



Arizona State
Board of Cosmetology

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BOARD MEETING MINUTES

ARIZONA STATE BOARD OF COSMETOLOGY MEETING
February 21, 2014 AT 9:00 AM
1721 East Broadway
Tempe, Arizona 85282-1611

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

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

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

PLEDGE OF ALLEGIANCE

CALL TO ORDER AND ROLL CALL

Gary Begley
Karla Clodfelter
Jessica M Stall-Rainbow
Joe Verdugo
Tammy L Acton
Melissa C Porter
Martha P Ramsey

BOARD BUSINESS

1. Approval of Regular Board Minutes of January 17, 2014.

MOTION by Karla Clodfelter to approve minutes as written with the correction to Step 1 D. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

2. Approval of Conference Call Board Minutes of January 28, 2014

MOTION by Karla Clodfelter to approve minutes as written. MOTION SECONDED by Martha Ramsey. MOTION CARRIED.

3. Declaration of Conflict of Interest.

None.

4. Discussion, Consideration and Possible Action on Cindy Vong and La Vie LLC, Appellants vs. Donna Aune, Arizona Court of Appeals.

The Board may vote to go into Executive Session for the purpose of discussion and consideration of pending litigation pursuant to A.R.S. §38-431.03 (A) (4).

- Update on Case Status

Assistant Attorney General Bridget Harrington, reported that the Court of Appeals has chosen this case to be used as a student community education program and will be held at McClintock High School on April 17, 2014.

Executive Director Donna Aune, stated she will participate and do a power point on why we regulate the industry.

5. Update, Discussion, Consideration & Possible Action on 2014 Board Proposed Legislation

Board Proposed Legislation HB2439 and HB2266:

- A.R.S. § 32-501 (12) Definition of "School"/State Authorization of Cosmetology Schools – Title IV Funding/Arizona Cosmetology Schools
- A.R.S. § 32-516 Adding Cosmetology with Aestheticians – Cosmetic Laser
- A.R.S. § 32-501 (2)(c) (6) (e) – Removing "Electrolysis"
- A.R.S. § 32-515 (D) Omitting Requirements of Application to Board for Reexamination
- A.R.S. § 510 (aesthetician), A.R.S. § 32-511 (cosmetologist), A.R.S. § 32-512 (nail technician) and A.R.S. § 32-531 (instructor) – Remove "23 Years of Age" Qualifications

Board Proposed Legislation Relating to Arizona State Board of Cosmetology

Karla Clodfelter stated that she was at the Capital on February 20, 2014, and met with Board Lobbyist Nick Simonetta and Representative Gowan who carries our bill. Everything is going well and has passed in the House.

6. Discussion, Consideration & Possible Action on Substantive Policy Statement Regarding A.R.S. § 32-556; Separation of Schools from other Businesses
 - Schools using a Cosmetology School Facility when Cosmetology School is not in Session.

MOTION by Martha Ramsey to approve the Substantive Policy Statement with the changes of specifying that cosmetology school also includes an aesthetic or nail technology school or any school licensed by the Board. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

7. Cosmetology Students on Field Trip.
 - Questions and answers regarding Board authority and process

Students from Santa Cruz Institute of Cosmetology and Imaj Institute attended.

EXECUTIVE DIRECTOR'S REPORT

- A. Report and Discussion on meeting with Senator Gail Griffin and Senator Robert Meza on January 21, 2014.

Executive Director Donna Aune, reported to the Board Members that the meeting went very well and they both support the Board.

- B. Report and Discussion on GL Solutions.

Theresa Bunch reported to the Board Members that we have started working with GL Solutions on a weekly basis as well as staff and it is going very well.

- C. Report and Discussion on National Interstate Council (NIC) Regional Conference Meeting to be held on March 14th-16th 2014.

Executive Director Donna Aune, announced that Gary Begley, Karla Clodfelter and herself would be attending the National Interstate Council Regional Conference Meeting on March 14th through 16th.

- D. Summary of Current Events.

Executive Director Donna Aune, announced that News Program 20/20 will be joining Investigator Joanne Ayotte out in the field in the near future.

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

87558 Hung H. Nguyen *(Deny & accept w/\$250 negotiation term; working prior to licensure)*

MOTION by Karla Clodfelter to deny and accept with negotiation terms.
MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

B. Recommend Dismissals

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

86567	Summer R Sizelove #10502259	<i>(No evidence found to support allegations)</i>
86673	Mobile Spa Services, Unlicensed	<i>(No evidence found to support allegations)</i>
86770	Haircuts & Colors, Unlicensed	<i>(No evidence found to support allegations)</i>
86776	Maria Melissa Delgado #31200809	<i>(No evidence found to support allegations)</i>
87135	Emily Brown #11200509	<i>(No evidence found to support allegations)</i>
87263	Karen Revell, Student ID 908363	<i>(No evidence found to support allegations)</i>
87264	Bikini Cuts, Unlicensed	<i>(Business is closed)</i>
87268 & 87269	Tammi Harriss-Halim #31200032 Divas & Dudes Too #C16817 Gary Johnson, Co-Owner Tammy Johnson #19500590, Co-Owner	<i>(Found licensee & salon in compliance with the supervision of a health professional)</i>
87344	Lucita R Acosta #19401340	<i>(Found said location licensed - M17205 & C21122)</i>
87367	Avalon School of Cosmetology #S126 EA Education Inc, Owner Brandon Pobiak Don Pobiak Clint Tryon	<i>(Found school in compliance with adequate ventilation)</i>
87394	Great Clips #C5424 Metro Clips Inc, Owner Dave Oliverio, President Dianne Oliverio, Secretary/Treasurer	<i>(Customer satisfaction)</i>
87401	Beverly Hills Rejuvenation Center #A18313 BHRC Scottsdale LLC, Owner Douglas T Haman, Member	<i>(No jurisdiction - refer to proper authorities)</i>
87452	Mark H Garcia #11102496	<i>(No evidence found to support allegations)</i>
87454/87455	Greenfield Nails & Spa #M17404	<i>(No evidence found to support allegations)</i>

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- 87459 Lin & Sis Enterprises LLC, Owner
Tom Sisouvanh, Member
De Pont Salon & Spa LLC #C23447 (No evidence found to support allegations)
De Pont Salon & Spa LLC, Owner
Katie Bridgewater, #'s 30400346 & 59900035, Member
Walter Bridgewater, Member
- 87510 US Nails Spa #M16831 (No evidence found to support allegations)
Holly Tran #50601019, Owner

C. Recommend Letter of Concern

See motion above.

- 87379 BJ's Pinkies & Piggies #C19450 (Delinquent establishment license)
Bobbie Sharp #19919445, Owner
- 87448/87449 Maiya's Nails & Spa #'s M17590 & A18331 (Personal licenses not displayed)
Maiya's Nails & Spa LLC, Owner
Kevin Do #59700202, Member
Celine, Licensee
- 87477/87478 7 Day Spa & Nails #'s M17580 & A18621 (Personal licenses not displayed)
Chi Chi Nguyen #10332274, Owner
- 87481 Life Care Center of Sierra Vista #C3371 (Posting of licenses, IFP guidelines &
Life Care Center of Sierra Vista inspection sheet, no TB & no blood spill kit)
- 87482 Nina's Salon #C22676 (Delinquent establishment license)
Tenisha Portela-Congress #10020655, Co-Owner
Andres Portela, Co-Owner
- 87512/87513 NT Nails #'s M15398 & A15400 (Delinquent establishment license)
Nam D Ho #50600166, Owner
- 87514 Massage Envy Spa Goodyear #A17089 (Delinquent establishment license)
Phoenix Wellness Massage Inc, Owner
Edward Lopez, President/Director
Jill O'Bryan Lopez, Chief Executive Officer
Amber Laconte, Manager
- 87524 U Nails & Spa #M15436 (Personal license display & inspection sheet display)
Trang T Vuong #'s 50300161 & 30600623, Co-Owner/Manager
Son Ngoc Pham #50400751, Co-Owner
- 87525 Legacy Nails & Spa #M14608 (Personal license display)
Legacy Nails & Spa Inc, Owner
Nhan Le #10100204, Director/Manager
- 87526 Hair Pollution LLC #C23293 (Delinquent personal license & license display)
Hair Pollution LLC, Owner
Tad Caldwell #18900659, Member/Manager
- 87540 Great Clips #C11791 (Personal license display)
Apache Clips Inc, Owner
David Oliverio, President/CEO
Jami W Brewer #11002080, Manager
- 87541 Salon & Spa Nails by Joyce #M17429 (Adv. diff, del. personal lic & required sign for
Joyce Johnston #58800147, Owner/Manager services not reg. by Board – massage)
- 87543 Lauren Santana Hair Design #C23732 (No exterior sign & suite # not on
Lauren Santana #11000160, Owner/Manager physical license)
- 87544 Salon & Spa Visage #C16579 (Delinquent establishment license)
Nadia Montova, Co-Owner
Baldramina Renteria, Co-Owner
- 87545 Tran Nails #A13505 (Delinquent establishment license)
Oanh Hoang Thi Huynh #'s 30330751 & 50000542, Owner/Manager

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87546	Belleza Latina Beauty Salon #C21078 Liliana Betancourt #19800358, Owner	<i>(Delinquent personal license)</i>
87565	C Nail Couture #M17249 Corina Rose #51100015, Owner/Manager	<i>(Delinquent establishment license)</i>
87566	V Nail Couture #M17239 Volgz LLC, Owner Alma Veronica Olguin #'s 81200002 & 50300157, LLC Manager	<i>(Delinquent establishment license)</i>
87567	Lucent by Brittany Lee #C23016 Brittany Lee #11002313, Owner	<i>(Delinquent personal license)</i>
87569	Theresa's Beauty Salon #C1976 Sandra S Oz #16305280, Owner Sharan Crane #18123720, Manager	<i>(Personal license & inspection sheet display)</i>
87570	Salon Avenue North #C23285 Jason Chavez #10401701, Owner/Manager	<i>(Delinquent personal license & inspection sheet display)</i>
87579	Salon D'Shayn #C22560 D'Lisa Shayn LLC, Owner D'Lisa Ledgewood #30400231, Member	<i>(Delinquent personal & establishment licenses, sanitation violations)</i>
87588	Camelot Salon of Beauty #C2952 Ulman Enterprises Inc, Owner Irene Ulman #19400257, President/Manager	<i>(Delinquent personal license)</i>
87589	Great Clips #C14853 Bell Hair Inc, Owner Paul E Neumayr, President/Director Ashley Dodgion #10701382, Manager	<i>(Delinquent personal license)</i>
87590	Holly's Nails #M17010 Quy Van Le, Owner	<i>(Delinquent personal license)</i>
87600	Sincerely Yours Salon #C18266](5/13 licensees w/ soiled dry storage & soiled tools) Sincerely Yours Salon LLC, Owner Patricia Mitchell #18501134, Member/Manager	
87601	Zara Salon #C16609 Zaira Balyan #19600851, Owner	<i>(Delinquent personal license)</i>
87602	European Wax Center Moon Valley #A17346 European Wax Center Moon Valley LLC, Owner Alex Weisman, President	<i>(Delinquent establishment license & licensees w/ laminated licenses)</i>
87603	Glenda's Beauty Salon Inc #C4478 Glenda's Beauty Salon Inc, Owner Glenda Willis #17718792, President/Director John Willis, Director	<i>(Delinquent personal license)</i>

D. Recommend Informal Interview or Negotiation Terms

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

1. 87336 Michele M Tinto #10200757
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
2. 87346 LeNail Works #M16066
Thu Nguyen #59500526, Owner
Offer a consent agreement to assess \$125.00 civil penalty and Board costs, see motion above.

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3. 87377 & Dae' Jonoinque Rayford #9087702, Student
Dismiss due to no evidence found to support allegations, see motion above.
87493 Keameashia Jordan #11002292, Owner
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
4. 87386 Rachel M French #10227590
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
5. 87400 Kandice Saterlee #11100593
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
6. 87402 Tip Top Nails byYen #M17173
Phi Yen Pratt #59600972, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
7. 87444 & North Mesa Plaza V Inc.
Dismiss due to establishment is now license, see motion above.
87497 & Paul Zuccarello #10126167
Dismiss due to no violations against this licensee, see motion above.
87629 & Maria Sepulveda #19401024, Licensee
Offer a consent agreement to assess \$50.00 civil penalty and Board costs, see motion above.
87630 Alice Hoffman #10602065, Licensee
Offer a consent agreement to assess \$50.00 civil penalty and Board costs, see motion above.
8. 87446 & Belle Vous Salon #C20103
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
87500 Tanya Walker #10400836
Dismiss due to owners responsibility, see motion above.
9. 87405 Payless Nail #M16562
Hung H Minh Nguyen #50600570, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
10. 87406 Gaby's Hair Salon #C14454
Luz Gabriela Montoya #19200430, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
11. 87407 Bella Imagen Hair Salon #C19376
Bella Imagen Hair Salon & Barber LLC, Owner
Sandra Valladares #10601097, Member/Manager
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, see motion above.
12. 87408 Supercuts #9699 #C10811
Supercuts Corporate Shops Inc, Owner

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- Dan Hanrahan, President
Gavin Scott Maynard #10902220, Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
13. 87419 Section Hair Studio #C23508
Section Hair Studio LLC, Owner
Kristine Turnage #19900408, Member/LLC Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
14. 87420 T. O. Golden Salon #C10201
Ohk H Kim #18901024, Owner/Manager
Issue Letter of Concern for unsecured chemicals in the restroom, see motion above.
15. 87421/87422 New York Nails LLC #'s M16930 & A17350
New York Nails LLC, Owner
Tuyphuong Thi Truong #10700881, Member/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
16. 87423 Cost Cutters 62039 #C14840
Minnesota Regis Corp, Owner
Dan Hanrahan, President
Desiree Gallego #11000539, Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
17. 87424 Marylu's Salon #C23627
Maria Membrila #10900364, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
18. 87425 Ava Nails & Spa #C23005
Tam V Nguyen #10900264, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
19. 87426 Beyond Beauty Salon & Spa #C23578
Norma B Ruiz, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
20. 87427 Lupitas Barber Shop & Salon #C22875
Guadalupe Toscano, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
21. 87428 Great Clips #C3344
ACEP Success Unlimited Inc, Owner
Amber Cepkauskas #19001242, President/Director
Matt Cepkauskas, Vice-President/Director
Zuilma Peralta #10400108, Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.

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22. 87429 Gel Q Nail & Spa #M17234
Thao P Nguyen #'s 50501142 & 30500723, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
23. 87439 Eric Belcher #10600197
Offer a consent agreement to assess \$50.00 civil penalty and Board costs, see motion above.
24. 87440 Kristy Bullock #10020810
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
25. 87441 Fantastic Sams #C15691
LMV Enterprises LLC, Owner
Lina Valdez #18800915, Member
Jessica Guzman #10600754, Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
26. 87442/87443 Ken Nails #'s M14700 & A14871
Douglas Le #50100393, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
27. 87445 Divine Hair Design #C17910
Tamara & Co Inc, Owner
Tamara L Salerno #19600794, President/Director
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
28. 87464 Textures Salon #C20557
Textures Salon LLC, Owner
Cody Wullkotte #10800343, Member
Yvonne Mutascio #19300827, Member
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
29. 87465 Highlight Nails #M8045
Dien Van Nguyen #59600864, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
30. 87466 Great Clips #C3976
Headlines Enterprises Inc, Owner
Thomas Allen, President/CEO
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
31. 87467 Julia's Nails & Spa #M15287
Julee Huynh #10402224, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.

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32. 87468 Aesthetics Institute & Laser Sciences #S34
Fernando Gonzales, Owner
Isabel C Calleros #99200002, Instructor in Charge
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
33. 87469/87470 Nails Spa at Lincoln View #'s M16107 & A16287
Tri Nguyen #50700131, Owner/Manager
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, see motion above.
34. 87471/87472 Du Nails #'s M12232 & A14211
Du Van Truong #59700316, Owner
Thi Cam Truong #'s 50401474 & 30500754, Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
35. 87473 The Pampered Pinkie #C21615
The Pampered Pinkie LLC, Owner
Debra Wilcock #18600074, Member/Manager
Megan Wilcock #10902425, Member/Manager
Issue Letter of Concern for wet disinfectant set up in the restroom and not large enough for complete immersion see motion above.
36. 87474 Lisa M Velez #10602182
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
37. 87475 Natural Look #C22701
Shaneen Davis #11001000, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
38. 87483 Joya Salon #C21065
ML Operating Co Inc, Owner
Michael Shannon, President
Eddie Zrimsek, Assistant Director
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
39. 87484 Kimberly Blowdry Salon LLC #C22025
Kimberly Blowdry Salon LLC, Owner
Kimberly Robson, Member
Stephen Arnet #11202311, Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
40. 87485 Darlene J Berry #18428397
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, see motion above.
41. 87486 Hula Nail & Hair Spa #C19517
Marianne A Ocampo #10901088, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.

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42. 87498 & Vanessa M Fierro #19800447, Co-Owner/Manager
Offer a consent agreement to assess \$375.00 civil penalty and Board costs, see motion above.
- 87499 Adriana Pavon #10500405, Co-Owner/Manager
Offer a consent agreement to assess \$375.00 civil penalty and Board costs, see motion above.
43. 87501 Paul Gallarzo #10600796, Owner/Manager
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, see motion above.
44. 87502 Hair & Lashes 360 #C22978
Beth Darden #10332569, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
45. 87503 Laura Gill Smith #30600776
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
46. 87515 Seduction Nails & Spa #M17247
Phong Hung Le #50601362, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
47. 87516 & Phuong "Ann" Le #50600535, Co-Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
- 87517/87518 Alexie Hong Le #'s 50600062 & 30601145, Co-Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs (\$125.00 per license), see motion above.
48. 87519 Nghia Hao Hoa #51200111, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
49. 87520/87521 Boston Nails #'s M16454 & A16981
Boston Nails LLC, Owner
Kim Tuyen Tran #'s 50700356 & 30600989, Member/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
50. 87522/87523 K Luxury Nails #'s M16659 & A16982
K Luxury Nails LLC, Owner
Kim Tuyen Tran #'s 50700356 & 30600989, Member/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
51. 87433 Allure Salon #C20009
Tanya Walker #10400836, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.

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proper blood spill procedures were not followed and there were several health and safety violations.

MOTION by Karla Clodfelter to move that for case 87396 all alleged violations cited in the Investigative Report have been shown except unlicensed individual. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

MOTION by Karla Clodfelter to move that for case 87396, to impose the following discipline and offer a Consent Agreement with the following new terms to assess \$1,000 civil penalty and Board costs and for licensee to attend and complete the Infection Protection/Law Review class given by the Board within two-months. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

9. 87397 John H Messer #17415106 **10:30 a.m.**
Continued from January's Board Meeting
NEGOTIATED \$250

10. 86335 Megan Greear #10601810 **10:30 a.m.**
NEGOTIATED \$500

11. 86655 Barbara Paswaters #31200610 **10:30 a.m.**
NEGOTIATED \$50/PAID

12. 86672 De'meka Tonth #11102294 **10:30 a.m.**
NEGOTIATED

13. 86691 Hana's Nails #C22006 **10:30 a.m.**
Nhan T Nguyen #50500946, Owner

No show; to formal hearing

14. 87072 Pole Position Fitness Studio & Spa #C23523 **10:30 a.m.**
Tammy Thorp, Owner

Compliance Supervisor Joanne Ayotte asked the Board in lieu of the fine to accept a voluntary revocation of the salon license. This was a case were the owner advertised someone that never started at the salon and has no intention of having anyone working there in our jurisdiction.

MOTION by Karla Clodfelter to accept voluntary revocation of salon in lieu of fine. MOTION SECONDED by Martha Ramsey. MOTION CARRIED.

15. 87108 Doris Kroupa #19300495 **10:30 a.m.**

Doris Kroupa appeared was sworn in and stated she thought she was legal at the time, the previous owner assured her the license was good until 12/12/13. Investigator Joanne Ayotte testified to the establishment being unlicensed and the previous owner Judith Anderson given Doris permission to use the license.

MOTION by Tammy Acton to move that for case 87108 all alleged violations cited in the Investigative Report have been shown. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

MOTION by Tammy Acton to move that for case 87108, to issue a Letter of Concern due to not completing the ownership change in a timely manner. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

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16. 87165 Da-Vi Nails of Prescott #M15579 **10:30 a.m.**
Kim T Le #50000421, Owner
Da-Vi Nails Inc, Owner
David Truong, President
NEGOTIATED \$500
17. 87183 Shea Nails #M15234 **10:30 a.m.**
Martin Thiem Bui #50500156, Owner
"Mandy" Dung N Duong #50200045, Licensee
NEGOTIATED \$500/PAID
18. 87185 Prime Cuts Hair Salon #C20845 **10:30 a.m.**
Aurora Sepi #18900880, Owner
NEGOTIATED
19. 87186 Nail U Luv 1 # M16012 **10:30 a.m.**
Thuy Thi Huynh #50601196, Member/Manager
NEGOTIATED \$250
20. 87193 Rechyl A Gaffey #19400970 **10:30 a.m.**
NEGOTIATED \$500/6-Months Probation/1st Payment Submitted
21. 87194 & Cynthia Acridge #39600060 **10:30 a.m.**
87504 Linda Kriske #10800043
NEGOTIATED
22. 87195 Dustion J Aratin #18800071 **10:30 a.m.**
CONTINUANCE GRANTED
23. 87212 Crystal Root #10500362 **10:30 a.m.**
No show; to formal hearing
Compliance Supervisor Joanne Ayotte asked the Board to rescind previous motion of \$500 to \$250, due to this was a location change not unlicensed.
- MOTION by Karla Clodfelter to rescind previous motion of \$500 to \$250, due to a location change not unlicensed. MOTION SECONDED by Melissa Porter. MOTION CARRIED.
24. 87213 Estrella Nails & Spa #M16292 **10:30 a.m.**
Thuy Duong Giang #'s 30900363 & 50900294 (Inactive), Owner
NEGOTIATED \$750
25. 87223/87492 Talk Nails & Spa #A15448 & M15433 **10:30 a.m.**
Andy Thai Tran #50200669, Owner/Manager
Asia Phuong Tong #'s 50501551 & 31000622, Licensee
NEGOTIATED \$750
26. 87227 & Ulta Salon Cosmetics & Fragrance #C10280 **10:30 a.m.**
Ulta Salon Cosmetics & Fragrance Inc., Owner
Terry Hanson, C.E.O.
Karen Ann Henning Gil #11000890, Salon Manager
CONTINUANCE GRANTED
87559 & Percilla Garza #11201301, Licensee

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87560 **CONTINUANCE GRANTED**
Billie Grill #11102584, Licensee

CONTINUANCE GRANTED
Compliance Supervisor Joanne Ayotte asked the Board to rescind previous motion and Dismiss fine against salon and Dismiss class for both licensees due to the complainant had chemical services done after and could not assess the work that was being complained about.

MOTION by Karla Clodfelter to rescind previous motion and to Dismiss fine against the salon and Dismiss class for both licensees due to lack of evidence. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

27. 87266 Spazzi Nail Sp #M16762 **10:30 a.m.**
Hoang Duc Vo #50000234, Owner/Manager

No show; to formal hearing

28. 87286 Brow Lady USA #A16285 **10:30 a.m.**
Eric R Bowman, Owner
Continued

29. 87319 Maria Jones #18123601 **10:30 a.m.**
Continued for further investigation

30. 87320 Mike Lee Nails #M17299 **10:30 a.m.**
Mike Lee Nails LLC, Owner
Le Tuyet Pham #50100625, Member
NEGOTIATED \$250/PAID

31. 87321 Le Majestic Nails #M16653 **10:30 a.m.**
Diem Thi Pham #50300286, Owner/Manager
NEGOTIATED \$500/6-Months Probation/1st Payment Submitted

32. 87322 Regal Nails #2113 #M15972 **10:30 a.m.**
Ut Van Thai #50000241, Owner
NEGOTIATED \$250/PAID

33. 87334 Heather Phares #11100378 **10:30 a.m.**
Heather Phares appeared was sworn in and stated these are elective/career classes for the kids and they went to the nursing home and polished the resident's nails. They do use mannequin heads and Milady text books. Investigator Joanne Ayotte testified that the charter school does offer cosmetology program and Heather Phares is not a licensed instructor and the charter school is not licensed.

MOTION by Karla Clodfelter to move that for case 87334 all alleged violations cited in the Investigative Report have been shown. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

MOTION by Karla Clodfelter to move that for case 87334, to impose the following discipline and offer a Consent Agreement with the following new terms to assess \$50 civil penalty and Board costs and for licensee to attend and complete the Infection Protection/Law Review class given by the Board. MOTION SECONDED by Joe Verdugo. MOTION CARRIED. Tammy Acton VOTED NAY.

34. 87337 Debra K Lewis #19800151 **10:30 a.m.**

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Debra K. Lewis appeared was sworn in and stated that the establishment was inactive and she went to the office the same day and paid \$400 and reactivated her salon establishment license. Investigator Linda Stroh testified that the establishment license was inactive; however back in 2011 it was inactive and did not catch it.

MOTION by Tammy Acton to move that for case 87337 all alleged violations cited in the Complaint Summary have been shown. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

MOTION by Tammy Acton to move that for case 87337, to issue a Letter of Concern due to licensee took care of the licensing issue the same day. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

35. 87338 Bloom Salon & Spa Inc #C20713 **10:30 a.m.**
Bloom Salon & Spa Inc, Owner
Samantha Christopher, President
Cory Christopher, Vice-President
NEGOTIATED \$250

36. 87339 Prestige Nails & Spa #5190 #M16335 **10:30 a.m.**
Victoria Nguyen #'s 50700399 & 30800571, Owner/Manager
NEGOTIATED \$250/PAID

37. 87355 Jessica L Ostrander #18501144 **10:30 a.m.**
NEGOTIATED \$500/6-Months Probation/1st Payment Submitted

38. 87359 Seatop Nails #M16190 **10:30 a.m.**
Nam Quoc Huynh #50401088, Owner/Manager
Nam Quoc Huyn appeared was sworn in and stated that he has fixed all of the issues. Inspector Amber Moore testified to the reuse of pumice blocks, wet disinfectant not large enough for complete immersion, towels not enclosed and a licensee working without personal license posted.

MOTION by Tammy Acton to move that for case 87359 all alleged violations cited in the Complaint Summary have been shown. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

MOTION by Tammy Acton to move that for case 87359, to impose the following discipline and maintain Consent Agreement terms previously offered to the Licensee. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

39. 87360 Yordana's Beauty Salon #C6686 **10:30 a.m.**
Aida Mendoza #19000743, Owner/Manager
NEGOTIATED \$250

40. 87361 Mejia Barber & Beauty #C23318 **10:30 a.m.**
Frank Mejia, Owner/Manager
NEGOTIATED \$250/PAID

41. 87362 Pretty Nails & Spa by Siu #M17608 **10:30 a.m.**
Hong Thi Tran #'s 59800059 & 30400146, Owner/Manager
NEGOTIATED \$250/PAID

42. 87363 Rebel Salon & Vintage #C23554 **10:30 a.m.**

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- Rebel Salon & Vintage LLC, Owner
Dana Miles, Member
NEGOTIATED \$500
43. 87364 Cara Olson #19600921 **10:30 a.m.**
NEGOTIATED \$300/6-Months Probation/1st Payment Submitted
44. 87372 Hair or Dye #C23342 **10:30 a.m.**
Danielle Ferguson #11200947, Owner/Manager
NEGOTIATED \$250
45. 87373 The Roose Parlour & Spa #C23003 **10:30 a.m.**
The Parlour Salon & Spa LLC, Owner
Leanne Scott #10327480, Member
Ashley Leity #30500831, Member
NEGOTIATED \$250
46. 87374 Volr Salon Roro #C23215 **10:30 a.m.**
Noah Calderon LLC, Owner
Noah Calderon #11200865, Member
Mark Lehr, Member
NEGOTIATED \$250/PAID
47. 87375/87376 Cherry Beauty Nails #'s M11718 & A14997 **10:30 a.m.**
Dung Van Luong #50100330, Owner/Manager
NEGOTIATED
48. 87388/87389 JR Nail #'s M17523 & A18219 **10:30 a.m.**
T & T's Incorporated, Owner
Thuyen Hanh Thuy Nguyen #'s 50400472 & 30600161, Co-Director
Than D Nguyen #51000106, Co-Director
NEGOTIATED \$250/PAID
49. 87390 Ella6 LLC #C23331 **10:30 a.m.**
Ella6 LLC, Owner
Alexis Brownell #10902429, Member/Manager
NEGOTIATED \$250
50. 87391 Mary Leal #10700205 **10:30 a.m.**
CONTINUED – "RETURN TO SENDER"
51. 87392 Shearly Brilliant #C23169 **10:30 a.m.**
Kimberly Sanchez #18428716, Owner/Manager
NEGOTIATED \$250
52. 87393 & Avalon School of Cosmetology #S168 **10:30 a.m.**
EA Education Inc, Owner
Brandon Pobiak, President
Don Pobiak, Vice-President
Jen Turensky, School Director
NEGOTIATED
- 87561 & Tommy Ann Wozniak #90900017, Instructor Director
No show; to formal hearing
- 87562 Ryan Frisbie #'s 10500489 & 90900080, Instructor in Charge

NEGOTIATED

53. 87404 Nails Trend #M16893 **10:30 a.m.**
Bang Dinh Tran, Owner
Phillip Huy Tran #'s 50700682 & 31200231, Manager

Bang Dinh Tran and Phillip Huy Tran both appeared were sworn in Phillip stated an employee used the first aid kit and blood spill kit and did not put it back. Employees told Phillip that it was too hard to remove the drain trap from the spa and would use a screw driver. Phillip stated that he has fixed all of the issues. Inspector Amber Moore testified to the soiled pedicure spas, not first aid/blood spill kit and last inspection sheet was not posted.

MOTION by Karla Clodfelter to move that for case 87404 all alleged violations cited in the Complaint Summary have been shown. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

MOTION by Karla Clodfelter to move that for case 87404, to impose the following discipline and maintain Consent Agreement terms previously offered, probationary period was extended from six to ten-months to pay the fine and to add licensee Phillip Huy Tran attend and complete the Infection Protection/Law Review class given by the Board within two-months. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

54. 87491 Linda Schneider #19000045 **10:30 a.m.**
NEGOTIATION \$500/PAID

STEP 3: HEARINGS

A. Denial Appeals

None

B. Motion to Deem Allegations Admitted

- 84499 Lateefah M. Hopper #11101956, Licensee **9:45 a.m.**
Assistant Attorney General, Bridget Harrington, appeared representing the State.
Solicitor General, Christopher Munns, was available by telephone. Licensee did not appear.

MOTION by Joe Verdugo to grant the State's MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Jessica Rainbow. MOTION CARRIED.

MOTION by Joe Verdugo 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 Jessica Rainbow. MOTION CARRIED.

MOTION by Joe Verdugo to issue an Order of discipline to revoke all licenses and to impose civil penalties and costs for \$50 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 Jessica Rainbow. MOTION CARRIED.

- 84530 Bryon Warren #11001636, Licensee **9:45 a.m.**
Assistant Attorney General, Bridget Harrington, appeared representing the State.
Solicitor General, Christopher Munns, was available by telephone. Licensee did not appear.

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

MOTION by Melissa Porter to adopt the factual allegations in the Complaint and Notice of Hearing as Findings of Fact and the alleged violations in the Complaint and Notice of Hearing as Conclusions of Law. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

MOTION by Melissa Porter to issue an Order of discipline to revoke all licenses and to impose civil penalties and costs for \$50 and that the agency recovers its total costs incurred for this case in an amount to be determined later by the agency. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

85193 Henry Nguyen #50501067, Licensee **9:45 a.m.**
Assistant Attorney General, Bridget Harrington, appeared representing the State. Solicitor General, Christopher Munns, was available by telephone. Licensee did not appear.

MOTION by Jessica Rainbow to grant the State's MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

MOTION by Jessica Rainbow to adopt the factual allegations in the Complaint and Notice of Hearing as Findings of Fact and the alleged violations in the Complaint and Notice of Hearing as Conclusions of Law. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

MOTION by Jessica Rainbow to issue an Order of discipline to revoke all licenses and to impose civil penalties and costs for \$500 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 Joe Verdugo. MOTION CARRIED.

85293 Bethany Martz #11200716, Licensee **9:45 a.m.**
Assistant Attorney General, Bridget Harrington, asked the Board Members to continue the Motion to Deem. Licensee has signed Consent Agreement previously approved, has paid in the amount previously approved and has signed up for class on Monday. If licensee complies this matter will not be deemed, however if licensee does not attend class Monday this case will be brought back before the Board in March for Motion to Deem.

Gary Begley directed staff to continue this matter.

85939 Rosalind Brown #18225217, Licensee **9:45 a.m.**
Assistant Attorney General, Bridget Harrington, appeared representing the State. Solicitor General, Christopher Munns, was available by telephone. Licensee did not appear.

MOTION by Martha Ramsey to grant the State's MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

MOTION by Martha Ramsey 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 Joe Verdugo. MOTION CARRIED.

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MOTION by Martha Ramsey to issue an Order of discipline to revoke all licenses and to impose civil penalties and costs for \$1,000 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 Joe Verdugo. MOTION CARRIED.

86323/86324
86526

Alice Nails & Spa #17593 #A17593 & #M17112
Mai Thi Cuc Nguyen #11100972, Owner/Manager

9:45 a.m.

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

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

MOTION by Melissa Porter to adopt the factual allegations in the Complaint and Notice of Hearing as Findings of Fact and the alleged violations in the Complaint and Notice of Hearing as Conclusions of Law. MOTION SECONDED by Jessica Rainbow. MOTION CARRIED.

MOTION by Melissa Porter to issue an Order of discipline to revoke all licenses and to impose civil penalties and costs for \$750 and that the agency recovers its total costs incurred for this case in an amount to be determined later by the agency. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

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 AGENDA

For Board Information Only:

ADJOURN

MOTION by Tammy Acton to adjourn the meeting at 12:45 p.m. MOTION SECONDED by Martha Ramsey. MOTION CARRIED

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