Begley and Sandra Hecksel VOTED NAY. MOTION CARRIED.

10. 79039 & Forever Beautiful Salon C3196 **10:15 a.m.**
Muriel Tucker #17617273. Co-Owner/Manager
Sheila Washington #17617537, Co-Owner/Manager
NEGOTIATED \$250/RESTITUTION

79439 "Bonnie" Ida M Bradley #19200037, Licensee

Ida Bradley appeared and spoke to the issue.

MOTION by Stephen Colarusso to issue a Board order with Findings of Fact that a service was performed on the Complainant which resulted in scalp burns. MOTION SECONDED by Thom Kasch. MOTION CARRIED.

MOTION by Stephen Colarusso to adopt as Findings of Fact A.R.S. § 32-572(A)(4) (incompetence/malpractice). MOTION SECONDED by Thom Kasch. MOTION CARRIED.

MOTION by Stephen Colarusso to issue an order of discipline that Licensee attend a color and bleach application class, provide written verifiable proof to the Board as terms of a 6 month probation.

MOTION SECONDED by Thom Kasch. MOTION CARRIED.

11. 79271 Le Hair Nails #M18806 **10:15 a.m.**
Ty Thi Le #50900051, Owner
Linh Loi #50331301, Manager

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- 79040 Le's Professional Hair & Nails *Pseudo Unlicensed*
NEGOTIATED \$500
12. 79221 Diana's Beauty Salon #C6020 **10:15 a.m.**
Jorge Barraza, Co-Owner
Rafael Medina, Co-Owner
No show; to formal hearing.
13. 79232/79233 Tran Nails #A13505 & #M11455 **10:15 a.m.**
Oanh Hoang Thi Huynh #30330751 & 50000542, Owner/Manager
No show; to formal hearing.
14. 79246 Shelley's Beauty Zone & Day Spa #C19121 **10:15 a.m.**
Shelley Cooper #50200085, Owner/Manager
NEGOTIATED \$250
15. 79247 Hope's Hair Hut #C13178 **10:15 a.m.**
Hope Lance #19800258, Owner/Manager
NEGOTIATED \$500
16. 79248 & Roll N Style #C17349 **10:15 a.m.**
NEGOTIATED \$250
79442 Amy Dunham #19400431, Owner/Manger
NEGOTIATED TO ATTEND BOARD CLASSES
17. 79249 Cost Cutters #62038 #C14389 **10:15 a.m.**
Minnesota Regis Corp
Paul Finkelstein, President
Donelle Gagnon #10600361, Manager
No show; to formal hearing.
18. 79250 Ramona Hoey #59900291, Licensee **10:15 a.m.**
NEGOTIATED \$250
19. Active Style Hair & Nail Design #C10512 **10:15 a.m.**
Lydia Smith #18400188, Owner/Manager
NEGOTIATED \$250
20. 79252 Vickie Sanders Image Makers #C11513 **10:15 a.m.**
V.S. Design Inc
Vicky Sanders, President
Gina Wyatt #18400887, Manager
NEGOTIATED \$500
21. 79274 & Beauty Brands #C16088 **10:15 a.m.**
Beauty Brands Inc
Robert A Bernstein, President
David Bernstein, V-P
NEGOTIATED \$500

79443 Zonia Alcocer #19401315, Manager

MOTION by Flora Finch to maintain the previously offered Consent Agreement to attend the infection protection class and the law review class given by the Board. MOTION SECONDED by Thom Kasch. MOTION CARRIED.

22. 79275/79276 & Unix Nails #A16373 - #M16187 **10:15 a.m.**
NEGOTIATED \$500
 79444 Anh Nguyen #10901295, Owner/Manager
NEGOTIATED TO ATTEND BOARD CLASSES
23. 79277 & Smart Style #404 #C10944 **10:15 a.m.**
 Minnesota Regis Corp
 Paul Finkelstein, President
No show; to formal hearing.
 79445 Lilia Facio #10327161, Manager
NEGOTIATED TO ATTEND BOARD CLASSES
24. 79281 Miracles Salon Day Spa #C18673 **10:15 a.m.**
 Miracles Salon/Day Spa LLC
 Maria Ybarra #10401355, Member/Manager
NEGOTIATED \$250
25. 79283 & Dolce Salon & Spa #C12122 **10:15 a.m.**
 Dolce Salon & Spa LLC
 Brandi Nuttall #19916150, Member
 79446 Jamie Kite #30500082, Manager
No show; to formal hearing.
26. 79285 Amanda Comstock #30700344, Licensee **10:15 a.m.**
NEGOTIATED \$50
27. 79286 & Toni & Guy Hairdressing #C2137 **10:15 a.m.**
 Phoenix Salon Associates LP
 Gerry Watkins #18225407, President
 Sabio Vilorio #17820453, Vice President
NEGOTIATED \$1,500
 79447 Leticia Sotelo #10502170, Manager
NEGOTIATED TO ATTEND BOARD CLASSES
28. 79287 & Trade Secret #7802 #C11575 **10:15 a.m.**
 Trade Secret Inc
 Paul Finkelstein, President
CONTINUED
 79457 Courtney Brown #10800702, Manager
NEGOTIATED \$250
29. 79288 Regis Salon #441 #C12735 **10:15 a.m.**
 Minnesota Regis Corp
 Paul Finkelstein, President
NEGOTIATED \$500

BOARD MEETING MINUTES

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30. 79296 & 79458 Daily Nails #M12223
Vainy N. Phan #50000071, Owner/Manager
NEGOTIATED \$500 **10:15 a.m.**
31. 79297/79299 & 79459/79460 &D & K Nails #A16345 & #M16158
Anhmy Thi Luu #30900660 & #50400256, Owner/Manager
RETURN TO SENDER – UNABLE TO FORWARD
CONTINUED **10:15 a.m.**
32. 79301 & 79463 Master Cuts 439 #C14149
Regis Corp
Paul Finkelstein, President
NEGOTIATED \$750
Sarah Rubalcava #10400372, Manager
No show; to formal hearing. **10:15 a.m.**
33. 79303 Carrie’s Day Salon #C13991
Carrie Beaver #17617467, Owner/Manager
NEGOTIATED \$250 **10:15 a.m.**
34. 79304 Red 115 Salon #C15881
Red Red Inc
Jenessa St. James #19100379, President/Manager
NEGOTIATED \$250 **10:15 a.m.**
35. 79306 & 79464 Regis Salon 457 #C12384
Minnesota Regis Corp
Paul Finkelstein, President
NEGOTIATED \$500
Amber Eyley #10500583, Manager
NEGOTIATED TO ATTEND BOARD CLASSES **10:15 a.m.**
36. 79307 Cutie Nails #M16378
Jon Nguyen #50331436, Owner/Manager
NEGOTIATED \$250 **10:15 a.m.**
37. 79308 & 79465 & 79467 Ciao Bella Salon #C17931
Ciao Bella Salon LLC
NEGOTIATED \$500
Desirae Gutierrez #30400141, Member/Manager
NEGOTIATED TO ATTEND BOARD CLASSES
Risha Campbell #10225030, Member/Manager
NEGOTIATED TO ATTEND BOARD CLASSES **10:15 a.m.**
38. 79311 Linda Molly Argumedo #17010941, Licensee
NEGOTIATED **10:15 a.m.**
39. 79316/79317 Pro Nail by CK and TJ #A16360 & #M16173
Thuan Nguyen #50401085, Owner/Manager **10:15 a.m.**

NEGOTIATED \$750

40. 79318 & 79319 & 79320
Dung T. Nguyen #50200631, Licensee
Nha T. Nguyen #30200100 & #50100372, Licensee
Diem Thi Phan #30900257 & #50900128, Licensee
NEGOTIATED **10:15 a.m.**
41. 79321 & 79322
Tomasz A. Wnek #10801482, Licensee
Antoni Wnek #10900035, Licensee
NEGOTIATED \$500 & TO ATTEND BOARD CLASSES
NEGOTIATED \$50 **10:15 a.m.**
42. 79326 & 79468
League Barbershop & Salon #C19149
Work Hard Play LLC
Kevin Gardner, Member
Hector Rodriquez #10401223, Manager
NEGOTIATED TO ATTEND BOARD CLASSES **10:15 a.m.**
43. 79327 & 79469
Magic Hair Salon #C18700
Rosa Perez #10300139, Owner/Manager
NEGOTIATED \$250
NEGOTIATED TO ATTEND BOARD CLASSES **10:15 a.m.**
44. 79328
Salon & Spa Visage #C16579
Nadia Montova, Co-Owner
Baldramina Renteria, Co-Owner
Vanessa Herrera #10901718, Manager **10:15 a.m.**

Nadia Montova appeared with her niece Anita Montova as her interpreter and spoke to the issue. The Board had Anita Montova swear and attest that she would interpret exactly and accurately as stated.

MOTION by Stephen Colarusso to continue for further investigation. MOTION SECONDED by Thom Kasch. MOTION CARRIED.

45. 79329 &
Salon Blissfull & Royal Poochie #C18598
Ava Fitzloff #19918984, Co-Owner/Manager
Ryan Fitzloff, Co-Owner
NEGOTIATED \$250
NEGOTIATED TO ATTEND LAW CLASS
NEGOTIATED **10:15 a.m.**
46. 79330 & 79331
Yuri Valdez #10901889, Licensee
Neyra Armenta #10801157, Licensee
NEGOTIATED \$50
NEGOTIATED \$50 **10:15 a.m.**
47. 79362 & 79363 & 79364
Amy McDonald #10601894, Licensee
Dalilah Saenz #10501740, Licensee
Krisanna Conrad #10700505, Licensee
NEGOTIATED \$50
NEGOTIATED \$50
NEGOTIATED \$50 **10:15 a.m.**

BOARD MEETING MINUTES

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- 79365 & Stephanie Romero #30800872, Licensee
NEGOTIATED \$50
- 79366 & Erica Baumgardner #50400205, Licensee
No show; to formal hearing.
- 79367 & Sobeyda Hernandez #50228465, Licensee
NEGOTIATED \$50
- 79338 & Suzanne Johnsen #10200513, Licensee
NEGOTIATED \$50
- 79369 Carrie Allen #10500530, Licensee
No show; to formal hearing.
48. 79373 Cindy's Nails & Spa #M15268 **10:15 a.m.**
Phuong Thi Nguyen #50100641, Owner/Manager
NEGOTIATED \$250
49. 79374& Top Notch Hairware #C18809 **10:15 a.m.**
Top Notch Hairware Inc
Geraldine Davis #16124702, President/Manager
NEGOTIATED \$250
- 79473 & Audrey K Inda #58500040, Licensee
NEGOTIATED \$250
- 79474 Leon W Crandell #19700460, Licensee
NEGOTIATED \$500 & TO ATTEND BOARD CLASSES
50. 79377 & Salon Sahara #C14723 **10:15 a.m.**
NEGOTIATED \$250
- 79476 & Cheryl Hovland #18123591, Owner/Manager
NEGOTIATED TO ATTEND BOARD CLASSES
- 79475 Cheryl Burton #59600393, Licensee
NEGOTIATED TO ATTEND BOARD CLASSES
51. 79379 & Utah Nails #M16028 **10:15 a.m.**
Utah Nails LLC
NEGOTIATED \$750
- 79477 Tuy V. Nguyen #59900065, Member/Manager
NEGOTIATED TO ATTEND BOARD CLASSES
52. 79381 & Sonya's Hair Studio #C19513 **10:15 a.m.**
NEGOTIATED \$250
- 79478 Sonya O'Connor #19900292, Owner/Manager
NEGOTIATED TO ATTEND BOARD CLASSES
53. 79391/79392 & Estrella Nails & Spa by Khanh #A16115 & #M15992 **10:15 a.m.**
79479/79480 Khanh H. Nguyen #30800731 & #50800001, Owner/Manager
NEGOTIATED
54. 79393 & TJ Elegant Nails #M15994 **10:15 a.m.**
TJ Elegant Nails LLC
- 79481 & Lien Thi Pham #30700455 & #50700528, Member
Thuy Tien To Bui, Member

79482 Hai T. Nguyen #50601144, Manager

MOTION by Thom Kasch to accept staff recommendations and dismiss all. MOTION SECONDED by Gary Begley. MOTION CARRIED.

55. 79394/79395 & Don’s Nail Spa #A16051 & #M15936 10:15 a.m.

Andy Nail & Spa LLC

NEGOTIATED \$500

79483/79484 & Hang Thach #30700588 & #50701019

NEGOTIATED TO ATTEND BOARD CLASSES

Nhan Thach, Member

79485 Tommy Thach #50800551, Manager

NEGOTIATED TO ATTEND BOARD CLASSES

56. 79396 Amaxx Hair Salon #C18357 10:15 a.m.

NEGOTIATED \$500

Laura Manzano, Owner

NEGOTIATED TO ATTEND BOARD CLASSES

57. 79494 Suzanne Baldwin #19700422, Licensee 10:15 a.m.

NEGOTIATED \$250

STEP 3: HEARINGS * AND ***

A. Denial Appeals

None

B. Motion to Deem Allegations Admitted

74814 Simply Cuts #C16282 10:00 a.m.

America’s Choice Hair Co. Inc., Owner

Monica Proconier, President

Assistant Attorney General, Bridget Harrington, appeared representing the State. Solicitor General, Christopher Munns, was available by telephone. Licensee did not appear.

MOTION by Flora Finch to grant the State’s MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Gary Begley . MOTION CARRIED.

MOTION by Flora Finch to adopt as Findings of Fact paragraph III in the Complaint and as Conclusions of Law paragraph IV in the Complaint. MOTION SECONDED by Thom Kasch. MOTION CARRIED.

MOTION by Flora Finch to issue an Order of discipline to revoke the license, to impose civil penalties and costs for \$250, to pay restitution of \$109.00 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 Thom Kasch. MOTION CARRIED.

C. Hearing Officer Recommendations

None

D. Request for Reinstatement

None

E. Appeal Board Orders

None

F. Discussion, Consideration and Possible Action on Proposed Consent Agreement Terms.

None

STATUS AND ADDITIONS TO TENTATIVE AGENDA * AND ***

78834 European Nails & Spa A15787
Tammy Dan Tran, Owner/Manager 30500512 & 50100125

MOTION by Stephen Colarusso to add nail salon license no. M15723 and also to notify all proper authorities. MOTION SECONDED by Kyra Locnikar. MOTION CARRIED.

75781 & Claudia Camargo #19501073
75782 Elva Basurto #19700704

MOTION by Stephen Colarusso to accept staff recommendations and dismiss. MOTION SECONDED by Thom Kasch. MOTION CARRIED.

For Board Information Only:

79186 Margaret Dean #16405912 *(CA received)*

ADJOURN

MOTION by Thom Kasch to adjourn meeting. MOTION SECONDED by Flora Finch. MOTION CARRIED.

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

- * LEGAL ADVICE WHERE APPLICABLE – A.R.S. § 38-431-03 (A) (3)
- ** PERSONNEL MATTERS – A.R.S. § 38-431.03 (A) (1)
- *** CONFIDENTIAL MATTERS – A.R.S. § 38-431.03 (A) (2)
- **** PENDING LITIGATION – A.R.S. § 38-431.03 (A) (4)