

AGENDA

ARIZONA STATE BOARD OF COSMETOLOGY MEETING MINUTES
July 20, 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
Charlie C Phan, Nail Technician
Thomas Rough, Cosmetologist
Brandy B. Wells, Public Member
Jenna M Bentley, Public Member
Vacant, Instructor

1. Call to Order

2. Pledge of Allegiance

3. Roll Call of Board Members

Gary Begley
Karla Clodfelter
Thomas Rough
Jenna Bentley

BOARD BUSINESS

1. Discussion, Consideration and Possible Action on Approval of Regular Board Minutes of June 15, 2018.

Continued to next month.

2. Discussion, Consideration and Possible Action on Approval of Executive Session Minutes of June 15, 2018.

Continued to next month.

3. Board Member Declaration of Conflict of Interest.

None.

4. Discussion, Consideration and Possible Action on Changing from the PSI Professional Credential Services Written Examination to Pro Metric Written Examination.

Executive Director Kim Scoplitte stated that on June 25, 2018, she, Theresa Bunch and Donna Aune met with Kimberly Farace, Ruby Brown from Prometric and Andrea Bledsoe from Professional Credential Services (PCS). Executive Director Kim Scoplitte stated that Prometric has been in business for over twenty-years, they are the largest global testing locations in more than 160 countries, with more than 10,000 test centers, more than 10 million tests delivered annually and the security is impressive.

Theresa Bunch stated that she went to visit a Prometric site on July 9th. She stated she had her credentials from Prometric to visit and her state ID, however Prometric still requested that she produce her driver's license which was impressive. Theresa Bunch stated for security reasons Prometric uses metal detectors, they require pockets to be emptied out, they check for Google glasses, chunky necklaces, recording devices, cameras and anything else which could possibly jeopardize the exam. Theresa stated that she was most impressed with the fact that proctors walk the site during the exam, cameras are on and that security of the exam is of the utmost importance. Theresa Bunch also stated that if a candidate was in another state where a Prometric testing site was available they could set up their exam and Prometric would send the scores.

MOTION by Karla Clodfelter to accept Prometric for the agency's new written examination site. 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)

5. Update Regarding Rule Exemption Request Pursuant to Executive Order 2018-02 for Board Rule Package.

Executive Director Kim Scoplitte stated that the Rule Exemption was sent to Emily Rajakovick from the Governor's Office on June 21, 2018. On June 26, 2018, Emily

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Rajakovick emailed indicating that she was reviewing the Exemption and will get back to us as soon as possible.

6. Discussion, Consideration and Possible Action on Appointment of Board Member for Rules and Legislation Committee.

Continued to next month.

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

Students from Jj Beauty Institute, Aveda Institute, Penrose Academy, Cortiva Institute and Yuma School of Beauty were in attendance.

EXECUTIVE DIRECTOR'S REPORT

1. Report and Discussion on Agency Departments.

- Financial
- Personnel, Board Membership and Appointments
 - ❖ "Introduction of New Board Member Jenna M Bentley"
 - ❖ "Introduction of New Board Investigator Sonia P Membrila"
- Licensing
- Information Technology

Executive Director Kim Scoplitte introduced Jenna Bentley, Public Board Member and Sonia Membrila the agency's new Tucson Investigator to the Board Members. We welcome them both and look forward to working with them.

Jenna Bentley stated that she thanked the Board for a warm welcome, she had met with Kim and Mona and had a great discussion and she was thrilled to be here. Jenna Bentley stated that cosmetology is a booming industry and she was happy to part of the Board and to be working with all of us.

2. 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

93162 Thuong T Nguyen *(Deny or grant licensure upon acceptance of offered CA/\$250 within 30 days; working prior to licensure)*

MOTION by Karla Clodfelter for case no. 93162 to grant licensure upon signed offered Consent Agreement of \$250.00 and payment in full within 30 days, if signed Consent Agreement offered is not received within 30 days the application will be denied. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

93248 Quang Van Ngo *(Deny or grant licensure upon acceptance of offered CA/\$250 within 30 days; working prior to licensure)*

MOTION by Karla Clodfelter for case no. 93248 to grant licensure upon signed offered Consent Agreement of \$250.00 and payment in full within 30 days, if signed Consent Agreement offered is not received within 30 days the application will be denied. 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.

- 92267 Tempe Market Place Toni & Guy #SCOS26414 *(No violations found to support alleged violations)*
C.L.S. Companies LLC, Owner
Crystal Resch, President, License No. 10022221
Sabio Vilorio, Secretary/Treasurer
Lethan Olvera, Vice-President
Caitlyn Casey, Licensee, License No. 11601424
- 92611 Loreen M Kollmorgen #1102145 *(Found no evidence of residency establishment)*
- 92681 JB Nails & Spa LLC #SNT18073 *(No violations found to support alleged violations)*
JB Nails & Spa LLC, Owner
Jennifer Duong #59600815, Member
Richard Bui #59600365, Member
- 92685 The Wonder Spa #SAES20459 *(Found no evidence to support allegations)*
Varinder Singh, Co-Owner
April Singh #31200820, Co-Owner
- 92691/92692 Diva Nails LLC #'s SNT17343 & SAES17950 *(Found no evidence to support allegations)*
Diva Nails LLC, Owner
Cindy Thanh Lai #'s 50400843 & 30500326, Member/Manager

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92719	Turning Point Beauty College CSL00202 5 Star Enterprises LLC, Owner Nhu Bui Holder-President Thao Dinh Pham, Member Kimberly Hong Tran, Member Eleanor Balderas #90400037, Campus Director	<i>(Found no evidence to support allegations)</i>
92720	Splash Nail N Spa #SNT16001 Splash Nail N Spa Inc., Owner Stephanie Huynh #50601165, President/Manager	<i>(Found no evidence to support allegations)</i>
92730	Jennifer L Morse #30400543, Licensee	<i>(Found no evidence to support allegations)</i>
92733	Vicki M Bardwell #58900331	<i>(Found no evidence of residency establishment)</i>
92770	Anthem Nails & Spa #SNT18678 Anthem Nails & Spa LLC, Owner Thuy Thi Nguyen #59700378, Member	<i>(Found no evidence to support allegations)</i>
92878	ST San Tan Valley Nails & Spa #SNT18136 ST San Tan Valley Nails & Spa LLC, Owner Nguyen Ly, Owner	<i>(Found no evidence to support allegations)</i>
92901	The Studio Academy of Beauty #CSL148 The Studio Academy of Beauty LLC, Owner Reed Jackson Holding Inc., Member Jeff Koluch, Director Catherine Koluch, Director Adam Gitter #91500024, School Director	<i>(Found no evidence to support allegations)</i>
92903	French Nails Mesa #SNT18929 Nhi Thi Tuyet Nguyen #51300283, Owner	<i>(Found no evidence to support allegations)</i>
93071	Flor. Hair Studio #SCOS27084 Flor J. Hernandez #11002982, Owner	<i>(License was renewed in a timely matter)</i>

C. Recommend Letter of Concern

MOTION by Karla Clodfelter to accept staff recommendations for all those listed below Step 1 C and to continue case no. 93000. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

92877	VKL LLC #SNT18938 VKL LLC, Owner Vikas Korde, Member Ly Nguyen, Manager Linh Nguyen #50401193, Licensee-in-Charge Thuy T Nguyen #51100660, Licensee	<i>(Advertising differently than salon name issued by the Board)</i>
92981	Spa & Nails Creations #SNT15429 Thang Khac Phan #50100642, Owner	<i>(Delinquent personal license)</i>
92982	Salon Beaubien LLC #SCOS26112 Salon Beaubien LLC, Owner Allison Rollins #19800401, Member	<i>(Delinquent establishment license)</i>
92983/92984	The Nail Shop #'s SNT18211 & SAES19292 The Nail Shop LLC, Owner Jennifer Ha #'s 50400262 & 30600080, Member/Manager	<i>(Delinquent establishment license)</i>
92990	Classic Nails & Spa LLC #SNT18736 Classic Nails & Spa LLC, Owner Tracy Huynh, #19700810, Member Tina Do, #50401195, Member	<i>(Delinquent personal license)</i>
92992	Cosmos Salon and Medspa #SCOS25750 Mers Investments LLC, Owner Eric Morga, Member	<i>(Delinquent personal license)</i>

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92993	Muskina Morga, Member Cleopatra Nails, #SNT17721 Thomson Vo LLC, Owner	<i>(Delinquent personal license)</i>
92999	Thomson Vo, #51300512, Member Luxe Salon #SCOS26530	<i>(Delinquent establishment license)</i>
93000	Michelle Evans #10600336, Owner Prestige Nails #SNT17844 Helen Nguyen #51200658, Owner	<i>(Delinquent personal license and no wet disinfectant)</i>
	Continue	
93002	Cool Cuts 4 Kids #SCOS21004 Minnesota Regis Corp, Owner Randy Pearce, President Brent Moen, CFO Eric Bakken, Secretary	<i>(Delinquent personal license & display of license)</i>
93003	La Tranquil Spa #SAES19868 O'Sun LLC, Owner Ruijing Cao #11302123, Member	<i>(No Tuberculocidal disinfectant)</i>
93015	Hair Expressions Salon LLC #SCOS17430 Hair Expressions Salon LLC, Owner Rod Schmit, Member Leslie Schmit, Member	<i>(Delinquent personal license)</i>
93019	The Salon by Instyle inside JC Penney #SCOS28096 JC Penney Corporation Inc., Owner David Bullington, Vice-President	<i>(Delinquent personal license)</i>
93020	A Doo!! Or Dye #SCOS27100 Misty M. Muse #18328035, Owner	<i>(Delinquent personal license)</i>
93028	Herbal Nails & Spa 6 LLC #SNT18620 Jennifer Tran #10501045, Member/Manager	<i>(Delinquent personal license)</i>
93035	PS Salon & Spa, #SCOS26647 Salon PS Arizona LLC, Owner John Polatz, CEO Susan Polatz, V-President	<i>(No first aid kit)</i>
93046	XO Nails & Spa 1 #SNT18000 Khiet T. Ha, Owner	<i>(Delinquent personal license)</i>
93047	Augusta Ranch Hair Studio #SCOS12667 Pamela Sultzbach #18700805, Owner/Manager	<i>(Delinquent personal license)</i>
93055	Great Clips #8577 #SCOS21878 Hand's Shear Magic Inc., Owner Kenneth C. Hand, President Barbara B. Hand, Secretary/Treasurer	<i>(Incomplete blood exposure kit)</i>
93072/93073	Nancy's Nails Tempe #'s SNT17381 & SAES18001 Oanh Thi Hong Le, Owner	<i>(Delinquent establishment license)</i>
93075/93076	Pearl Nails & Spa #'s SNT18661 & SAES20009 Pearl Nails LLC, Owner Cuong Ly, Member	<i>(Delinquent establishment & personal license)</i>
93083	Do or Dye Hair Studio #SCOS24496 Susan Steinmetz #10802265, Owner	<i>(Failed to notify of suite change)</i>
93084	The Color Room #SCOS24516 Megan Glazebrook #11200695, Owner	<i>(Delinquent establishment & personal license/display of establishment license)</i>
93085	Trubauty Lounge LLC #SAES19637 Trubauty Lounge LLC, Owner Thuylinh Truong, Member	<i>(Delinquent establishment license & did not notify board of suite change)</i>
93091	Hair Studio21 #SCOS28077 Lavern Patrenella Gordon, Owner	<i>(Display of last inspection report & advertising)</i>
93093	The Hair Society #SCOS28114 Dwayne Sanders #19917781, Owner	<i>(Display of last inspection report & advertising)</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 Thomas Rough. MOTION CARRIED

1. 92676 Best Cuts & Color #SCOS23674
Best Cuts and Color LLC, Owner
Laura James, Member
Adam D James #11101828, Manager
Dismiss due to settled between parties, see motion above.
Julia I Ryabchun #11301776, Licensee
Offer a consent agreement to Julia Ryabchun and assess \$250.00 civil penalty and Board costs, to attend an in person color class with proof of successful completion sent to the Board and 6-months' probation with early termination, see motion above.
2. 92839 Tammy Nails Spa LLC #SAES19951
Tammy Nails Spa LLC, Owner
Lanna Dang, Owner
To Kim Nguyen #30700051, Licensee
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, \$15.00 restitution and 6-months' probation with early termination, see motion above.
3. 92865 Boston Nails 4 LLC #SNT18457
Boston Nails 4 LLC, Owner
Hung Hoang, Member
Lieu Nguyen, Member
Kathy Nguyen #59600600, Licensee
Hieu T Tran #59900117, Licensee
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
4. 92883 Nova Bella Salon & Barber LLC #SCOS26060
Nova Bella Salon & Barber LLC, Owner
Jon A Bero #11501937, Member
Dismiss due to not violation, see motion above.
Georgina Binjamin #11600695, Licensee
Offer a consent agreement to Georgina Binjamin to attend a color class on a Shadow Root procedure with proof of successful completion sent to the Board and 6-months' probation with early termination, see motion above.
5. 92906 My Nail Spa @ Marley Park Plaza #SNT17967
Quang Vinh Nguyen #50601174, Owner
"Mary" Nhu Thi Quynh Pham #11301802, Licensee
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
6. 92944 Johnny B's Barber Beauty #SCOS21512
John B. Lewis LLC, Owner
John B. Lewis, Member
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
Brandon Fleming #10021361, Manager
Tracy Peck #10225769, Licensee

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Offer a consent agreement to Manager Brandon Fleming and Licensee Tracy Peck to attend the Infection Protection/Law Review class given by the Board and 6-months' probation with early termination, see motion above.

7. 92979 Magic Hair Salon #SCOS18700
Rosa Perez #10300139, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, for Owner Rosa Perez to attend the Infection Protection/Law Review class given by the Board and 6-months' probation with early termination, see motion above.
8. 92980 Fiesta Hair Design's #SCOS27649
Jesus A. Ramirez, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
9. 92985 Hair By Angie #SCOS25230
Angela Elmer #10123973, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
10. 92986/92987 1 Elite Nails #'s SNT18037 & SAES19003
1 Elite Nails LLC, Owner
Michael Quan, Member
Continued, see motion above.
11. 92988 Zoe's Salon LLC #SCOS17753
Zoe's Salon LLC, Owner
Zohreh Shahidinejad, Member
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
12. 92991 European Wax Center #SAES19409
Lindsey and McCready Holdings LLC, Owner
Brianna Lindsey, Member
Gina McCready, Member
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
13. 92994/92995 Regal Nails Salon #'s SNT18876 & SAES20415
Kevin V. Ho #50700848, Owner
Tina Diem Trieu #11302150, Owner
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
14. 92996 Ava R. Fitzloff #19918984, Owner/Licensee
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
15. 92997 Modelo Hair Salon #SCOS17969
Juana Ines Mendoza. Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs for Owner Juana Ines Mendoza to attend the Infection Protection/Law Review class given by the Board and 6-months' probation with early termination, see motion above.
16. 92998 Bryce Tran #51405316, Owner/Manager

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- Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
17. 93001 Kimberly Moore #11200789, Owner/Manager
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
 18. 93013 Vanessa Munoz #10700463, Owner/Manager
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
 19. 93014 Barber Beauty Parlor LLC #SCOS27968
Barber Beauty Parlor LLC, Owner
Stan Isakov, Member
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
 20. 93016 El y Ella Unisex Beauty Salon #SCOS15778
Carmen Andrade #18327997, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs for Owner Carmen Andrade to attend the Infection Protection/Law Review class given by the Board and 6-months' probation with early termination, see motion above.
 21. 93017/93018 Unix Nails & Spa #'s SNT18377 & SAES19546
Nhung Hong Do #'s 50500030 & 30500591, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs for Owner Nhung Hong Do to attend the Infection Protection/Law Review class given by the Board and 6-months' probation with early termination, see motion above.
 22. 93021 Ashley Demuro #11102367, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs for Owner/Manager Ashley Dermuro to attend the Infection Protection/Law Review class given by the Board and 6-months' probation with early termination, see motion above.
 23. 93022 & Ashley Demuro, #11102367, Licensee
Dismiss due to no violation, see motion above.
93151 Saskie Marak-Daransky, #11401890, Owner
Offer a consent agreement to assess \$500.00 civil penalty and Board costs for Owner Saskie Marak-Daransky to attend the Infection Protection/Law Review class given by the Board and 6-months' probation with early termination, see motion above.
 24. 93023 Johanna Beauty Salon Inc. #SCOS21528
Johanna Beauty Salon Inc., Owner
Raynoldo Rocha, CEO
Veronica Gonzalez, President
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
 25. 93024 Fernando's Barbershop & Beauty Salon #SCO25285
Martin Fuentes, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
 26. 93025/93026 Regal Nails by Hue #'s SNT17077 & SAES17839
Hue Lai #50401250, Owner

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Offer a consent agreement to assess \$500.00 civil penalty and Board costs for Owner Hue Lai to attend the Infection Protection/Law Review class given by the Board and 6-months' probation with early termination, see motion above.

27. 93029 Modern Beauty Salon by D'Image #SCOS19568
Grisel Castorena #10902036, Owner
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
28. 93030 Phoenician Hair Co. #SCOS23350
Juan Estrada, #17921623, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
29. 93031 Angel Touch Nails by Navia #SNT16775
Giao Ngoc Nguyen #50500591, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs for Owner Giao Ngoc Nguyen to attend the Infection Protection/Law Review class given by the Board and 6-months' probation with early termination, see motion above.
30. 93032 Shapella Hair Designs LLC #SCOS21359
Shapella Hair Designs LLC, Owner
Jackie Verdine #19600113, Member
Offer a consent agreement to assess \$500 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
31. 93033 Marlys A. Payne #10701068, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
32. 93036/93037 Blue Sky Nails & Spa #'s SNT17631 & SAES18408
Trang Hoang Vo #'s 50600849 & 30600729, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
33. 93038 Norterra Salon and Spa #SCOS26910
Taberis LLC, Owner
Tawn M Berman, Member
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
34. 93039/93040 NY Nails #'s SNT16543 & SAES16837
Ba Le, #50500118, Owner
Issue a Letter of Concern for no Tuberculocidal disinfectant and uncovered products, see motion above.
35. 93041 European Wax Center-Tempe Rural/Baseline #SAES18448
Location #5 Inc., Owner
Steve Belknap, President
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
36. 93042 Nail'ish #SNT18553
Ynhi Nguyen #50100459, Owner
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

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37. 93043 Derbailey5 Supercuts #SCOS26522
Derbailey5 LLC, Owner
Robert W. Hagerman Jr., Member
Susan Hagerman, Vice-President
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
38. 93044 Platinum Hair Nails & Spa #SCOS25336
Platinum Hair Group Corp., Owner
Oanh Thi Phung, President
Daniel B. Deschamps, Secretary/Treasurer
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
39. 93045 Sport Clips AZ128 #SCOS22568
Easc2 LLC, Owner
Eric Ainley, Manager
Issue a Letter of Concern for delinquent establishment and personal license, see motion above.
40. 93048 AZ Laser Clinic & Skin Rejuvenation Center #SAES19668
Mark Tafoya, Owner
Offer a consent agreement to assess \$150.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
41. 93049/93050 Premier Nails & Spa #'s SNT17941 & SAES18848
AZ Desert Enterprise LLC, Owner
Thanh Hien Nguyen #'s 30600445 & 50500724, Manager
Hieu Nguyen, Manager
Issue a Letter of Concern for delinquent establishment license and linens not enclosed, see motion above.
42. 93051/93052 Cuccio Nail Spa LLC #'s SNT18645 & SAES19984
Cuccio Nail Spa LLC, Owner
Son Tang, Member
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
43. 93053 Hair Do #SCOS20145
SRB Bell LLC, Owner
Suzanne R. Bell #19500102, Member
Paulsen Healey, Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
44. 93054 Fantastic Sams #SCOS14180
Mprevost LLC, Owner
Mary Prevost, Member
Richard Prevost, Member
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
45. 93056 Chateau Cheveux #SCOS21732
It's Always About You LLC, Owner
Nancy A. McDonald #18701135, Member

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Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.

46. 93057 Divas and Dudes Too #SCOS27788
Tammy Liggett #19500590, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, 6-months' probation with early termination, see motion above.
47. 93058 20 Volume Dana Park #SCOS27827
Coronado Salon LLC, Owner
Edward Coronado, Member
Stacy Coronado #10901161, Member
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, refer case to Barber Board, remove A.R.S. § 32-574 (A)(1)(2) and 6-months' probation with early termination, see motion above.
48. 93059 Pro Ten Nails Wax & Spa #SNT18787
Thien Nguyen #51405279, Owner
Offer a consent agreement to assess \$500.00 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 & Studio KB Hair and Nail Salon #SCOS19120 **9:45 a.m.**
Kimberly Storgaard #1950117, Owner
92819 Kimberly Storgaard #1950117
MOTION by Karla Clodfelter for case nos. 92818 & 92819 to move forward to formal hearing due to a no show. 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
Yolanda Arredondo was sworn in and stated that she used to have a Naomi Romayor working for her and that she works at her other salon and that is why she has Irma Robles taking care of that salon- that she would clean, run the register and make sure everything was ok. Yolanda Arredonda stated they would tell me everything was fine and I would take their word, I did not know that Irma was doing hair.
Investigator Lisa Chavez testified that on April 4, 2018, Board office received an anonymous complaint alleging Yoli's Sala de Belleza has an unlicensed individual performing cosmetology services without the proper license and goes by the name of Irma Robles and using Naomi Romayor's cosmetology personal license to perform services. Investigator Lisa Chavez stated that on April 21, 2018, she went to the salon and asked to speak to the owner, the Investigator was told that the owner would not be in for a while and you could leave a message. Investigator Lisa Chavez told the individual no and asked her to call the owner. Investigator Lisa Chavez stated while waiting for the phone call she witnessed that two women were doing services with no licenses posted. Investigator Lisa Chavez stated that the owner returned her call and they spoke about the complaint and the owner denied the allegation and stated "she was a cleaning lady and didn't do any services". Investigator Lisa Chavez stated after speaking with the owner she started to look for licenses and sanitation and another woman

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by the name of Xochilt Trejo had her station set up with a cosmetologist license from Nevada at her station with soiled implements in drawers. The two other women identified themselves as Rita Ramirez and Irma Robles and stated they both did not have licenses. Investigator Lisa Chavez stated that Ms. Trejo asked "if this will mess her reciprocity application" and said "she has to make money I have kids". Rita asked "will this get me in trouble with going to school". Investigator Lisa Chavez stated that violations found were three unlicensed individuals and three soiled dry storages and soiled tools. Investigator Lisa Chavez stated that on June 28, 2018, Yolanda Arredondo came into the Board office and spoke to Board staff regarding the June 15, 2018, notice. Yolanda Arredondo also provided a written statement that she closed Yoli's Sala de Belleza located at 2922 N. 43rd Avenue in Phoenix.

MOTION by Karla Clodfelter to move for case no. 92855 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)(1)(2)(4) Perform or attempt to perform cosmetology, aesthetics or nail technology without a license in that category

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

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

HISTORY

92670 – 4/13/2018 – Consent Agreement/\$1,000 Civil Penalty & Costs/6-Mth Probation – Unlicensed Practice, Health and Safety Standards

89820 – 12/11/2015 – Consent Agreement/\$250 Civil Penalty & Costs – Health & Safety Standards

Owner Yolanda Arredondo

92889 Re: 92670 – 4/13/2018 – Consent Agreement – Attend Board Class/6-Mth Probation

MOTION by Karla Clodfelter for case no. 92855 to issue a Disciplinary Letter of Concern for the continuance of unlicensed individual and health and safety violations that occur. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

- | | | | |
|----|-------------|--|------------------|
| 3. | 92420 | Robert Howeil #11500683, Licensee/Owner
CONTINUANCE GRANTED | 9:45 a.m. |
| 4. | 92742 | Robert Howeil #11500683, Licensee/Owner
CONTINUANCE GRANTED | 9:45 a.m. |
| 5. | 92661 | The Skin Loft #SAES20263
Calli Albertson #31500800, Owner
CONTINUANCE GRANTED | 9:45 a.m. |
| 6. | 92690 | The Skin Loft #SAES20263
Calli Albertson #31500800, Owner
CONTINUANCE GRANTED | 9:45 a.m. |
| 7. | 92827/92836 | T.J. Nails #'s SNT18968 & SAES20559
Duoc Danh #51600250, Owner
Billy C. Nguyen #50700098, Licensee | 9:45 a.m. |

Duoc Danh and Billy Nguyen were sworn in. Billy Nguyen stated that he stopped working at the salon March 11, 2018 and on March 23, 2018, Maria contact him and stated that he had cut her, Billy said to Maria I did not cut you why would you admit that I have done your nails for three years. Maria stated because the doctor said. Billy Nguyen stated that Maria wanted him to help her buy the medicine, Billy Nguyen stated why you want me to help you if you say I cut your finger. Billy Nguyen stated that Maria said no I did not say you cut me I just want you to help me. Billy Nguyen stated that he did help Maria with her medicine out of friendship, but I did not cut Maria.

Investigator Amber Bingham testified that the complainant is not present and that they have retained a lawyer, they have been properly noticed, they are aware of the case and the lawyers office did not want any contact.

Investigator Amber Bingham stated that on March 26, 2018, Board office received a complaint from Victor alleging his mother went to T.J. Nails, and received an acrylic nail service and her middle finger got infected. She went to the emergency room, on March 26, 2018, and was admitted to the hospital, scheduled for surgery and paid twenty-one dollars for the service.

Investigator Amber Bingham stated that on April 2, 2018, she and Investigator Lisa Chavez went to the complainant's residence and Maria Gerardo stated that on or around March 14, 2018, she went to T. J. Nails for an acrylic nail service provided by Billy Nguyen and stated that while performing the service a customer came into the salon and Billy looked up to greet the customer and cut her on the side of her index and ring finger on her right hand and Maria noticed the nail brush was not enclosed. Maria stated her finger began hurting and she went to Urgent Care on March 15th or 16th and again on the 17th or 18th. Maria stated she went to T. J. Nails to address her finger and medical visits but Billy was not there, a female told Maria he was out of town and called Billy on the phone. Maria stated that the female offered her \$100.00, Maria stated she declined. Maria stated she went back to Urgent Care on March 25, 2018, and the doctor sent her to the hospital and she was admitted. Maria stated she received surgery to cut the affected area away from her finger and was released from the hospital on March 30, 2018. Investigator Amber Bingham stated during this time she and Investigator Lisa Chavez did take photos of Maria's finger during a dressing change.

Investigator Amber Bingham stated the on April 10, 2018, she called the complainant and was informed that a lawyer had been retained. On April 11, 2018, Investigator Amber Bingham and Investigator Lisa Chavez went to T. J. Nails to present the complaint to Owner Duoc Danh who did not confirm nor deny allegations. Owner Duoc Danh stated Billy does not work at the salon anymore and was out of town. Investigator Amber Bingham stated at this time she and Investigator Lisa Chavez checked the health, safety and infection protection and found the following: soiled wax pot, cotton not enclosed, nail dust on drill bits and in and around nail station. On April 11, 2018, Investigator Lisa Chavez received a voice message from respondent with questions. On April 11, 2018, Investigator Lisa Chavez spoke to respondent and answered questions and Investigator asked respondent "when did licensee Billy leave the salon". Respondent stated that "Billy went to California on Sunday March 11, 2018, which was his last day of work and he was given his last paycheck". Investigator Amber Bingham stated that we have asked multiple times regarding medical documentation and have not received any.

MOTION by Karla Clodfelter to move for case nos. 92827 & 92836 all alleged violations cited in the Investigation Report have been shown except A.R.S. § 32-572 (A)(4). MOTION SECONDED by Thomas Rough. MOTION CARRIED.

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-541 (B)/A.A.C. R4-10-112 (C)(1)(2)(L)(1)(J)(2)(R)(5) Infection Control/Safety Standards

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

STAFF REPORTED NO HISTORY

MOTION by Karla Clodfelter for case nos. 92827 & 92836 to offer a Consent Agreement for Owner Duoc Danh #51600250 and Licensee Billy Nguyen #50700098 to attend the Infection Protection/Law Review Class given by the Board within sixty-days and a ninety-day probation. The investigative findings are: on or about April 11, 2018, Board Investigator found soiled wax pot, cotton not enclosed , nail dust on drill bits and in and around nail station which is a violation of statute A.R.S. § 32-541(B)/A.A.C. R4-10-112 (C)(1)(2)(L)(1)(J)(2)(R)(5). MOTION SECONDED by Thomas Rough. MOTION CARRIED.

B. With Negotiation Options

1. 92815 Nail Bar & Lounge #SNT18980
Nail Bar & Lounge 1 LLC, Owner

10:30 a.m.

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Uyen Ha Bui #51405365, Manager/Member
NEGOTIATED

- 2. 92817/92828 & Nail by Andy #'s SNT17768 & SAES18589 **10:30 a.m.**
NEGOTIATED \$1,000.00
 92950 Andy Doan Lu #50400410, Owner
NEGOTIATED TO ATTEND BOARD CLASS
 Continued from June Board Meeting

- 3. 92847 Elaine A Costello #17719009, Owner **10:30 a.m.**
 Continued from June Board Meeting

Elaine Costello was sworn in and stated that it was an oversight on the wet disinfectant, that she had never rented a suite and that the owner of the building has an establishment license and she had thought she was under that license and the salon is now licensed.

Investigator Lisa Chavez testified that on March 9, 2018, she conducted an inspection of Image by Elaine Costello and found the following: the establishment was unlicensed, no wet disinfectant set up and no Barbicide concentrate.

MOTION by Karla Clodfelter for case no. 92847 all alleged violations cited in the inspection summary 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. § 32-541 (B)/A.C.C. R4-10-112 (A)(4)(5) Infection Control/Safety Standards

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

STAFF REPORTED NO HISTORY

MOTION by Karla Clodfelter for case no. 92847 to offer a new Consent Agreement with the following new terms for Owner Elaine Castello to attend the Infection Protection/LawReview Class given by the Board within ninety-days and a ninety-day probation with earlier termination.

Vote	Mr. Begley	Ms. Clodfelter	Mr. Rough	Ms. Wells	Ms. Bentley		
Aye	x	x	x		x		
Nay							
Recused							
Abstained							
Absent				x			

MOTION CARRIED UNANIMOUSLY.

- 4. 92417 Michelle Lynn Beran #11400819, Licensee **10:30 a.m.**
NEGOTIATED \$50

- 5. 92616 Alysia M Lloyd #11600135, Licensee **10:30 a.m.**
CONTINUED

- 6. 92482 Toni & Guy Hairdressing #SCOS11514 **10:30 a.m.**
 Toni & Guy Associates Inc., Owner
 Bruno Masalo, President
 Talia R Stannard #1110993, Manager

MOTION by Karla Clodfelter for case no. 92482 move forward to formal hearing due to a no show. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

- 7. 92566 & DD's Nails #SNT17418 **10:30 a.m.**
NEGOTIATED \$500
 93122 Trung Thanh Le #59700099, Owner
NEGOTIATED TO ATTEND BOARD CLASS

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8. 92683 Moiselle's Hair Spa #SCOS19822 10:30 a.m.
Maritza S Henry #19101110, Owner
NEGOTIATED \$750/6-MONTH PROBATION
9. 92882 & Downtown Salon Phoenix & Spa #SCOS27619 10:30 a.m.
Downtown Salon Phoenix LLC, Owner
93123 Christy Anelli #10901760, Member
NEGOTIATED/\$250 & TO ATTEND BOARD CLASS
10. 92933 Megan Gregory #10800640, Member 10:30 a.m.
NEGOTIATED/\$500 PAID
11. 92936 DHC1 LLC #SCOS26635 10:30 a.m.
DHC1 LLC, Owner
Debbie Parsons #18701634, Manager
NEGOTIATED/\$250 & TO ATTEND Board CLASS
12. 92937 & Kasha N Davison, #30226375, Licensee/Owner 10:30 a.m.
92938 Tenille A Anaya #11202055, Licensee/Owner
NEGOTIATED \$375/6-MONTH PROBATION
13. 92941 Isabel Gurrola Beauty #SCOS22377 10:30 a.m.
Maria Isabel Gurrola, Owner
MOTION by Karla Clodfelter for case no. 92941 to move forward to formal hearing due to a no show. MOTION SECONDED by Thomas Rough. MOTION CARRIED.
14. 92942/92943 & Pro Nails & Spa by Tina #'s SAES17379 & SNT16951 10:30 a.m.
Pro Nails & Spa LLC, Owner
93124/93125 Tina G. Tran #'s 59800019 & 10000674, Member
MOTION by Karla Clodfelter for case nos. 92942/92943 & 93124/93125 to move forward to formal hearing due to a no show. MOTION SECONDED by Thomas Rough. MOTION CARRIED.
15. 92957 Estrella Nails & Spa #SNT17411 10:30 a.m.
Estrella Nails & Spa by Johnny LLC, Owner
Thy Vinh Nguyen #59716327, Member
NEGOTIATED/\$250
16. 92958 Gemini of Chicago Hair #SCOS20089 10:30 a.m.
Gemini of Chicago Hair Inc., Owner
Sonia Betsargis, President
Laura Kiorkis, #10500866, Secretary
NEGOTIATED
17. 92959 Kaboom Beauty ZSalon, #SCOS19836 10:30 a.m.
Ricardo Orozoco, Owner
NEGOTIATED/\$250
18. 92964 Brittany Jeanne Nicholas, #10502018, Licensee/Owner 10:30 a.m.
NEGOTIATED \$500/6-MONTH PROBATION
19. 92965 & Michelle Zeller LLC, #SCOS27303 10:30 a.m.
93128 Michelle Zeller, #10224958, Owner
MOTION by Karla Clodfelter for case nos. 92965 & 93128 to move forward to formal hearing due to a no show. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

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20. 92966 Kelsey Adams, #31700823, Licensee
CONTINUED
21. 92967 Cut N Go Mobile Hairshop LLC, #SCOS26520 **10:30 a.m.**
Cut N Go Mobile Hairshop LLC, Owner
Stacy Williams, #11301862, CEO
James Williams III, Manager
MOTION by Karla Clodfelter for case no. 92967 to move forward to formal hearing due to a no show. MOTION SECONDED by Thomas Rough. MOTION CARRIED.
22. 92968 Maria's Barbershop & Salon, #SCOS14802 **10:30 a.m.**
Maria Del Rosario Curiel, #19700669, Owner
NEGOTIATED/\$250
23. 92969 Madison Avenue International Salon & Day Spa, #SCOS17686 **10:30 a.m.**
Madison Avenue International Salon & Day Spa Inc., Owner
Sean Larusso, President
Deborah Larusso, Secretary
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. Motion to Deem Allegations Admitted

92327 Michele F Weese #30900486, Licensee **9:30 a.m.**
Assistant Attorney General, Mona Baskin, appeared representing the State. Independent Advisor, John R. Tellier, was present. Licensee did not appear.

Assistant Attorney General, Mona Baskin presented this case to the Board Members and the following motions were made.

MOTION by Karla Clodfelter to grant the State's MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

MOTION by Karla Clodfelter 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 Thomas Rough. MOTION CARRIED.

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MOTION by Karla Clodfelter for case no. 92327 to issue an Order of discipline to revoke Michele Weese personal license no. 30900486, impose \$1,000.00 in civil penalty and all costs incurred by the agency for this case in an amount to be determined later by the agency.

Vote	Mr. Begley	Ms. Clodfelter	Mr. Rough	Ms. Wells	Ms. Bentley		
Aye	x	x	x				
Nay					x		
Recused							
Abstained							
Absent				x			

MOTION CARRIED.

92382 & Polished Creations by Jessica LLC #SNT18351 **9:30 a.m.**
 Polished Creations by Jessica LLC, Owner
NEGOTIATED/PAID

92456 Jessica M Vajarsky #50600984, Member/Manager
ATTENDED/COMPLETED LAW/IFP ON 07.16.18

Assistant Attorney General, Mona Baskin stated that in this case the complaint and motion to deem were filed however, staff will contact and follow up with licensees to see if they would like to resolve the matter and in this case the licensee made contact with Ms. Faust and is willing to accept the Consent Agreement and has attended the Infection Protection/Law Review Class given by the Board. Assistant Attorney General, Mona Baskin stated that it is the State's position to accept the Consent Agreement and to withdraw the Motion to Deem Allegations and allow the licensee to move forward.

MOTION by Karla Clodfelter for case nos. 92382 & 92456 to accept Consent Agreement and to not proceed with Motion to Deem Allegations. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

92500 Scissor Rox Paper #SCOS16414 **9:30 a.m.**
 Mont Villa LLC, Owner
 Deanna L Montrose #18123734, Member/Manager

Assistant Attorney General, Mona Baskin, appeared representing the State. Independent Advisor, John R. Tellier, was present. Licensee did not appear.

Assistant Attorney General, Mona Baskin presented this case to the Board Members and the following motions were made.

MOTION by Karla Clodfelter to grant the State's MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

MOTION by Karla Clodfelter 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 Thomas Rough. MOTION CARRIED.

MOTION by Karla Clodfelter for case no. 92500 to issue an Order of discipline to revoke Salon License SCOS16414 and personal license no. 18123734, impose \$500.00 in civil penalty and all costs incurred by the agency for this case in an amount to be determined later by the agency.

Vote	Mr. Begley	Ms. Clodfelter	Mr. Rough	Ms. Wells	Ms. Bentley		
Aye	x	x	x				
Nay					x		
Recused							
Abstained							
Absent				x			

MOTION CARRIED.

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

None

C. Request for Reinstatement

None

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

None

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

None

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

92966 Kelsey Adams, #31700823, Licensee

Investigative Supervisor Theresa Bunch asked the Board if they would consider rescinding the prior motion of \$750.00 and issue a new Consent Agreement of \$50.00 for working in an unlicensed establishment. Theresa Bunch stated that it was discovered that the licensee was not the owner of the salon however, the salon was unlicensed at the time of the inspection.

MOTION by Karla Clodfelter for case no. 92966 to rescind prior Consent Agreement of \$750.00 and to issue a new Consent Agreement of \$50.00 for working in an unlicensed establishment.

Vote	Mr. Begley	Ms. Clodfelter	Mr. Rough	Ms. Wells	Ms. Bentley		
Aye	x	x	x		x		
Nay							
Recused							
Abstained							
Absent				x			

MOTION CARRIED UNANIMOUSLY.

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

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).

ADJOURNMENT

MOTION by Karla Clodfelter to adjourn the meeting at 11:03 a.m. MOTION SECONDED by Gary Begley 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 Mimi Ahmetovic the ADA Coordinator at (480) 825-7002.