



Arizona State
Board of Cosmetology

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

BOARD MEETING MINUTES

ARIZONA STATE BOARD OF COSMETOLOGY MEETING

May 16, 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

Chairman Gary Begley called the Arizona State Board of Cosmetology Board Meeting to order at 9:05 a.m.

CALL TO ORDER AND ROLL CALL

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

BOARD BUSINESS

1. Approval of Regular Board Minutes of April 25, 2014.

MOTION Karla Clodfelter by to approve minutes as written. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

2. Declaration of Conflict of Interest.

None

3. 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 there is no update at this time.

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

Board Proposed Legislation HB2439 and SB1314:

Executive Director Donna Aune reported that the House Bill and Senate Bill were signed by the Governor.

Proposed Legislation Relating to Arizona State Board of Cosmetology

Executive Director Donna Aune stated that Senator Griffin introduced HB 1477 which would require the Board to start notifying licensee of renewals. The bill did not go anywhere at this time however, will probably start coming up each year.

Discussion, Consideration and Possible Action on Letter to Licensed Schools regarding Legislation Changes

MOTION by Gary Begley to accept the letter with the modification to refer to the frequently asked questions for additional information to be put on our website. MOTION SECONDED by Martha Ramsey. MOTION CARRIED.

5. Discussion & Consideration of Presentation by Nick Simonetta regarding 2014 Legislation Session/Wrap Up and Summary.

Nick Simonetta reported to the Board that SB 1314 passed and the Board has been continued for ten-years along with HB 2439 also was passed and was very pleased with the results. There are bills of concern that we will continue to examine and we should prepare and discuss the laser issue. Nick Simonetta stated that he looks forward to

ARIZONA STATE BOARD OF COSMETOLOGY

MAY 16, 2014, BOARD MEETING MINUTES

PAGE 3

meeting with Executive Director Donna Aune in preparations for a Legislative Committee Meeting to see where we might want to go.

On behalf of the Board Gary Begley, thanked Nick Simonetta for the excellent work he has done for this Board, we recognize the value in what you do and we would like this to continue.

Nick Simonetta stated that it has always been an honor to represent the Board and this Board does wonderful work to protect the consumer as well as the licensees.

6. Discussion, Consideration and Possible Action on Revising Disciplinary Parameters.

MOTION by Karla Clodfelter to take the inactive salon/personal license from the \$500 to the \$250 Disciplinary Parameters. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

7. Cosmetology Students on Field Trip.

- Questions and answers regarding Board authority and process

None

EXECUTIVE DIRECTOR'S REPORT

A. Report and Discussion on GL Solutions.

Executive Director Donna Aune reported that staff is training on a daily basis.

B. Report and Discussion on Spring Convention of American Association of Cosmetology Schools (AACCS) held on May 2-5 in Phoenix, Arizona.

Executive Director Donna Aune reported on the AACCS Convention, the main speaker was Congressman Robert Scott from Virginia and she attended the Legislative and Regulatory Updates.

C. Summary of Current Events.

Executive Director Donna Aune announced that at the August Board Meeting the Board will recognize Larry Bulechek.

CONSENT AGENDA

ARIZONA STATE BOARD OF COSMETOLOGY

MAY 16, 2014, BOARD MEETING MINUTES

PAGE 4

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

87923 Maria D. Lourdes Rocha Mesa *(Deny & accept w/\$250 negotiation term; working prior to licensure)*

87985 Jenelle Lennarson *(Deny & accept w/\$250 negotiation term/ working prior to licensure)*

MOTION by Karla Clodfelter to deny and accept with negotiation terms. MOTION SECONDED by Martha Ramsey. MOTION CARRIED.

B. Recommend Dismissals

MOTION by Karla Clodfelter to accept staff recommendations for all those listed below under Step 1 B. MOTION SECONDED by Martha Ramsey. MOTION CARRIED.

87759 Rebecca Miller / Rebecca's Studio *(Mary Kay Representative – no jurisdiction)*

87582 Novelle Nails Salon & Spa #M17557 *(Found no evidence of unlicensed operator)*

KHK Enterprises LLC, Owner
Kyle Huston Kincaid, Member

87641 Hand & Stone Massage Spa PV #A17184 *(Client satisfaction)*

Anfield Inc, Owner
Jill & John Fleming, Directors

87681 Novelle Nails Salon & Spa #M17557 *(Found no sanitation violations)*

KHK Enterprises LLC, Owner
Kyle Huston Kincaid, Member

87685 J A Fancy Nails #C23334 *(Found salon in compliance)*

Quyên Phan #'s 50401556 & 30600976, Owner

C. Recommend Letter of Concern

MOTION by Karla Clodfelter to accept staff recommendations for all those listed below under Step 1 C accept 87969. MOTION SECONDED by Martha Ramsey. MOTION CARRIED.

87825 American Haircuts #C19632 *(No barber establishment - Licensed Barber performed service – refer to Barber Board)*

American Haircuts LLC, Owner
Amy Le #10401286, Member

87924 Salon Be #C21790 *(Delinquent establishment license)*

Salon Be LLC, Owner

ARIZONA STATE BOARD OF COSMETOLOGY

MAY 16, 2014, BOARD MEETING MINUTES

PAGE 5

87969 Brandy L Stenzel #10023415, Member/Manager
Smartstyle #466 #C22596 (2/4 licensees with sanitation violations)
Minnesota Regis Corp, Owner
Dan Hanrahan, President/CEO

MOTION by Karla Clodfelter to accept staff recommendations to offer a Consent Agreement of \$250.00 civil penalty and Board costs. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

87970 Tousled Hair by Sarah #C20916 (Delinquent personal license)
Sarah Fuller #10500128, Owner/Manager

D. Recommend Informal Interview or Negotiation Terms

MOTION Karla Clodfelter by to accept staff recommendations for all those listed below under Step 1 D with the changes made to 28 and 36. MOTION SECONDED by Martha Ramsey. MOTION CARRIED.

1. 87657 Barbara Jackson #19909903
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
2. 87720 & Nailcessity Spa, Unlicensed
Sang Ngo, Owner
87994 & "Nathan" Hung Gai Nguyen #10701043, Manager
Offer a consent agreement to assess \$1,500.00 civil penalty and Board costs and \$32.00 in restitution, see motion above.
87995 & "Tammy" Tam Thanh Thi Nguyen #51200145, Licensee
Offer a consent agreement for licensee to attend and complete the Infection Protection/Law Review class given by the Board, see motion above.
87996 & Albee Lynn Truong, Licensee, License No. 50601413
87997/87998 & Tran H Ly, Licensee, License No's 51300338 & 31300823
87999 & Ngoc Hanh Thi Nguyen, License No. 50400653
88000 Thanh Thi Nguyen, License No. 10402051
3. 87722 Happy Avalon Nail & Spa #M15473
Happy Avalon Nail & Spa LLC, Owner
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
Hong Le #50600062, Member
Phuong "Ann" Le #50600535, Member
Bich Ngoc Thi Bui #51000070, Licensee
Offer a consent agreement for licensees Hong Le, Phuong "Ann" Le and Bich Ngoc Thi Bui to attend and complete the Infection Protection/Law Review class given by the Board, see motion above.
4. 87739 Enhance Your Beauty #C23326
Enhance Your Beauty LLC, Owner
Offer a consent agreement to assess \$500.00 civil penalty and Board costs and \$32.00 in restitution, see motion above.
Michele Jefferson #1500838, Member
Marie A Soto #59600424, Licensee
Offer a consent agreement to assess \$50.00 civil penalty and Board costs and for licensee Marie A. Soto to attend and complete the Infection Protection/Law Review class given by the Board, see motion above.

ARIZONA STATE BOARD OF COSMETOLOGY

MAY 16, 2014, BOARD MEETING MINUTES

PAGE 6

5. 87740 & Deer Valley Village Salon & Spa, Unlicensed
Dismiss, due to not a licensed salon this was the name of the building, see motion above.
88001 & Hair Mojo #C22362
Jessica Morrison #10401700, Owner
Dismiss, due to no violations, see motion above.
88002 & Halo Hair Salon #C21565
Nancy Bojorquez #10331967, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
88003 & At Your Finger Tips Nail Salon #M17323
Wendy Gonzales #51200444, Owner
Dismiss, due to no violations, see motion above.
88004 Margaret Sorden #30900140
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
6. 87757 Antonia Mercedes Corella #11001283
Offer a consent agreement to assess \$50.00 civil penalty and Board costs, see motion above.
7. 87760 Divine Nails#M17271
Phuong Kim Tran, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
8. 87761/87762 Splendid Nails #'s M15350 & A15344
Christopher Tran, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
9. 87763 Mario's Hair Salon #C20829
Young Generation Salon Inc, Owner
Angel Young #18327540, President/Director
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
10. 87764 Tru Colors Salon & Day Spa #C15066
Quang N Pham #'s 59900208 & 10801401, Co-Owner/Manager
Lan M Tran #'s 59900071 & 30100102, Co-Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
11. 87765/87766 Nails & Spa Zaza #'s M16849 & A17245
Loan T Nguyen #'s 50600681 & 30600583, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
12. 87767 Hand & Stone Massage Spa Anthem #A16593
Cam Enterprises LLC, Owner
Tara D Mantione, Member
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
13. 87768 & 88006 AZ Tip & Toes Nails & Spa #'s M17052 & A17521
Jason Bui, Owner

ARIZONA STATE BOARD OF COSMETOLOGY
MAY 16, 2014, BOARD MEETING MINUTES
PAGE 7

Sean Nghi Le #50900547, Licensee
Offer a consent agreement to assess \$750.00 civil penalty and Board costs and \$58.00 in restitution, see motion above.

14. 87769 A Wild Hair Salon & Day Spa #C21703
A Wild Hair with Christin LLC, Owner
Christin Wuestenhoeffer #10300021, Member
Cindy Flocken #30800052, Manager
Issue a Letter of Concern for two licensees found with violations at station, see motion above.
15. 87770 Cavit Academy of Cosmetology #S143
Cavit Academy of Cosmetology/Central AZ Valley Institute of Technology, Owner
Elizabeth Anna Turner #90330925, Director/Instructor in Charge
Mike Glover, Superintendent
Issue a Letter of Concern for documents received from school within twenty four-hours, see motion above.
16. 87771 Dang The Pham #50400292, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
17. 87773 Dolly Rockers Salon #C16084
Dolly Rockers Salon LLC, Owner
Michelle Zeller #10224958, Member/LLC Manager
Diana Zeller, Member
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
18. 87774 &
87775 Janessa M Hernandez #10122379, Co-Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
Erica Nadler #10500164, Co-Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
19. 87787 Eastern Arizona Academy of Cosmetology #S51
Eastern Arizona Academy of Cosmetology LLC, Owner
Deborah John #97800596, LLC Manager/Instructor in Charge
Drew John, LLC Manager
Issue a Letter of Concern for documents received from school within twenty four-hours, see motion above.
20. 87788 Michael Alexander Salon & Spa #C23386
C & T Salon Enterprises LLC, Owner
Crystal Fyke, LLC Manager
Timothy Fyke, LLC Manager
Julie A Jones #10300005, Manager
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, see motion above.
21. 87789 Salon Eclectic #C23927
Matley Enterprises LLC, Owner
Kahley McFadden, Member

ARIZONA STATE BOARD OF COSMETOLOGY

MAY 16, 2014, BOARD MEETING MINUTES

PAGE 8

Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.

22. 87790/87791 Almira's Nails LLC #'s M17504 & A18185
Almira's Nails LLC, Owner
Phuoc V Nguyen, Member/LLC Manager
Hang Thi Lai #50500966, Manager

Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.

23. 87797/87798 Autumn Nail Spa #'s M16031 & A16174
Tuan V Truong, Owner
Le Thi Truong #50331556, Manager

Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.

24. 87799/87800 Phoenix Nail Salon #'s M17219 & A17750
Hoi Long Bui # 50400649, Owner/Manager

Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.

25. 87801 Top Nail #C23267
Michelle Chan Ta #11001093, Owner/Manager

Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.

26. 87802/87803 Polish Room #'s M16830 & A17222

Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.

Ngan Giang Thi Vo #'s 50500039 & 30500361, Owner
Binh T Nguyen #59700625, Manager

Offer a consent agreement for licensees Ngan Giang Thi Vo and Binh T. Nguyen to attend and complete the Infection Protection/Law Review class given by the Board, see motion above.

27. 87804/87805 Boutique Nails & Spa #'s M17466 & A18134
Thuy Duong Thi Nguyen #'s 59000484 & 31300526, Co-Owner/Manager
Long Ngoc Nguyen #50100313, Co-Owner/Manager

Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.

28. 87806 & Karen Van Nguyen #10501161

Offer a consent agreement to assess \$125.00 civil penalty and Board costs, see motion above.

- 87807 Vu X Nguyen #50700816

Offer a consent agreement to assess \$125.00 civil penalty and Board costs, see motion above.

29. 87808 Beauty and the Ballroom #A18444
Amanda Martin #31000029, Owner/Manager

Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.

30. 87832 Athena Ltd #C9293
Athena Ltd, Owner

ARIZONA STATE BOARD OF COSMETOLOGY

MAY 16, 2014, BOARD MEETING MINUTES

PAGE 9

Lyndee M Nester, Member
Dismiss, due to salon closure, see motion above.

31. 87833 Indulgence Salon #C17077
Indulgence Salon LLC, Owner
Dionda Bretall #30700644, Member/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
32. 87834 Studio Exodus #C12623
Eric Bustamante #18500659, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
33. 87835 Body Beautiful #C17254
Body Beautiful LLC, Owner
Marlena Krueger, Member
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
34. 87838 Aranda's Mobile Beauty Service #C23842
Aranda's Mobile Beauty Service LLC, Owner
Marisela Aranda-Miller #11101583, LLC Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
35. 87839 Ima'gery Cosmetics & Skin Care #C4025
Denise R Nahat #17819604, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
36. 87840 Youn Hwa Leavitt #10501076, President/Director
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
37. 87848/87849 Shiny Nails #2 #'s M17054 & A17523
Chi Nguyen, Owner
Dung Nguyen #'s 59600022 & 30600341, Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
38. 87850 Twins Barber Shop #C16629
Abayev Brothers LLC, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
Edward Abayev, Member
Radislav Abayev, Member
Rigina Abayev #19600118, LLC Manager
Offer a consent agreement for licensee Rigina Abayev to attend and complete the Infection Protection/Law Review class given by the Board, see motion above.
Milana Abayev, LLC Manager
39. 87851 Tommy's Nails #M17345
Lai T Tran #'s 50300263 & 31200335, Owner/Manager

ARIZONA STATE BOARD OF COSMETOLOGY
MAY 16, 2014, BOARD MEETING MINUTES
PAGE 10

Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.

40. 87855/87856 AZ 3D Nails & Spa #'s M17673 & A18469
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.

Uyen Pham #'s 51000427 & 31200654, Owner
Amy Ngoc Nguyen #'s 50400245 & 30700133, Manager
Offer a consent agreement for licensees Uyen Pham and Amy Ngoc Nguyen to attend and complete the Infection Protection/Law Review class given by the Board, see motion above.
41. 87857 & All Styles Salon & Supplies #C22144
Michelle Drab Preston, Owner
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
87858 Tatianna Anderson #31100530
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
42. 87859 LV Nails & Spa #M17524
Luc V Luong, Owner
Ngoc Bich Tran #'s 51400030 & 31400032, Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
43. 87860/87861 Infinity Nails & Spa #'s M15626 & A15686
Hoa Thi Doan #'s 50500406 & 30500227, Owner
Xuan Kim Tran #10901207, Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
44. 87862 Salon Boulevard #C16126
Chuck Pilot LLC, Owner
Charles A Lund, Member/LLC Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
45. 87863 European Wax Center Moon Valley #A17346
European Wax Center Moon Valley LLC, Owner
Alex Weisman, Member/LLC Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
46. 87864 Cardine Beauty Salon LLC #C22657
Cardine Beauty Salon LLC, Owner
Elsa Garcia, Member
Geraldine Arenas #11001897, Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
47. 87865 Chris Le Salon #C19499
Huyen Tram Thi Le #10400008, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.

48. 87866 Bella Nails for U #M14731
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, see motion above.
Phuc Cao Nguyen #50200557, Owner
Offer a consent agreement for licensee Phuc Cao Nguyen to attend and complete the Infection Protection/Law Review class given by the Board, see motion above.
Hien T Duong #50200405, Manager
49. 87867 Great Clips #C6064
GT Clips Inc, Owner
David Oliverio, President/CEO
Sheila K Baker #18326717, Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.

END OF CONSENT AGENDA

STEP 2: INFORMAL INTERVIEWS

All Staff present and planning to give testimony for any case was sworn in by the Chairman

A. Without Negotiation Options

1. 87571 Stylin In Class #S152 10:15 a.m.
Arizona Department of Juvenile Corrections
Shree R Cartagena #90500021, Director/Instructor
CONTINUANCE GRANTED

B. With Negotiation Options

1. 87336 Michele M Myers #10200757 10:30 a.m.
Continued from March Board Meeting
Michele M. Myers along with her attorney Larry Cohen appeared, was sworn in and stated, she had opened her salon in 2006 and had received her salon and her personal license and renewed each year and believing this was not only her salon license but per personal license as well. She claims that an inspection was never done at her salon and it there had been an inspection done at any time from 2006 the Board would have known her personal license was inactive. She stated she has since reactivated her license. Investigator Bobbie Johnson testified that Michele Myers was working with an inactive personal license and using her establishment license from another location which was posted as her personal license.

MOTION by Karla Clodfelter to move that for case 87336 all alleged violations cited in the Investigative Report except A.A.C. R4-10-404 Mobile Services have been shown. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

ARIZONA STATE BOARD OF COSMETOLOGY

MAY 16, 2014, BOARD MEETING MINUTES

PAGE 12

MOTION by Karla Clodfelter to move that for case 87336, to impose the following discipline and offer a Consent Agreement with the following new terms to assess \$250 civil penalty and Board costs and a ten-month probationary period in which to pay. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

2. 87480 Brillare Hairdressing Academy #S154 **10:30 a.m.**
Anaphora LLC, Owner
Crista Jones, C.E.O.
Continued from April's Board Meeting
NEGOTIATED \$1,000

3. 87495/87563 & 87626 Brillare Hairdressing Academy #S155 **10:30 a.m.**
Anaphora LLC, Owner
Crista Jones, C.E.O.
Continued from April's Board Meeting
NEGOTIATED \$1,000

4. 87493 Keameashia Jordan #11002292 **10:30 a.m.**
Continued from April's Board Meeting

Keameashia Jordan appeared, was sworn in and stated, that she is not the owner nor does she sub-lease. Dae'Jonoinque Reyford pays her to braid hair only she works for Dae'Jonoinque. She does not own anything in the salon and Dae'Jonoinque and her mother own the business. Investigator Bobbie Johnson testified that Dae'Jonoinque Rayford had a haircut appointment on the book and told the investigator that Keameashia sub-leases from the clothing store.

MOTION by Karla Clodfelter to move that for case 87493, to impose the following discipline and to issue a Letter of Concern for operating in any other place other than a licensed establishment. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

5. 87508 NV Hair Studio #C19148 **10:30 a.m.**
Berta Maksumova, Owner
Continued from April's Board Meeting
NEGOTIATED \$500/Restitution/6-Months Probation/1st Payment Submitted

6. 87520/87521 Boston Nails #'s M16454 & A16981 **10:30 a.m.**
Boston Nails LLC, Owner
Kim Tuyen Tran #'s 50700356 & 30600989, Member/Manager
Continued from March & April's Board meeting
NEGOTIATED \$250/PAID

7. 87532 Alberto's Beauty Salon #2 #C22898 **10:30 a.m.**
Belinda Salgado-Rosiles #19301055, Owner/Manager
Continued from April's Board Meeting
NEGOTIATED \$250/6-Months Probation/1st Payment Submitted

8. 87551 Yesenia Amaya #10700423 **10:30 a.m.**
Continued from April's Board Meeting

Yesenia Amaya appeared, was sworn in and stated, she has not had the money to pay for the licenses and she does not know why her establishment license would have been closed she has always been at this location. Inspector Amber Moore testified to licensee working in an unlicensed establishment which had been previously closed out per inspector in November of 2012 and licensee working with a delinquent personal license.

**ARIZONA STATE BOARD OF COSMETOLOGY
MAY 16, 2014, BOARD MEETING MINUTES
PAGE 13**

MOTION by Tammy Acton to move that for case 87551 all alleged violations cited in the Complaint Summary have been shown. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

MOTION by Tammy Acton to move that for case 87551, to impose the following discipline and offer a Consent Agreement with the following new terms to assess \$250 civil penalty and Board costs and a one-year probationary period in which to pay. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

9. 87553 Rachel Hope Charles #11100692 **10:30 a.m.**
Continued from April's Board Meeting
No show; to formal hearing
10. 87604 Great Clips #C4004 **10:30 a.m.**
Bell Hair Inc, Owner
Paul E Neumayr, President/Director
Continued from April's Board Meeting
NEGOTIATED \$250
11. 87581 My Surprise Nail Spa #A16796 **10:30 a.m.**
Tim T Nguyen, Owner
NEGOTIATED \$250
12. 87614 & 87922 Pink Lotus Nails & Spa #'sM17038 & A17499 **10:30 a.m.**
Pink Lotus Nails & Spa LLC, Owner
Thuan Linh T Vo, Member, #50500817
No show; to formal hearing
13. 87615 Fades & Cuts #C15360 **10:30 a.m.**
Josefina Rochade Bodadilla, Owner/Manager
Josefina Rochade Bodadilla and her son who translated for her appeared, was sworn in and stated that his mother believed because the individual was in the process of transferring her license to Arizona and because her California license was current she could work until she received her Arizona license. Investigator Bobbie Johnson testified to the unlicensed individual and health/safety violations.

MOTION by Tammy Acton to move that for case 87615 all alleged violations cited in the Investigative Report have been shown. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

MOTION by Tammy Acton to move that for case 87615, to impose the following discipline and offer a Consent Agreement with the following new terms to assess \$500 civil penalty and Board costs with a ten-month probationary period in which to pay and for licensee Josefina Rochade Bodadilla to attend and complete the Infection Protection/Law Review class given by the Board within three-months. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.
14. 87627 Life Time Fitness #C16911 **10:30 a.m.**
LFT Club Operations Co Inc, Owner
Bahram Akradi, CEO/President
Michael Robinson, CFO/Executive V-P
Michael Gerend, COO/Executive V-P
Eric Buss, Secretary/Executive V-P
Steve Kerzman, Treasurer
NEGOTIATED
15. 87638 Amanda Jane Turley #11100206 **10:30 a.m.**
CONTINUED – RETURN TO SENDER

ARIZONA STATE BOARD OF COSMETOLOGY
MAY 16, 2014, BOARD MEETING MINUTES
PAGE 14

- | | | | |
|-----|-------------|---|------------|
| 16. | 87642 | Nickie M Verdugo #30227652
NEGOTIATED \$250/6-Months Probation/1st Payment Submitted | 10:30 a.m. |
| 17. | 87652 | CN Nail & Spa #M16199
Dung N Tran #50700537, Owner
NEGOTIATED \$250/6-Months Probation | 10:30 a.m. |
| 18. | 87666 | Aleisha L Newson-Wright #11100398
NEGOTIATED \$250/PAID | 10:30 a.m. |
| 19. | 87667 | Great Clips #C10436
SCOE II Inc, Owner
William Jackson, President
NEGOTIATED \$500 | 10:30 a.m. |
| 20. | 87668 | Great Clips #C16387
SCOE II Inc, Owner
William Jackson, President
NEGOTIATED \$250 | 10:30 a.m. |
| 21. | 87669 | Cost Cutters #6922 #C14279
Minnesota Regis Corp, Owner
Dan Hanrahan, President
NEGOTIATED \$250 | 10:30 a.m. |
| 22. | 87670 | Nails by Katie #M16688
Tuyet Anh Tran #'s 50400355 & 30600350, Owner/Manager
NEGOTIATED \$250/PAID | 10:30 a.m. |
| 23. | 87672 | Sportclips AZ 118 #C18501
S & J Hair Salon Inc, Owner
Jamal Yousuf, President
NEGOTIATED | 10:30 a.m. |
| 24. | 87673 | Great Clips #C17545
David Oliverio, President/Director
NEGOTIATED \$250 | 10:30 a.m. |
| 25. | 87674/87675 | Fancy Nails #'s M14215 & A14357
Nha Van Le #50021122, Co-Owner
Huyen Tram Le #10400008, Co-Owner
NEGOTIATED \$500 | 10:30 a.m. |
| 26. | 87676 | Temptation Nails & Spa #C21848
Salon Enterprises Inc, Owner
Eva Hai Thi Huynh #11000268, President/Manager
NEGOTIATED | 10:30 a.m. |
| 27. | 87683 | Betty Shinkle #17719185
NEGOTIATED \$500 | 10:30 a.m. |
| 28. | 87687 & | Lily Hair & Nail Salon #C23723
Tiem Thi Nguyen #'s 50100672 & 30400720, Owner/Manager
NEGOTIATED \$250 | 10:30 a.m. |

ARIZONA STATE BOARD OF COSMETOLOGY

MAY 16, 2014, BOARD MEETING MINUTES

PAGE 15

- 87960 Nhi Thi Nguyen #51300249, Licensee
NEGOTIATED TO ATTEND BOARD CLASS
29. 87695 Anthony Gathers #19400366 **10:30 a.m.**
NEGOTIATED \$500
30. 87696 & 87697 Nails Studio by T & T #'s M15455 & A15470 **10:30 a.m.**
Nails Studio by T & T LLC, Owner
Thao Thuy M Nguyen #'s 59713987 & 30400717, Member/Manager
NEGOTIATED \$250
31. 87698 Caro's Beauty Salon #C17480 **10:30 a.m.**
Rigoberto Hernandez, Owner
NEGOTIATED \$250
32. 87699/87700 City Nails & Spa #'s M16914 & A17330 **10:30 a.m.**
Phuong Vuong #'s 50400888 & 30500847, Owner/Manager
NEGOTIATED \$250/PAID
33. 87701 Massage Envy Spa Fulton Ranch #A16976 **10:30 a.m.**
Desert Massage Ocotillo Inc, Owner
Jonathan T Brovitz, President
- No show; to formal hearing**
34. 87702 Mireya Angelica Beauty Salon #C15596 **10:30 a.m.**
Kissi V Mireya #19600733, Owner/Manager
NEGOTIATED \$250
35. 87703/87704 & Regal Nails Salon & Spa #'s M15174 & A16473 **10:30 a.m.**
NEGOTIATED \$500
87962 Thang N Tran #50500150, Owner/Manager
NEGOTIATED TO ATTEND BOARD CLASS
36. 87707 Casey D Hill #10600282 **10:30 a.m.**
No show; to formal hearing
37. 87717 Liesl Long #18400285 **10:30 a.m.**
NEGOTIATED
38. 87718 Wax on Wax off Body Waxing #A17338 **10:30 a.m.**
Deyna L Zinn #30500057, Owner/Manager
NEGOTIATED \$250
39. 87719 Studio 25 #C14066 **10:30 a.m.**
Lorraine Billings #19200687, Owner

Lorraine Billings appeared, was sworn in and stated that the large wet disinfectant had not been filled and set up the moment the Inspector came in. Inspector Amber Moore testified to no large wet disinfectant set up within the establishment.

MOTION by Martha Ramsey to move that for case 87719 all alleged violations cited in the Complaint Summary have been shown. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

**ARIZONA STATE BOARD OF COSMETOLOGY
MAY 16, 2014, BOARD MEETING MINUTES
PAGE 16**

MOTION by Martha Ramsey to move that for case 87719, to impose the following discipline and issue a Letter of Concern for no large wet disinfect set up at the time of the Inspection. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

40. 87725 Chic Nails LLC #M17272 **10:30 a.m.**
Chic Nails LLC, Owner
Trung D Nguyen, Member/Manager
NEGOTIATED \$750/6-Months Probation/1st Payment Submitted

41. 87726 Mitti Arabella Davis #39916897 **10:30 a.m.**
Mitti Arabella Davis appeared, was sworn in and stated that she had renewed the old location establishment license and took that license with her to the new location and regarding the sink she believed as long as there was one sink she was ok. She has now got her establishment licensed properly. Inspector Amber Moore testified to the establishment being unlicensed, that a location change did take place and there was not an additional sink.

MOTION by Tammy Acton to move that for case 87726 all alleged violations cited in the Complaint Summary have been shown. MOTION SECONDED by Martha Ramsey. MOTION CARRIED.

MOTION by Tammy Acton to move that for case 87726, to impose the following discipline and offer a Consent Agreement with the following new terms to assess \$250 civil penalty and Board costs with a six-month probationary period in which to pay. MOTION SECONDED by Martha Ramsey. MOTION CARRIED.

42. 87727 Salon JO.EL #C22091 **10:30 a.m.**
Joseph Porter #'s 19000737 & 90500067, Owner/Manager
CONTINUANCE GRANTED

43. 87728/87729 Ken's Nails & Spa #'s M16386 & A16641 **10:30 a.m.**
Anh Hoang Nguyen #50200058, Owner
Owner was sick and asked Amy Tran to represent the salon and was sworn in and stated that she was responsible for not posting the last inspection sheet, the pumice block was being used by an employee for personal use not on clients, the towels are now enclosed and as far as the personal licenses she is confused as to where to post them. Inspector has told her to post them at their stations and also at their pedi carts but they are still getting marked down for working without posting personal licenses. Inspector Amber Moore testified to the reuse of pumice blocks, towels not enclosed last inspection sheet not posted and licensee Quang Nguyen working without license posted.

MOTION by Karla Clodfelter to move that for case 87728/87729 all alleged violations cited in the Complaint Summary have been shown. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

MOTION by Karla Clodfelter to move that for case 87728/87729, to impose the following discipline and offer a Consent Agreement with the following new terms to assess \$250 civil penalty and Board costs with a six-month probationary period in which to pay. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

44. 87730 Hairwaves Hair & Nail Salon #C17068 **10:30 a.m.**
Michelle R Ulrich #18225543, Owner
CONTINUANCE GRANTED

45. 87731 Lee's Lock-Hair Nails-Tanning #C13774 **10:30 a.m.**
Linda Lee Palmer #18700930, Owner/Manager
NEGOTIATED \$250/PAID

**ARIZONA STATE BOARD OF COSMETOLOGY
MAY 16, 2014, BOARD MEETING MINUTES
PAGE 17**

46. 87732/87733 Phuong Thao Thi Huynh #'s 50400943 & 30600909 **10:30 a.m.**
Compliance Supervisor Joanne Ayotte reported to the Board that the above licensee will sign Consent Agreement if the probation period could be extended to ten-months.

MOTION by Karla Clodfelter to extend the probationary period from six-months to ten-months. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

47. 87734/87735 Instyle Nail & Spa #'s M16333 & A16570 **10:30 a.m.**
Kevin T Phan #59915586, Owner/Manager
NEGOTIATED \$250/PAID

48. 87745 Smartstyle #1157 #C22593 **10:30 a.m.**
Minnesota Regis Corp, Owner
Dan Hanrahan, President
NEGOTIATED \$250

49. 87749 Amy B Kromah #11100399 **10:30 a.m.**
Amy Kromah appeared, was sworn in and stated that she had been overseas for about one-year her Aunt had passed away when she returned she went to the salon to clean it up and two days later is when the Inspector came in and told her that her establishment license was inactive. She stated she went to the office the same day and reapplied for an establishment license. Inspector Amber Moore testified to the establishment license being inactive.

MOTION by Tammy Acton to move that for case 87749, to impose the following discipline and issue a Letter of Concern for an inactive establishment license. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

50. 87750 Dania Zarate #11201666 **10:30 a.m.**
NEGOTIATED \$750/6-Months Probation

51. 87752/87753 Lin Nails & Spa #'s M17464 & A18127 **10:30 a.m.**
Lynn Nguyen #'s 59919219 & 30601137, Owner/Manager
NEGOTIATED \$750/PAID

52. 87755 Central Nails #M17531 **NEGOTIATED \$250/PAID**
Patrick Lam #50600336, Owner

53. 87967/87968 Hien Thi Le #'s 50100615 & 30200071 **10:30 a.m.**
NEGOTIATED \$250

54. 87634 Christie Marie Fondren #11300083 **10:30 a.m.**
Christie Marie Fondren appeared, and was sworn in and stated that she now has the salon license properly, she no long has a leather pouch and regarding the wet disinfectant not large enough for complete immersion, it was the end of one comb that was not immersed. Investigator Bobbie Johnson testified to soiled tools, soiled dry storage, shears in leather pouch and the individual wet disinfectant was not large enough for complete immersion.

MOTION by Karla Clodfelter to move that for case 87634 all alleged violations cited in the Complaint Summary have been shown. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

MOTION by Karla Clodfelter to move that for case 87634, to impose the following discipline and offer a Consent Agreement with the following new terms to assess \$250 civil penalty and Board

costs with a ten-month probationary period in which to pay. MOTION SECONDED by Tammy Acton.
MOTION CARRIED. Jessica Rainbow VOTED NAY.

STEP 3: HEARINGS

A. Denial Appeals

None

B. Motion to Deem Allegations Admitted

87204

Ebony Hair Affair #C17705

10:00 a.m.

Ali O'Neil, Owner/Manager

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 Martha Ramsey. 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 Karla Clodfelter. MOTION CARRIED.

MOTION by Jessica Rainbow to issue an Order of discipline to revoke all licenses and to impose civil penalties and costs for \$250 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 Karla Clodfelter. 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.

STATUS AND ADDITIONS TO AGENDA

For Board Information Only:

**ARIZONA STATE BOARD OF COSMETOLOGY
MAY 16, 2014, BOARD MEETING MINUTES
PAGE 19
ADJOURN**

MOTION by Tammy Acton to adjourn the meeting at 12:15 p.m. MOTION SECONDED by Karla Clodfelter.
MOTION CARRIED.

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