BOARD MEETING MINUTES

March 20, 2009

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).

PLEDGE OF ALLEGIANCE

CALL TO ORDER AND ROLL CALL

Stephen Colarusso
Gina Bowser
Flo Finch
Thom Kasch
Gary Begley

BOARD * AND ***

A. Board Minutes of February 20, 2009.

    MOTION by Flora Finch to accept minutes as written. MOTION SECONDED by Gina Bowser. MOTION CARRIED.

B. Declaration of Conflict of Interest.
    Thom Kasch declared for 77404 under Step 1, D, no. 12.
C. Cosmetology Students on Field Trip.
   • Questions and answers regarding Board authority and process.

EXECUTIVE DIRECTOR’S REPORT *, **, ***AND ****

A. Legal Advice on Supervision Requirements in Cosmetology Schools and Legal Advice on Supervision Requirements in Cosmetology Schools where Lasers/IPL are being taught and/or used.
   • A.R.S. § 32-553 (B), A.A.C. R4-10-302 (C)
   • A.R.S. 32-3231 (5) & (6)

   The Assistant Attorney General, Bridget Harrington explained to the Board that the law states that a licensed instructor must be present at all times with a student instructor. Also, alternative learning hours may be used for laser training.

B. Report, Review and Discussion of National Interstate Council (NIC) and Professional Credential Services (PCS) Training held on February 27th, 28th & March 1, 2009, at the Sheraton in Tempe.

   Issues that were previously addressed have been improving. The test scores are now being returned within several days versus several weeks and the carpeted floors have been changed to rooms with tile floors.

C. Discussion, Consideration and Possible Action on Discipline Parameters.
   • Staff fine and cost guidelines as revised for Board approval

   The Board discussed proposed disciplinary guidelines, specifically regarding increasing fines for the violations of unlicensed establishments, unlicensed operators and repeat offenses.

D. Report and Discussion of the Current State Economy and Agency Financial Position.

   The Executive Director, Sue Sansom, informed the Board that the agency is in a stable position in spite of the troubled state budget crisis. The state now requires monthly reports on our financial status.
   The agency is still moving toward “expedited” services online regarding license renewals.

E. Report and Discussion on “Cut it Out”.
   • Combined Attorney General, Board of Cosmetology, and the Coalition for Domestic Violence
   • Thank you, to product providers over the signature of Terry Goddard, Arizona State Attorney General

   The Executive Director, Sue Sansom, informed the Board that a thank you note was sent on Attorney General’s letterhead thanking donors for their support and participation in the Cut It Out program.
F. Summary of Current Events.

The Executive Director, Sue Sansom, announced that Linda Stiles is the new person at the Governor’s office dealing with Boards and Board appointments.

STEP 1: COMPLAINT REVIEW * AND ***

A. Recommend Application Denials

77712  Chloe Anh Thai *(Deny & accept w/negotiation)*

77728  Jesus Martinez-Razo #10700405

MOTION by Thom Kasch to accept staff recommendations to deny and accept with negotiation for case no. 77712; and for case no. 77728 to provide proof of a social security number or green card or a $1,000 fine will be imposed for the violation of giving false information to the Board. MOTION SECONDED by Gina Bowser. MOTION CARRIED.

77729  Svetlana Dzhurayeva #10801439
Disregard.

77730  Nina Sachakova #10801438
Disregard.

B. Recommend Dismissals

MOTION by Gary Begley to accept staff recommendations and for all dismissals and Letters of Concern listed below. MOTION SECONDED by Flora Finch. MOTION CARRIED.

76995  Vista De L a Montana Salon #C9645 *(No evidence to support allegations)*
Charlotte Bowens #19601062, Owner/Manager

76720  Urban Bliss Salon & Boutique #C18282 *(No evidence to support allegations)*
Urban Bliss LLC, Owner
Misti Schubel, Member

76815  Spot Exercise, Pseudo Unlicensed *(No jurisdiction – refer to proper authorities)*

77088  JC Penney Styling Salon #C15250 *(No Violations)*
JC Penney Corp Inc., Owner
Lisa Santini #19700572, Manager

77187  Ulta Salon C17579 *(No evidence to support allegations)*
Linda Kelly #10227589, Manager
Shanelle Lee Fiske-Bowser #10701810, Licensee

77261  Splendid Nails M15350 *(Evidence does not support allegations)*
Christopher Tran, Owner

77328  Legacy Nails & Spa A14560 *(No evidence to support allegations)*
Legacy Nails & Spa Inc., Owner
Nhan Le #10100204, President/Manager

<table>
<thead>
<tr>
<th>License Number</th>
<th>Business Name and Address</th>
<th>Remarks</th>
</tr>
</thead>
<tbody>
<tr>
<td>M12405</td>
<td>Bien Nails</td>
<td>(Salon in compliance)</td>
</tr>
<tr>
<td>59500848 &amp; 30100053</td>
<td>Hung Huynh</td>
<td>Owner/Manager #</td>
</tr>
<tr>
<td>S116</td>
<td>Regency Beauty Institute</td>
<td>(No Violations)</td>
</tr>
<tr>
<td>77347</td>
<td>Regency Corp, Owner</td>
<td></td>
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<tr>
<td>59500848 &amp; 30100053</td>
<td>Hung Huynh</td>
<td>Owner/Manager #</td>
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<tr>
<td>C10202</td>
<td>Belleza Latina Beauty Salon</td>
<td>(Evidence does not support allegations)</td>
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<tr>
<td>19800358</td>
<td>Lillian Betancourt</td>
<td>Owner/Manager #</td>
</tr>
<tr>
<td>M15154</td>
<td>Sun City West Nails</td>
<td>(Evidence does not support allegations)</td>
</tr>
<tr>
<td>Charles T Vandekerkhoff, Owner</td>
<td></td>
<td></td>
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<tr>
<td>A15650</td>
<td>Bella Day Spa &amp; Boutique</td>
<td>(No Violations)</td>
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<tr>
<td>Sugar LLC., Owner</td>
<td></td>
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<tr>
<td>30227652</td>
<td>Nickie Tripp-Verdugo</td>
<td>(Evidence does not support allegations)</td>
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<tr>
<td>19800358</td>
<td>Lillian Betancourt</td>
<td>Owner/Manager #</td>
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<tr>
<td>77391</td>
<td>Sun City West Nails</td>
<td>(Evidence does not support allegations)</td>
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<tr>
<td>Charles T Vandekerkhoff, Owner</td>
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<tr>
<td>99300018</td>
<td>Susan Gardiner</td>
<td>(No violation)</td>
</tr>
<tr>
<td>506012374</td>
<td>Michael Porter</td>
<td>(Mobile Services; Display of licenses &amp; Advertising DPM which was inactive)</td>
</tr>
<tr>
<td>M10808</td>
<td>Smiley Nails</td>
<td>(Delinquent personal license)</td>
</tr>
<tr>
<td>Tung T Ly #59920300, Owner/Manager</td>
<td></td>
<td></td>
</tr>
<tr>
<td>C17152</td>
<td>Pro Cuts</td>
<td>(No TB HIV-1 HEP B)</td>
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<tr>
<td>Los Guapos AZ LLC</td>
<td></td>
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<tr>
<td>M15750</td>
<td>New World Nails &amp; Spa</td>
<td>(Delinquent personal license)</td>
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<tr>
<td>New World Nails &amp; Spa LLC</td>
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<tr>
<td>M15727</td>
<td>L &amp; T Nail Salon</td>
<td>(Photo copy of personal license posted)</td>
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<tr>
<td>My Lynh T. Le #50501431, Owner/Manager</td>
<td></td>
<td></td>
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<tr>
<td>C10699</td>
<td>Shear Performance</td>
<td>(No large wet disinfectant set - small setup &amp; not complete immersion &amp; personal license display)</td>
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<tr>
<td>KM Marshall Ent Inc</td>
<td></td>
<td></td>
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<tr>
<td>Kathryn Marshall #18225142, President</td>
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<tr>
<td>A16345 &amp; M16158</td>
<td>D &amp; K Nails</td>
<td>(Restroom storage &amp; advertising differently)</td>
</tr>
<tr>
<td>Anhmy Thi Luu #50400256, Owner/Manager</td>
<td></td>
<td></td>
</tr>
<tr>
<td>S10</td>
<td>Carsten Institute</td>
<td>(Personal license display, student files &amp; student name tags)</td>
</tr>
<tr>
<td>Danielle Feagin #70800005, Director</td>
<td></td>
<td></td>
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<tr>
<td>C15351</td>
<td>Supercuts</td>
<td>(Unlicensed individual – Barber)</td>
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<td>Supercuts Corporate Shops Inc.</td>
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<tr>
<td>C5903</td>
<td>Shear Staci</td>
<td>(Delinquent personal license)</td>
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<tr>
<td>C17667</td>
<td>Bonita’s Beauty Salon</td>
<td>(No exterior sign)</td>
</tr>
<tr>
<td>Rosa Pereda, Owner</td>
<td></td>
<td></td>
</tr>
<tr>
<td>C17015</td>
<td>Reecy Salon Central</td>
<td>(Delinquent personal license)</td>
</tr>
<tr>
<td>Patricia Mata #10500574, Manager</td>
<td></td>
<td></td>
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C. Recommend Letter of Concern
Reecy Johnson #19200740, Co-Owner/Manager
Thomas Johnson #18701496, Co-Owner/Manager
Avondale Barber Shop #C18117  (No TB HIV-1 HEP B)
Enrique Aranda, Owner
77635/77637 Justin’s Nails #A15469 & #M15453  (Delinquent personal license & personal license display)
Dong T. Bui #50100119, Owner/Manager
Ultra Nails #A15819  (Delinquent personal license)
Liem Van Le #50200265, Owner/Manager
77671 Ezquidio’s Hair Studio #C5001  (Delinquent personal license)
Ezquidio Valdez #19000129, Owner/Manager
77672 Velvet Hair Studio #C14408  (Delinquent establishment license & wet disinfectant not large enough for complete immersion)
Renee Garza #19200352, Owner/Manager
Nail Pro #M15246  (Personal license display)
Long Tien Nguyen #50022471, Owner/Manager
77675 Desert Clipper #C18434  (Personal license display & no exterior sign)
Susan B. Lewis, Owner
Serenity Nail Spa #M16179  (Personal license display)
Serenity Nail Spa LLC
77676 Hairspraz #C18600  (Delinquent personal license)
Hairspraz LLC
77678 Beuford’s Beauty & Barber #C2651  (Delinquent personal license)
Leo & Peggy Dominguez, Co-Owners
77696/77697 Nails Studio by T & T #A15470 & #M15455  (Advertising differently)
Nails Studio by T & T LLC
Thao Thuy M. Nguyen #59713987, Member/Manager
Supercuts #90370 #C18088  (Delinquent personal license)
Supercuts Corporate Shops Inc
77699 Essence of Nails & Spa #M15860  (Delinquent establishment license)
Essence of Nails & Spa LLC
77701 Cody’s Salon & Spa #C16744  (Delinquent personal license)
Kelly Rae Haggett #18124848, Owner/Manager
77715 Just A Tease Salon & Boutique #C17718  (Licensee advertising differently)
Just A Tease Salon & Boutique LLC
77733 Sexy Hair Salon #C15174  (Delinquent personal license)
Alejandrina Torres #19800191, Owner/Manager
77736 K-Sa De Nail Spa #A12418  (Personal license display)
Lily K. Pham #59600417, Owner
77739 Great Clips #C15280  (Delinquent personal license)
Tucson Clips LLC
77740 Final Touch Nails & Spa #M14462  (Delinquent personal license)
California I. Le #59700518, Owner/Manager
77741 Amy Beauty Salon & Barber Shop #C18271  (Wet uncovered and not complete immersion & advertising differently)
Amy Beauty Salon & Barber Shop Inc
Hair Society #C10886  (Delinquent establishment license & not posted, delinquent personal license)
Dwayne C. Sanders #19917781, Owner/Manager
77747/77748 Chinh Hoang Regal Nail and Spa #A16109 & #M15631  (Advertising differently)
Chinh Hoang #30700037 & #50200071  one licensee with soiled tools & dry)
77749/77750 Bien Nails by Kathy II #A16363 & #M16178  (Advertising differently)
Kathy Huynh #59600858, Owner/Manager

D. Recommend Informal Interview or Negotiation Terms

MOTION by Flora Finch to accept staff recommendations for the negotiation terms listed below except for no. 12, 77404. MOTION SECONDED by Gary Begley. MOTION CARRIED.

1. 76987 Pamela R Jones, #19600432
Offer a consent agreement to assess $250 civil penalty and costs and to pay $175.00 restitution, see motion above.

2. 76998 Mark Moreno, #18600341
Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

3. 77087 Evelyn Leavitt, #19919438
Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

4. 77089 Academy of Aesthetics Arts & Sciences, #14

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

5. 77129 Globe Hair, #C3750
Patricia Bocardo #16910210, Owner
Rebecca “Becky” Martinez #18326854, Manager
Alise Lizak #19101200, Licensee

Offer a consent agreement to Alise Lizak #19101200 to pay $30.00 restitution, see motion above.

6. 77131 Paulene’s Nails, #M13511
Thuc Van Nguyen #59800239, Owner/Manager
Hanh Huynh, Licensee-in-Charge
Offer a consent agreement to assess $500 civil penalty and costs and to pay $30 restitution, see motion above.

7. 77286 Blades Hair Design, #C12875
Nadine Danton #18123956, Owner/Manager
Harmony Rose #19921141, Licensee
Carrie Hony #10225508, Licensee

Issue a Letter of Concern, see motion above.

8. 77731 Joshua Mc Rae #10400207
Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

9. 77348/77349 Justin’s Nails M15453 & A15469
Dong T Bui #50100119, Owner
Giang H Ta #50700903, Manager
“Trissa” Phuong Tran

Offer a consent agreement to assess $250 civil penalty and costs, see motion above.
10.  77351  Rosie’s Nails M14176  
Huong Thi Quoc Le #50401213, Owner  
Tommy Le #50401072, Manager  
Tuan Quoc Le #50331163, Licensee  
Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

11.  77288  Sunflower Nails & Spa #M16032  
Anhloan Pham #’s 50400881 & 30400494, Owner/Manager  
Bella Aminova #10402014, Licensee  
Offer a consent agreement to the salon to pay $26.00 restitution; and offer a consent agreement to Bella Aminova #10402014 to assess $100 civil penalty and costs and to attend the infection protection class given by the Board, see motion above.

12.  77404  El-Y-Ella Main Salon C5546  
Carmen R Andrade (Madel Ruiz) #18327997, Owner/Manager/Licensee  
Thom Kasch recused himself.  
MOTION by Stephen Colarusso to offer a consent agreement to assess $250 civil penalty and costs and to pay $65.00 restitution, see motion above. MOTION SECONDED by Gary Begley. MOTION CARRIED.

13.  77408  Elle’s Nails M13313  
Thuy Anh Nguyen #’s 59919758 & 30330614, Owner/Manager  
“Tammy” Thoan Thi Nguyen #50300088, Licensee  
Offer a consent agreement to assess $250 civil penalty and costs and to pay $30.00 restitution, see motion above.

14.  77540  D’Gala Nancy’s Hair Studio #C15677  
Nancy Hernandez #19600661, Co-Owner/Manager  
Denise Mora #10600617, Co-Owner/Manager  
Offer a consent agreement to assess $500 civil penalty and costs, see motion above.

15.  77544  JC Penney Styling Salon #C17321  
JC Penny Corp Inc  
Myron “Mike” E. Ullman III, CEO  
Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

16.  77545  Smartstyle #447 #C14064  
Minnesota Regis Corp  
Paul Finkelstein, President  
Offer a consent agreement to assess $500 civil penalty and costs, see motion above.

17.  77546  Desert Dreams Hair & Nail Studio #C364  
Debbie Mazur Sainz #19101399, Owner/Manager  
Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

18.  77547  Hair Solutions #C5983  
Delene Rogers Derra #17112135, Owner/Manager
Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

19. 77548 Tran Nails #M11455
Oanh Hoang Thi Huynh #50000542, Owner/Manager
Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

20. 77549/77550 Kim Wonder Nails #A14665 & #M14160
Kim Wonder Nails Inc
Kim Anh N. Pham #59600121, President/Manager
Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

21. 77551 Mirella Cabrera #19812082, Licensee
Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

22. 77555 L’Amour Nails II #M15690
Thu Thuy Thi Nguyen #50200175, Owner/Manager
Offer a consent agreement to assess $500 civil penalty and costs, see motion above.

23. 77559 Pretty Nails Spa #M16049
Pretty Nails Spa LLC by Bn
Tony Le #50500634, Member/Manager
Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

24. 77565 & 77566 Mandi Combs #19917595, Licensee
77566 & Sheila Davis #19400044, Licensee
77567 Ric Sautter #10000467, Licensee
Offer a consent agreement to Mandi Combs #19917595 to assess $250 civil penalty and costs, see motion above.

25. 77568 Margaret Dean #16405912, Licensee
Offer a consent agreement to assess $500 civil penalty and costs, see motion above.

26. 77570 Smart Style #404 #C10944
Minnesota Regis Corp
Paul Finkelstein, President
Offer a consent agreement to assess $500 civil penalty and costs, see motion above.

27. 77571/77572 NT Nails #A15400 & #M15398
Nam D. Ho #50600166, Owner/Manager
Offer a consent agreement to assess $500 civil penalty and costs, see motion above.

28. 77573/77571 Unix Nails #A16373 & #M16187
Anh Nguyen #50800669, Owner/Manager
Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

29. 77580 Ann Nails #M14156
Ann Nails LLC
Tuyet Pham #59919761, Member/Manager
Offer a consent agreement to assess $500 civil penalty and costs, see motion above.

30. 77594 Salon & Spa Visage #C16579
    Nadia Montova, Co-Owner
    Baldramina Renteria, Co-Owner
Offer a consent agreement to assess $2,000 civil penalty and costs OR voluntary revocation, see motion above.

31. 77602 Q-West Hair & Nail C17499
    Julie Kim Thi Pham #30400567, Owner/Manager
Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

32. 77609 My Nails & Spa #M15982
    Tam Thanh Pham #50400001, Owner/Manager
Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

33. 77610 Andy Phan #50500699, Licensee
    Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

34. 77612 Cardoni Salon & Spa #C18193
    Cardoni Salon & Spa Inc
    Amy Lucinda Morris #19716859, President/Manager
    Jenna Elene Davis, Vice President
    Chris Church, Treasurer
    Todd Christensen, Secretary
Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

35. 77623 Montage “2000” #C15390
    Pauline Presswood #19200445, Co-Owner/Manager
    Ivory Williams #19100935, Co-Owner/Manager
Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

36. 77627/77628 Sun Nails & Spa #A14992 & #M15020
    Son D. Tran #50100739, Owner/Manager
Offer a consent agreement to assess $750 civil penalty and costs, see motion above.

37. 77629 Pro Nail by CK and TJ #M16173
    Thuan Nguyen #50401085, Owner/Manager
Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

38. 77630 Eclipz Salon #C18582
    Kelli Packwood #19100795, Owner/Manager
Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

39. 77634 Eleganza Barber and Beauty Salon #C17486
    Luis Perez, Owner
Offer a consent agreement to assess $250 civil penalty and costs, see motion above.
40. 77645 Just Teazing #C16878
    Pearl S. Mada, Owner
    Offer a consent agreement to assess $500 civil penalty and costs, see motion above.

41. 77647 Angel Nails #M12701
    Tam Huynh #59700089, Owner/Manager
    Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

42. 77649 & 77651 Vu Thanh Tieu #50500490, Licensee
43. 77653 & 77654 Lan T. Chuc #50600686 & 30600592, Licensee
    To Quien Thi Bui #50600122, Licensee

44. 77655 & 77657 Sohai T. Nguyen #50700910, Licensee
    & Tracy T. Truong #50300305 & 30500768
    Suong T. Tran #50701105, Licensee
    Combine 77649, 77651, 77653, 77654, 77655, 77657, and 77658 and offer a consent agreement to each licensee to assess $50 civil penalty and costs, see motion above.

45. 77668 Lovely Nails by Tony #M14569
    Anthony Anh Bui #59716219, Owner/Manager
    Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

46. 77669 Elaine M. Tran #19000763, Licensee
    Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

47. 77670 Anabel Navarro #10801236, Licensee
    Offer a consent agreement to assess $50 civil penalty and costs, see motion above.

48. 77673 Catnap’s #A15919
    Catnap’s LLC
    Catherine Knapp, Member
    Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

49. 77679 Miranda S. Marshall #10602012, Licensee
    Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

50. 77694 Yoli’s Sala De Belleza #C18580
    Maria Yolanda Arredondo #19200341, Owner/Manager
    Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

51. 77695 French Nails #M15842
    Nhan Van, Owner
    Offer a consent agreement to assess $2,000 civil penalty and costs OR voluntary revocation, see motion above.

52. 77702 Elite Nails #M14765
    Mary Huong Do #30400760 & #50400992, Owner/Manager
Offer a consent agreement to assess $500 civil penalty and costs, see motion above.

53. 77716/77717  Bonsoir Nails Salon #A15322 & #M15327
    Tan Vi Tram #50600704, Owner/Manager
    Offer a consent agreement to assess $250 civil penalty and costs, see motion above.

54. 77718  &  Anastacia Newell #10601019, Licensee
    77719  &  Bertha Whalen-Trujillo #18326598, Licensee
    77720  &  Niki Holladay #10700136, Licensee
    77721  &  Norma Benson #10800396, Licensee
    77722  &  Danielle Merritt #10801534, Licensee
    77723  &  Leslie Michelle Fitzpatrick #10700674, Licensee
    77724  &  Rebecca Mazon #10600114, Licensee
    77725  &  Linda Shane #10100466, Licensee
    77726  &  Elizabeth Neraasen #18600863, Licensee
    77727  &  Michelle Morris #50401177, Licensee
    Add license no. 16978 and offer a consent agreement to assess $250 civil penalty and costs, see motion above.

55. 77608  Deborah Cutrone #59715691
    Offer a consent agreement to assess $1,000 civil penalty and costs, see motion above.

56. 77759  &  Amber Paxton #10800029
    77760  Denise Dalton #10014046
    Offer a consent agreement to Amber Paxton #10800029 to assess $250 civil penalty and costs; and offer a consent agreement to Denise Dalton #10014046 to assess $250 civil penalty and costs, see motion above.

**STEP 2:  INFORMAL INTERVIEWS  * AND  ***

**A. Without Negotiation Options**

1.  77094  Empire Beauty School #106
    EEG Inc., Owner
    Frankling Schoeneman
    Paul Finkelstein
    Anthony Baran
    Kelly Sanchez Ford #10800949, Director of Education
    CONTINUED

**B. With Negotiation Options**

1.  77496  Sasha Quan #30700426, Licensee
    Continued from February’s Board Meeting
    CONTINUED

MOTION by Stephen Colarusso to accept staff recommendations and rescind the previous motion for a one year probation and to instead issue a Letter of Concern contingent upon Licensee attending the
Board’s Infection Protection class on March 23, 2009. MOTION SECONDED by Thom Kasch. MOTION CARRIED.

2. 77093 La Vie LLC., Owner  
Cindi Vong #’s 50800113 & 30700868, Member  
Phong “Jon” V Nguyen #50000214, Manager  
Continued from February’s Board Meeting  
Cindi Vong and attorney Tim Keller appeared and spoke to the issue.

MOTION by Thom Kasch to go into Executive Session for the purposes of legal advice. MOTION SECONDED by Gina Bowser. MOTION CARRIED. Meeting reconvened.

MOTION by Thom Kasch to maintain the consent agreement and terms previously offered. MOTION SECONDED by Stephen Colarusso. Gina Bowser VOTED NAY. MOTION CARRIED.

3. 77186 Care Image Nails #M16059  
Phong T. Le #50601393, Owner/Manager  
Continued from February’s Board Meeting  
Phong T. Le appeared and spoke to the issue.

MOTION by Stephen Colarusso to offer a consent agreement in lieu of a formal hearing to assess $225 civil penalty and costs and to attend the infection protection class and the law review class given by the Board as terms of a three month probation. MOTION SECONDED by Thom Kasch. MOTION CARRIED.

4. 77234/77235 Nail Aqui of Arizona #A15680 & #M15623  
Yen Salon Spa Inc  
Tung “David” Lam #50100215, President  
Continued from February’s Board Meeting  
NO SHOW; TO FORMAL HEARING.

5. 77293/772974 Jackie Nail Center #A15706 & #M15647  
Chau T. Villalpando #50100189 & #30200099, Owner/Manager  
Continued from February’s Board Meeting  
NEGOTIATED $250/PAID

6. 77365 Regency Beauty Institute #S76  
Regency Corporation  
Beatriz Rasco #90700019, Instructor in Charge  
Continued from February’s Board Meeting  
Beatriz Rasco appeared and spoke to the issue.

MOTION by Thom Kasch to offer a consent agreement in lieu of a formal hearing to assess $475 civil penalty and costs, to attend the infection protection class and the law review class given by the Board as terms of a ninety day probation. MOTION SECONDED by Gary Begley. MOTION CARRIED.

7. 76772 #1OBI #M15772  
Phuong T Huynh #59600923 & #30330567, Owner/Manager  
NEGOTIATED
8. 77091  Linda Frost #30500909  
   NEGOTIATED

9. 77100  Elegance Nail Salon #C16806
   Julieta Gaxiola, Owner
   NEGOTIATED $500/6-MONTH PROBATION
   NO SHOW; TO FORMAL HEARING

10. 77128  Queen Nails by Mindy #M16073
       Queen Nails LLC., Owner
       Jevons Chung Yu, Member
       Brian Tran, Member
       Tracy K Trinh, Member
       NEGOTIATED $250/PAID

11. 77130  Vista Spa #C18224
       Thu Pham #'s 30600282 & 50500869, Co-Owner/Manager
       Tai Le, Co-Owner
       NEGOTIATED $500/6-MONTHS PROBATION

12. 77156  New Style B S #C16077
       Lucia Armenta #10500013, Owner/Manager
       Elma G Garcia “Gabby” #10400578, Licensee
       Remilaku Stewart Nash #10701916, Licensee
       Denise Velardi #50329738, Licensee
       CONTINUANCE GRANTED

13. 77183/84/77267 Fancy Nails by Kenny #A15656 & #M 15604
    77621 &
    77617  Lieu T. Mai #50331025, Owner/Manager
           “Tony” Thong Q La #50600091, Licensee
    NEGOTIATED

14. 77260  Gopi Merchant #19401297
       NEGOTIATED $500/6-Months Probation/1st Payment Submitted

15. 77279  Power Nails & Spa #A15867
       Lynn Nguyen #30500826 & #50500709, Member/Manager
       Gina Kim Van #50601324
       NEGOTIATED

16. 77350 &
    77618  Belize Hair/Nail Salon #C17708
           Elva Schmidt #10122565, Owner/Manager
    NEGOTIATED

17. 77393 &
    77619  Princess Nail & Spa #2 #M14808
           Kathleen Nguyen #10300116, Owner/Manager

10:30 a.m.
NO SHOW; TO FORMAL HEARING

18. 77397 & 77398  
Quy Kim T. Huynh #50100137, Licensee  
Linh Thi M. Rieder #59700361, Licensee  
NEGOITIATED $250  
10:30 a.m.

19. 77399/77400  
Pamper Me Nails & Spa #A15195 & M15200  
Phong Tran #59700554, Co-Owner/Manager  
Johnny Dang, Co-Owner  
CONTINUED  
10:30 a.m.

20. 77416  
Cost Cutters #6709 #C12854  
Minnesota Regis Corp  
Paul Finkelstein, President  
NEGOITIATED  
10:30 a.m.

21. 77418  
Amy’s Nail & Tan #M15606  
Linda A. Da #50600218, Owner/Manager  
CONTINUED  
10:30 a.m.

22. 77419  
Diva’s Gems Boutique & Spa #M16052  
Gemma Johnson #50331135, Owner/Manager  
NEGOITIATED  
10:30 a.m.

23. 77425  
Sun City West Nails #M15154  
Charles T. Vandekerkhoff, Owner  
NEGOITIATED  
10:30 a.m.

24. 77428  
Cheryl M. Corbitt #30125039, Licensee  
NEGOITIATED  
10:30 a.m.

25. 77429/77430  
Shiny Nails #2 #A15863 & #M15705  
Dung Nguyen #30600341 & #59600022, Owner/Manager  
NEGOITIATED $250/PAID  
10:30 a.m.

26. 77445/77446  
Exquisite Nails #A15004 &M15032  
Chinh Duc Vu #50200039, Owner/Manager  
NEGOITIATED $250/PAID  
10:30 a.m.

27. 77448  
Shear Performance-Park Place Mall #C11459  
Steve Morales, Owner  
NEGOITIATED $250/PAID  
10:30 a.m.

28. 77452  
Fashion Nails and Spa #M12710  
Karina Lee Chan #10200039, Owner/Manager  
NO SHOW; TO FORMAL HEARING  
10:30 a.m.

29. 77453  
Unique Identity #C15154  
10:30 a.m.
Janene Lichty #19000706, Owner/Manager
NEGOTIATED

30. 77454 Jayden’s Creative Nails & Spa #M15029
Karina Chan #10200294, Owner/Manager
NO SHOW; TO FORMAL HEARING

31. 77458 Hush A Salon and Day Spa #C13616
Hush A Salon and Day Spa Inc
Sheri Turner #18901124, President/Manager
Kathy Basile #19000468, Vice President/Manager
NEGOTIATED

32. 77459 Kiela Enterprises #C17168
Kiela Enterprises LLC
Kiela Womack #10123326, Member/Manager
NO SHOW; TO FORMAL HEARING

33. 77474 & Le Majestic #M15499
77475 Nhan Hoai Le #50400615, Owner/Manager
NEGOTIATED

34. 77476 & Maria G. Caballero #19800483, Licensee
77477 Alicia Villa #10401982, Licensee
RETURN TO SENDER
NEGOTIATED

35. 77478 Kelly Flowers #10400637, Licensee
Kelly Flowers appeared and spoke to the issue.
MOTION by Thom Kasch to offer a consent agreement in lieu of a formal hearing to assess $25 civil penalty and costs and to attend the infection protection class and the law review class given by the Board for the violation of delinquent personal license. MOTION SECONDED by Flora Finch. MOTION CARRIED.

36. 77479 Genesis Creations of Beauty #C12423
Alejandrina Caro #19100615, Owner/Manager
NEGOTIATED $250/PAID

37. 77480 Billie D. Blanton #18900553, Licensee
NEGOTIATED

38. 77481 Smartstyle #1157 #C15376
Minnesota Regis Corp
Paul Finkelstein, President
NEGOTIATED

39. 77488 Ososexy Nails Spa #M16122
Anh Ngoc Bui #50401405, Co-Owner/Manager
Sabanh T. Daum #10200413, Co-Owner/Manager  
NEGOTIATED

40. 77492 Seatop Nails #M16190  
Nam Quoc Huynh #50401088, Owner/Manager  
10:30 a.m. 
MOTION by Gina Bowser to offer a consent agreement in lieu of a formal hearing to assess $225 civil penalty and costs and to attend the infection protection class and the law review class given by the Board as terms of a six month probation. MOTION SECONDED by Thom Kasch. MOTION CARRIED.

41. 77493 Beauty Store Salon & More II #C5233  
Younjin Son, Owner  
10:30 a.m. 
NEGOTIATED

42. 77495 Center of Attraction #C15546  
Andre Prevost, Owner  
Lakisha Thomas #19917711, Manager  
10:30 a.m. 
NO SHOW; TO FORMAL HEARING

43. 77504 Kolb Nails #M10461  
Long Huynh #59716824, Co-Owner/Manager  
Khiem Nguyen #59716825, Co-Owner/Manager  
10:30 a.m. 
NEGOTIATED $250/PAID

44. 77505 Splash Nail N Spa #M16001  
Splash Nail N Spa Inc  
Stephanie Huynh #30800780 & #50601165, President/Manager  
10:30 a.m. 
NEGOTIATED $250/PAID

45. 77506 Hairacy #C3984  
Mary Cruz #17112152, Owner/Manager  
10:30 a.m. 
NEGOTIATED

46. 77507 Luxury Nails #C18677  
Phung Thi Vo #50300068 & 30500347, Owner/Manager  
10:30 a.m. 
NEGOTIATED

47. 77512 Azul Day Spa #C17739  
Pro Nails by Tina LLC  
Huong Thanh Nguyen #10500430, Member/Manager  
10:30 a.m. 
NEGOTIATED

48. 77513 Today’s in Style Nails #M9019  
Duong T. Hoang #59700672, Owner/Manager  
10:30 a.m. 
Duong T. Hoang appeared and spoke to the issue.  
CONTINUED due to requirement of lawyer representation.
49. 77516 & Inya Lythesia Williams #10502036, Licensee 10:30 a.m.  
CONTINUED 
77517 & Rochelle Fairley #19600560, Licensee 
NO SHOW; TO FORMAL HEARING 
77518 Sheri Taylor #19713033, Licensee 
NO SHOW; TO FORMAL HEARING 

50. 77519 & Renee Walters #10700913, Licensee 10:30 a.m. 
77520 & Samantha Washington #10501776, Licensee 
77521 & Kimberly Tacy #10400025, Licensee 
77522 & Ashley Lawitz #10401306, Licensee 
77523 & Jennifer Cole #10800630, Licensee 
77524 & Brittany Wallis #10801790, Licensee 
77525 & Michelle Wright #10700191, Licensee 
77526 & Tara Teska #10600570, Licensee 
77527 Carla Taylor #30800799, Licensee 
MOTION by Stephen Colarusso to accept staff recommendations and rescind the previous motion and to instead issue a Letter of Concern to Renee Walters #10700913. MOTION SECONDED by Thom Kasch. MOTION CARRIED. 

51. 77305/77306 Vina’s Nails & Spa II #A16155 & #M16017 10:30 a.m.  
Bounleuang Sysamonth #50500239, Co-Owner/Manager 
Tung Vo #50601323, Co-Owner/Manager 
Continued from February’s Board Meeting 
NO SHOW; TO FORMAL HEARING 

52. 77307 Le Reve Tanning & Spa #C18187 10:30 a.m. 
Le Reve Tanning & Spa LLC 
Abir El Refaii #30600247, Member/Manager 
Continued from February’s Board Meeting 
NO SHOW; TO FORMAL HEARING 

STEP 3: HEARINGS * AND *** 

A. Denial Appeals 
None 

B. Motion to Deem Allegations Admitted 
73379 & K-Sa De Nails Spa #M19671 and #A12298 10:00 a.m. 
73380 Lily K. Pham, Owner, Manager #59600417 
Assistant Attorney General, Bridget Harrington, appeared representing the State. Solicitor General, Christopher Munns, was available by telephone. Licensee did not appear. 
MOTION by Gina Bowser to grant the State’s MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Thom Kasch. MOTION CARRIED.
MOTION by Gina Bowser to adopt as Findings of Fact paragraph III in the Complaint and as Conclusions of Law paragraph IV in the Complaint. MOTION SECONDED by Flora Finch. MOTION CARRIED.

MOTION by Gina Bowser to issue an Order of discipline to revoke all licenses, to pay $250 civil penalties and costs for the violation, 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 Flora Finch. MOTION CARRIED.

73464 Adrian Romaine Byrd #10501297 10:00 a.m.
This case has settled.

73730 Khamila & Emmy Beauty Salon #C16641
Norma Valles, Owner, Manager #50501093 10:00 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 Thom Kasch to grant the State’s MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Gina Bowser. MOTION CARRIED.
MOTION by Thom Kasch to adopt as Findings of Fact paragraph III in the Complaint and as Conclusions of Law paragraph IV in the Complaint. MOTION SECONDED by Gina Bowser. MOTION CARRIED.
MOTION by Thom Kasch to issue an Order of discipline to revoke both licenses, to pay $250 civil penalties and costs for the violation, 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 Gina Bowser. MOTION CARRIED.

73936 Linda Argumedo #17010941 10:00 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 Flora Finch to grant the State’s MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Gina Bowser. 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 pay $250 civil penalties and costs for the violation, 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.

73952 Mini Nails #M15549 10:00 a.m.
Diana Dao, Owner, Manager #59600771
Assistant Attorney General, Bridget Harrington, appeared representing the State. Solicitor General, Christopher Munns, was available by telephone. Licensee did not appear.
MOTION by Thom Kasch to grant the State’s MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Gina Bowser. MOTION CARRIED.
MOTION by Thom Kasch to adopt as Findings of Fact paragraph III in the Complaint and as Conclusions of Law paragraph IV in the Complaint. MOTION SECONDED by Flora Finch. MOTION CARRIED.
MOTION by Thom Kasch to issue an Order of discipline to revoke both licenses, to pay $500 civil penalties and costs for the violation, 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 Gary Begley. MOTION CARRIED.

74045 Simply Cuts& Color #C16282
   America’s Choice Hair Co. Inc., Owner
   Monica Procuiner, President
   Kriza Henry, Manager #10225911

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

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

   MOTION by Gina Bowser to adopt as Findings of Fact paragraph III in the Complaint and as Conclusions of Law paragraph IV in the Complaint. MOTION SECONDED by Gary Begley. MOTION CARRIED.

   MOTION by Gina Bowser to issue an Order of discipline to revoke both licenses, to pay $250 civil penalties and costs for the violation, 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 Gary Begley. MOTION CARRIED.

C. Hearing Officer Recommendations

None

D. Request for Reinstatement

None

E. Appeal Board Orders

None

STATUS AND ADDITIONS TO TENTATIVE AGENDA * AND **

76849 & 76850 Diana Darling #17112504, Licensee
       Diane Garinger #19700726, Licensee
   MOTION by Flora Finch to accept staff recommendations and rescind the previous motion for $50 and to instead issue a Letter of Concern to each licensee. MOTION SECONDED by Thom Kasch. MOTION CARRIED.

77315 Velvet Seven #C17694
       The Velvet Seven LLC
   MOTION by Flora Finch to accept staff recommendations and rescind the previous motion for a Letter of Concern and to instead dismiss. MOTION SECONDED by Thom Kasch. MOTION CARRIED.
For Board Information Only

77379  Prestige Nails & Spa #M15239 (CA received)
An Auton, Co-Owner
Thinh Kim Vo, Co-Owner

77240  Posada Delinquent Sol Nursing Home Salon #C141 (CA received)
Pima County Board of Supervisors, Owner
Wayne Eaton, Administrator
Mark Peterson, Manager #10018959

Denial

ADJOURN

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)