

AGENDA

ARIZONA STATE BOARD OF COSMETOLOGY MEETING MINUTES

June 15, 2018 at 9:00 a.m.
1740 W Adams, Suite 4400, Boardroom A
Phoenix AZ 85007

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the general public and to members of the Arizona State Board of Cosmetology that the Board will hold a meeting open to the public on the date and at the time indicated above. The Board may vote to go into Executive Session for the purpose of obtaining legal advice on any of the agenda item pursuant to A.R.S. § 38.431.03 (A)(3).

Board Members

Gary Begley, School Owner, Chairperson
Karla Clodfelter, Cosmetologist, Vice Chairperson
Melissa C Porter, Public Member
Charlie C Phan, Nail Technician
Thomas Rough, Cosmetologist
Brandy B. Wells, Public Member
Vacant, Instructor

1. Call to Order

2. Pledge of Allegiance

3. Roll Call of Board Members

Gary Begley
Karla Clodfelter
Charlie Phan
Thomas Rough
Brandy Wells

BOARD BUSINESS

1. Discussion, Consideration and Possible Action on Approval of Regular Board Minutes of May 18, 2018

MOTION by Karla Clodfelter to approve minutes as written. MOTION SECONDED by Brandy Wells. MOTION CARRIED.

2. Discussion, Consideration and Possible Action on Approval of Executive Session Minutes of May 18, 2018.

MOTION by Karla Clodfelter to approve minutes as written. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

3. Discussion, Consideration and Possible Action on Approval of Telephone Conference Call Board Minutes of June 5, 2018.

MOTION by Karla Clodfelter to approve minutes as written. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

4. Board Member Declaration of Conflict of Interest.

None.

5. Discussion, Consideration and Possible Action on Changing Over to Pro Metric Written Examination.

Executive Director Donna Aune stated that the agency has contracted with PCS to administer the written exam for many years. There have been issues with PSI in the past and they have been worked through however the issues are back. The agency has received complaints from students and schools. The agency is able to change over to Pro Metric through PCS. Executive Director Donna Aune stated that even though the locations would change, there would be the same amount of locations.

School Liaison Theresa Bunch stated that some of the complaints received were regarding when students received their notice to go for the exam, students called to set up for the exam and are told that they are not registered. Theresa Bunch stated that another complaint was with students who need a reader for the exam and the reader provided for the student could not pronounce cosmetology terminology and, as a result, students were not passing the test.

Theresa Bunch stated the NIC works with Pro Metric with no issues and Pro Metric is open on Saturdays, Sundays and in the evenings.

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Chair Gary Begley stated that the Board would like to have staff visit Pro Metric and bring back to the Board the features, benefits and other states/agencies that have or are using Pro Metric to administer exams.

6. Review, Discussion and Action on Direct Hire Appointment of Kim Scoplitte as Executive Director and Salary Determination.

11:00 a.m. MOTION by Karla Clodfelter to go into Executive Session for legal advice on the Direct Hire Appointment of Kim Scoplitte as Executive Director and Salary Determination. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

11:35 a.m. Back in regular session.

MOTION by Gary Begley to conduct a direct hire for Kim Scoplitte to become the new Executive Director. MOTION SECONDED by Thomas Rough and Karla Clodfelter. MOTION CARRIED. Brandy Wells abstained.

MOTION by Karla Clodfelter to grant an annual salary for Kim Scoplitte as determined by the Board effective 5:01 p.m. June 29, 2018, and request a review within 1-year. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

The Board may vote to go into Executive Session pursuant to A.R.S. § 38-431.03(A)(1) for purposes of discussion or consideration of employment, assignment, appointment, promotion, demotion, dismissal, salaries, disciplining or resignation of a public officer, appointee or employee; A.R.S. § 38-431.03(A)(2), discussion or consideration of confidential information; and A.R.S. § 38-431.03(A)(3), to obtain legal advice.

7. Report, Discussion and Possible Action on Permission to Seek Authorization from the Governor in accordance with Executive Order 2018-02 for purposes of amending A.A.C. R4-10-115 (A) to reconcile the time frame differences for filing a motion for rehearing/reviews with A.R.S. § 41-1092.03 (A).

MOTION by Karla Clodfelter to request exemption from the Governor's office to modify Board rule A.A.C. R4-10-115 (A) regarding time frame differences for filing a motion for rehearing/reviews to make it consistent with A.R.S. 41-1092. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

The Board may vote to go into executive session to obtain legal advice pursuant to A.R.S. § 38-431.03 (A) (3)

8. Welcome and Board Member Dialogue with Visiting Cosmetology Students & Instructors/Faculty.

Students from Protégé College of Cosmetology along with Representatives from Penrose Academy, The Studio Academy of Beauty, Imaj Institute and Cortiva Institute were in attendance.

EXECUTIVE DIRECTOR'S REPORT

1. Report and Discussion on Agency Departments.

- Financial
- Personnel, Board Membership and Appointments
- Licensing
- Information Technology

Executive Director Donna Aune stated that the agency will have the Fiscal Year closeout on June 29th and she will be here to see it through. Executive Director Donna Aune stated that the agency has three temps who will be starting on Monday and the agency's new Investigator will also be starting on Monday.

2. Report and Discussion on 90/10 Executive Directors' Meeting held on May 29, 2018.

Executive Director Donna Aune stated that at the 90/10 Executive Directors' meeting Jacquelyn Hill from HR/ADOA spoke about having face to face meetings with agencies to work on building a relationship. Executive Director Donna Aune stated that internal control, budget and strategic plan were also discussed and that John Tellier presented legislation updates.

3. Discussion, Consideration & Possible Action on 2019 Tentative Board Meeting Dates and 2019 Tentative Infection Protection/Law Review Class Administered by the Board.

Executive Director Donna Aune presented the 2019 Tentative Board Meeting Dates and 2019 Tentative Infection Protection/Law Review Class Dates for Board review.

• Board Meeting Dates:

Jan 18 th	Feb 15 th	Mar 15 th	Apr 19 th	May 17 th	Jun 14 th
July 19 th	Aug 16 th	Sept 20 th	Oct 18 th	Nov 15 th	Dec 13 th

• Infection Protection/Law Review Class Dates:

Jan 7 th & 28 th	Feb 11 th & 25 th	Mar 4 th & 18 th	Apr 1 st , 15 th , & 29 th
May 13 th & 20 th	Jun 10 th & 24 th	July 8 th & 22 nd	Aug 5 th & 19 th
Sept 9 th & 23 rd	Oct 7 th & 21 st	Nov 4 th & 18 th	Dec 2 nd , 16 th , & 30 th

MOTION by Karla Clodfelter to accept Board meeting dates and Infection Protection/Law Review Class dates as presented. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

4. Summary of Current Events that Affect the Arizona State Board of Cosmetology.

Executive Director Donna Aune stated that thirty-one years with the Board has been a great experience, the support received from the Board members, staff and the industry has been wonderful and appreciated. It is time to retire and give someone the opportunities that I have experienced. I have met some of my dearest friends in Arizona and all around the country, and I thank each of you for the cards, phone calls, well wishes and the wonderful party given to me.

This is the time for the Chair or Executive Director to give a brief summary on current events that affect the Board. It is informational only and no discussion may occur.

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

92928 Tina Davis *(Deny & accept w/\$250 negotiation terms; working prior to licensure)*

MOTION by Karla Clodfelter to deny or grant licensure upon signature of Consent Agreement and payment in full within twenty-one days. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

B. Recommend Dismissals

MOTION by Karla Clodfelter to accept staff recommendations for all those listed below Step 1 B. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

92526	Cre8ive Colors #SCOS24996	<i>(Found no evidence to support allegations)</i>
92660	Phylcia Aswege #11000420, Owner Infinity Nails & Spa #SNT15626 Hoa Thi Doan #50500406, Owner Xuan Kim Tran #10901207, Manager	<i>(Refer to AZ Health Dept. / Prohibit smoking in any "place of employment")</i>
92722	Skin Magic LLC #SAES20467 Skin Magic LLC, Owner Jessica May #31600127, Manager/Member Brittney Farnsworth #31700927, Licensee	<i>(Found no evidence to support allegations)</i>
92867	Mike Lee Nails #SNT17299 Mike Lee Nails LLC, Owner	<i>(Found no health & safety violations)</i>
92902	Le T Pham #50100625, Member XTYLO Beauty College #CSL00183	<i>(Found no evidence to support allegations)</i>

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92932 XTYLO Beauty College LLC, Owner
 Maria Arroyo Mosqueda #91700538, Member
 Aaron Aguilera Guiza, Member
 Senia Goytia #90900054, Instructor
 It's the suite Life #SCOS27128
 Dorene Johnson #19401507, Owner
(License renewed in a timely matter)

C. Recommend Letter of Concern

MOTION by Karla Clodfelter to accept staff recommendations for all those listed below Step 1 C. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

92728 The Stunner Lab #SAES20360
 Tonita Alexander #30600574, Owner
(Posting Out for Service "micro-blading" not Regulated by the Board)

92934 Kimmis Chair #SCOS23792
 Kim O"Rear #19600094, Owner
(Delinquent Establishment License)

92935 Best Perception WJN #SCOS19932
 Joanna Nickels #18500544, Owner
(Delinquent personal License)

92939 Fresh Squeezed Skin Care #SAES18852
 Fresh Squeezed Skin Care LLC, Owner
 Courtney Carroll #30800925, Member
(Delinquent establishment and personal License)

92945 Sport Clips AZ137 #SCOS27880
 Hill Investments LLC, Owner
 Jared Lee, Member
 Val Hill, Member
(Delinquent personal License)

92946 Rolf's At Arrowhead #SCOS14133
 Rolf's At Arrowhead LLC, Owner
 Holger Lohse #16910753, Member
(Delinquent personal License)

92947/92948 Grand Nails Lounge #'s SNT18847 & SAES20366
 Grand Nails Lounge #1 LLC, Owner
 Hoang Nguyen #50000346, Member
 Neil Patel, Member
(Delinquent personal License)

92960 Curls, Pearl & Gents Salon #SCOS27184
 CPG Salon LLC, Owner
 Kurt Schemers, Member
(Delinquent personal License)

92962 Jasmine Nails #SNT17937
 Tam Nguyen, Owner
(Delinquent personal License)

92963 Supercuts #8627 #SCOS26956
 JW Management Group Inc., Owner
 Jared B. Hepworth, President/CEO
 Wendy A. Hepworth, Secretary
(Delinquent personal License)

92970 Red Mountain Med Spa LLC #SAES18712
 Red Mountain Med Spa LLC, Owner
 Mark Bentz, CEO
 Suzanne Bentz, Medical Director
 Dawn Hummel, Member
(Delinquent Establishment License)

92971 Kim's Nails #SNT17363
 Quang Xuan Phan, Owner
(Delinquent personal License)

92972 T & K's Hair We Are #SCOS19797
 Tammy Kotche #19714014, Owner
(Delinquent personal License)

92973 At Lefty's Barbershop #SCOS22002
 At Lefty's Barbershop LLC, Owner
 Dwayne Phelps, Member
 Jenifer L Phelps, Member
(Delinquent personal License)

92974 Orange Blossom Salon LLC #SCOS26015
 Orange Blossom Salon LLC, Owner
(Delinquent Establishment License)

Monica Troyer, #10225758, Member
Rene Bussey, #10802043, Member

D. Recommend Informal Interview or Negotiation Terms

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

1. 92417 Michelle Lynn Beran #11400819, Licensee
Offer a consent agreement to assess \$50.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
2. 92616 Alysia M Lloyd #11600135, Licensee
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
3. 92420 Robert Howeil #11500683, Licensee/Owner
Informal Interview without consent, see motion above.
4. 92742 Robert Howeil #11500683, Licensee/Owner
Informal Interview without consent, see motion above.
5. 92482 Toni & guy Hairdressing #SCOS11514
Toni & guy Associates Inc., Owner
Bruno Masalo, President
Talia R Stannard #11100993, Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
6. 92566 DD's Nails #SNT17418
Trung Thanh Le #59700099, Owner
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination and for Owner Trung Thanh Le to attend the Infection Protection/Law Review class given by the Board, see motion above.
7. 92661 The Skin Loft #SAES20263
Calli Albertson #31500800, Owner
Informal Interview without consent, see motion above.
8. 92676 Best Cuts & Color #SCOS23674
Best Cuts and Color LLC, Owner
Laura James, Member
Adam D James #11101828, Manager
Continued, see motion above.
9. 92683 Moisselle's Hair Spa #SCOS19822
Maritza S Henry #19101110, Owner
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
10. 92690 The Skin Loft #SAES20263
Calli Albertson #31500800, Owner

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Informal Interview without consent, see motion above.

11. 92729 Meshaz Beauty Salon #SCOS23580
Jessica Owens, Owner
Issue a Letter of Concern for not posting out services not regulated by the Board, see motion above.
12. 92827/92836 Jemesha L Williams #11002187, Licensee
T.J. Nails #'s SNT18968 & SAES20559
Duoc Danh #51600250, Owner
Billy C. Nguyen #50700098, Licensee
Informal Interview without consent, see motion above.
13. 92882 Downtown Salon Phoenix & Spa #SCOS27619
Downtown Salon Phoenix LLC, Owner
Christy Anelli #10901760, Member
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination and for Member Christy Anelli to attend the Infection Protection class given by the Board, see motion above.
14. 92933 Megan Gregory #10800640, Member
Skarletta LLC #SCOS20019 (closed)
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
15. 92936 DHC1 LLC #SCOS26635
Debbie Parsons #18701634, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
16. 92937 & Kasha N Davison #30226375, Licensee/Owner
Offer a consent agreement to assess \$375.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
92938 Tenille A Anaya #11202055, Licensee/Owner
Offer a consent agreement to assess \$375.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
17. 92941 Isabel Gurrola Beauty #SCOS22377
Maria Isabel Gurrola, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
18. 92942/92943 Pro Nails & Spa #'s SAES17379 & SNT16951
Pro Nails & Spa LLC, Owner
Tina G. Tran, Member
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination and for Member Tina G. Tran to attend the Infection Protection class given by the Board, see motion above.
19. 92944 Johnny B's Barber Beauty #SCOS21512
John B. Lewis LLC, Owner
John B. Lewis, Member
Brandon Fleming #10021361, Manager
Continued, see motion above.
20. 92957 Estrella Nails & Spa #SNT17411

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- Estrella Nails & Spa by Johnny LLC, Owner
Thy Vinh Nguyen #59716327, Member
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
21. 92958 Gemini of Chicago Hair #SCOS20089
Gemini of Chicago Hair Inc., Owner
Sonia Betsargis, President
Laura Kiorkis #10500866, Secretary
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
22. 92959 Kaboom Beauty Salon #SCOS19836
Ricardo Orozoco, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
23. 92964 Brittany Jeanne Nicholas #10502018, Licensee/Owner
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
24. 92965 Michelle Zeller LLC #SCOS27303
Michelle Zeller #10224958, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination and for Owner Michelle Zeller to attend the Infection Protection/Law Review class given by the board, see motion above.
25. 92966 Kelsey Adams #31700823, Licensee
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
26. 92967 Cut N Go Mobile Hairshop LLC #SCOS26520
Cut N Go Mobile Hairshop LLC, Owner
Stacy Williams #11301862, CEO
James Williams III, Manage
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
27. 92968 Maria's Barbershop & Salon #SCOS14802
Maria Del Rosario Curiel #19700669, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
28. 92969 Madison Avenue International Salon & Day Spa #SCOS17686
Madison Avenue International Salon & Day Spa Inc., Owner
Sean Larusso, President
Deborah Larusso, Secretary
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

END OF CONSENT AGENDA

STEP 2: INFORMAL INTERVIEWS

A. Without Negotiation Options

1. 92818 & Kimberly Storgaard #19501177 **9:45 a.m.**
92819 Studio KB Hair and Nail Salon #SCOS19120
Kimberly Storgaard #19501177, Owner
MOTION by Karla Clodfelter for case nos. 92818 & 92819 move forward to formal hearing. MOTION SECONDED by Thomas Rough. MOTION CARRIED.
2. 92855 Yoli's Sala de Belleza # SCOS12163 **9:45 a.m.**
Yolanda Arredondo # 19200341, Owner
Veronica Rodriguez #19100938, Licensee
MOTION by Karla Clodfelter for case no. 92855 move forward to formal hearing. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

B. With Negotiation Options

1. 92548/92352 Kathryn Pitrat #11200061, Owner **10:00 a.m.**
Continued from May's Board Meeting
Kathryn Pitrat was sworn in and stated that when she first moved into the studio someone else owned it and did not think about changing the license, then she had a break up with her ex-boyfriend and he took everything including the licenses. Kathryn Pitrat stated she thought she had mailed in the application, started working there two-years ago. Investigator Amber Bingham testified that on January 12, 2018, she went to Park Avenue Salon and spoke to Kathryn Pitrat regarding the complaint who denied the alleged violations. Investigator Amber Bingham stated that Pam Johnson and Kathryn Pitrat were co-owners of Park Avenue and Blowdry and that an ex-boyfriend had taken the establishment license for the Park Avenue Salon and Blowdry in a move. Investigator Amber Bingham could not verify an establishment license number in GL system for Park Avenue Salon and Blowdry. Investigator Amber Bingham noted hair on the floor, finishing up a client at the time of the investigation. Amber Bingham stated as of March 22, 2018, office had not received an application.
MOTION by Karla Clodfelter to move for case nos. 92548/92352 all alleged violations cited in the Investigation Report have been shown. MOTION SECONDED by Thomas Rough. MOTION CARRIED.
SUBSTANTIATED VIOLATIONS
A.R.S. § 32-541 (B)/A.A.C. R4-10-112 (B)(C)(R)(1) Infection Control and Health Standards
A.R.S. § 32-574 (A)(5)(8) Practicing in an unlicensed establishment/unlicensed establishment
A.R.S. § 32-572 (A)(6) Violation of Statute or Rule
STAFF REPORTED NO HISTORY
MOTION by Karla Clodfelter to move for case nos. 92548/92352 to maintain consent agreement terms previously offered to the licensee. MOTION SECONDED by Thomas Rough. MOTION CARRIED.
2. 92258 Janelle Verville #30600251, Manager/Member **10:00 a.m.**
Janelle Verville was sworn in and stated that she is just part time and this was her first time moving into a studio suite and I had no idea what was needed other than my personal license. Janelle Verville stated she called the office and spoke to Irma and applied for a salon license. Investigator Lisa Chavez testified that on January 11, 2018, on a routine inspection discovered Awakening Beauty Healing Spa is operating without a proper salon license. Investigator Lisa Chavez stated that on March 12th, and 16th she went to said location and found the salon closed. On March 19, 2018, Investigator Lisa Chavez researched social media and found salon postings to include reviews, services, prices and hours of operation. On March 23, 2018, Investigator Lisa Chavez looked up Awakening Healing Beauty Spa LLC on Corporation Commission/Secretary of State website and found Janelle Verville listed as owner. On March 27th and 28th, Investigator Lisa Chavez called salon phone number recording came on "This is

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Janelle with Awakening Beauty Healing Spa". As of May 31, 2018, Board office has not received a salon application.

MOTION by Karla Clodfelter to move for case no. 92258 all alleged violations cited in the Investigation Report have been shown. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-574 (A)(5)(8) Practicing in an unlicensed establishment/Unlicensed Establishment

A.R.S. § 32-572 (A)(6) Violation of Statute or Rule

STAFF REPORTED NO HISTORY

MOTION by Karla Clodfelter for case no. 92258 to impose the following discipline: to offer a Consent Agreement with the following new terms of \$250.00 civil penalty and Board costs and 6-month probation with early termination and for Janelle Verville to attend the Infection Protection/Law Review class given by the Board within 90-days. The investigative findings are: on or about January 11, 2018, Board Investigator found licensee to be practicing and operating an unlicensed establishment which is a violation of statute A.R.S. § 32-574 (A)(5)(8). MOTION SECONDED by Thomas Rough. MOTION CARRIED.

3. 92654 Carolina Zamora #11100261, Licensee **10:00 a.m.**
**NEGOTIATED \$250/6-MONTH PROBATION/\$120.00 RESTITUTION/
4-HOUR HAIR COLOR CLASS**
4. 92668/92680 Kimberlynn Williams #10200204, Licensee **10:00 a.m.**
NEGOTIATED \$500/6-MONTH PROBATION/\$60.00 RESTITUTION
5. 92684 KOR Beauty Academy # CSL158 **10:00 a.m.**
KOR Beauty Academy Inc., Owner
Tammy M Fuller #91100099, President/Director
Nicole Estrada #91300025, Instructor-in-Charge
NEGOTIATED \$250
6. 92731 Misha Nicole Biggs #31100518, Licensee **10:00 a.m.**
NEGOTIATED \$500
7. 92757 Racciah Pittman #11600858, Owner **10:00 a.m.**
NEGOTIATED \$50
8. 92768/92769 Luxe Nail Bar #'s SNT18622 & SAES19940 **10:00 a.m.**
Luxe Nail Bar LLC, Owner
Anh Nguyen #50200058, Member
Trinh T Tran #50331490, Member
MOTION by Karla Clodfelter for case nos. 92768/92769 move forward to formal hearing. MOTION SECONDED by Thomas Rough. MOTION CARRIED.
9. 92790 Andy's Nails #SNT18902 **10:00 a.m.**
Steven Nguyen, Owner
Oanh Nguyen #59700408, Manager
NEGOTIATED \$250
10. 92797/92798 & Rio Nails and Spa #s SNT17794 & SAES18942 **10:00 a.m.**
Rio Nails and Spa LLC, Owner
NEGOTIATED \$250
92949 Tam Nguyen #51400112, Manager/Member
NEGOTIATED TO ATTEND BOARD CLASS/SCHEDULED 7.16.2018
11. 92799 & Drips Nails Bar #SNT18921 **10:00 a.m.**
Myanh LLC, Owner

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23. 92854 Anthem Nails & Spa #SNT18678 **10:00 a.m.**
Anthem Nails & Spa LLC, Owner
Thuy Thi Nguyen #59700378, Manager/Member
NEGOTIATED \$500

24. 92856 Phoenix Nails & Spa # SAES16721 **10:00 a.m.**
Ha Luong #50300115, Owner

Ha Luong was sworn in and stated that he told the individual he wanted to be provided medical documentation of the injury and he has not been contacted since. Investigator Lisa Chavez testified that on April 6, 2018, Board received an online complaint from Emily Snyder alleging Phoenix Nails & Spa received an eyebrow wax service on March 5, 2018, and got an eyebrow infection alleging the following: March 6th, noticed underneath her eyebrow pimples and were starting to ooze, March 7th, eyelid swollen, hot to the touch and red, March 9th, hurting badly and went to the doctor and was prescribed an antibiotic. Investigator Lisa Chavez stated the Emily Snyder indicated that she wants to be reimbursed for the service of \$10.00 and medical bills. Investigator Lisa Chavez called complainant on April 10, 2018, and conducted a phone interview, complainant stated she originally filed a complaint with the BBB on March 5, 2018, and the Board of Cosmetology. Complainant stated she went to the salon on March 5, 2018, for a wax service and asked the aesthetician not to double dip. Once waxed the areas began to form pimples and ooze, both eyes became infected quickly. On March 9, 2018, complainant went to Urgent Care and was diagnosed with Cellulitis and prescribed an antibiotic. Complainant stated her doctor said it was probably from old wax and dirty tools. Investigator Lisa Chavez stated that on April 10, 2018, she went to Phoenix Nails & Spa and spoke to Ha Luong who stated he remembered getting a call from her and that she said she got an eye infection from getting her eyebrows waxed. Ha Luong stated that he wanted her to go to the doctor and get a written note stating that it was caused by wax and then he would contact his insurance. Ha Luong denied allegation and stated he has not had any issue with the wax or waxing at his salon. Investigator Lisa Chavez checked salon for sanitation and licenses and found salons sanitation and licensed in compliance.

MOTION by Thomas Rough for case no. 92856 to dismiss due to insufficient evidence. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

25. 92859 Twizted Manez Beauty and Barber #SCOS27517 **10:00 a.m.**
Twizted Manez Beauty and Barber LLC, Owner
Maranda Hall, Manager/Member
NEGOTIATED \$500

26. 92891 & Desert Cuts Barbershop #SCOS27586 **10:00 a.m.**
Desert Cuts Barbershop LLC, Owner
Efrain Valdez, Owner
NEGOTIATED \$250

92953 Ana J Gomez #19500870, Licensee
Alejandra Fernandez #10900695, Licensee

MOTION by Karla Clodfelter for case no. 92953 move forward to formal hearing. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

92954 Leticia G Ortiz #91000009, Licensee
NEGOTIATED TO ATTEND BOARD CLASS/SCHEDULED 7.16.2018

27. 92893 & San Martin Beauty Salon #SCOS9892 **10:00 a.m.**
92952 Ramona Estrada #19501453, Owner
Alejandra Fernandez #10900695, Licensee

MOTION by Karla Clodfelter for case nos. 92952/92893 move forward to formal hearing. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

28. 92894 & Jorge's Barber Shop & Beauty #SCOS16959 **10:00 a.m.**
Jorge Gomez, Owner

ARIZONA STATE BOARD OF COSMETOLOGY

JUNE 15, 2018, BOARD MEETING

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- 92955 **NEGOTIATED \$250/PAID**
Jeanette Vasquez #10600721, Licensee
NEGOTIATED TO ATTEND BOARD CLASS/SCHEDULED 6.18.2018
29. 92895 Estetica Unisex La Fayette #SCOS5717 **10:00 a.m.**
Maribel Magulod #19714836, Owner
NEGOTIATED \$250/6-MONTH PROBATION/1st PAYMENT SUBMITTED
30. 92896 Sweet Salon Hair Design #SCOS22779 **10:00 a.m.**
Emas Investments LLC, Owner
Michael Sweet, Member
Everett Sweet, Member
NEGOTIATED
31. 92899 Carmen's Estetica Unisex #SCOS2485 **10:00 a.m.**
Carmen Ontiveros #19000065, Owner
NEGOTIATED \$250
32. 92931 Hong T Nguyen #50300267, Owner **10:00 a.m.**
NEGOTIATED \$250

STEP 3: HEARINGS

**ALL ITEMS BELOW INCLUDE BOARD AUTHORITY FOR DISCUSSION,
CONSIDERATION AND POSSIBLE ACTION:**

The Board may go into "Executive Sessions" for the purpose of obtaining legal advice from the Board's attorney on any of the agenda items under Step 3 pursuant to A.R.S. § 38.431.03 (A)(3).

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 of Federal Law on all agenda items under Step 3 pursuant to A.R.S. §38-431.03 (A)(2).

A. Review, Consideration & Decision on Motions for Rehearing/Review A.R.S. § 41-1092.09 and A.A.C. R4-10-115

- 92194 Michelle Christine Alire (Goff) #10501582 **9:30 a.m.**
Assistant Attorney General Mona Baskin reviewed this case with the Board members and the following motion was made:
MOTION by Karla Clodfelter for case no. 92194 to accept signed consent agreement. MOTION SECONDED by Thomas Rough. MOTION CARRIED.
- 92390 Cuttin' Up! LLC #SCOS21617 **9:30 a.m.**
Kathaleen Stepter, Member/Manager
Assistant Attorney General Mona Baskin reviewed this case with the Board members and the following motion was made:
MOTION by Karla Clodfelter for case no. 92390 to rescind previous consent agreement of \$250.00 and to impose \$170.00 board costs with 6-months to pay. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

The Board may go into "Executive Sessions" for the purpose of obtaining legal advice from the Board's attorney on any of the agenda items under Step 3 pursuant to A.R.S. § 38.431.03 (A)(3).

B. Motion to Deem Allegations Admitted

None

C. Office of Administrative Hearings Recommended Decisions for Review Pursuant to A.R.S. § 41-1092.08

None

D. Request for Reinstatement

87634

Christie Marie Fondren #11300083

9:30 a.m.

MOTION by Karla Clodfelter for case no. 87634 to accept reinstatement once payment is made in full. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

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

None

F. Review, Discussion and Reconsideration of Denial of Application and Possible Action on Opening an Investigation Pursuant to A.R.S. § 32-573 (A).

None

G. Review, Discussion and Possible Action Including on Consolidating Pending Cases.

None

ADJOURNMENT

MOTION by Gary Begley to adjourn the meeting at 11:45 a.m. MOTION SECONDED by Thomas Rough
MOTION CARRIED.

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