



Arizona State
Board of Cosmetology

1721 E Broadway Rd • Tempe, Arizona 85282-1611
Telephone 480.784.4539 • Fax 480.784.4962
www.azboc.gov

MISSION STATEMENT

To ensure the public health, welfare, and safety through education and enforcement of the cosmetology laws and rules by the regulation of salons, schools, and individuals who practice Cosmetology.

AGENDA

ARIZONA STATE BOARD OF COSMETOLOGY MEETING

May 15, 2015 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~~ 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 April 17, 2015.
2. Approval of Executive Session Minutes of April 17, 2015.
3. Declaration of Conflict of Interest.

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).

- Court of Appeals, Division One, Case No. 1 CA-CV 13-0423 Decision in Favor of the Board Dated May 27, 2014
- Petition for Review and Response Filed in Arizona Supreme Court
- Arizona Supreme Court Decision in Favor of the Board Dated November 6, 2014
- Petition for Writ of Certiorari filed by Cindy Vong in the United States Supreme Court February 4, 2015.
- U.S. Supreme Court Denied Writ of Certiorari-Case Concluded.

5. Discussion, Consideration and Possible Action on Proposed Legislation.

Senate Bill 1320 Make Up Artists; A.R.S. §32-506, Exemption

Board Proposed Legislation HB2120:

- A.R.S. §32-503 (C) (1) Requirements for Executive Director Position . Eliminate Licensing Requirements
- A.R.S. §32-507 (A) (3) (4) (8) Fees . Increase Fees and Doubling the Cap.
- A.R.S. §32-517 (A) and A.R.S. §32-535 Personal License Renewal . 2-Year Renewal for Personal and Instructor Licenses.

Additional Proposed Legislation Related to the Board:

6. Discussion, Consideration and Possible Action on Effects of 2 years of high School and 16 year old Requirement for Licensure:

- A.R.S. §32-510 Aesthetician; Applications; Qualifications
- A.R.S. §32-511 Cosmetologist; Applications; Qualifications
- A.R.S. §32-512 Nail Technician; Applications; Qualifications
- A.R.S. §32-531 Instructor; Applications; Qualifications
- A.A.C. R4-10-204 (C) (3) (c) Proof of Education Requirement
- A.A.C. R4-10-101 (14) Definition of %High School Equivalency+

7. Discussion, Consideration and Possible Action on Opening Rule Docket.
 - A.A.C. R4-10-102 and A.A.C. R4-10-107, Fees and Renewal of License

8. Discussion, Consideration and Possible Action on Language to include in a Public Service Announcement/Education Regarding Using Licensed Cosmetologists, Aestheticians and Nail Technologists.

9. Report and Consideration of Revisions to Informal Interview Script.

10. Discussion, Consideration and Possible Action on Performance Review of Executive Director.

The Board may vote to go into “Executive Session” pursuant to A.R.S. §38-431.03 (A) (1) for the purpose of “Discussion or Consideration of Employment, Assignment, Appointment, Promotion, Demotion, Dismissal, Salaries, Disciplining or Resignation of a Public Officer, Appointee or Employee of any Public Body, except that, with the exception of Salary Discussions, an Officer, Appointee or Employee may demand that the Discussion or Consideration occur at a Public Meeting.+

- Letter of Commendation

11. Cosmetology Students on Field Trip.

- Questions and answers regarding Board authority and process

EXECUTIVE DIRECTOR’S REPORT

1. Report and Presentation on 2-year License Renewal Process and Notices to Licensees.

2. Report and Presentation on Revisions to Notice of Inspection Rights . House Bill 2213.

3. Summary of Current Events.

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**

- 89437 Phung Thi Anh Nguyen *(Deny & accept w/\$250 negotiation terms; working prior to licensure)*
- 89439 Lily Dung Ngo *(Deny & accept w/\$250 negotiation terms; working prior to licensure)*

B. Recommend Dismissals

- 88215/88216 Yuma Nails & Spa #~~§~~ SNT16673 & SAES17094 *(Found no violations)*
Kelly Tran #31000485
- 88934 Saba Albayati, Unlicensed *(Found no evidence to support allegation)*
- 88995 Exclusive Touch Salon LLC #C21534 *(Found no violations)*
Exclusive Touch Salon LLC, Owner
Mary E Payne #30900777, Member
Avis Joy Belt #10600449, Licensee
- 89056 Daynara y Jimenez-Romero #51405386, Licensee *(Refer to proper authorities)*
- 89071 Karri Hayes #11001363 *(Laser - no jurisdiction - working under direct & indirect supervision)*
- 89073 The Art of Nails *(Found salon licensed SNT17991 & SAES18925 – expires 2.5.16)*
- 89111 Edith Rivera #59100037 *(Non-applicability of Chapter 32-506.9)*
- 89232 Tucson College of Beauty #CSL44 *(Found supervisions of students)*
Transwest Properties Inc./Behind the Chair School of Design LLC, Owner
Michael Hanson, Member
Rochelle Car #90229186, Director
- 89254/89255 Laveen Nails & Day Spa #~~§~~ SNT17918 & SAES18817 *(No evidence to support allegations)*
Julie Pham #~~§~~ 50116478 & 30400567, Owner
- 89256/89257 My Nails Salon #~~§~~ SNT16436 & SAES16707 *(New owner – License Nos. SNT18023 & SAES18977, My Nails Salon)*
Quan Tuyet Lee #~~§~~ 50000392 & 30330662, Owner
- 89268 R Salon #SCOS18781 *(Laser – no jurisdiction)*
Rick Patrick #18701131, Owner
Claudine Frommholz #31200643, Licensee *(Certified Laser Technician)*
- 89279 Chay Xiolia, Unlicensed *(Sale of Product - No jurisdiction)*
- 89280 Da-Vi Nails #5330 #SNT17731 *(Insufficient evidence)*
Danielle Le #50701041, Owner
- 89352 Nail Rap II #SNT17132 *(Found no evidence to support allegations)*
Kim Xuyen Thi Vu #~~§~~ 50331114 & 30400715, Owner

C. Recommend Letter of Concern

- 88935 Mi Da Ma Beauty Salon #SCOS23760 *(Delinquent establishment)*
Evelyna LLC, Owner
Evelyn S Aguilar #10800616, Member
- 89277 Capri Nails #SNT15118 *(One workstation with soiled implements)*
Hoang Nguyen #50124978, Owner
- 89370 Studio 110 LLC #SCOS24544 *(Delinquent personal license)*
Studio 110 LLC, Owner
Vanessa Luna Baird #10901816, Member/Manager
Sean Baird, Member
- 89371 Hers & Mine Salon #SCOS19862 *(Delinquent personal license)*
Virginia G Catalan #16607402, Owner/Manager
- 89373 Michelle~~§~~ Beautique & Salon #SCOS21585 *(Delinquent personal licenses)*
DM Eaton LLC, Owner
Michelle A Eaton #18501391, Member/Manager

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- 89391 Dale Eaton, Member
Salon Eclectic #SCOS23927 (Not posting out for "spray tan" & del. personal license)
Matley Enterprises LLC, Owner
Kahley McFadden, Member
- 89395 Kathy Salon of Artistic Hairstylists #SCOS1929 (Delinquent personal license)
Kathryn A Richardson #17617496, Owner/Manager
- 89396 Design Classics #SCOS11338 (Floors need repair)
Nannette Y Demontigny #18500543, Owner/Manager
- 89397 Giovanni Hair Stylists #SCOS824 (Delinquent personal license)
Vanni Inc, Owner
John R Azzolina #18601301, President/Manager
- 89407 Carey Permanent Make Up and Hair Studio #SCOS17993 (Del. establishment license)
Carey Williams #18600553, Owner/Manager
- 89409 Super Cuts #SCOS19033 (Delinquent personal license & display)
Terrace Management LLC, Owner
Mike Hansen, Member
- 89421 Jennifer Lai Salon #SCOS22731 (Delinquent establishment license)
Sau Yi Jennifer Lai #10000007, Owner/Manager
- 89428 Salon V.I.P. LLC #SCOS24434 (Delinquent personal license)
Salon V.I.P. LLC, Owner
Marita Barczewski #10801722, Member/Manager
- 89431/89432 The Nail Room #SNT17857 & SAES17857 (No first-aid kit)
The Nail Room LLC, Owner
Hillary Hang Nguyen, Member

D. Recommend Informal Interview or Negotiation Terms

1. 88817 & Lash Out LLC #SAES18398
Lash Out LLC, Owner
89441 Lash Out LLC #SAES18884
Kimberly Peterson, Manager/Member
Amanda Wilson #31400885, Manager/Member
2. 89072 Nicole McFarlin #50600853
3. 89173/89189 Damage Beauty College #S92
Luz Jamie #90600042, Member/Director/Instructor in charge
Diana Baez, Instructor
Ivette Hernandez #11102630
Reyna Lopez #91000006, Instructor
Gladys A Melgar #91400016, Instructor
Marina Rodriguez #11301078, Instructor
Veronica Verdugo #11400045, Instructor
Maria Vasquez, Instructor
Edith, Instructor
4. 89174 Blanca Gonzalez #11400634
5. 89177 & Salvere Wellness, Unlicensed
89297 & Natalya Borakowski #30800241
89298 Karen Rambat #31000172
6. 89205 Noelle P Williams #31400245
7. 89207 Melissa S Subia #11301905
8. 89218 Marlene Jolley #16910495
9. 89243/89365 Tiffany 2014 Nails #SNT17757 & SAES18576
Quy Pham, Owner
Ngoc Anh Thi Pham #50500227 & 30500598, Manager
Dong Le #50300085, Licensee

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10. 89245 Galaxy Nails & Spa LLC #SNT17078
Galaxy Nails & Spa LLC, Owner
Tinh Vuong #50500917, Member
11. 89366/89367 My Nails Salon #SNT18023 & SAES18977
Martin T Hoang #50100556, Owner
12. 89261/89262 Le's Creative Nails #SNT17845 & SAES18698
Diep Le #59920478 & 30400042, Owner
13. 89271 Princess Pro Nails #SNT16841
Anh Kim Vu, Owner
14. 89278 Reju-Line Skin Care Center, Unlicensed
Zaira Yorlenny Garro, Owner, License No. 1120077 (inactive 2013)
15. 89281 Red Nail #SNT16907
Tommy Huy Bui #50500347, Owner
16. 89310/89446 Hot Nail #SNT16558 & SAES16854
Nhan Cong Nguyen #50200446, Owner
17. 89318 Superior Nails #SAES18597
Superior Nails LLC, Owner
Thuc Quyen Ha Vu #10900220, Member
Julie Vu #301400142, Manager
Monique Le #30330697, Licensee
18. 89335/89336 Moriah Nails & Spa II LLC #SNT17622 & SAES18388
Moriah Nails & Spa II LLC, Owner
Linh Lam Nguyen #50000165, Member
19. 89348/89349 AK Nails Spa #SNT17480 & SAES18155
Hanh Ngoc Thi Tran #10801971, Owner
Long Duy Thanh Ha #50501026, Licensee
20. 89369 Ellaments Salon & Boutique #SCOS22730
Ellaments LLC, Owner
Eleanor Palmer #10501458, President/Manager
John Palmer, Manager
21. 89372 Hair 2 U #SCOS18188
22. 89374 Jewelry Nail & Spa #SNT13557
Liem T Ha #50000557, Owner
23. 89375 Tatum Hair & Nails #SCOS512
Duc H. Le #19600495, Co-Owner/Manager
Thao T Thi Phan #59600330, Co-Owner/Manager
24. 89376 & Rachel S Slaton #18800624, Co-Owner/Manager
89377 Darby A Craghan #10122780, Co-Owner/Manager
25. 89378 Belleza Latina & Nails Beauty Salon #2 #SCOS21713
Ana Bertha Guerra #19700366, Owner/Manager
26. 89379 Letis Beauty Salon #SCOS19623
Leticia Vanzuilen #19918481, Owner/Manager
27. 89386 Bien Nail by Salina #SNT17878
Thuy T Pham #50300032, Owner/Manager
28. 89387 Hair Creation #SCOS22109
Edubijes Peralta #10327462, Co-Owner/Manager
Veronica Verdugo #19918332, Co-Owner/Manager
29. 89392 Almira's Nails LLC #SNT17504
Almira's Nails LLC, Owner
Phuoc V Nguyen, Member/LLC Manager
Kim Ngan Thi Nguyen #51200661, Manager
30. 89394 Michael Alexander Salon & Spa #SCOS23386
C & T Salon Enterprises LLC, Owner
Crystal Fyke, LLC Manager

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- 31. 89398 Timothy Fyke, LLC Manager
Amaxx Hair Salon #SCOS24821
Wendy Carrasco #11301033, Co-Owner
Alicia Arteaga #10401073, Co-Owner
- 32. 89399/89400 AK Nails Spa #SNT17480 & SAES18155
Hanh Ngoc Thi Tran #SNT10801971 & 50331166, Owner
- 33. 89401 JJ Beauty Institute #CSL00182
Jose A Hernandez, Owner
Reyna Lopez #SNT91000006 & 10900164, Instructor in Charge
- 34. 89404 Radiant Hair Salon #SCOS20824
Laura J Worthy #17820404, Owner/Manager
- 35. 89405 Brex Way Hair Salon #SCOS18613
Bean Hoffner #10401221, Owner/Manager
- 36. 89406 Tiawnie Salon #SCOS25003
Tiawnie West #11301625, Owner/Manager
- 37. 89424 Hair Touch Studio #SCOS20689
Brenda A Hernandez #19400542, Owner
- 38. 89425/89426 V Nails & Spa #SNT15314 & SAES15309
Thuan N Nguyen #5050110, Owner/Manager
- 39. 89427 Unix Nails & Spa #SNT17877
Tuan Cong Nguyen #50900483, Owner
- 40. 89429/89430 Sensational Nail & Spa #SNT17518 & SAES18452
Nghia H Hoa #51200111, Owner/Manager
- 41. 89433 Fixations Styling Salon #SCOS19420
Natalie N Nandin #19000819, Co-Owner/Manager
Becky Rubio #19000326, Co-Owner/Manager
- 42. 89434 & Joan Ashley Oharro #51405215, Licensee
89435 & Shawna A Wilson #51100460, Licensee
89436 Jessica Camarena #11200440, Licensee

END OF CONSENT AGENDA

STEP 2: INFORMAL INTERVIEWS

A. Without Negotiation Options

None

B. With Negotiation Options

- 1. 88998 Maricopa Skill Center Cosmetology Program #S55 **10:15 a.m.**
Maricopa County Community College District, Owner
Gayla M Burnett #90700051, Director
- 89006 Lisa K Hemming #90100009, Program Manager
Maricopa Skill Center Cosmetology Program #S55
Maricopa County Community College District, Owner
Gayla M Burnett #90700051, Director
Lisa K Hemming #90100009, Program Manager
- 89025 Rochelle Lederman #90500043, Instructor
Maricopa Skill Center Cosmetology Program #S55
Maricopa County Community College District, Owner

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Gayla M Burnett #90700051, Director
Lisa K Hemming #90100009, Program Manager
Continued from April Board Meeting
NEGOTIATED \$2,000.00

2. 89152 Rosa Beauty Salon LLC #C24154 **10:15 a.m.**
Rosa Beauty Salon LLC, Owner
Jesus Barrera Medina, Member
Continued from April Board Meeting
3. 89197/89198 Amomi Pregnancy Wellness Spa #SNT17223 & SAES17757 **10:15 a.m.**
Scottsdale Perinatal Associates PLLC, Owner
Cathleen Harris M. D., Member
Karrie Francois M. D., Member
Eve Marie Lussier #59300140, Manager
Continued from April Board Meeting
4. 89209/89210 & Herbal Nail Bar LLC #SNT17201 & SAES17724 **10:15 a.m.**
Herbal Nail Bar LLC, Owner
89329/89344 & Nga Thi Ngoc Nguyen #51100339 & 31200285, Member
89330/89345 & Thao Thi Nguyen #50900149 & 31000409, Member
RE-NOTICE / RETURN TO SENDER
89331 Quyen Huu Dinh #51100561, Manager
Continued from April Board Meeting
5. 89350/89351 Kool Nails #SNT17969 & SAES18893 **10:15 a.m.**
Lily Dung Ngo, New Owner
NEGOTIATED \$750/
6. 88959 Nail Time & Wax #A17433 **10:15 a.m.**
Nail Time LLC, Owner
Ky Nguyen #50331266, Member
Duc M Hoang #30300032 & 50100299, Member
NEGOTIATED \$250/PAID
7. 89057/89095 Super Touch Nails #M16994 & A17446 **10:15 a.m.**
Jensen Ta #51100364, Owner
8. 89075 Phoenix Nails and Spa #M16451 **10:15 a.m.**
NEGOTIATED \$250/
9. 89110 Mandy M Samford #10200584 **10:15 a.m.**
NEGOTIATED \$500/
10. 89141 Gino of Switzerland #C11869 **10:15 a.m.**
Pia Stoppa #58500027, Owner
NEGOTIATED \$250/PAID
11. 89143 & Loi LV Nails #M14704 **10:15 a.m.**
NEGOTIATED \$500/PAID
89368 John P Ho #50401370, Owner
NEGOTIATED TO ATTEND BOARD CLASS/SCHEDULED

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| 12. | 89148 | Natalie B Burke #10123700 | 10:15 a.m. |
| 13. | 89149/89355 | Nails Club # ¢ M17542 & A18252
Nails Club LLC, Owner
James Tran, Member | 10:15 a.m. |
| 14. | 89168 | Polish Me Pretty Nail Bar #M17681
Polish Me Pretty Salon & Spa LLC, Owner
Minh Vo # ¢ 50501582 & 31400098, Manager | 10:15 a.m. |
| 15. | 89184/89185 | Legacy Nails & Spa Salon # ¢ SNT14608 & SAES14560
Legacy Nails & Spa Inc., Owner
Nhan Le #10100204, Director/Manager
NEGOTIATED \$250/PAID | 10:15 a.m. |
| 16. | 89186 | Brandi K Day #50123555 | 10:15 a.m. |
| 17. | 89204/89214 | %Michelle+Huoc Thi Le # ¢ 50500151 & 30500070
RE-NOTICE – RETURN TO SENDER | 10:15 a.m. |
| 18. | 89206 | Do My Nails #SNT17067
Do My Nails LLC, Owner
Long T Nguyen #50400328, Member
NEGOTIATED \$500/PAID | 10:15 a.m. |
| 19. | 89244/89230 &
89422 &
89423 | ISV Nail Forum LLC # ¢ SNT17935 & SAES18838
ISV Nail Forum LLC, Owner
NEGOTIATED \$1,250/6-Month Probation/1st Payment Submitted
Sovann Oun #51300053, Member
NEGOTIATED TO ATTEND BOARD CLASS
Ian Tea, Member
NEGOTIATED TO ATTEND BOARD CLASS | 10:15 a.m. |
| 20. | 89246 | Vernelou Terry #10701292 | 10:15 a.m. |
| 21. | 89247/89248 | Kelly D Nails-Spa # ¢ SNT17902 & SAES18799
Kiem Tram # ¢ 50200031 & 30600912, Owner/Manager
NEGOTIATED \$250/PAID | 10:15 a.m. |
| 22. | 89249 | Salon Serenity #SCOS20964
Gwenevere McCullough #10500354, Owner/Manager | 10:15 a.m. |
| 23. | 89250 | Peace Love Hair #SCOS23996
Tracy J Ford #19500093, Co-Owner/Manager
Jennifer Yee #19817003, Co-Owner/Manager
NEGOTIATED \$250/PAID | 10:15 a.m. |
| 24. | 89284 &
89285/89286 | Annamarie Cruz #11200218, Co-Owner/Manager
Virginia Cruz-Medina # ¢ 90800015 & 18801019, Co-Owner/Manager | 10:15 a.m. |
| 25. | 89287 | Jessica M Alvarez Armenta #11102335 | 10:15 a.m. |

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| 26. | 89293 | Salon on Central #SCOS21909
Eloise Edgar, Owner/Manager
CONTINUANCE | 10:15 a.m. |
| 27. | 89332 | Icon Hair Architexture #SCOS19370
Gorgeous LLC, Owner
Radhika Barcus #10600706, Member
James Barcus, Member
NEGOTIATED \$250/PAID | 10:15 a.m. |
| 28. | 89333 | Divas Hair Salon #SCOS20421
Martha Rosa Vasquez #10801293, Owner | 10:15 a.m. |

STEP 3: HEARINGS

A. Denial Appeals

None

B. Motion to Deem Allegations Admitted

- | | | |
|---------------|---|-------------------|
| 88427/88977 | Laveen Nails & Day Spa #M17574 & A18310
Laveen Nails & Day Spa LLC
Xoan Tieu, President | 10:00 a.m. |
| 88988 & 88820 | Envy Nails #M17635
Kenny Khanh H. Nguyen #50200422, Owner | 10:00 a.m. |
| 88983 | Pamela Daurham #11401133, Licensee | 10:00 a.m. |

C. Hearing Officer Recommendations

None

D. Request for Reinstatement

None

E. Appeal Board Orders

None

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

- | | |
|-------|--|
| 88500 | Xtylo Beauty College #S173
Xtylo Beauty College LLC
Maria Arroyo Mosqueda, Member
Eleanor Elaine Balderas, Director #90400037
Elizabeth Gonzalez, Instructor #91300047 |
| 88665 | Kara G. Marin #10701453, Licensee |

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89227 &
89228

Snow Harner #51100205, Licensee
Kathryn Pitrat #11200061, Licensee

STATUS AND ADDITIONS TO AGENDA

For Board Information Only:

ADJOURN

In accordance with Title III of the Americans with Disabilities Act, the Cosmetology Board does not discriminate on the basis of disabilities in its programs, services or activities. Individuals who need reasonable accommodation to participate or who need information in an alternative format may contact the ADA Coordinator at (480) 784.4539.