



Arizona State
Board of Cosmetology

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ARIZONA STATE BOARD OF COSMETOLOGY MEETING MINUTES

June 17, 2016 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
Tammy L Acton
Melissa C Porter - Absent
Martha P Ramsey
Charlie C Phan

BOARD BUSINESS

1. Discussion, Consideration and Possible Action on Approval of Regular Board Minutes of May 20, 2016.

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

2. Discussion, Consideration and Possible Action on Approval of Regular Board Minutes of June 1, 2016.

MOTION by Tammy Acton to approve minutes as written. MOTION SECONDED by Martha Ramsey. MOTION CARRIED.

3. Declaration of Conflict of Interest.

None.

4. Discussion, Consideration & Possible Action on Proposed Rulemaking regarding Administering Licensing Exam in Languages in Addition to English.

- A.A.C. R4-10-108 (P) Licensing Examinations
- Opening Rule Docket

Executive Director Donna Aune stated there is no new information to report at this time.

5. Discussion, Consideration and Possible Action on Proposed Legislation for 2016 Legislative Session.

***Indirect and Direct Supervision of Licensees Using Lasers**

- A.R.S. §32-516 Aestheticians; Cosmetologists, Cosmetic Laser and IPL Device Use; Certification; Fees; Definitions

Executive Director Donna Aune stated that the cosmetic lasers study committee will consist of (3) representatives committee on commerce and (3) representatives committee on health and the report is to be submitted to the Governor by December 31, 2016.

6. Cosmetology Students on Field Trip.

- Questions and answers regarding Board authority and process

Students from Protégé College of Cosmetology and Imaj Institute were in Attendance.

EXECUTIVE DIRECTOR'S REPORT

1. Report and Discussion on Agency Departments.

- Financial
 - ❖ Agency Lease
 - ❖ Board Computers

Executive Director Donna Aune discussed with the Board Members a proposed

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5-year lease with no increases from current monthly lease, also discussed new laptops for Board Members.

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

2. Summary of Current Events.

CONSENT AGENDA

The Consent Agenda items may be considered for approval as a single action unless a Board Member or any other interested party wishes to remove the item for discussion.

The Board may vote to go into Executive Session to discuss and consider records exempt by law from public inspection, including the receipt and discussion of information, or testimony that is confidential by State or Federal law on all agenda items under Steps 1, 2 & 3 pursuant to A.R.S. §38-431.03 (A) (2).

STEP 1: COMPLAINT REVIEW

A. Recommend Application Denials

- | | | |
|-------|----------------|--|
| 90685 | Cindy Doan Hua | <i>(Deny & accept w/\$250 negotiation terms; working prior to licensure)</i> |
| 90735 | Thi V Le | <i>(Deny & accept w/\$250 negotiation terms; working prior to licensure)</i> |

**MOTION by Karla Clodfelter to deny and accept with negotiation terms.
MOTION SECONDED by Jessica Rainbow. MOTION CARRIED.**

B. Recommend Dismissals

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

- | | | |
|-------------|--|--|
| 89920 | The Big Easy Tattoo | <i>(No evidence of nail technology services)</i> |
| 89955/90485 | Jennifer %Jenne+Greene | <i>(No evidence to support allegations- no jurisdiction)</i> |
| 89972 | Wax Works Hair Removal Inc. #SAES18091 | <i>(No evidence to support allegations)</i> |
| | Wax Works Hair Removal Inc, Owner Julie Snooke #30200040, President Mike Snooke, Vice-President | |
| 90238 | Brows and Waxing by Laura, UNLICENSED | <i>(No evidence to support allegations)</i> |
| | Brows and Waxing by Laura, Owner | |
| 90253 | Cindy% Nails & Spa LLC #SNT17447 | <i>(Insufficient evidence to support allegations)</i> |
| | Cindy% Nails & Spa LLC, Owner Alan Ha #50500874, Member/Manager Cuc %Cindy+Hong Du #% 50500604 & 30500830, Member/Licensee | |
| 90263 | Opal Amazing Looks, UNLICENSED | <i>(Closed business no evidence to support allegations)</i> |

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| | | |
|-------------|--|---|
| 90294 | Opal Amazing Looks, Owner Ondra Nique Walls All Beauty College #CSL170 All Beauty College LLC, Owner Gerald Guedon, Member Raineet Guedon #90700012, Member | (No evidence to support allegations) |
| 90302 | Belinda Morgan Maldonado Unlicensed | (Refer to proper authorities / dismiss without prejudice) |
| 90370 | Total Image Beauty Studios | (Refer to O.S.H.A. / dismiss without prejudice) |
| 90393 | Divac Hair and Nails #SCOS24342 Ninh Ngoc Bui #50601156, Owner | (Found no evidence to support allegations) |
| 90431 | Great Clips #6347 #SCOS24116 Bell Hair Inc., Owner Paul Edward Neumayr, President | (Customer satisfaction) |
| 90459 | Turning Point Beauty College #CSL191 Curtis Holder, Owner Frances Williams #99400001, Interim Director | (Found no evidence to support allegations) |
| 90465 | Ruba, Unlicensed | (Refer to proper authorities) |
| 90481 | Shagoofa Adilyar #31200240 | (Found no evidence of unlicensed activity) |
| 90484 | Cassandra Knight, Unlicensed | (Found no evidence to support allegations) |
| 90486 | Great Clips, #SCOS5604 Dobson Clips Inc., Owner David E Oliverio, President Deanne M. Oliverio, Secretary/Treasurer | (Found no evidence to support allegations) |
| 90502 | Massage Envy Spa Queen Creek #SAES16972 Desert Massage QC Inc. Owner Jon Brovitz, President Alexa Gripp, General Manager Paula Jiles, Assistant Manager | (No evidence to support allegations) |
| 90506 | International Hair Salon #SCOS16460 Anton Akilov, Owner | (No evidence to support allegations) |
| 90507 | KT Nails #SAES17849 Vy Trang Thuy Le #50331475, Owner | (Found no evidence to support allegations) |
| 90555 | Regal Nails Salon & Spa #SNT16060 Don Anh Bui #50200336, Owner | (Found no evidence to support allegations) |
| 90556 | Swan Nails #SNT16661 John Ho #51000277, Owner | (Salon in Compliance) |
| 90564/90575 | Desert Nails Spa-Kierland #SNT18010 & SAES18957 DNS Partners LLC, Owner Khai Pham, Member Thao Nguyen, Member | (Found no evidence to support allegations) |
| 90568 | Escape Nailspa #SAES17068 Antown Hiep Nguyen, Owner | (Found no evidence to support allegations) |

C. Recommend Letter of Concern

MOTION by Tammy Acton to accept staff recommendations for all those listed below Step 1 C. MOTION SECONDED by Martha Ramsey. MOTION CARRIED.

| | | |
|-------|--|---|
| 90215 | K Bella Salon & Day Spa #SCOS20652 K Bella Salon & Day Spa LLC, Owner Karen Benedek #30800049, Member Hadassah Danyel Bruns #11401914, Licensee | (Delinquent personal license) |
| 90563 | Mane Attraction Make-Up & Hair Salon LLC #SCOS1459 Mane Attraction Make-Up U Hair Salon LLC, Owner Kendall Ong, Member | (Providing service in unsanitary environment) |

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- 90593 Empire Beauty School #CSL107 (Revised student kit list was submitted
EEG Inc, Owner within 24 hours)
Franklin Schoeneman, Director
Paul Finkelstein, Director
Anthony Baron, Director
Rugina Marie Vandez #91200091, Instructor in Charge
- 90599/90600 Cici's Nails & Spa #SNT18031 & SAES18998 (Inadequate wet disinfectant &
Cassie M Le #10402214, Owner/Manager delinquent establishment licenses)
MOTION by Karla Clodfelter to Offer a Consent Agreement for Owner/Manager Cassie Le to
attend the Infection Protection/Law Review class given by the Board. MOTION SECONDED
by Jessica Rainbow. MOTION CARRIED.
- 90603 Valley Nails & Spa #SNT14862 (Not properly disinfecting pedicure spas)
Valley Nails Inc. Owner
Cuc N Huynh #SNT 50100220 & 30100024, President/Manager
MOTION by Karla Clodfelter to Offer a Consent Agreement for President/Manager Cuc
Huynh to attend the Infection Protection/Law Review class given by the Board. MOTION
SECONDED by Jessica Rainbow. MOTION CARRIED.
- 90605/90606 Pink Polish Mani-Pedi Spa #SNT17148 & SAES17654 (Del. establishment licenses &
T & Tod LLC, Owner personal license display)
Tammi Do #SNT 50200765 & 30300002, Member/Manager
Thai Thanh Nguyen #59700517, Member/Manager
- 90618 Passion Nails & Spa #SNT16384 (Not properly disinfecting pedicure spas)
Kenny D Nguyen #50700529, Owner
MOTION by Karla Clodfelter to Offer a Consent Agreement for Owner Kenny Nguyen to
attend the Infection Protection/Law Review class given by the Board. MOTION
SECONDED by Jessica Rainbow. MOTION CARRIED.
- 90628/90629 Natural Nails Spa by Cindy LLC #SNT16353 & SAES16599 (No blood spill kit)
Natural Nails Spa by Cindy LLC, Owner
Tom Le #50800430, Member
Hang Thuy Vo #SNT 50700180 & 30800905, Assistant Manager
- 90630 Tiki Hair Company #SCOS20861 (Delinquent personal license)
Tiki Hair Company LLC, Owner
Donald Hall, Member/Manager
Thitima Hall #10332779, Member/Manager
- 90632 Nyla Design Salon & Boutique LLC #SCOS22206 (Delinquent personal license)
Nyla Design Salon & Boutique LLC, Owner
Jennifer Lynn Bacon #10022086, Member/Manager
- 90638 Shears Excitement #SCOS21323 (Delinquent personal license)
Bella Estetica LLC, Owner
Ivonne Z Palomino #30330548, Member
- 90643/90644 TT Nail and Spa LLC #SNT18328 & SAES19463 (Advertising differently)
TT Nail and Spa LLC, Owner
Thien Kim-Hoan Nguyen #51500671, Member/Manager
- 90646/90647 The Nail Room #SNT17857 & SAES18721 (Delinquent personal licenses)
The Nail Room LLC, Owner
Hillary Hang Nguyen, Member
Laura T Phan #51600055, Manager
- 90649 Sherry & Co Hair Design #SCOS19104 (Delinquent personal license)
Sherry L Longhi #19600579, Owner
- 90652 Hair Unlimited #SCOS14056 (Delinquent personal license)
Hair Unlimited LLC, Owner
Gordon D Rutledge, Member/Manager
Tammy Rutledge #19100167, Member/Manager
- 90657/90658 Alpha Nails & Spa #SNT18063 & SAES19048 (Wet disinfectant not large enough
Ha T Phan #SNT 50700891 & 30700793, Owner/Manager for complete tool immersion)

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- Offer a consent agreement to assess \$500.00 civil penalty and Board costs and 1-year probation, see motion above.
8. 90434 #1 Nails Expert More, #SNT17409
Anh Ngoc Nguyen #50200140, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
9. 90445 Maria Barber Shop & Salon #SCOS14802
Maria Del Rosario Curiel #19700669, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
10. 90451 Vista Queen Spa #SNT17530
Kim Le #50400321, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
11. 90460 G Beauty Salon & Day Spa #SCOS24140
Geovanna Cruz #10800005, Licensee
Lucia E Almeida #18900233, Licensee
Issue a Letter of Concern for advertising differently and dismiss violation of malpractice/incompetence, see motion above.
12. 90462 Classy Cosmo #SCOS25315
Lauren Olsen #58800395, Co-Owner
Malaya Shapiro #11401384, Co-Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, proof of restitution and for Co-Owner Malaya Shapiro to attend the Infection Protection/Law Review class given by the Board, see motion above.
13. 90464 Enjoi Nails & Salon LLC, #SNT18225
Enjoi Nails & Salon LLC, Owner
Evonne Ta #50000501 & 30300110, Member/Licensee
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, \$25.00 restitution, add violation of malpractice/incompetence, remove violation of infection control and for Member/Licensee Evonne Ta to attend the Infection Control/Law Review class given by the Board, see motion above.
14. 90487 Evolution Hair Studio #SCOS25468
Cynthia Rodriguez #10332468, Owner
Ericka Acuna #10700441, Licensee
Dismiss due to complainant left salon before service was completed, see motion above.
15. 90494 A Natural Massage & Day, #SCOS25923
Jack Rogerson, Owner
Elizabeth Witz-Denisty #19500074, Licensee
Della Moore #51600071, Licensee
Pamela Orchard #19600515, Licensee
Issue a Letter of Concern for advertising differently and not posting out for services not regulated by the Board, see motion above.
16. 90508 Milly Beauty Salon #SCOS19850

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- Amilania Garcia #10500411, Owner
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
17. 90545/90546 King Nails #SNT17097 & SAES17574
Anh Tran #50700045 & 30700045, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
18. 90551 Rex Hair & Nail #SCOS16937
Ann D Tran #10600123, Owner/Licensee
Offer a consent agreement to assess \$250.00 civil penalty and Board costs and for Owner/Licensee Ann Tran to attend the Infection Protection/Law Review class given by the Board, see motion above.
19. 90579 Sigma Cuts #SCOS25274
World Media Entertainment Enterprises Inc, Owner
Willie Mitchell, Director/Manager
Bonnie Duran, CEO
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
20. 90580 Ultra Nails Spa #SNT15245
Quan Xuan Ngo #59800222, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
21. 90581 Thy Nails S-Incorporation #SNT10668
Thy Nails S-Incorporation, Owner
Ann Nguyen #19900080, President/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
22. 90594 Diva Nails & Spa of AZ #SNT17011
Diva Nails & Spa of AZ LLC, Owner
Nhieu V Nguyen #50200233, Member/LLC Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
23. 90595/90596 Sky Nails & Spa #SNT17915 & SAES18813
Tony Oanh Nguyen #51300545, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
24. 90598 All Beauty College #CSL170
All Beauty College LLC, Owner
Gerald Guedon, Member
Raineet Guedon, Member/Director
Amity C Huston #91300087, Instructor in Charge
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
25. 90601 All Beauty College #CSL178
All Beauty College LLC, Owner
Gerard Guedon, Member/Manager

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- Rainette P Guedon #90700012 & 19700557, Member/Manager
Brannon J Velau #91400027, Instructor in Charge
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
26. 90602 Charles of Italy Beauty College #CSL27
Charles of Italy Beauty College of Massage Therapy LLC, Owner
Charles Bartolomeo #98200720, Co-Director
Lee Bartolomeo #98500009, Co-Director
Steve Colarusso #98600013, Instructor in Charge
Offer a consent agreement to assess \$350.00 civil penalty and Board costs, see motion above.
27. 90607/90608 City Nails by Cindy #SNT16873 & SAES17277
Dung T Nguyen #50500064 & 30600378, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
28. 90613 Xiaohui Shang #11000768, Owner/Manager
Offer a consent agreement to assess \$50.00 civil penalty and Board costs and for Owner/Manager Xiaohui Shang to attend the Infection Protection/Law Review class given by the Board, see motion above.
29. 90615/90616 9 Party Nails #SNT17717 & SAES18527
Ngoc Phuong T Nguyen #51000038, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
30. 90626/90627 TN Nails of the World #SNT18022 & SAES18976
Tan D Nguyen #11100162, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
31. 90631 Carsten Institute of Cosmetology #CSL156
Carsten Haircutter Inc, Owner
Carsten Wilms #98900001, President/Director
Issue a Letter of Concern for kit violation, see motion above.
32. 90633 Michelle Schoenfeld #31000254, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
33. 90634 Pamneq Nails #SNT16674
Dzung Lee Doan #59818847, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
34. 90635 Famous Nails #SNT14564
Denh Chieng #59921436 & 30330580, Owner/Manager
Offer a consent agreement for Owner/Manager Denh Chieng to attend the Infection Protection/Law Review class given by the Board, see motion above.
35. 90636/90637 Déjà Vu Nail Spa #SNT17277 & SAES17844
Tueyt Mai T Connolly #10601395 & 59816936, Owner/Manager

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- Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
36. 90642 Regal Nails #SNT15302
Y Van Le #50000632, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
37. 90645 Sweet Salon Hair Design #SCOS22779
Emas Investments LLC, Owner
Michael T Sweet #19401451, Member/Manager
Everett Sweet, Member
Offer a consent agreement to assess \$500.00 civil penalty and Board costs and for Member/Manager Michael Sweet to attend the Infection Protection/Law Review class given by the Board, see motion above.
38. 90648 Great Clips #SCOS11791
Apache Clips Inc, Owner
David Oliverio, President/CEO
Shannon Whitmore #10020552, Manager
Issue a Letter of Concern for incomplete first aid and blood spill kit, see motion above.
39. 90650/90651 My Nail Spa @ Marley Park Plaza #SNT17967 & SAES18891
Quang Vinh Nguyen #50601174, Owner
Nhu Thi Quynh Pham #11301802, Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
40. 90654 Empire Beauty School #CSL114
EEG Inc, Owner
Michael Bouman, President/Secretary
Jim Wunderle, Treasurer
Eric A Bakken, Director
Anthony Baron, Director
Franklin Schoeneman, Director
Sonia Williams #91100042, Instructor in Charge
Offer a consent agreement to assess \$50.00 civil penalty and Board costs, see motion above.
41. 90655/90656 Alice Nails & Spa #SNT17505 & SAES18186
Thai ND Doan #51500240 & 31400286, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
42. 90660 Angela S Galan #10600027, Member/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
43. 90682/90683 Leah A Smith #51300364 & 30800760, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
44. 90684 Vista Nails #SNT16721

Lam T Tran #59900005, Owner
Xuan T Tran #50501428, Manager
Offer a consent agreement to assess \$1,000.00 civil penalty and Board costs, for Owner Lam Tran and Manager Xuan Tran to attend the Infection Protection/Law Review class given by the Board, see motion above.

END OF CONSENT AGENDA

STEP 2: **INFORMAL INTERVIEWS**

A. Without Negotiation Options

NONE

B. With Negotiation Options

1. 90189/90673 Deluxe Nails & Spa #SNT14447 & SAES14408 **10:00 a.m.**
Trisha Le #50400377 & 30400472, Owner
NEGOTIATED \$750/RESTITUTION
2. 90219 Supercuts Salon #SCOS22736 **10:00 a.m.**
Supercuts Corporate Shop Inc., Owner
Sara Johnson #11302068, Manager
Oceana Begay #11402356, Licensee
NEGOTIATED \$250/
3. 90354 Creativtouch Nails & Spa SNT17978 **10:00 a.m.**
My Thi Tran #S 51100622 & 31200651, Owner
NEGOTIATED
4. 90396 T Nail #SNT18149 **10:00 a.m.**
Hong Thanh Nguyen #51300528, Owner/Licensee
Tan V Tram #50600704, Manager
NEGOTIATED \$250/PAID
5. 90403 Total E Clips Salon SCOS22718 **10:00 a.m.**
Melissa Gallozzi #10121637, Owner
CONTINUANCE GRANTED
6. 90412 Life Spa & Life Time Fitness #SCOS22135 **10:00 a.m.**
Lifetime Fitness Inc, Owner
Bahram Akradi, President/CEO
Eric Buss, Vice-President
Cheryl Gordon, Manager
NEGOTIATED \$500
7. 90417 Sun Nails & Spa #SNT17793 **10:00 a.m.**
Hong Van Che #50401275, Owner/Manager
Ann+Dung N Thi Ky #50200002, Licensee
NEGOTIATED \$250/RESTITUTION/PAID

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8. 90419/90420 Top Spa Nails #SNT16975 & SAES17408 10:00 a.m.
Top Spa Nails LLC, Owner
Kim Thoa Thi Tahh #50600356 & 30700065, Member
Tony+Tuan Au #50600357, Licensee
NEGOTIATED \$250/RESTITUTION/
9. 90435 Great Clips #9522 #SCOS17631 10:00 a.m.
Bell Hair Inc., Owner
Paul Neumayr, President
Renee Foshee #1901271, General Manager
Guadalupe Favela #10701613, Manager
Sandra R Martin #10701103, Assistant Manager
NEGOTIATED \$250/
10. 90440 Pretty Nails & Spa LLC #SAES18570 10:00 a.m.
Pretty Nails & Spa LLC, Owner
Kevin Truc Vu #50900412, Member
Truc Pham #30900556, Member
NEGOTIATED \$500/PAID
11. 90442 European Nails & Spa #SNT16629 10:00 a.m.
Don D Tran #10000259, Co-Owner/Manager
Mindy Pham #50800653 & 31200540, Co-Owner/Manager
NEGOTIATED TO PAY RESTITUTION/RECEIVED
12. 90488 Arizona Academy of Beauty North Inc., #CSL43 10:00 a.m.
Arizona Academy of Beauty North Inc., Owner
Stewart L White, President/C.E.O.
Carry Ann white, V-President
RENOTICE – RETURN TO SENDER
13. 90489/90554 K-SA Nailspa #SNT17412 & SAES18056 10:00 a.m.
Phuc Hong Tran #51300102, Owner
Rina Thi Bui #11300385, Licensee
NEGOTIATED \$250/
14. 90496 Alex the Salon at Ocotillo #SCOS23942 10:00 a.m.
Alex Nguyen #11300087, Owner

Alex Nguyen was sworn in and stated he has fixed everything and how does she know there was money in the envelope. Inspector Takejah Lambert testified that the wet disinfectant container was not large enough for complete tool immersion, the establishment license was delinquent. Inspector stated when the salon knew they were going to receive an unsatisfactory grade they asked the Inspector to come to the back room and handed her an envelope with money in it.

MOTION by Karla Clodfelter to move that for case no. 90496 all alleged violations cited in the complaint summary have been shown. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-572 (A)(3) Act of Dishonesty, Fraud or Deceit

A.R.S. §32-541 (B)/A.A.C. R4-10-112 (A)(4)(a) Infection Control/Safety Standards

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

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

HISTORY

87692 . 2/13/2014 . Letter of Concern . Advertising Differently

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MOTION by Karla Clodfelter to move that for case no. 90496 to impose the following discipline and to maintain Consent Agreement terms previously offered to the Licensee. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

15. 90497 Fantastic Sam\$ #SCOS15555 **10:00 a.m.**
Team T & C LLC, Owner
Travis Fick, Member
Christy Fick, Member
Christine Joanne Tillman #11201912, Manager

No Show; to formal hearing

16. 90509 Salon 302 #SCOS21426 **10:00 a.m.**
Robert Mattison LLC, Owner
Robert A Mattison #19900205, Member/Manager
NEGOTIATED \$250/6-MONTH PROBATION/1ST Payment Submitted

17. 90510 Rosalynn Cano #11500292, Owner/Manager **10:00 a.m.**

Rosalynn Cano was sworn in and stated she thought the business license and her personal license were what she needed until the inspector came in and explained, Rosalynn Cano stated she applied for an establishment license on May 28th and she did continue to work while waiting for her license. Inspector Takejah Lambert testified that licensee was operating and working in an unlicensed establishment, there was a license for the entire salon itself just not for individual suites and that the licensee had told her the owner of the salon told licensee the salon license would cover her.

MOTION by Karla Clodfelter to move that for case no. 90510 all alleged violations cited in the complaint summary have been shown. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

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

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. 90510 to impose the following discipline to offer a Consent Agreement with the following new terms of \$250.00, civil penalty and Board costs and to maintain Consent Agreement terms previously offered to the Licensee. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

18. 90511 Samantha Lynn Domingues #51100026, Owner/Manager **10:00 a.m.**

Samantha Domingues was sworn in and stated she was surprised we did not need it, but we were told that the salon license would cover us. Inspector Takejah Lambert testified that licensee was operating and working in an unlicensed establishment and licensee had told her that the owner of the salon told licensee the salon license would cover her.

MOTION by Tammy Acton to move that for case no. 90511 all alleged violations cited in the complaint summary have been shown. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

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

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

STAFF REPORTED NO HISTORY

MOTION by Tammy Acton to move that for case no. 90511 to impose the following discipline to issue a Letter of Concern for operating and working in an unlicensed establishment. MOTION SECONDED by Jessica Rainbow. MOTION CARRIED. Karla Clodfelter VOTED NAY.

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19. 90512 Inya Lythesia Williams #10502036, Owner/Manager **10:00 a.m.**
NEGOTIATED \$500
20. 90514 Hair-Do #SCOS20145 **10:00 a.m.**
Suzanne R Bell #19500102, Member
Paulsen Healey, Manager
NEGOTIATED \$500
21. 90516/90517 & Trang Thi Huyen Nguyen #~~5~~ 51100228 & 31300439, Co-Owner
NEGOTIATED \$250/PAID
90518 Giang-John T Vu #50226824, Co-Owner **10:00 a.m.**
NEGOTIATED \$250/PAID
22. 90519 Nails Unlimited #SNT17581 **10:00 a.m.**
Thu Thi Phong Le #~~5~~ 50400013 & 31400699, Owner/Manager
NEGOTIATED \$250/PAID
23. 90520 & Habit Salon #SCOS23241 **10:00 a.m.**
Habit Salon LLC, Owner
Richard Rasmussen, Member/LLC Manager
NEGOTIATED \$500/PAID
90610 Christine M Rasmussen #19501082, Member/LLC Manager
NEGOTIATED TO ATTEND BOARD CLASS/SCHEDULED
24. 90521 Salon PS Arizona LLC #SCOS22621 **10:00 a.m.**
Salon PS Arizona LLC, Owner
John Polatz, CEO
Susan Polatz, Vice-President
Georgina Beberly Caffacus #11401065, Manager
NEGOTIATED \$250/PAID
25. 90525/90526 & #2 Sunshine Nails & Spa #~~5~~ SNT17372 & SAES17992 **10:00 a.m.**
Trish Nguyen, Owner
90612/90614[Holly H Ha #~~5~~ 50000349 & 31100715, Manager

Trish Nguyen, Owner and Holly Ha, Manager were sworn in and Holly Ha stated we needed more people to work and a lady called looking for a job, Holly Ha stated she told the lady to stop by so she could see how she does nails before hiring her and that was when the Board came in. Holly Ha stated she did not know if the lady had a license and did not know where the lady went when the Inspector was there. Holly Ha stated she knew the wax was dirty they worked late and change it in the mornings but they had customers that morning. Inspector Amber Bingham testified that towels were not enclosed, wet disinfectant was uncovered, soiled paraffin wax and reuse of pumice blocks.

MOTION by Karla Clodfelter to move that for case no~~5~~. 90525, 90526, 90612 & 90614 all alleged violations cited in the complaint summary have been shown. MOTION SECONDED by Martha Ramsey. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-574 (A)(1)(2)(4) Unlicensed Individual

A.R.S. § 32-541 (B)/A.A.C. R4-10-112 (A)(3)(4)(a)(E)(1)(7)(K)(4)(L) Infection Control/Safety Standards

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

HISTORY

89640 (SNT17372) . 6/12/2015 . Consent Agreement/\$250/Civil Penalty & Costs/Health & Safety

MOTION by Karla Clodfelter to move that for case no~~5~~. 90525, 90526, 90612 & 90614 to impose the following discipline to maintain Consent Agreement terms previously

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offered to the Licensee with one-year to pay fine and to add for Owner Trish Nguyen to attend the Infection Protection/Law Review class given by the Board within sixty days. MOTION SECONDED by Martha Ramsey. MOTION CARRIED.

26. 90527 Legacy Barbershop and Beauty Salon #SCOS25173 10:00 a.m.
Erika Yesenia Cisneros #11500029, Owner/Manager

Erika Cisneros was sworn in and stated the day before she thought she could come in to clean in the morning and that is went the Inspector came in.

Investigator Joanne Ayotte testified that the shampoo bowls were soiled, wax pot uncovered, double dipping of wax, implements not in dry storage, no large wet disinfectant set up. Licensee/Owner with soiled tools, soiled dry storage, soiled work area, wet disinfectant soiled and not full enough for complete tool immersion.

MOTION by Karla Clodfelter to move that for case nos. 90527 & 90617 all alleged violations cited in the complaint summary have been shown. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-541 (B)/A.A.C. R4-10-112 (A)(4)(a)(b)(c)(B)(C)(D)(E)(7)(L)(1)(3)(4)(N)(2)(3)(R)(4)(5) 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 nos. 90527 & 90617 to impose the following discipline to maintain Consent Agreement terms previously offered to the Licensee. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

27. 90528 Carolynn & Company #SCOS3991 10:00 a.m.
Carolynn D Lovejoy #19100560, Owner/Manager
No Show; to formal hearing

28. 90533 E C Hair #SCOS4884 10:00 a.m.
Edna C Cruz #19300864, Owner/Manager
NEGOTIATED \$250

29. 90535 Diana Beauty Salon #SCOS6020 10:00 a.m.
Jorge Barraza, Co-Owner
Rafael Medina, Co-Owner
No Show; to formal hearing

30. 90536/90537 Ultra Dynamic Nails # SNT17973 & SAES18900 10:00 a.m.
Ha N Luu #10701829, Owner
Celine Le #50600883, Manager
CONTINUANE GRANTED

31. 90538 Docs Nails #SNT16662 10:00 a.m.
Doc Le Cosmetology LLC, Owner
Tan Phuong Le #10227103, Member/Manager
NEGOTIATED \$250/PAID

32. 90539 Solare Nails & Spa #SNT15734 10:00 a.m.
Thu Hong Nguyen # 50331071 & 30400328, Co-Owner/Manager
Brandon Q Truong #50200668, Co-Owner/Manager
NEGOTIATED \$250/

33. 90540 Revamp #SCOS22629 10:00 a.m.
Heidi L Swinney #19500506, Co-Owner/Manager
Stephanie A Caldwell #10901052, Co-Owner/Manager

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Stephanie Caldwell was sworn in and stated that she had many life issues during this time and she took care of her license the next day and asked the Board to if they would give her a Letter of Concern or dismiss this.

Inspector Amber Bingham testified that Licensee/Co-Owner was working with a delinquent license.

MOTION by Karla Clodfelter to move that for case no. 90540 all alleged violations cited in the complaint summary have been shown. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-517/A.A.C. R4-10-107-(A) Delinquent Personal License

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. 90540 to impose the following discipline to issue a Letter of Concern for working with a delinquent license. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

- | | | | |
|-----|-------|--|-------------------|
| 34. | 90542 | Rainbow Beauty Salon #SCOS19697 Carmen M Lopez #10602084, Owner/Manager No Show; to formal hearing | 10:00 a.m. |
| 35. | 90611 | Elizabeth Perez Rocha #50228222 (<i>Inactive</i>), Owner Haircity Salon #SCOS25780 NEGOTIATED TO ATTEND BOARD CLASS | 10:00 a.m. |
| 36. | 90622 | Alejandra P Aguirre #19900467, Owner/Manager Cristy Salon de Belleza #SCOS11110 NEGOTIATED TO ATTEND BOARD CLASS | 10:00 a.m. |

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

- | | | |
|-------|---|------------------|
| 89728 | Aesthetics Institute & Laser Science ASL34 Fernando Gonzalez, Owner Isabel Calleros, Director #99200002 | 9:45 a.m. |
|-------|---|------------------|

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 Tammy Acton to adjourn the meeting at 11:09 a.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) 825-7002.