



Arizona State
Board of Cosmetology

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ARIZONA STATE BOARD OF COSMETOLOGY MEETING MINUTES

August 18, 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 July 21, 2017.

MOTION by Jessica Rainbow to approve minutes as written. MOTION SECONDED by Thomas Rough. MOTION CARRIED.

2. Declaration of Conflict of Interest.

None.

3. 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 have compiled the information, comments received from e-mails and website and will be finalizing the report which is due September 1, 2017.

4. 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
- Review Status of Proposed Rules

Executive Director Donna Aune stated that Oral Proceedings were held on August 14, 2017, here at the Board Office and Jeanne Hann submitted the final rule package to GRRC on August 15, 2017 for review and approval.

*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)

5. 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)

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

- HB 2372

Executive Director Donna Aune stated we are still waiting on direction as to how we are to implement the first license fee waiver.

6. Report, Discussion, Consideration and Possible Action on Legislative Committee Meeting Held on June 28, 2017, and Subsequent Recommendations to Board.

- Combining Cosmetology & Barber Boards

- Allow Students to Receive Credit for Hours Spent on Charitable and Special Cosmetology Events
 - ❖ A.R.S. § 32-557 (A)
 - ❖ A.R.S. § 32-506 (4)
 - ❖ A.A.C. R4-10-306 (F)(H)
- One Single Establishment License
- School Bond
 - ❖ A.R.S. § 32-551 (A)(2)/ A.A.C. R4-10-201 (A)(8)(B)(6)
- Definition of Supervision/Laser/A.R.S. § 32-516
- Nail Technician License/Reduce Required Hours of Training

Karla Clodfelter reviewed the above recommendations from the Legislative Committee Meeting held on June 28, 2017.

7. Report and Discussion on (NIC) National Interstate Council 2017 Annual Conference held on August 4th – August 7th. 2017, in Charleston, West Virginia.

Karla Clodfelter stated she was elected Western Region Four Director for a second term. We talked about that we needed to work with our legislators this would allow us to educate them about the industry and to lobby for the Board. We also talked about the Infection Control and Best Practices and voted on National Standards which the Executive Directors of all of the States completed and Donna Aune was a big part of that and they all did a great job. OSHA was in attendance and spoke along with Executive Director Dale Atkinson of FARB.

8. Cosmetology Students on Field Trip.

- Questions and answers regarding Board authority and process

No students were in attendance today.

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 with Mara Mellstrom Regulatory Affairs Policy Advisor to Governor Douglas A. Ducey held on July 20, 2017.

Executive Director Donna Aune stated she attended a 90/10 Executive Director's Meeting held on July 20, 2017 with Mara Mellstrom and was given information regarding the fee waiver. Executive Director Donna Aune stated on July 24, 2017, she attended a 90/10 Executive Director's Meeting and was given different information regarding the fee waiver. They also discussed the move and were given the floor plan, The Board will be on the fourth floor in its own suite and are still scheduled for the move on December 15th. Board Members will need to get badges and the Board room will be on the first floor.

3. Report and Discussion on 90/10 Executive Directors' Meeting held on July 24, 2017.

See above.

4. Report and Discussion on (NIC) National Interstate Council 2017 Annual Conference Executive Directors' Meeting held on August 3rd – August 4th. 2017, in Charleston, West Virginia.

Executive Director Donna Aune state she attended the National Interstate Council Annual Conference and that the Directors discussed the possibility of a National Data Base. The meeting was very productive.

5. 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

92235	Alejandra Miranda-Salazar #10800205	<i>(Deny & accept w/\$1,000 negotiation terms; providing false SS#)</i>
92236	Qian Liu #31500267	<i>(Deny & accept w/\$1,000 negotiation terms; providing false SS#)</i>

**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.

- | | | |
|-------------|---|---|
| 91541 | B & J's Hair Affair #SCOS23585
Bryan Lewis #10600608, Owner | <i>(Found no evidence of dogs in salon)</i> |
| 91548 | Vicky Nails Studio & Spa LLC #SNT18509
Vicky Nails Studio & Spa LLC, Owner | <i>(Found no evidence of unlicensed individual)</i> |
| 91731 | Phuong T Nguyen, Member
Super Touch Nails #SCOS26379
Trisha Huynh, Owner | <i>(New Owner)</i> |
| 91823 | Cut and Polished Salon LLC #SCOS25239
Cut and Polished Salon LLC, Owner
Heather Woodruff #10501027, Co-Owner
Bernadette Michael Fatland, Co-Owner
Amanda Beck #11600765, Licensee | <i>(No documents provided by complainant to support allegations)</i> |
| 91826 | Hand & Stone Massage Spa #SAES16581
Rejuvenate Inc., Owner
Steven E Correll, President
Tracie R Correll, Secretary/Treasurer | <i>(Found salon in compliance)</i> |
| 91875/91876 | Top Spa & Nails 1 #'s SNT18242 & SAES19346
Top Spa & Nails 1 LLC, Owner
Hongmy Luu #'s 50300048 & 30500327, Manager/Member | <i>(Found no evidence of sanitation violations)</i> |
| 91896 | Michelle A Michelbrink #58900317 | <i>(Denied providing nail technology from residence)</i> |
| 91952 | The Hair, Nail and Skin Institute #CSL00199
The Hair, Nail and Skin Institute LLC, Owner
Sheri L Rogers #99000011, Member/Manager
Darrin Rogers, Member
Jessica Patterson, Member | <i>(Found no violation of Cosmetology Statutes)</i> |
| 92016 | Aloha Nail Spa #SNT17827
Amy Nguyen, Owner
Benson Tran, Manger | <i>(Found no evidence of unlicensed individual)</i> |
| 92075 | O.P. Nails #SNT17454
Thanh Phan #10400628, Owner | <i>(Found no violation – client satisfaction)</i> |
| 92077 | Posh Nails LLC #SNT17023
Posh Nails LLC, Owner
Dong The Luc #51000069, Manager/Member
Hinh "Henry" Q Pham #50800222, Licensee | <i>(No documents provided by complainant to support allegations & found no evidence of sanitation violations)</i> |
| 92082 | Mary Lynn's Massage & Day #SAES18697
Mary Lynn Rana, #30700273, Owner | <i>(Found no evidence to support allegations)</i> |
| 92093 | Mily's Beauty Salon #SCOS19850
Amilania Garcia, #10500411, Owner | <i>(Found no evidence to support allegations)</i> |
| 92153 | Phoenix Nail Salon #SNT17219
Hoi Long Bui #50400649, Owner | <i>(Found no evidence to support allegations)</i> |
| 92167/92168 | Alpha Nails 7 Spa #'s SNT18063 & SAES19048
Ha T Phan #'s 50700891 & 30700793 | <i>(Found no violation of Cosmetology Statutes)</i> |
| 92172 | Fendi Nails #SNT15508
Thanh Le #50000455, Owner | <i>(Found no evidence to support allegations)</i> |
| 92182/92183 | Club Nails & Day #'s SNT16430 & SAES16702 | <i>(Found no evidence to support allegations)</i> |

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92188	Huong T Nguyen #'s 30330725 & 50331389, Owner L'Mage Studios, Unlicensed (Refer to proper authorities – not within Board's jurisdiction) Taylor Hoffler, Unlicensed	
92244	Artista Salon #SCOS21232 Yesenia Amaya #10700423, Owner/Manager	(Establishment license current & active)
92304	Tate's Salon #SCOS20899 Tate Ford Lincoln Mercury Inc, Owner Linda L Tate, President Richard Berry, Secretary	(Establishment license renewed)
92306	Quick Cuts #SCOS4631 Mary Martinez #18225667, Owner/Manager	(Establishment license renewed)
92311	The Pines Salon #SCOS1289 Jennie L Petersen #18500767, Owner/Manager	(Establishment license renewed)

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

92147/92148	Njoy Nails & Spa #'s SNT15005 & SAES14980 Kevin Nghia Le, Owner	(Display of Personal License)
92240/92241	University Nails & Spa #'s SNT17573 & SAES18308 Phung Thi Vo #'s 50300068 & 30500347, Owner	(Incomplete first-aid kit & no blood spill kit)
92264	Tint of Madness #SCOS22087 Erika Acosta #10226240, Co-Owner/Manager Antoinette N Madero #10602126, Co-Owner/Manager	(Delinquent establishment license)
92269	Dueces Nail Studio #SNT17786 Leslie G Flores #50022482, Owner Laura A Gallardo #59600472, Manager	(Delinquent establishment license)
92272	Asian Eyebrow Threading #SAES18860 Asian Eyebrow Threading LLC, Owner Syamala Garnham #31000592, CEO/Member James Garnham, Member/Manager	(Delinquent establishment license)
92275/92276	Amazing Nail Spa LLC #'s SNT18354 & SAES19507 Amazing Nail Spa LLC, Owner Kristine N T Nguyen #'s 50200678 & 30300098, Member/Manager Hung Thieu Pham #50400171, Member/Manager	(Delinquent establishment licenses)
92279	Clippety-Do-Da #SCOS25718 Marcell M Brown #10000186, Owner/Manager	(Delinquent establishment license)
92280	Sinful Hair #SCOS26258 Lindsay Huth #11002217, Owner/Manager	(Delinquent establishment license)
92297	Admirration Hair and Makeup Lounge #SCOS25794 Ashley Chapman Hair and Makeup LLC, Owner Ashley N Chapman #11200423, Member	(Delinquent establishment license)
92302	A Vanity Affair Salon #SCOS19787 Desiderio R Laseurain #18400553, Owner/Manager	(Delinquent establishment license)
92305	Esmeralda's Bella Vida Salon & Spa #SCOS22872 Esmeralda Aguilera #10324205, Owner/Manager	(Delinquent establishment license)

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.

1. 90986/90987 A2Z Nails #'s SNT18361 & SAES19601
Phuc Cong Tran #51400220, Owner
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
2. 91631 Toni & Guy #SCOS9275
Phoenix Salon Associates LLC, Owner
Gerry Watkins #18225407, President
Mark Smith #18124768, V-President
Sabio Vilorio #17820453, Secretary
Kelly L Whitlock #10800136, Licensee
Offer a consent agreement to assess \$239.00 in restitution, see motion above.
3. 91979/91981 Mini Perfect Nails & Spa #'s SNT16956 & SAES14958
Mini Thi Le #'s 50400563 & 30400326, Owner
Offer a consent agreement to assess \$750.00 civil penalty and Board costs and to combine case 92085 no. 7 and case 92105 no. 9 on the agenda, see motion above.
4. 92002 Camille Nicole Shreeve, Unlicensed
Dismiss without prejudice, see motion above.
5. 92019 Camille Nicole Shreeve, Unlicensed
Dismiss without prejudice, see motion above.
6. 92033 Aloha Nail Spa #'s SNT17827 & SAES18754
Amy Nguyen, Owner
Branson Tran, Manager
Issue a Letter of Concern for advertising differently, see motion above.
"John" Hieu Minh Nguyen #50100041, Licensee
Issue a Letter of Concern licensee did not have a clean or dry storage set up at station, see motion above.
7. 92085 Mini Perfect Nails & Spa # SNT16956
Mini Thi Le #50400563, Owner
See No. 3. see motion above.
8. 92091 Tamaccio Salon #SCOS16991
William for Hair Inc., Owner
William D Tomaccio, Licensee/President #17719337
William C Tamaccio, Vice-President
Offer a consent agreement to assess \$250.00 civil penalty and Board costs and for Licensee/President William D. Tomaccio to attend a color weave class and to show written proof of attendance to the Board within six months, see motion above.
9. 92105 Mini Perfect Nails & Spa # SNT16956
Mini Thi Le #50400563, Owner
See No. 3. see motion above.
10. 92150 Scottsdale House Inc #SCOS22350
Scottsdale House Inc., Owner

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Linda Kearns, President
Vikki Morley, Asst. Secretary

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

Lyubov Mikhaylova #19301450, Licensee
Issue a Letter of Concern to Licensee Lyubov Mikhaylova for rusty implements, see motion above.

11. 92169 Eunice Hair Salon #SCOS24868
Eunice Hair Salon LLC, Owner
Arele H Romero #10600292, Manager/Member
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
12. 92173 Bien Nails #SNT17878
Thuy Pham #50300032, Owner
Issue a Letter of Concern for not maintaining the cleanliness of the sub floors, see motion above.
13. 92228 Headliners Barbershop #SCOS24829
Laron E Cook Sr., Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
14. 92237 Red Persimmon Nails and Spa #SNT17641
John Ly, Owner
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
15. 92242 Regis Salon #SCOS23416
Minnesota Regis Corp, Owner
Dan Hanrahan, CEO/President
Angelica Martinez #10602359, Manager
Issue a Letter of Concern for styling chairs not in good repair, see motion above.
16. 92243 XO Nails by Jasmine #SAES18039
Danny Huu Nguyen #50400229, Owner
Jasmine Do #'s 50330997 & 30330696, Manager
Offer a consent agreement for Manager Jasmine Do to attend the Infection Protection/Law Review class given by the Board, see motion above.
17. 92265 Megan Figueroa #10701204, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
18. 92266 Monica Raquel Medina #11101520, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
19. 92270 Goldy L Boyer #19001199, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
20. 92273/92274 Hollywood Nail & Spa #'s SNT16205 & SAES16396

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Tuyen Ngoc Nguyen #'s 59920131 & 30400345, Owner/Manager
Issue a Letter of Concern for delinquent establishment licenses and client chairs not in good repair, see motion above.

21. 92278 K-Sa De Nailspa #SNT17412
Phuc Hong Tran #51300102, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
22. 92281 Emily Cook #11400068, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
23. 92282 A Style Beyond #SCOS26024
Trisha Taylor #10223775, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
24. 92300 & Arin Monticalvo #19917112, Co-Owner/Manager
Offer a consent agreement to assess \$50.00 civil penalty and Board costs, see motion above.
92301 Erin Fugiel #19916891, Co-Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
25. 92303 Danielle Kroeger #11601509, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
26. 92307/92308 & La Vie En Nails Spa by ML #'s SNT18756 & SAES20200
La Vie En Nails Spa by ML Inc.
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
92309/92310 Madison Taylor Le #'s 59800137 & 3030026, Director
Offer a consent agreement to assess Director Madison Taylor Le to attend the Infection Protection/Law Review class given by the Board, see motion above.
27. 92312 Renee A Thompson #18400467, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
28. 92313 Michelle's Beauty Parlor LLC #SCOS22750
Michelle's Beauty Parlor LLC, Owner
Michelle L Armstron #10000042, Member
Issue a Letter of Concern for delinquent establishment license, see motion above.
29. 92314 Tri Nguyen #50500690, Owner
Continued, see motion above.
30. 92315 Verve Salon Studio by Leah #SCOS25975
Leah C Fisher #10021174, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.

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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
Continued from June's Board Meeting
Deputy Director Kim Scoplitte asked the Board Members if they would consider dismissing this case, after further investigation licensee Courtney Grant works at a med spa, the service was posted out and her esthetician license was not posted and she works under the Doctor. Courtney Grant provided a letter from the Doctor who she works under, she has also provided a refund to the complainant. This case is regarding licensee Courtney Grant who performed a Botox service for the complainant who was not satisfied with the service.
MOTION by Karla Clodfelter to dismiss due to further information does not fall under Boards jurisdiction. MOTION SECONDED by Thomas Rough. MOTION CARRIED.
2. 92162 Isabel Calleros #99200002, Director **9:45 a.m.**
Continued from July's Board Meeting
NOTICE RETURNED TO SENDER
No Show; to formal hearing
3. 92178 Breanna Marie Metzger #10901769, Owner/Manager **9:45 a.m.**
No Show; to formal hearing

B. With Negotiation Options

1. 91885 Rebecca J Olmscheid #10601943, Owner/Manager **10:15 a.m.**
Continued from July's Board Meeting
NEGOTIATED
2. 92197 Hong T Nguyen #50300267 **10:15 a.m.**
Continued from July's Board Meeting
CONTINUANCE GRANTED
3. 92005 Pamela Stone #58900192, Owner/Manager **10:15 a.m.**
Continued from July's Board Meeting
NEGOTIATED
4. 92090 Willow Hair Design LLC #SCOS25814 **10:15 a.m.**
Willow Hair Design LLC, Owner
Kailey Mullin #11500832, Member/Manager
Roxanne Lord, Member/Manager
Continued from July's Board Meeting
Kailey Mullin was sworn in and stated all of the information was submitted before she started her employment we were working with Tennessee to get information sent into the Board. Kailey Mullin stated she was not under the impression that it was illegal to work while the

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process was in place, she stated she came from Tennessee and they had a grace period of six month so I was under that understanding or I would have not had her working. Investigator Amber Bingham testified that the salon was allowing Sarah Bonfield an unlicensed individual to perform services without proper licensure, she is going through reciprocity from Tennessee. Investigator stated July 21, 2017 Sarah Bonfield was licensed.

MOTION by Karla Clodfelter to move for case no. 92090 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)(1)(2)(4) Unlicensed Individual

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

STAFF REPORTED NO HISTORY

MOTION by Karla Clodfelter to move that for case no. 92090 to impose the following discipline and maintain consent agreement previously offered to the Licensee. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

- | | | | |
|-----|------------------|---|-------------------|
| 5. | 91830 &
92245 | Anthony Lee Nails # SNT10103
Tam Nguyen, Partner
Hung Le "Paul Phi Le" #59816384, Partner/Manager
CONTINUED | 10:15 a.m. |
| 6. | 92044 | Above and Beyond Nails #SAES19296
Ha Duc Mao #51100536, Owner
Phong X Ly #50600312, Manager
NEGOTIATED \$250 | 10:15 a.m. |
| 7. | 92051 | Elegant Nails # SNT16965
Kim U Nguyen #50500674, Owner
NEGOTIATED \$250 | 10:15 a.m. |
| 8. | 92055/92056 | Herbal Nail Bar LLC #'s SNT17201 & SAES17724
Herbal Nail Bar LLC, Owner
Nga Thi Ngoc Nguyen #'s 51100339 & 31200285, Member/Manager
Thao Thi Nguyen #'s 50900149 & 31000409, Former Member/Manager
CONTINUED | 10:15 a.m. |
| 9. | 92057 | Strip Tease #SCOS22423
Stephanie Sandillo #10401066, Licensee/Owner
NEGOTIATED \$250 | 10:15 a.m. |
| 10. | 92083 | Maria Concepcion Ceja #11100545, Licensee
No Show; to formal hearing | 10:15 a.m. |
| 11. | 92092 | French Nails Mesa #SNT17375
Loan K Tran #50000220, Co-Owner
Ha Thanh Phan #51200212, Co-Owner
NEGOTIATED \$250 | 10:15 a.m. |
| 12. | 92124 | Lee Salon #SCOS25763
Bich Nhung T Nguyen, Owner
Hieu Van Le #10400951, Manager
No Show; to formal hearing | 10:15 a.m. |
| 13. | 92126 | Enjoi Nails & Salon LLC #SNT18225
Enjoi Nails & Salon LLC, Owner | 10:15 a.m. |

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Evonne Ta #'s 50000501 & 30300110, Member
NEGOTIATED \$250/PAID

- | | | | |
|-----|-------------|--|-------------------|
| 14. | 92127 | Massage Envy San Tan #SAES20174
Desert Massage Gilbert Inc, Owner
Jonathan Brovitz, President/Director
Bonnie Brovitz, Owner
No Show; to formal hearing | 10:15 a.m. |
| 15. | 92128 | Aveda Experience Salon #SCOS24952
Donald L Swan Jr #11500517, Owner
Deirdre Dowd, Manager
NEGOTIATED \$500/PAID | 10:15 a.m. |
| 16. | 92130 | Supercuts Salon #SCOS22477
Supercuts Corporate Shops Inc, Owner
Dan Hanrahan, President
Steve Spiegel, Vice-President
Eric Bakken, Secretary
Sara Johnson #11302068, Manager
No Show; to formal hearing | 10:15 a.m. |
| 17. | 92131 | Janet's Hair Styling Salon #SCOS1466
Gloria Nolasco #18123606, Owner/Manager
NEGOTIATED \$100/PAID/6 MONTH PROBATION | 10:15 a.m. |
| 18. | 92132/92133 | Organic Healthy Nails #'s SNT18336 & SAES19477
Thuy Nguyen, Owner
Angie N Nguyen #50200637, Manager | 10:15 a.m. |

Thuy Nguyen was sworn in and stated she worked a few days and she had a license in California, Thuy Nguyen stated she did not know she told me she already paid state Board for her license. Investigator Amber Bingham testified that the salon was allowing an unlicensed female to perform pedicure services. Investigator Amber Bingham stated the unlicensed individual provided a false name with licensure information and no license posted, the unlicensed individual gave name of Nhung T. Luu #59500874 & 30400227 and was unable to provide date of birth or identification. Investigator Amber Bingham stated the manger Angie Nguyen #50200637 informed her the unlicensed individual works at the salon but does not have an Arizona license and provide the name of the unlicensed individual "Thi Lan Le". Investigator Amber Bingham stated after further review, it was found Board office received a Reciprocity application for Thi Phuong Lan Le on May 3, 2017, a send back letter was sent due to an incomplete application, on June 5, 2017, Thi Phuong Lan Le attended the Infection Protection/Law Review Class and on July 25, 2017, Thi Phuong Lan Le was issued a license.

MOTION by Karla Clodfelter to move for case no's. 92132 & 92133 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)(1)(2)(4) Unlicensed Individual
- A.R.S. § 32-572 (A)(7) Act of Fraud/Deceit/Dishonesty
- A.A.C. R4-10-111 (E) IFP Guidelines
- A.R.S. § 32-574 (A)(9) Unlawful Act; Violations; Classifications

HISTORY

90388/90389 – 5/20/2016 Board Order to attend Infection Protection/Law Review Class – Unlicensed Establishment/Ownership Change/Advertising Issues/Health & Safety (soiled tools, soiled dry storage and soiled work area).

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MOTION by Karla Clodfelter to move that for case no's. 92132 & 92133 to impose the following discipline and maintain consent agreement previously offered to the Licensee and to give one-year to pay fine. MOTION SECONDED by Charlie Phan. MOTION CARRIED.

- 19. 92137/92138 Nailsfirst #'s SNT16806 & SAES15284 **10:15 a.m.**
Huy Nhat Nguyen #'s 50200761 & 30400253, Licensee/Owner
NEGOTIATED

- 20. 92146 Central Nails #SNT18489 **10:15 a.m.**
Suzie H Lam #'s 59900062 & 30200123, Owner/Manager
NEGOTIATED \$500

- 21. 92151/92152 Vivian Tuong Quach #'s 59919086 & 30500225, Owner/Manager **10:15 a.m.**
NEGOTIATED \$250/PAID

- 22. 92155 & Nail Trends LLC #SNT18712 **10:15 a.m.**
Nail Trends LLC, Owner
Aric Hoang, Member
Mai Nguyen, Member
Thanh Phu Hoang #50200519, Manager
NEGOTIATED \$500
92250 Anna Huong Nguyen #31000569, Licensee
NEGOTIATED \$50

- 23. 92181 & Sienna Nails & Spa #SNT18229 **10:15 a.m.**
NEGOTIATED \$250
92246 Hanna Ngoc Mai #'s 50601199 & 31200793, Owner/Manager
NEGOTIATED TO ATTEND BOARD CLASS

- 24. 92187 & Grand Nails Lounge LLC #SNT18710 **10:15 a.m.**
Grand Nails Lounge LLC, Owner
92247 & Hoang C Nguyen #50000346, Member
92248 & Nina M Bui #'s 59700561 & 30400070, Member/Manager
CONTINUANCE GRANTED
92249 Lisa Thi Tran #50400418
CONTINUANCE GRANTED

- 25. 92190 Herbal Nails Salon #SNT17942 **10:15 a.m.**
Katie Nguyen #'s 59900298 & 30800669, Member/Manager
NEGOTIATED \$250

- 26. 92191 V's Barbershop & Salon #5 #SCOS20790 **10:15 a.m.**
Anthony U LLC, Owner
Eduard Ustayev, Member
Oksana Ivatsik #10701786, Member/Manager
NEGOTIATED \$250/PAID

- 27. 92193 Rowdy Hair #SCOS19197 **10:15 a.m.**
Christina's Hair Salon LLC, Owner
Christina Harris #19601148, President
Daniel Harris, Vice-President
Sabrina Porter, Manager

Deputy Director Kim Scoplitte asked the Board if they would consider rescinding previous consent agreement of \$250.00 and issue a Letter of Concern. The salon had a wet disinfectant set up they did not have a wet disinfectant concentrate backup, the owner went out

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and purchased three bottles of disinfectant concentrate, there was also one licensee with a delinquent license who renewed license the following day.

MOTION by Karla Clodfelter to rescind previous consent agreement of \$250.00 and issue a Letter of Concern for no disinfectant concentrate back up in the salon and a delinquent personal license. MOTION SECONDED by Charlie Phan. MOTION CARRIED.

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|-----|-------------|--|-------------------|
| 28. | 92194 | Michelle Christine Alire #10501582, Owner/Manager
CONTINUED | 10:15 a.m. |
| 29. | 92195/92196 | Lien Thuy Phan #'s 50701135 & 31200653, Owner/Manager
No Show; to formal hearing | 10:15 a.m. |
| 30. | 92202/92203 | First Blu Cactus Nails #'s SNT18276 & SAES19393
Huong Thi Huynh #'s 50600257 & 31500952, Owner/Manager
NEGOTIATED \$500/PAID | 10:15 a.m. |
| 31. | 92206 | Studio A #SCOS26900
Anastacia Wagner #10601019, Owner/Manager
CONTINUANCE GRANTED | 10:15 a.m. |
| 32. | 92210 | Gallery Knext/Salon #SCOS21234
Romi LLC, Owner
Francisco J Romero #19500949, Member
NEGOTIATED \$150/PAID | 10:15 a.m. |
| 33. | 92211 | Heat-A Blow Dry Lounge #SCOS21604
Heat-A Blow Dry Lounge LLC, Owner
Roya Mohajeri, Member
Babashay Universal Exports LLC, Member
CONTINUED | 10:15 a.m. |
| 34. | 92219 | Cost Cutters 62017 #SCOS13174
Minnesota Regis Corp, Owner
Dan Hanrahan, President
Eric Bakken, Secretary
No Show; to formal hearing | 10:15 a.m. |
| 35. | 92220 | Du H Le #19600495, Owner/Manager
NEGOTIATED | 10:15 a.m. |
| 36. | 92225 | Katie Lee Daugherty #11001829, Licensee
No Show; to formal hearing | 10:15 a.m. |
| 37. | 92226 | Dwight Gregory Thomas #11101331, Owner/Manager
Dwight Gregory Thomas was sworn in and stated this was his first time in a suite, the salon owner of the beauty suite had an establishment license and thought he was working under the owner's license and did not know he needed an additional establishment license. Inspector Lisa Chavez testified that licensee was found operating an unlicensed establishment and on July 20, 2017, an establishment license was issued.
MOTION by Karla Clodfelter to move for case no. 92226 all alleged violations cited in the inspection summary have been shown. MOTION SECONDED by Melissa Porter. MOTION CARRIED. | 10:15 a.m. |

SUBSTANTIATED VIOLATIONS

A.R.S. § 32-574 (A)(5)(8) Unlicensed Establishment
A.R.S. § 32-574 (A)(9) Unlawful Act; Violations; Classifications

STAFF REPORTED NO HISTORY

MOTION by Karla Clodfelter to move that for case no. 92226 to impose the following discipline and offer a consent agreement with the following new terms \$250.00 civil penalty and Board costs, one-year to pay fine and for licensee Dwight Gregory Thomas to attend the Infection Protection/Law Review class given by the Board. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

38. 92298/92299 Kim Thanh Nguyen #'s 51000237 & 31000274, Manager **10:15 a.m.**
NEGOTIATED \$500/PAID

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

None

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.

92218

Trang Ngoc Phuong Tran #51700236
CONTINUED

11:00 a.m.

STATUS AND ADDITIONS TO AGENDA

For Board Information Only:

ADJOURN

MOTION by Karla Clodfelter to adjourn the meeting at 10:50 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 Suzi Thomas the ADA Coordinator at (480) 889-2959.