



Arizona State
Board of Cosmetology

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ARIZONA STATE BOARD OF COSMETOLOGY MEETING MINUTES

June 16, 2017 at 9:00 am

1721 East Broadway

Tempe, Arizona 85282-1611

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

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

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

PLEDGE OF ALLEGIANCE

CALL TO ORDER AND ROLL CALL

Gary Begley

Karla Clodfelter

Jessica M Stall-Rainbow

Melissa C Porter

Charlie C Phan

Thomas Rough

BOARD BUSINESS

1. Discussion, Consideration and Possible Action on Approval of Regular Board Minutes of May 19, 2017.

MOTION by Karla Clodfelter to approve minutes as written. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

2. Discussion, Consideration and Possible Action on Approval of Executive Session Minutes of May 19, 2017.

MOTION by Karla Clodfelter to approve minutes as written. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

3. Declaration of Conflict of Interest.

 Melissa Porter declared for 91742 & 92068 no. 7 under Step 2. B. of the Agenda.

4. Discussion, Consideration and Possible Action on Executive Order 2017-02.

- Internal Review of Administrative Rules; Moratorium to Promote Job Creation and Customer-Services-Oriented Agencies

 Executive Director Donna Aune stated that we are still accepting any comments regarding any rules that may be burdensome through June and the comments can be sent to the Boards website, email and www.redtape.AZ.gov.

5. Discussion, Consideration and Possible Action on Executive Order 2017-03.

- Internal Review of Training Requirements, Continuing Education, Fees, and Processes

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 Executive Director Donna Aune stated the report is due on June 30th, the report will be finalized next week and the Board will receive a copy. We compared our state with the other states in license types, schools, fees, hours, exams, complaints and penalties.

6. Discussion, Consideration and Possible Action on Proposed Rules Regarding Hairstyling School/Curriculum Requirements/Instructor Requirements.

- Senate Bill 1130
- Exemption from Moratorium on Rulemaking Granted May 2, 2017
- Opening of Rule Docket

Karla Clodfelter reviewed the rough draft of proposed rules drafted by the Board's rules writer.

MOTION by Karla Clodfelter to approve the draft of proposed rules for Hairstyling Curriculum and Instructors hours. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

Executive Director Donna Aune stated we will need to set a date, time and location for Oral Proceedings.

*The Board may go into Executive Session for the purpose of obtaining legal advice from the Board's attorney pursuant to A.R.S. §38-431.03(A)(3)

7. Discussion, Consideration and Possible Action on Proposed Legislation – Senate Bill 1130:

- Hairstyling License
- Instructor License A.R.S. §32-531
- Required Inspection of Proposed Salon A.R.S. §32-542
- Application Time Frames A.R.S. §32-551 (B)

Executive Director Donna Aune stated this goes into effect after December 31, 2017, and we are working with GL Solutions getting the licensing and different application set up in the system.

Any Additional Pending 2017 Legislation Relating to the Arizona State Board of Cosmetology

8. Discussion, Consideration and Possible Action on Changing 2017 Board Meeting Date December 8th to the 1st.

Executive Director Donna Aune stated due to the move to 1740 W. Adams which will take place tentatively in mid-December the December 8th board meeting would need to be changed to December 1st, if it would not pose an issue for any of the Board Members.

9. Discussion, Consideration and Possible Action on Cancelling 2017 IFP/Law Class for the Month of December.

Executive Director Donna Aune stated due to the move to 1740 W. Adams which will take place tentatively in mid-December, if the Board Members had no issues that it would be best that no classes be scheduled for the month of December as staff will be busy packing and unpacking.

10. Cosmetology Students on Field Trip.

- Questions and answers regarding Board authority and process

Students from Protégé were in attendance along with Representatives from Penrose, Aveda and Gateway Community College.

EXECUTIVE DIRECTOR'S REPORT

1. Report and Discussion on Agency Departments.

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

2. Report and Discussion on 90/10 Executive Directors' Meeting held on May 25, 2017.

Executive Director Donna Aune stated Kim and herself attended the 90/10 Executive Directors Meeting with Mara Mellstrom regarding the bill 2372 which will waive the fee for 1st licenses for anyone 200% under the poverty level. The Directors at the last meeting decided to send a letter to the Governor due to the burden which will be put on the agency trying to implement this asking for direction, Executive Director Donna Aune stated the next two meetings were canceled. Kim and Theresa will be attending the next meeting on June 29, 2017, as she will be on vacation and we will report back next month.

Executive Director Donna Aune stated that this is Bridget's last board meeting with us she will retiring from the state Attorney General's Office on July 5, 2017, after serving 30 years with the state with 27 years here with the Cosmetology Board.

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

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

92118 Tan Van Le *(Deny & accept w/\$250 negotiation terms; working prior to licensure)*

**MOTION by Karla Clodfelter to deny and accept with negotiation terms.
MOTION SECONDED by Melissa Porter. MOTION CARRIED.**

B. Recommend Dismissals

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

91662 Ultra Smooth #SAES17873 *(Without merit – incorrect salon name)*

Ultra Smooth Skin Inc., Owner
Lisa Williams, President
Lionel De Silva, Director
Ashley Lewis #31500917, Licensee

91682/91683 Estrella Nails by K #'s SNT18594 & SAES19898 *(No evidence to support allegations)*

Scott Ha #51405253, Co-Owner
Kevin Nguyen #59700648, Co-Owner

91687 Cute.icle Nails & Spa #SNT18144 *(No evidence to support allegations)*

Steven Nguyen #50500286, Owner
Kathy Nguyen #50500455, Owner

91964/91965 Ocean Spa & Nails #'s SNT18330 & SAES19465 *(No evidence to support allegations)*

AZ Sunrise Enterprise LLC, Owner
Xuan Thi Duy Dang #51300201, Member

91679 Monique Elizabeth Lorimer #31300702, Licensee *(No evidence to support allegations)*

91739 Lux Nail Bar LLC #SNT17546 *(No evidence to support allegations)*

Lux Nail Bar LLC, Owner
Vu-Truong #'s 10000577 & 59800131

91773 D'Image Beauty College Avondale #CSL162 *(Found no violation of Cosmetology statutes)*

D'Image Beauty College-Avondale LLC, Owner
Luz Jaime #'s 90600042 & (10500314)
Gladys A Melgar #'s 91400016 & (11102676) Instructor in charge

91782 Great Clips #SCOS9982 *(Without merit – incorrect salon location)*

Tucson Clips LLC, Owner
Paul Neumayr, C.E.O.

91848 Robert Markley Salon #SCOS25897 *(No evidence to support allegations)*

Robert Markley #18701641, Owner

91887 Massage Envy 0006 #SAES16950 *(No evidence found to support allegations)*

Encore Massage Inc., Owner
Traci Swanson, President
Amy Berberich, V-President
Alana John, Spa Manager

91949/91950 Angel Nails and Spa #'s SNT17782 & SAES19434 *(No evidence to support allegations)*

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- 91978 Angel Nails and Spa LLC, Owner
Oanh Kim Tran #'s 50601101 & 31300685, Member
Tung Minh Tran #50601102, Member
Great Clips #SCOS9982 (Verification of Licensee's work release – non-compliance
Tucson Clips LLC, Owner with A.A.C. R4-10-112(I) (1)
Paul Neumayr, C.E.O.
Lindsay M McDonald #10019907, Licensee

C. Recommend Letter of Concern

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

- 91771 Alexandra L Ramirez #18700388, Licensee (Practice or attempt to practice cosmetology for family & close friends in any place other than in a licensed salon)
- 91772 D'Image Beauty College III #CSL174 (Instructor license not posted)
D'Image Beauty College LLC, Owner
Luz Jaime #90600042, Member/Director
Marina Rodriguez #11301078, Student Instructor
Nizeth Badillo #91600045, Instructor-in-Charge
- 91859/91860 Evergreen Nails & Spa #'s SNT18270 & SAES20020 (Delinquent Estab License)
Youneednails LLC, Owner
Anh Tuyet Thi Dong #'s 50000388 & 30300012, Member/Manager
Tommy Nguyen #50000578, Member
- 91866 Borko Hair Experience #SCOS25696 (Delinquent Establishment License)
Borko Remetric #19900193, Owner/Manager
- 91869 Spa at Gainey Village #SCOS19928 (Delinquent Establishment License)
DMB Sports Clubs LP, Owner
- 91902/91903 Above and Beyond Nails #'s SNT18213 & SAES19296 (Delinquent Estab Licenses)
Ha Duc Mao #51100536, Owner
- 91919/91920 Cherry Beauty Nails #'s SNT11718 & SAES14997 (Personal license posted at licensee's workstation)
Dung V Luong #50100330, Owner/Manager
- 91945 Cost Cutters #6923 #SCOS14280 (Charged child's haircut for an adult's haircut)
Minnesota Regis Corp, Owner
Paul D Finkelstein, President/C.E.O.
Lori Rogers, District Leader
Lisa Martinez #18327703, Manager
"Sue" Pien H Hsien #19601005, Licensee
- 91953/91954 True Touch Nails & Spa #'s SNT16536 & SAES16804 (Delinquent Estab License)
Thao Luu #'s 50600541 & 30900529, Owner
- 91955/91956 Vegas Nails #'s SNT18619 & SAES19930 (Advertising issues)
Baophuong Tran Le #51200084, Owner/Manager
- 91957/91958 Shayna's Nails & Spa LLC #'s SNT17698 & SAES18498 (Delinquent estab licenses)
Shayna's Nails & Spa LLC, Owner
Alan Nguyen #51200276, Member/Manager
Thu Nguyen, Member
- 91959/91960 Bamboo Nails & Spa by KD #'s SNT16412 & SAES16683 (Delinquent Estab License)
Trang K Dao #'s 59600520 & 30400375, Owner
- 91962 Best Cuts & Color #SCOS23674 (Delinquent Estab License & clean implements not enclosed)
Best Cuts and Color LLC, Owner
Laura James, Member
Adam D. James #11101828, Manager

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91971	European Wax Center #SAES18120 Location #4 Inc., Owner Steve Beiknap, President	<i>(Delinquent Establishment License)</i>
91976	A Breath of Fresh Hair #SCOS25427 Veneda Gibson #17718721, Owner/Manager	<i>(Delinquent Establishment License)</i>
92004	Michelle Denise Knowles #10900526, Member/Manager	<i>(Salon suite change w/n building)</i>
92008	Refresh Salon & Vintage Décor #SCOS23019 Gregory Finck #39400059, Owner	<i>(Delinquent Establishment License)</i>
92012	Dermalogica Inc. #SAES17942 Dermalogica Inc., Owner	<i>(Delinquent Establishment License)</i>
92013	Vidogi Salon #SCOS24538 Diamond Team LLC, Owner Uyen "Denise" Le #'s 10400942 & 50023504, Member/Manager Byron Tanigawa, LLC Manager Dioma Tanigawa, LLC Manager	<i>(Delinquent establishment license & 3/12 stations w/ sanitation violations)</i>
92021	Rochelle's Salon & spa #SCOS12969 Grey Inc., Owner Grey K Toy Jr., President/C.E.O.	<i>(Posting out services not regulated by the Board)</i>
92027	Hair Attraction by Sylvia #SCOS20299 Sylvia C Munoz #18023224, Owner/Manager	
92037/92038	The Spa at the Victory Club #'s SNT18317 & SAES19446 DMB Verrado Golf I LLC, Owner Nick Taratsas, Sr. Vice-President Heather L Jessen #89920702, Manager	<i>(Del establishment licenses)</i>
92041/92042	Exotic Nails LLC #'s SNT18350 & SAES19501 Exotic Nails LLC, Owner Hi Quoc Tran, Member/Manager Trinh Choi Hong #51600028, Member/Manager	<i>(Delinquent establishment licenses)</i>
92086	Indulgence Salon #SCOS17077 Indulgence Salon LLC, Owner Dionda Bretall, Member/Manager	<i>(Delinquent establishment license)</i>
92088	Sundrops Nail Spot #SAES16067 Sundrops & Polka Dots LLC, Owner Stephanie Coulston #50601299, Member/Manager	<i>(Delinquent establishment license)</i>
92110	M7 Organic Hair Studio #SCOS26963 Mercedes Mills #11200665, Owner/Manager	<i>(No first-aid kit & no blood spill kit)</i>
92111	Luxe Loft #SAES19970 Courtney Gallegos #31500597, Owner/Manager	<i>(No first-aid kit & no blood spill kit)</i>
92112	HBH Studio #SCOS27230 Haley Munson #10800427, Owner/Manager	<i>(Current establishment license display & no tuberculocidal disinfectant)</i>
92113/92114	Anthony's Nails #'s SNT15906 & SAES16022 Cuong Si Nguyen #50100696, Owner/Manager	<i>(Delinquent establishment licenses)</i>
92115	Mint Nails Spa & Studio #SNT18285 Shallana Edwards, Owner/Manager	<i>(Delinquent establishment license)</i>
92119/92120	Regal Nails Salon & Spa #3241 #'s SNT17433 & SAES18086 Phung Thi Ngoc Truong #50331188, Owner/Manager	<i>(Del establishment licenses)</i>

D. Recommend Informal Interview or Negotiation Terms

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

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1. 91381 Denise M Asher #19800061
Dismiss without prejudice, see motion above.
2. 91488 & Jazmin Reyes Aldaco #31100615, Licensee
Informal Interview without consent, see motion above.
91552 & Melanie J Chapman #11000361, Licensee
Offer a consent agreement to assess \$50.00 civil penalty and Board costs, see motion above.
91553 Anamaria Cimpan #31300683, Licensee
Offer a consent agreement to assess \$50.00 civil penalty and Board costs, see motion above.
3. 91538 Aesthetics Institute & Laser Sciences #ASL00036
Fernando Gonzales, Owner
Isabel Calleros #99200002, Director
Informal Interview without consent for Isabel Calleros #99200002, see motion above.
4. 91656/91657 Cozy nails & Spa #'s SNT18299 & SAES19425
Duong Nguyen #59800008, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
5. 91706 Aracely Escalante #51700085
Dismiss due to insufficient evidence, see motion above.
6. 91842 Mr. & Mrs. Malibu Hair Salon #SCOS26195
Mr. & Mrs. Malibu Hair Salon LLC, Owner
Evonda Watson #19800498, Member/Manager
Frank Jones, Member/Business Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs and \$75.00 restitution to Anesisa Sarkissian, see motion above.
7. 91883 Variety Nails #SNT18486
Thanh Nhut Ngo #50000231, Co-Owner/Manager
My Tran #'s 50000366 & 30200081, Co-Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs and for Co-Owners and Managers Thanh Nhut Ngo #50000231 and My Tran #50000366 to attend the Infection Protection/Law Review Class given by the Board, see motion above.
8. 91885 Rebecca J Olmscheid #10601943, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
9. 91890 D'Image Beauty College III, #CSL174
D'Image Beauty College LLC, Owner
Luz Jaime #90600042, Member/Director
Nizeth Badillo #91600045, Instructor-in-Charge
Informal Interview without consent, see motion above.
10. 91891 D'Image Beauty College-Avondale, #CSL162
D'Image Beauty College –Avondale LLC, Owner
Luz Jaime #90600042, Member/Director
Gladys A Melgar #'s 91400016 & (11102676)

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Informal Interview without consent, see motion above.

11. 91895 Vanessa Elsas #51600196, Licensee
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
12. 91899 JC Penney Styling Salon #28464 #SCOS28464
JC Penney Corp Inc, Owner
Marvin Ellison, CEO
David Bullington, Vice-President
Lenore Biggs, Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
13. 91900 & Hung Anh Do #50331476, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
91901 Miracle Nails #SAES14181
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
14. 91904 Above & Beyond Nails & Spa #SNT15708
Hong T Nguyen #50300267
Offer a consent agreement to assess \$1250.00 civil penalty and Board costs to Hong T. Nguyen #50300267, see motion above.
Jeannie K Tang #'s 59700022 & 30200128
15. 91912 Devon Flinchbaugh #31500674, License
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
16. 91914 Eunice Salon #SCOS24868
Eunice Hair Salon LLC, Owner
AArele H Romero #10600292, LLC Manager
Tonia Agredano #11002398, Licensee
Dismiss due to no evidence, see motion above.
17. 91936 Tabu Salon #SCOS23321
Tabu LLC, Owner
Danielle E Boldon #10100060, Licensee/Member/Manager
Dismiss due to no evidence of chemical burn, see motion above.
18. 91937/91938 Lavish Nail Spa by Cuong Dang #'s SNT17913 & SAES18811
Cuong Duc Dang, #50100039, Owner
Muoi T Ho #50300348, Licensee
Offer a consent agreement to assess \$250.00 civil penalty and Board costs and \$23.00 restitution, see motion above.
19. 91963 European Wax Center-Goodyear #SAES17663
Goodyear Encore Wax LLC, Owner
Traci Swanson, President
Amy Berberich, Vice-President
Maggie Botta, Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.

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20. 91967/91968 Prestige Nail & Spa #'s SNT15742 & SAES15818
Daniel Nguyen, Owner
Jennie Nguyen #59600701, Licensee
Offer a consent agreement to assess \$250.00 civil penalty and Board costs and \$25.00 restitution, see motion above.
21. 91972 Luxe Nails & Spa #SNT18436
LuLu Salons LLC, Owner
Erik Haovo, Member
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
22. 91973 Brenda Mardueno #11601268, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
23. 91974 AZ Nails & Wax #SNT18561
AZ Nails & Wax LLC, Owner
Cam Thieu N Le #'s 50601029 & 31400663, Member
Khanh Le #51300173, Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs and for Member Cam Thieu N. Le #50601029 to attend the Infection Protection/Law Review Class given by the Board, see motion above.
24. 91975 Nail Time & Wax #SNT16985
Nail Time LLC, Owner
Duc M Hoang #'s 50100299 & 30300032, Co-Member
Ky Nguyen #50331266, Co-Member/Manager
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, for Co-Member Duc N. Hoang #50100299 and Co-Member/Manager #50331266 to attend the Infection Protection/Law Review Class given by the Board, see motion above.
25. 92005 Pamela Stone #58900192, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
26. 92006 Pamela S Rangel #17516676, Owner
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
27. 92007 Amy's Salon #SCOS23338
Hyon S Uhl #19600744, Owner/Manager
Issue a Letter of Concern for no Tuberculocidal disinfectant in the salon, see motion above.
28. 92009 Kelly Mason #19301249, Owner
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
29. 92010 Stray LLC #SCOS23092
Stray LLC, Owner
Selena S Orsak #10100575, Co-Owner/Manager
Janeen A Hess #10020664, Co-Owner/Manager

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- Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
30. 92011 Salon Moda Fina #SCOS11857
Nicholas Sandoval #17718252, Co-Owner/Manager
Kristi Sandoval #58402147, Co-Owner/Manager
Issue a Letter of Concern for personal license display and add licensee Eileen Salem #19500368 and Issue a Letter of Concern for working without personal license display, see motion above.
31. 92014/92015 & Hue Bach Lai #'s 50401250 & 31200481, Owner
92100 Regal Nails by Hue #SAES17839
Offer a consent agreement to assess \$750.00 civil penalty and Board costs to #SAES17839, see motion above.
32. 92022 Nails Club 1 #SNT17287
Nam V Le #50400423, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
33. 92025/92026 91 Nail Salon #'s SNT17134 & SAES17636
Cam Thuy T Huynh #10501237, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
34. 92028 Mia Morrison-Olunkwa #11500253, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
35. 92039 The Blue Daisy Day Spa Salon Boutique LLC #SCOS24852
The Blue Daisy Day Spa Salon Boutique LLC, Owner
Craig Guincho, Member/Manager
Jacob Albrechtsen, Member/Manager
Carolyn Cotter, Member/Manager
Cassandra Munholland, Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
36. 92040 Snapdragon Studio #SCOS18908
Snapdragon Studio LLC, Owner
Kandy Russell #19600431, Member
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
37. 92043 Modelo Hair Salon #SCOS17969
Juana Ines Mendoza, Owner
Issue a Letter of Concern for no Tuberculocidal disinfectant, see motion above.
38. 92087 Delia Renteria-Ortiz #19700260, Licensee
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
39. 92089 Charlie's Nails #SNT9136
Charlie Vo #59600088, Owner

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- Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
40. 92090 Willow Hair Design LLC #SCOS25814
Willow Hair Design LLC, Owner
Kailey Mullin #11500832, Member/Manager
Roxanne Lord, Member/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
41. 92108/92109 DS Beauty #'s SNT18425 & SAES19632
Anh Ngoc Nguyen #'s 59600801 & 30500572, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs and for Owner/Manager Anh Ngoc Nguyen #59600801 to attend the Infection Protection/Law Review Class given by the Board, see motion above.
42. 92121 Patty's Beauty Salon #SCOS21851
Karla Medina #11000304, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
43. 92122 Ekaterina Benenson #30225597, Member/Owner
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
44. 92123 Studio Exodus #SCOS12623
Eric Bustamante #18500659, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.

END OF CONSENT AGENDA

STEP 2: INFORMAL INTERVIEWS

A. Without Negotiation Options

1. 91632 Skin Sultry #SAES18102 **9:45 a.m.**
Courtney Grant #31200406, Owner
CONTINUANCE GRANTED
2. 91647/91648 Luxury Nails #'s SNT16401 & SAES16672 **9:45 a.m.**
Phung Thi Vo #'s 50300068 & 30500347, Owner/Manager
Continued from April's Board Meeting

Phung Thi Vo was sworn in and stated she got pregnant, a lot was going on, we had people in the salon to operate and the wax sticks were not being thrown away. Investigator BarbaraAnn Morris testified that both establishment licenses were delinquent, found used wax stick on top of wax pot, wax pot uncovered, wax tools/implement not enclosed, Owner Phung Thi Vo personal licenses are revoked licenses were posted. Investigator stated both establishment licenses have been renewed.

MOTION by Karla Clodfelter to move for case no's. 91647 & 91648 all alleged violations cited in the inspection summary have been shown. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-544/A.A.C. R4-10-107 (B) Delinquent Establishment License

A.R.S. § 32-574 (A)(5)(8) Unlicensed Individual

A.R.S. § 32-541 (B)/A.A.C. R4-10-112 (B)(C)(E)(7)(L) Infection Control/Safety Standards

A.R.S. § 32-574 (A)(9) Unlawful Acts; Violations; Classifications

HISTORY

89389 & 89649 – 8/15/2015 – Consent Agreement/\$750 Civil Penalty & Board Costs – Unlicensed Individual/Scope of Practice-NT (Nail technician performing wax service).

90005 & 90022 (University Nails & Spa) – 11/13/2015 – Revoked – Consent Agreement/\$500 Civil Penalty & Board Costs, for Owner to attend/complete the Law/IFP Class – Scope of Practice-NT (Nail technician performing wax service)/Required Latest Inspection Sheet Display.

MOTION by Karla Clodfelter to move for case no's 91647 & 91648 to impose the following discipline to offer a Consent Agreement with the following terms of \$1,500 civil penalty and Board costs and for Owner/Manager Phung Thi Vo to attend the Infection Protection/Law Review Class given by the Board. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

3. 91719/91720 & Xlent Nails & Spa #'s SAES18395 & SNT17625 **9:45 a.m.**

Chuong V Co #51300635, Co-Owner

92071 Hong Bui #10701248, Licensee

Chuong V. Co was sworn in and stated Lisa did perform the waxing, don't know what happened I cleaned face and use baby powder, maybe her skin is sensitive. Investigator Linda Stroh testified this was a complaint regarding a full facial wax. On 4/6/07 Investigator went to salon location and observed the following three individuals working two males and one female, establishment licenses delinquent, no personal licenses posted. Owner was not in at the time and spoke to a Phuong Jan Nguyen and asked if she worked in the salon she denied working in the salon. Phuong Jan Nguyen indicated the licensee Lisa left to California, Investigator asked who was in charge Phuong stated no one. Investigators went to inspect aesthetic salon and found sticks in the hot wax, tweezers not in proper dry storage, no aesthetician or cosmetologist license posted used waxing strips in the trash. Investigators found the following in the nail salon wet disinfectant not large enough for complete immersion, soiled and not labeled, pedicure rasp not in proper dry storage, stored in drawer with sanitized items, reusing unsanitizable pedi blocks, hot wax soiled and contaminated, 4 stations in use with used drill bits in open containers and stuck in block, implements in drawers not in dry storage. Investigators took photo of appointment book indicating a Susan, Henry, and a Lisa. April 6, 2017, Investigators met with complainant and observed red marks on the side of the face and between the lower lip and chin. Complainant Amanda Robles stated Lisa waxed my face, when she pulled she pulled my whole lip, face was burning felt like it was bleeding, Amanda stated she told Lisa that she left a mark on her fac. Amanda iced her face and for the next two weeks her face was crusty, now she has a shadow.

MOTION by Karla Clodfelter to move for case no's. 91853/91854 & 92071 all alleged violations cited in the Investigation Report have been shown. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-572 (A)(4) Incompetence/Malpractice

A.R.S. § 32-545/A.A.C. R4-10-402 Ownership Change

A.R.S. § 32-107 (B) Delinquent Establishment License

A.R.S. § 32-541 (B)/A.A.C. R4-10-112 (A)(1)(4)(C)(1)(2)(E)(1)(L)(3) Infection Control/Safety Standards

A.R.S. § 32-574 (A)(1)(2)(4) Perform or attempt to perform nail technology and aesthetics or hold oneself as a nail technician and aesthetician and permit an employee or another person to perform nail technology and aesthetics without a license

A.R.S. § 32-574 (A)(9) Unlawful Acts; Violations; Classifications

HISTORY

90066 & 90067 – 1/5/2016 - Consent Agreement/\$250 Civil Penalty & Board Costs – Personal License Display/Attempt to Perform aesthetics (no one present to perform wax-trash full of wax)/Health & Safety (soiled drill bits on station, large wet not labeled or covered & hot wax not covered with application stick in wax)

89363 & 89590 – 9/17/2015 - Consent Agreement/\$1,750 Civil Penalty & Board Costs – (3) Unlicensed Individuals/Health & Safety (soiled buffers & contaminated nail brush; soiled files & blocks/ re-use of paraffin with soiled warmer; re-use pumice blocks; rasps not being disinfected; not disinfecting pedicure spas properly between clients; wet disinfectant & marked clean containers not covered at back sink and clean container with moldy nail brushes.

89680 – 7/17/2015 – Board Order Co-Owner Chuong V. Co attend Infection Protection/Law Review Class

MOTION by Karla Clodfelter to move that for case no's. 91853/91854 & 92071 to impose the following discipline Offer a Consent Agreement with the following terms \$2,000 civil penalty and Board costs, \$66. restitution to be paid in 30-days, Co-Owner Chuong Vo to attend the Infection Protection/Law Review class given by the Board within 30-days and to apply for a new establishment license, to indicate salon as a High Risk and place on a 2-year probation. For Licensee Hong Bui to attend a facial waxing class with written proof of attendance submitted to the Board and attend the Infection Protection/Law Review class given by the Board within 30-days. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

B. With Negotiation Options

1. 91717/91718 & Pink and White Lotus Nail Spa Corp #'s **SNT18537 & SAES19811 10:15**
Pink and White Lotus Nail Spa Corp, Owner
91988 & Nicholas Truong Nguyen #51100171, Director/Manager
91989/91990 Jessica Thieu Nguyen #'s 50400895 & 31600826, Director
Continued from May's Board Meeting
NEGOTIATED
2. 91719/91720 Blue Sky Nails & Spa #'s SNT17631 & SAES18408 **10:15 a.m.**
Trang Hoang Vo #'s 50600849 & 30600729, Owner/Manager
Continued from May's Board Meeting
NEGOTIATED \$500/6-Month Probation
3. 91727 & Desert Nail Spa – Kierland #SNT18010 **10:15 a.m.**
NEGOTIATED \$250/PAID
91992 & Khai Q Pham #59700314, Co-Member/Manager
NEGOTIATED TO ATTEND BOARD CLASS
91993 Khanh Nguyen #59717164, Co-Member/Manager
NEGOTIATED TO ATTEND BOARD CLASS
Continued from May's Board Meeting
4. 91796 Andrea Jeanne Piraino #11500161, Co-Owner **10:15 a.m.**
Continued from May's Board Meeting
No Show; to formal hearing
5. 91557/91558 Foot Day Spa Reflexology Pedicures **10:15 a.m.**

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- Helen Lam #'s 50500925 & 30500942, Owner
NEGOTIATED \$250/PAID
6. 91655 Lash Out Beauty Bar #SAES19456 **10:15 a.m.**
Kendra Auga #31200469, Owner/Manager
CONTINUANCE GRANTED
7. 91742 & Etch Salon #SCOS14174 **10:15 a.m.**
Blue Spot Inc, Owner
Jack C Torres #19100194, President/Manager
Thomas J Colla #10000068, Vice-President
NEGOTIATED \$500
92068 Robert K Risvold #19400491, Licensee
NEGOTIATED \$250
8. 91743 Dre's Hair Salon #SCOS23472 **10:15 a.m.**
The Aronica Group LLC, Owner
Andre Aronica #19100252, Member
NEGOTIATED \$250/PAID
9. 91746 Gemma Beauty Salon #SCOS20526 **10:15 a.m.**
Gemma Beauty Salon LLC, Owner
Maria Gemma Vazquez #10400536, Member
Maria Gemma Vazquez was sworn in and stated this was the first time inspected, we were moving furniture around and was not organized when the inspector came in and we closed the salon until we got organized and then we reopened. Investigator BarbaraAnn Morris testified that the establishment license was not posted, soiled tools not enclosed soiled dry storage at one station, incomplete first aid kit, no blood spill kit containers not properly labeled at stations and one client chair not in good repair.
MOTION by Karla Clodfelter to move for case no. 91746 all alleged violations cited in the inspection summary have been shown. MOTION SECONDED by Melissa Porter. MOTION CARRIED.
SUBSTANTIATED VIOLATIONS
A.R.S. § 32-541 (B)/A.A.C. R4-10-112 (B)(C)(L)(R)(3)(T)(1) Infection Control/Safety Standards
A.R.S. § 32-543.1/A.A.C. R4-10-113 (A)(1) Required Establishment License Display
A.R.S. § 32-574 (A)(9) Unlawful Acts; Violations; Classifications
STAFF REPORTED NO HISTORY
MOTION by Karla Clodfelter to issue a Letter of Concern for not being organized at time of inspection, establishment license not posted along with infection control and safety standard violations. MOTION SECONDED by Melissa Porter. MOTION CARRIED.
10. 91751 Hot Spa Nails #SNT18387 **10:15 a.m.**
Thin Tran #51200593, Owner
NEGOTIATED \$250/6-MONTH PROBATION
11. 91762 Sigma Cuts School of Beauty #CSL00194 **10:15 a.m.**
World Media Enterprises Inc, Owner
Will Mitchell, CEO
Laura M Stone #90500065, Director
NEGOTIATED \$50
12. 91765 Loreen M Kollmorgan #11002145, Licensee **10:15 a.m.**
Loreen Kollmorgan was sworn in and stated she does mission and charity work for handicap people that are shut in and can't get around. Loreen state the gentleman

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that looks like Santa Claus that was there when the investigator came also does charity work for children asked me to trim his beard before he went out to visit the children. Investigator Linda Stroh testified this was an anonymous complaint alleging Loreen was performing services out of her residence. On March 21, 2017, investigator went to the location and observed a full salon setup and Loreen was performing a services on a gentleman, Loreen stated to the investigator that she does not charge for services.

MOTION by Karla Clodfelter to dismiss due to insufficient evidence. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

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|-----|------------------|--|-------------------|
| 13. | 91767 | The Finest Nails & Spa #SCOS26214
Le Chien Hoang #51500614, Owner
NEGOTIATED \$500/\$47.00 RESTITUTION/PAID | 10:15 a.m. |
| | 92060 | Tommy Truong Le #51600457, Licensee
NEGOTIATED TO ATTEND BOARD CLASS/SCHEDULED FOR 6.19.2017 | |
| 14. | 91769 | Ambiance Salon & Spa #SCOS25604
Rosean Company LLC, Owner
Rosa E Velderrain #10401248, Co-Member/Manager
Sung Cho, Co-Member
No Show; to formal hearing | 10:15 a.m. |
| 15. | 91770 | Kelly Bolen #39921287, Owner/Manager
NEGOTIATED \$500/PAID | 10:15 a.m. |
| 16. | 91774 | Ever Kut Family Hair Care #SCOS20750
Crystal Le, Owner
NEGOTIATED \$500 | 10:15 a.m. |
| 17. | 91780 | Regal Nails #SAES16299
Yvan Le #50000632, Owner
Jenny Ngoc Phan #50601290 & 31700010, Licensee
NEGOTIATED \$250/PAID | 10:15 a.m. |
| 18. | 91789 | Ulta Salon Cosmetics & Fragrances #SCOS15586
Ulta Salon Cosmetics & Fragrances Inc, Owner
Lyn Kirby, CEO
NEGOTIATED \$250 | 10:15 a.m. |
| 19. | 91792 | Hair I Am Studio, #SCOS25843
Debbie Jacobini #19600022, Owner
NEGOTIATED \$250/6-Month Probation | 10:15 a.m. |
| 20. | 91801 | Lush Studio #SCOS26884
Michele Orr #11400101, Co-Owner/Manager
Heather Bray #11401849, Co-Owner/Manager
NEGOTIATED \$250/PAID | 10:15 a.m. |
| 21. | 91808 &
92061 | Beauty Nails & Spa #SNT18590
Tracy Pham #50331534, Owner/Manager | 10:15 a.m. |

Tracy Pham was sworn in and stated her mom was sick at this time and she was not thinking right and she answered wrong. Investigator Amber Bingham testified that the salon is not properly disinfecting pedicure spas.

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MOTION by Karla Clodfelter to move for case no's. 92061 & 91808 all alleged violations cited in the inspection summary have been shown. MOTION SECONDED by Charlie Phan. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-541 (B)/A.A.C. R4-10-112 (G) Infection Control/Safety Standards

A.R.S. § 32-574 (A)(9) Unlawful Acts; Violations; Classifications

STAFF REPORTED NO HISTORY

MOTION by Karla Clodfelter to issue a Letter of Concern that the pedicures spas are properly disinfected using an EPA registered disinfectant. MOTION SECONDED by Charlie Phan. MOTION CARRIED.

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|---|------------------|--|-------------------|
| 22. | 91809 &
92062 | Amour Nails & Spa #SNT18634
NEGOTIATED \$250
Anh Thi Ngoc Tran #51000484, Owner/Manager
NEGOTIATED TO ATTEND BOARD CLASS | 10:15 a.m. |
| 23. | 91810 | Reihaneh Fargahi #31100147, Owner/Manager
CONTINUED | 10:15 a.m. |
| 24. | 91813 | Holly Nicole Horn #11300437, Licensee/Manager
NEGOTIATED \$50/PAID/SCHEDULED BOARD CLASS JULY 31, 2017 | 10:15 a.m. |
| 25. | 91814 &
92063 | Diva Nails LLC #SNT17343
Diva Nails LLC, Owner
NEGOTIATED \$250
Cindy Thanh Lai #50400843, Member/Manager
NEGOTIATED TO ATTEND BOARD CLASS | 10:15 a.m. |
| 26. | 91817 | Hai T Mai #50600138, Owner
NEGOTIATED \$500 | 10:15 a.m. |
| 27. | 91822 | Virtues Hair Studio #SCOS18864
Virtues Hair Studio PLLC, Owner
Mandi Combs #19917595, Member/Manager
NEGOTIATED \$250/6-MONTH PROBATION | 10:15 a.m. |
| 28. | 91824 | Salon Evad LLC #SCOS22924
Salon Evad LLC, Owner
David McCabe Jr #19200346, Member

David McCabe Jr was sworn in and stated we have a wet sanitizer, in five years we have always had a wet disinfectant set up and in the same location in the cupboard next to the refrigerator and brought photo's. Investigator BarbaraAnn Morris testified no wet disinfectant set up, tried to find the disinfectant opening up cabinets. | 10:15 a.m. |
| <p>MOTION by Karla Clodfelter to dismiss due to insufficient evidence. MOTION SECONDED by Melissa Porter. MOTION CARRIED.</p> | | | |
| 29. | 91825 | Bangz Art & Hair Salon Ltd #SCOS22897
Bangz Art & Hair Salon Ltd, Owner
Jamie L Rankin #18701643, President/Manager
CONTINUANCE GRANTED | 10:15 a.m. |
| 30. | 91835 | Kui Mi Oh #11301156, Owner/Manager
CONTINUANCE GRANTED | 10:15 a.m. |
| 31. | 91837 & | Studio KB Hair and Nail Salon #SCOS19120 | 10:15 a.m. |

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- 91838 Kimberly Storgaard #19501177, Owner
NEGOTIATED
32. 91839 Tabatha L Lester-Jones #11500687, Owner **10:15 a.m.**
Tabatha Lester-Jones was sworn in and stated that she has been there for one year and did not know she needed an establishment license for the room, thought she had paid online to renew her personal license, verified she did not and came to the office and renewed personal and applied for establishment license. Investigator Amber Bingham testified that licensee was operating in an unlicensed establishment, operating with a delinquent personal license, personal license not posted, not first aid kit and no blood spill kit.
MOTION by Jessica Rainbow to move for case no. 91839 all alleged violations cited in the inspection summary have been shown. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.
SUBSTANTIATED VIOLATIONS
ARS § 32-574 (A)(5)(8) Practice or attempt to practice cosmetology, aesthetics or nail technology in any place other than in a salon licensed, or school without being licensed
A.R.S. § 32-517/A.A.C. R4-10-107 (A) Delinquent Personal License
A.A.C. R4-10-111 (D) Display of licenses and signs
A.R.S. § 32-541 (B)/A.A.C. R4-10-112 (F)(T)(1) Infection Control/Safety Standards
A.R.S. § 32-574 (A)(9) Unlawful Acts; Violations; Classifications
STAFF REPORTED NO HISTORY
MOTION by Jessica Rainbow to issue a Letter of Concern to have proper licenses, first aid and blood spill kit in the salon. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.
33. 91845 Elizabeth Fay Young #11100964, Owner **10:15 a.m.**
CONTINUANCE GRANTED
34. 91855 & Regal Nails #SNT13389 **10:15 a.m.**
NEGOTIATED \$500/6-MONTH PROBATION
92064 Kim Cuc T Trinh #10200289, Owner
NEGOTIATED TO ATTEND BOARD CLASS
35. 91857/91858 Sachi Nails & Lash LLC #'s SNT18625 & SAES19948 **10:15 a.m.**
Sachi Nails & Lash LLC, Owner
92065 Huong VO, #50501032, Owner
Huong Vo was sworn in and stated she has been opened for two weeks and so busy she has no friends or family to help and she told investigator she will buy everything tomorrow. Investigator Amber Bingham testified to incomplete first aid kit, no tuberculocidal disinfectant, no EPA registered disinfectant using soap and water on bowl.
MOTION by Karla Clodfelter to move for case no's. 91857/91858 & 92065 all alleged violations cited in the inspection summary have been shown. MOTION SECONDED by Melissa Porter. MOTION CARRIED.
SUBSTANTIATED VIOLATIONS
A.R.S. § 32-541 (B)/A.A.C. R4-10-112 (A)(5)(T)(1) Infection Control/Safety Standards
A.R.S. § 32-574 (A)(9) Unlawful Acts; Violations; Classifications
STAFF REPORTED NO HISTORY
MOTION by Karla Clodfelter to move that for case no's. 91857/91858 & 92065 to impose the following discipline and to Board Order Owner Hung Vo to attend the Infection Protection/Law Review class given by the Board within 60-days. The

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investigative findings on or about February 14, 2017, Board Investigator found incomplete first aid kit, no tuberculocidal disinfectant and no EPA registered disinfectant. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

36. 91862 D'Ambrosio Hair Salon #SCOS12841 **10:15 a.m.**
S-Mark Enterprises Inc., Owner
Salvatore D'Ambrosio #17516080, President
Marisa D'Ambrosio #17718003, V-President/Manager
Salvatore D'Ambrosio and Marisa D'Ambrosio were sworn in and stated Saro told us he had a traveling license and could travel anywhere and he wanted to establish himself in Arizona and we believed him, he is now licensed and Rawlin Sniff has a barber license and barber establishment license. Investigator Amber Bingham testified that this was anonymous complaint received on March 14, 2017, that the salon had two individuals Zorro and Rolando working without proper license to perform cosmetology services. On April 11, 2017, investigators Linda Stroh and Amber Bingham went to salon location to present a copy of the complaint to Marisa D'Ambrosio who stated Zorro is Saro who lives in Chicago Illinois and travels to Arizona and performs services on clients at the salon and Rawlin Sniff is a barber. Investigator Linda Stroh spoke to Saro over the phone regarding reciprocity along with Marisa D'Ambrosio.
MOTION by Karla Clodfelter to move for case no. 91862 all alleged violations cited in the Investigation Report have been shown. MOTION SECONDED by Melissa Porter. MOTION CARRIED.
SUBSTANTIATED VIOLATIONS
A.R.S. § 32-574 (A)(1)(2)(4) Perform or attempt to perform cosmetology, aesthetics or nail technology without a license in that category
A.R.S. § 32-574 (A)(9) Unlawful Acts; Violations; Classifications
STAFF REPORTED NO HISTORY
MOTION by Thomas Rough to issue a Letter of Concern to ensure all licensees are properly licensed. MOTION SECONDED Jessica Rainbow. MOTION CARRIED.
Karla Clodfelter VOTED NAY.
37. 91865 European Wax Center #SAES17346 **10:15 a.m.**
European Wax Center Moon Valley LLC, Owner
Alex Weisman, President
Allison Trachsel, Manager
NEGOTIATED \$250/PAID
38. 91870 Duc H Ong #59500153, Owner **10:15 a.m.**
NEGOTIATED \$1,000.00/6-MONTH PROBATION
39. 91884 Jennifer C Bartoline #30125410, Owner **10:15 a.m.**
No Show; to formal hearing
40. 91905 & 92066 Kinh Do Hair Design by Holly LLC #SCOS25984 **10:15 a.m.**
Kinh Do Hair Design by Holly LLC, Owner
NEGOTIATED \$250
Holly Pham #11001104, Member
NEGOTIATED TO ATTEND BOARD CLASS
Thien Nguyen, Member/Manager
NEGOTIATED TO ATTEND BOARD CLASS
41. 91910 Saigon Nails Spa SNT15465 **10:15 a.m.**
Tony C Do #50500650, Owner

NEGOTIATED \$250

42. 91921 & Madison Lynn Pike #31500803, Licensee **10:15 a.m.**
NEGOTIATED \$50/PAID
91922 Kelsey Noel Videan #31400528, Licensee
NEGOTIATED \$50/PAID

43. 91923 & Tyler Nguyen #50500614, Owner **10:15 a.m.**
92094/92095 Glamour Nail Bar #'SNT18322 7 SAES19457

Tyler Nguyen was sworn in and stated the salon closed February 10, 2017, and they were doing inventory and painting the new owner took over February 17, 2017 and have the bill of sale. Investigator Amber Bingham testified that both establishment licenses were delinquent, soaking pedicure tub stoppers in soiled wet disinfectant with debris, no first aid kit, no blood spill kit and an ownership change took place.

MOTION by Karla Clodfelter to move for case no's. 91923 & 92094/92095 all alleged violations cited in the inspection summary have been shown. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-541 (B)/A.A.C. R4-10-112 (F)(G)(1)(2)(T)(1) Infection Control/Safety Standards

A.R.S. § 32-574 (A)(9) Unlawful Acts; Violations; Classifications

MOTION by Karla Clodfelter to issue a Letter of Concern for not properly notifying the Board of ownership change. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

44. 91925/91926 Renise R Thomas #'s 19101138 & 90400009, Member/Manager **10:15**

Renise Thomas and Candace Cain were sworn in and stated she has been licensed for twenty-nine years, the advertising is a sign that has been a financial issue and have never advertised Blonde By Default nor operated as Blonde By Default. Candace Cain stated she did a client's eyelashes which were flairs and knows she can't do eyelash extensions. Inspector Lisa Chaves testified licensee operating in an unlicensed establishment, advertising differently and licensee Candace Cain 59100481 working out of scope of practice working on a client's eyelashes. Inspector noted that salon license SCOS24393 has been reactivated and is current.

MOTION by Karla Clodfelter to move for case no's. 91925 & 91926 all alleged violations cited in the inspection summary have been shown. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-574 (A)(5)(8) Practice or attempt to practice cosmetology, aesthetics or nail technology in any place other than in a salon licensed, or school without being licensed

A.A.C. R4-10-111 (A) Advertising Differently than Salon Name

A.R.S. § 32-501 (9) Definitions "Nail technician" means a person who is licensed to practice nail technology pursuant to this chapter

A.R.S. § 32-574 (A)(9) Unlawful Acts; Violations; Classifications

STAFF REPORTED NO HISTORY

MOTION by Karla Clodfelter to move that for case no's 91925 & 91926 to impose the following discipline Offer a Consent Agreement with the following new terms \$250.00 civil penalty and Board costs. MOTION SECONDED by Jessica Rainbow. MOTION CARRIED.

45. 91927 Nailcessity Spa #SAES19131 **10:15 a.m.**
Hung Q Nguyen #50100131, Owner
NEGOTIATED \$500

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46. 91930/91931 Thuy-Tien T Tran #'s 59716107 & 10116107, Owner **10:15 a.m.**
 Thuy-Tien Tran was sworn in and stated when she took over it was a full service salon but lost the cosmetologist and nail techs she has a lot of nail client's and does not do hair anymore, did not know I needed to post sign for micro-blading and permanent makeup but I have posted signs now and all the nail shops she worked in before never had large wet disinfectants just small ones so she did know she needed it and we use all disposable tools. Inspector Lisa Chavez testified that the large wet disinfectant was not deep enough for complete tool immersion, no shampoo bowl and not posting out for services not regulated by the board. Inspector noted she applied for a cosmetology establishment license.

MOTION by Karla Clodfelter to move for case no's. 91930 & 91931 all alleged violations cited in the inspection summary have been shown. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-541 (B)/A.A.C. R4-10-112 (A)(3) Infection Control/Safety Standards
 A.A.C. R4-10-403 (C)(2) Cosmetology salon shall have a minimum of one shampoo bowl
 A.A.C. R4-10-111 (F) Posting Out of Service Not Regulated by the Board – "micro-blading" & "permanent makeup"

A.R.S. § 32-574 (A)(9) Unlawful Acts; Violations; Classifications

HISTORY

91493 – 3/17/2017 – Letter of Concern – Health & Safety (follow proper Infection/Safety procedures

MOTION by Karla Clodfelter to move that for case no's. 91930 & 91931 to impose the following discipline to maintain Consent Agreement previously offered to licensee with one-year to pay fine. MOTION SECONDED by Melissa Porter. MOTION CARRIED. Jessica Rainbow and Thomas Rough VOTED NAY.

47. 91932 Blush Salon LLC #SCOS23941 **10:15 a.m.**
 Blush Salon LLC, Owner
 Erica Sayles, Co-Member/Manager
 Melissa Maas Co-Member/Manager
NEGOTIATED \$250
48. 91933 Rochelle Baumgartner #10901360, Member **10:15 a.m.**
CONTINUANCE GRANTED
49. 91934 Great Clips #9178 #SCOS20094 **10:15 a.m.**
 Bell Hair Inc., Owner
 Paul E Neumayr, President/Director
 Frances Neumayr, Secretary
 Heavenly Davy #10500842, Manager
 Mary Sanchez #10502156 (Inactive), Licensee
NEGOTIATED \$250
50. 91995 Beauty Brands LLC #SCOS25663 **10:15 a.m.**
 Beauty Brands LLC, Owner
 Rich Bos, President
 Charlotte Kerner, CFO
 Erica Craytor #30900215, Manager
NEGOTIATED
51. 91996 Becca Lucas #31300186, Owner/Manager **10:15 a.m.**
CONTINUANCE GRANTED
52. 91997 Brinde Kay Scholz #31400312, Owner **10:15 a.m.**

CONTINUANCE GRANTED

53. 92003 Toni & Guy #SCOS17775 **10:15 a.m.**
Sabio Vilorio #17820453, Co-Owner
Gerry Watkins #18225407, Co-Owner

Gerry Watkins was sworn in and stated they had applied for the location change prior to the inspection and received a send back letter from the board because a typo in the salon name. Investigator Amber Bingham testified that there was a location change and the owner failed to notify the Board, two out of sixteen stations found soiled. Investigator Amber Bingham stated the trade name does not match the salon application.

MOTION by Karla Clodfelter to move for case no. 92003 all alleged violations cited in the inspection summary have been shown. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

MOTION by Karla Clodfelter to issue a Letter of Concern for not providing adequate information for salon name change. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

54 92069 Janae M Malatin #10400808, Licensee **10:15 a.m.**
NEGOTIATED \$250/6-MONTH PROBATION/PERM CLASS

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. Denial Appeals

None

B. Motion to Deem Allegations Admitted

91001 Georgia Kuntz #11200753 **9:45 a.m.**
Assistant Attorney General, Bridget Harrington, appeared representing the State.
Independent Advisor, John R. Tellier, was available by telephone. Licensee did not appear.

MOTION by Melissa Porter to grant the State’s MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

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

MOTION by Melissa Porter for case no. 91001 to issue an Order of discipline to revoke personal license no. #11200753 of Georgia Kuntz, impose \$50.00 civil penalty and Board costs 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

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).

None

E. Appeal Board Orders

None

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

None

STATUS AND ADDITIONS TO AGENDA

For Board Information Only:

ADJOURN

MOTION by Karla Clodfelter to adjourn the meeting at 12:25 p.m. MOTION SECONDED by Melissa Porter. 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) 825-7002.

ARIZONA STATE BOARD OF COSMETOLOGY
JUNE 16, 2017 BOARD MEETING MINUTES