



Arizona State  
Board of Cosmetology

1721 E Broadway Rd • Tempe, Arizona 85282-1611  
Telephone 480.784.4539 • Fax 480.784.4962  
www.azboc.gov

## ARIZONA STATE BOARD OF COSMETOLOGY MEETING MINUTES

August 19, 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  
Melissa C Porter  
Martha P Ramsey  
Charlie C Phan  
Thomas Rough

### **BOARD BUSINESS**

1. Discussion, Consideration and Possible Action on Approval of Regular Board Minutes of July 15, 2016.

MOTION by Karla Clodfelter to approve minutes as written. MOTION  
SECONDED by Martha Ramsey. MOTION CARRIED.

2. Declaration of Conflict of Interest.

None.

3. 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
- Certificate Notice Scheduled for September 12, 2016, at noon

Executive Director Donna Aune stated Oral Proceeding will be held on September 12, 2016, from 12:00 p.m. to 2:00 p.m., we will submit the packet to GRRC on September 13<sup>th</sup>, and should be on the Agenda November 1<sup>st</sup>. Executive Director Donna Aune also indicated that our Five-Year Rule Review is complete and was approved by GRRC on August 9, 2016.

4. Discussion, Consideration and Possible Action on Report from Rules Committee Meeting held on July 25, 2016.

Karla Clodfelter stated we are waiting to finish R4-10-112 and will be working with Leslie Roste, once this is done the committee will present the changes to the Board for review.

5. Discussion, Consideration and Possible Action on Report from Legislation Committee Meeting held on July 27, 2016, and on Board's Position Regarding the following:

Board Members discussed and considered pursuing legislation on each item below.

- Hairstyling License

MOTION by Karla Clodfelter to pursue legislation for the development of a 1,000 hour Hairstyling only License. MOTION SECONDED by Jessica Rainbow. MOTION CARRIED.

- Regulation of Laser
  - Legislative Study Committee House Bill 2035
  - Indirect and Direct Supervision
  - Regulation of Laser Performed for Cosmetic Purposes

MOTION by Karla Clodfelter to pursue a change in legislation to allow for indirect supervision for all laser procedures performed by licensees for cosmetic purposes. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

MOTION by Gary Begley to support or pursue legislation that would allow for the Board of Cosmetology to regulate certified laser technicians. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

- Instructor License A.R.S. §32-531

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MOTION by Karla Clodfelter to pursue legislation to reduce hours of instructor training for an Instructor License to 350 hours, to eliminate A.R.S. § 32-531 (3)(b) has five years of licensed industry experience within the ten years and to eliminate the practical examination. MOTION SECONDED by Jessica Rainbow. MOTION CARRIED.

- Per Diem Pay . Board Members A.R.S. §32-503 (D)  
%tabled+

- Required Inspection of Proposed Salon A.R.S. §32-542

MOTION by Karla Clodfelter to pursue legislation to eliminate A.R.S. § 32-542 (A) (first inspection/proposed salons) and maintain (B). MOTION SECONDED by Tomas Rough. MOTION CARRIED.

- Application Time Frames A.R.S. §32-551 (B)

MOTION by Karla Clodfelter to pursue legislation to eliminate A.R.S. § 32-551 (B) (time frame). MOTION SECONDED by Jessica Rainbow. MOTION CARRIED.

6. Discussion, Consideration and Possible Action on Board Designation of Public Lobbyist.

Executive Director Donna Aune asked Board Members to designate Kim Scoplitte as a second Public Lobbyist for the Board.

MOTION by Karla Clodfelter to designate Executive Director Donna Aune and Deputy Director Kim Scoplitte as the Board's Public Lobbyists. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

7. Discussion, Consideration and Possible Action on Meeting held July 28, 2016, Between Non Health Boards and Department of Administration.

Executive Director Donna Aune stated she had shared at the meeting, the size of our building, classes that are held monthly and the amount of customers that walk into our office. Executive Director Donna Aune stated the company doing the study is Beacon, who made an appointment to visit the following week.

8. Report and Discussion on (NIC) National Interstate Council Regarding the New Examination Launch Date from September 1, 2016, to January 1, 2017.

Theresa Bunch stated they received an email from NIC to postpone the cosmetology practical examination date to January 1, 2017, due to a couple states who started implementing the new examination and that the examination was taking (5) hours and with adding two additional sections we are looking at (6-7) hours. NIC has revised the exam which will cut down the time.

9. Cosmetology Students on Field Trip.

- Questions and answers regarding Board authority and process

Students from Imaj Institute were in Attendance.

## EXECUTIVE DIRECTOR'S REPORT

1. Report and Discussion on Agency Departments.
  - Financial
  - Personnel, Board Membership and Appointments
    - ❖ Introduction of New Board Inspector Lisa Chavez+
  - Licensing
  - Information Technology

Executive Director Donna Aune stated this will be Martha Ramsey's last Board Meeting with us and we will miss her greatly.

Compliance Manager Joanne Ayotte introduced our new Board Inspector Lisa Chavez to the Board Members.

2. Discussion, Consideration and Possible Action on Agency Strategic Plan and 2018 . 2019 Budget.

Gloria Ramirez presented the Board Members Budget and Strategic Plan.

MOTION by Karla Clodfelter to accept and approve Budget and Strategic Plan as presented. MOTION SECONDED by Jessica Rainbow. MOTION CARRIED.

3. Report and Discussion on Visits to Agency by Department of Administration and/or Governor's Office.

Executive Director Donna Aune stated Ryan Peters will be visiting the office on Monday.

4. 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**

None

**B. Recommend Dismissals**

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

90480	Mikhail Plishtiyev #10600819, Licensee	<i>(Insufficient evidence / dismiss w/o prejudice)</i>
90482	Adriane Gray #10400070, Licensee	<i>(Insufficient evidence)</i>
90504	Monaco Nails #SNT10721 Hein Huynh, Owner Tom+Tho Huu Nguyen #50300209, Licensee	<i>(No proof to support allegations)</i>
90549	Nails Club #SNT17287 Nam V Le #50400423, Owner	<i>(No evidence of sanitation violations)</i>
90559	A Dream by Day LLC #SCOS25393 A Dream by Day LLC, Owner Kelly Lee #10701151, Member	<i>(No evidence to support allegations)</i>
90565/90713	Aristocats Studio #SNT16726 Aristocats Studio LLC #SAES17946 Kim Maney #59300506, Owner/Member	<i>(No evidence to support allegations)</i> <i>(No evidence to support allegations)</i>
90573	Brittany Dean UNLICENSED	<i>(Insufficient evidence)</i>
90586	Hair by Karla Karlamunoz1979@gmail.com	<i>(Insufficient evidence / dismiss w/o prejudice)</i>
90588	Flagstaff Face & Body #SAES17453 Savannah Legacy LLC, Owner Leona Bix, Member	<i>(Found no evidence of unlicensed activity)</i>
90591/90592	C & A Nail and Spa #SNT17954 & SAES18869 Huong Nguyen Miller #50331195, Owner	<i>(No evidence to support allegations)</i>
90664	Elysium Salon Spa #SCOS24392 Elysium Salon Spa LLC, Owner Renise Carter #19101138, President	<i>(Insufficient evidence)</i>
90677	Nail U Luv 1 LLC #SNT16012 Nail U Luv 1 LLC Owner Thuy Thi Huynh #50601196, Member/Manager	<i>(No evidence to support allegations)</i>
90680	Wellness Center Healing Hands, UNLICENSED Angelo Berry	<i>(No evidence to support allegations)</i>
90689	Mane Tamers #SCOS24562 Emma Soqui #16304224, Co-Owner Eliza Osborn #10902452, Co-Owner Tara Peck #11102505, Licensee	<i>(No evidence to support allegations)</i>
90690/90691	Spazzi Nail Spa #SNT16762 & SAES17135 Hoang Duc Yo #50000234, Owner/Manager	<i>(No proof or contact from complainant)</i>
90698	Luckyday Nail & Spa #SNT17261 Luckyday Nail & Spa LLC Owner Phuoc Hung Tran #50600474, Member/Manager	<i>(No evidence of unlicensed activity)</i>

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90710	Natural Nails Spa by Cindy LLC #SNT16353 Natural Nails Spa by Cindy LLC, Owner Tom Le #50800430, Owner	<i>(No evidence to support allegations)</i>
90716	Hang Thuy Vo #50700180 & 30800905, Manager Salon PS Arizona LLC #SCOS22620 Salon PD Arizona LLC, Owner John Polatz, CEO Susan Polatz, VP	<i>(No evidence to support allegations)</i>
90717	Jan Sutton Salon #SCOS3472 Jan Sutton Salon, Owner	<i>(No evidence to support allegations)</i>
90718	Salon at Silverstone, #SCOS21345 Salon at Silverstone	<i>(No evidence to support allegations)</i>
90719	Maravilla Scottsdale, Unlicensed Maravilla Scottsdale, Owner	<i>(No evidence to support allegations)</i>
90738	Pure Vanity #SAES18984 Pure Vanity Spa LLC, Owner Timothy Reilly, Member Kanna Reilly Member	<i>(No evidence to support allegations)</i>
90760	Salon Zen #SCOS19774 Conrad Salon LLC Owner Lorraine Conrad, Barber/President Robert Conrad, V-President Lori Phillips #10000561, Licensee	<i>(No evidence to support allegations)</i>
90764/90765	Angel Nails by Ann #SAES19155 & SNT18135 Nghia Phan #50501508, Owner Van Anh T Luong #50500507 & 30600848, Manager	<i>(No evidence to support allegations)</i>
90802	Margarita Potts #10401996, Licensee INACTIVE	<i>(Compliance with A.R.S. §32-506)</i>
90805/90806	Paulene Nails #SNT17650 & SAES18435 Ynhi Thi Nguyen #50100459 & 30600120, Owner Hung C Pham #50701137, Manager	<i>(No evidence to support allegations)</i>
90824	Regina G Abayev #19600118 Twins Barber Shop Eddie Abayev, Owner	<i>(No evidence of cosmetologist working in Barber establishment)</i>
90905	Lily Aesthetics, Unlicensed Janet Nodine, Owner	<i>(Refer to proper authorities)</i>

**C. Recommend Letter of Concern**

**See above motion.**

90513	The Hair Academy of Safford #CSL54 Safford College of Beauty Culture Inc., Owner Joey Scott #98900017, President/Instructor	<i>(Providing inaccurate &amp; untimely students hours)</i>
90714	Spa Solai #SAES19190 Tucson Spa Ventures 1 LLC, Owner Skyline Rubs LLC, Member H & M Venutres LLC, Member	<i>(Client's personal tools – shall comply with rules)</i>
90734	DqImage Beauty College Avondale, #CSL162 DqImage Beauty College Avondale, LLC, Owner Luz Jaime #90600042 & 10500314, Member/Director Gladys Melgar #91400016, Instructor	<i>(School hours of operation change without notifying the Board)</i>
90814	Beauty Brands LLC #SCOS24279 Beauty Brands LLC, Owner Lyn Kirby, CEO Rich Bos, President	<i>(2/13 licensees w/ sanitation violations &amp; personal license display)</i>

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90815	Dan Castello, Secretary Tucson Medical Weight Loss LLC #SAES18713 Tucson Medical Weight Loss LLC, Owner Mark Bentz, CEO	<i>(Establishment license display)</i>
90816	Suzanne Bentz, Medical Director Advanced Derma Care #SAES15089 Advanced Derma Care Inc, Owner	<i>(Establishment license display)</i>
90819	Diane D Lowery #39400093, President/Manager Distinctive Salon and Spa #SCOS19915 Distinctive Salon and Spa LLC, Owner Ashley Hamilton #10600710, Member Matthew Cook, Member	<i>(1/9 licensees w/ sanitation violations &amp; delinquent personal license)</i>
90820	The Salon at Ulta 3 #SCOS6325 Ulta 3 Cosmetic Savings Store Inc, Owner Terry Hansen, CEO	<i>(Delinquent personal license)</i>
90825	Marlen Vargas #10501669, Manager Salon Allure LLC #SCOS22939 Salon Allure LLC, Owner	<i>(Delinquent personal license)</i>
90826	Sherri Kuniski #10326804, Member/Manager Prim Salon #SCOS23167 Prim Salon LLC, Owner	<i>(Delinquent establishment license)</i>
90827	Brittany Wink #10332595, Member/Manager Meagan J Bingham #10400251, Member/Manager CEO of Skin #SAES18125	<i>(Delinquent establishment license)</i>
90828	Minnie V Andrade #17213576, Owner/Manager Salute Salon & Spa #SCOS20982	<i>(Delinquent establishment license)</i>
90837/90838	Clarissa Holmes #19001285, Owner Angelic Nails and Spa #SNT17976 & SAES18903 Angelic Nails and Spa LLC, Owner Thu Thi Phan #50500869 & 30600282, Member/Manager Y Nhu Nguyen #50500784, Member/Manager	<i>(Delinquent establishment licenses)</i>
90849	Supercuts #SCOS9594 Supercuts Corporate Shops Inc, Owner Dan Hanrahan, President Steve Spiegel, Vice-President Eric Bakken, Secretary Britney M Calvert #10900959, Manager	<i>(Personal license display)</i>
90854	Rochelle Salon & Spa #SCOS12969 Grey Inc, Owner Grek K Toy Jr, President/CEO	<i>(Delinquent personal license)</i>
90857	Rochelle L Quema #19200882, Vice-President/Manager Men's Ultimate Grooming #SCOS26017 Men's Ultimate Grooming Inc, Owner Lee Wood, President	<i>(Delinquent personal license)</i>
90859	Kathryn Keough #11100583, Manager Kandy's Beauty #SCOS17612	<i>(Personal license display)</i>
90863	Candelaria Luna #10701338, Owner/Manager Salon Paradox #SCOS25881	<i>(Wet disinfectant not large enough for complete tool immersion)</i>
90864	Carmen D Smith #10200382, Owner/Manager Color Envy Salon #SCOS22020 Jaime Wilson #10123200, Owner	<i>(Delinquent establishment license)</i>
90918	Michelle's Beauty Parlor LLC #SCOS22750 Michelle's Beauty Parlor LLC, Owner	<i>(Delinquent establishment license &amp; license display)</i>
90939	Michelle L Armstrong #10000042, Member Boss Hair Salon by Elena #SCOS23564	<i>(Delinquent personal license)</i>

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- 90940 Elena Griego #10500040, Owner  
Agape Hair Studio #SCOS22128 (Delinquent establishment license)  
Lisa Mae Martinez #10701553, Owner/Manager
- 90944 The Beauty Lounge LLC #SAES19338 (Incomplete blood spill kit)  
The Beauty Lounge LLC, Owner  
Jessica A Olszewski #31300643, Member/Manager

**D. Recommend Informal Interview or Negotiation Terms**

**MOTION by Jessica Rainbow to accept staff recommendations for all those listed below under Step 1. D. MOTION SECONDED by Martha Ramsey. MOTION CARRIED.**

1. 90295/90296 Parker Nails & Spa #SNT17292 & SAES17862  
Brandy Ngoc Nguyen #51000290, Owner  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs against salon license no. SNT17292, see motion above.
2. 90359 Dycami Beauty Salon #SCOS25385  
Elena M Arrizon De Frausto, Owner  
Wendy Hernandez Carrillo #10701848, Licensee  
Offer a consent agreement to assess \$500.00 civil penalty and Board costs and to remove display of license violation, see motion above.
3. 90427/90900 CK Nails #SNT16350 & SAES16595  
Thi Hoai Nuyen #50900312 & 30900382, Owner  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
4. 90479/90901 N & N Nails & Spa #SNT17060 & SAES17534  
Baoloc T Nguyen #50226232, Owner  
Phuong N Le #50100563, Licensee  
Offer a consent agreement to assess \$1,500.00 civil penalty and Board costs, \$40.00 restitution and for licensee Phuong Le to attend the Infection Protection/Law Review class given by the Board, see motion above.
5. 90574 Tess Griffin Young #50020876  
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
6. 90590 Rebecca Panyko #10327912 (Inactive)  
Dismiss due to insufficient evidence, see motion above.
7. 90653 J.C. Penny #SCOS17787  
J.C. Penny Corporation Inc., Owner  
R.B. Cavanaugh, Director  
K.C. Hicks, Director  
Myron E Uliman III, Director  
Gina Stowell #18327745, Manager  
Katelynn Delorie #11600310, Licensee  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs and \$100.00 restitution, see motion above.
8. 90659 & Maria Marlen Espinola #10602331, Owner/Licensee

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Offer a consent agreement to assess \$750.00 civil penalty and Board costs and to remove malpractice/incompetence violation, see motion above.

90922 Mirian Espinola #11501537, Licensee

Offer a consent agreement to assess \$50.00 civil penalty and Board costs, see motion above.

9. 90665 & Noterra Salon & Spa #SCOS20148  
EMAI, Owner

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

90937 Elaine Q Mai #59600408, President  
Desirre Joans #10801816, Manager

10. 90666 Hair Touch Studio #SCOS20689  
Brenda A Hernandez #19400542, Owner  
Casandra Aguilar #11100067, Licensee  
Juany Aguilera, Unlicensed

Offer a consent agreement to assess \$500.00 civil penalty and Board costs and \$150.00 restitution, see motion above.

11. 90675 Pink Cheeks Facial & Waxing #SAES18773  
Jonna Holsinger #11301560, Owner

Issue Letter of Concern for advertising differently, see motion above.

12. 90692 Gabriel Gonzales #11500440

Offer a consent agreement to assess \$500.00 civil penalty and Board costs and for licensee Gabriel Gonzales to attend the Infection Protection/Law Review class given by the Board, see motion above.

13. 90694/90695 Marvel Nails & Spa #SNT17575 & SAES18311  
Chi Nguyen, Owner

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

14. 90699 Nichole Nail Spa #SNT14354  
Tam Duy Vo #50331432, Owner  
Ngoc Thi Nguyen #10332673, Licensee

Offer a consent agreement to assess \$250.00 civil penalty and Board costs and \$40.00 restitution, see motion above.

15. 90709 3D Nails #SNT16461  
Thom Thi Nguyen #50331128, Owner

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

16. 90711/90712 Lover Nails & Spa #SNT16915 & SAES17333  
Cassandra Dinh #50500373 & 30500902, Owner/Licensee

Offer a consent agreement to assess \$250.00 civil penalty and Board costs against salon license SNT16915, see motion above.

17. 90749 Nancy Nails & Spa #SCOS25373  
Tho K Pham #11501191, Owner

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

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18. 90759 Golden Nail & Hair & Tanning SCOS19826  
Phuong Thanh Thi Vu #10901131, Owner/Manager  
Offer a consent agreement to assess \$500.00 civil penalty and Board costs,  
see motion above.
19. 90771 Top 4 Nails SNT15527  
Mong Hoan Thi Le #50700290 & 30700254  
Chau Dinh Nguyen #51400194, Licensee  
Emily Hoang #51400201, Licensee  
Offer a consent agreement to assess \$500.00 civil penalty and Board costs,  
see motion above.
20. 90829 & Leah J Lopez #10225968, Licensee  
Offer a consent agreement to assess \$50.00 civil penalty and Board costs,  
see motion above.  
90830 & Gina Manjarrez #10019560, Licensee  
Offer a consent agreement to assess \$50.00 civil penalty and Board costs,  
see motion above.  
90831 & Amber Taylor #11000344, Licensee  
Offer a consent agreement to assess \$50.00 civil penalty and Board costs,  
see motion above.  
90832 & Alyssa Gamez #11000119, Licensee  
Offer a consent agreement to assess \$50.00 civil penalty and Board costs,  
see motion above.  
90833 Stephanie Payne #10700653, Licensee  
Offer a consent agreement to assess \$50.00 civil penalty and Board costs,  
see motion above.
21. 90834 Jamie Baker #10501692, Owner  
Offer a consent agreement to assess \$750.00 civil penalty and Board costs,  
see motion above.
22. 90835 Lynn R Sprong #10300138, Owner/Manager  
Offer a consent agreement to assess \$500.00 civil penalty and Board costs,  
see motion above.
23. 90836 Lois LV Nails #SNT14704  
John Ho #50401370, Owner  
Vi Tuong Nguyen #50401360 & 30500090, Assistant Manager  
Offer a consent agreement to assess \$750.00 civil penalty and Board costs,  
see motion above.
24. 90841/90842 LV Day Spa #SNT17950 & SAES18865  
LV Spa LLC, Owner  
Vu Thanh Tieu #50500490, Co-Member/Manager  
Loan Thuy Tran #50900580 & 30900738, Co-Member/Manager  
Offer a consent agreement to assess \$500.00 civil penalty and Board costs,  
see motion above.
25. 90844 Laveen Nails & Hair Beauty Spa #SCOS25746  
Laveen Nails & Hair Beauty Spa LLC, Owner  
Hieu N Dang #50200126 & 30200048, Co-Member/Manager  
Chieng K Tran #50400842, Co-Member/Manager  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs,  
see motion above.

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26. 90852 Ever Kut Familt Hair Care #SCOS20750  
Crystal Le, Owner  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs and to add licensee Ute Gringel 18327929 to attend the Infection Protection/Law Review class given by the Board, see motion above.
27. 90853 Anthony's Nails #SNT15906  
Cuong Si Nguyen #50100696, Owner/Manager  
Offer a consent agreement to assess \$500.00 civil penalty and Board costs and for owner/manager Cuong Si Nguyen to attend the Infection Protection/Law Review class given by the Board, see motion above.
28. 90855 QV Nails & Spa #SNT17737  
Tiffany T Nguyen #50021891 & 30400224, Owner/Manager  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs and for owner/manager Tiffany Nguyen to attend the Infection Protection/Law Review class given by the Board, see motion above.
29. 90856 Touch of Tranquility Massage PLLC #SCOS19641  
Touch of Tranquility Massage PLLC, Owner  
Kathleen Weese, Co-Member  
Bryan Weese, Co-Member  
Kelly Dalton, Manager  
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
30. 90860 Supercuts #SCOS3737  
Supercuts Corporate Shops Inc, Owner  
Dan Hanrahan, President/CEO  
Steve Spiegel, Vice-President  
Eric Bakken, Secretary  
Cindy Sanchez #10801543, Manager  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
31. 90861 E Boutique & Beauty Salon #SCOS20987  
Rouzana Grigorian #19400768, Owner/Manager  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
32. 90862 Laurie S Keaney #18428202, Owner/Manager  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
33. 90865 Scissorhands #SCOS22138  
Gina M Gustafson #19400358, Owner/Manager  
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
34. 90866 R. N. Giannotti Salon #SCOS14198  
Richard D Giannotti #19917701, Owner/Manager  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
35. 90867 Perfected Beauty 124 #SCOS24670

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- Laura A Vial #18601262, Owner/Manager  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs,  
see motion above.
36. 90874 & Jakeline Beauty Salon #SCOS20806 (Closed)  
90945 & Luz E Crumley #11002996, Licensee  
Offer a consent agreement to assess \$50.00 civil penalty and Board costs,  
see motion above.  
90946 Angelica M Terrazas #11000141, Licensee  
Offer a consent agreement to assess \$50.00 civil penalty and Board costs,  
see motion above.
37. 90875/90876 Regal Nails #SNT18428 & SAES19636  
Melissa Lan Tran #50900389, Owner/Manager  
Offer a consent agreement to assess \$500.00 civil penalty and Board costs,  
see motion above.
38. 90877/90878 Nails by Cindy #SNT18286 & SAES19403  
Cindy T Nguyen #59900167 & 30300057, Owner/Manager  
Offer a consent agreement to assess \$500.00 civil penalty and Board costs,  
see motion above.
39. 90879 NY Hair Salon Spa & Barbershop #SCOS22049  
AZN LLC, Owner  
Albert Zavurov, Co-Member/Manager  
Natalya Zavurov #11100974, Co-Member/Manager  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs,  
see motion above.
40. 90880/90881 New Romantic Nail & Spa #2 #SNT16984 & SAES17430  
Trang N Truong #50700922 & 31400355, Owner/Manager  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs,  
see motion above.
41. 90915 Super Hair Care 2 LLC #SCOS24295  
Super Hair Care 2 LLC, Owner  
Truman D Super #10500428 (Inactive), Co-Member/Manager  
Bonita M Super #10500427, Co-Member/Manager  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs,  
see motion above.
42. 90916 Sabree Loera #10900821  
Offer a consent agreement to assess \$500.00 civil penalty and Board costs,  
see motion above.
43. 90917 Mercedes Figueroa #19500278, Owner/Manager  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs,  
see motion above.
44. 90938 Impulse Salon #SCOS22157  
Brooke Hall #10401289, Owner/Manager  
Offer a consent agreement to owner/manager Brooke Hall to attend the  
Infection Protection/Law Review class given by the Board, see motion above.
45. 90941 Tonya Bubeck #58600441, Owner/Manager

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

46. 90942 Frances Denatale #10200464, Owner/Manager  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.

47. 90943 A New Hue #SCOS24044  
Michelle Demarco #10500711, Co-Owner/Manager  
Desiree Hutchings #10121814, Co-Owner/Manager  
Chantel S Huth #10801943, Co-Owner/Manager  
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.

**END OF CONSENT AGENDA**

**STEP 2: INFORMAL INTERVIEWS**

**A. Without Negotiation Options**

NONE

**B. With Negotiation Options**

1. 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  
Continued from June & July Board Meeting  
Compliance manager Joanne Ayotte asked the Board if they would consider rescinding prior Consent Agreement and dismiss as the school is closed and the owners are not licensed.  
  
MOTION by Karla Clodfelter to rescind prior Consent Agreement and to dismiss due to school closure and owners not licensed. MOTION SECONDED by Melissa Porter. MOTION CARRIED.
2. 90462 & Classy Cosmo #SCOS25315 **10:00 a.m.**  
Lauren Olsen #58800395, Co-Owner  
Continued from July Board Meeting  
**NEGOTIATED \$250**  
90740 Malaya Shapiro #11401384, Co-Owner  
Continued from July Board Meeting  
**NEGOTIATED TO ATTEND BOARD CLASS**
3. 90139/90140 Jen's Nails # SAES19013 & SNT18042 **10:00 a.m.**  
Bich Tuyet Tran, Owner  
**CONTINUANCE GRANTED**
4. 90216 Lively Nails & Company Inc. #SNT16900 **10:00 a.m.**  
Lively Nails & Company Inc., Owner  
Don T Phu #59600436, President  
Hoanh H Tong, V-P  
**NEGOTIATED \$1,000/PAID**

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5. 90281 Divine Nails & Spa #SAES19069 **10:00 a.m.**  
Loi Tran #50800623, Owner  
Ngo Dang Tho Ho #30900712, Licensee  
**NEGOTIATED \$250/PAID**

6. 90319 International Academy of Hair Design #CSL00193 **10:00 a.m.**  
Olympus Inc., Owner  
Gerald D Johnson #97800591, President  
Mario Montoya #90500073, Director  
**NEGOTIATED \$500/PAID**

7. 90405 Barbara J Denney #939400060 & 59100565, Owner **10:00 a.m.**  
**NEGOTIATED \$500/PAID**

8. 90406 & 90823 Look Within Salon #SCOS24985 **10:00 a.m.**  
Melissa Subia #11301905, Co-Owner  
Oscar Subia, Co-Owner  
Deanna Trejo #11001064, Licensee  
**NEGOTIATED \$250**

9. 90422 Maricopa Skill Center Cosmetology Program, #CSL55 **10:00 a.m.**  
Maricopa County Community College District, Owner  
Gayla M Burnett #90700051, Director  
Lisa Hemming #90100009, Program Manager  
Cecilia Moreno #99400009, Instructor  
**NEGOTIATED \$250/6-MONTH PROBATION**

10. 90439 Julie Brandee Hollowell Cote #11402011 **10:00 a.m.**  
Julie Hollowell Cote was sworn in and stated it was a client that was not happy with haircut, did advertise online, old name was still on license and now doing hair for family only. Investigator Amber Moore testified this was an anonymous complaint alleging Julie Hollowell Cote advertising on facebook and is performing cosmetology service. Office received affidavit from Julie Hollowell Cote on May 16, 2016, stating she did advertise services online, she is licensed and she did a client's hair and she did not like the cut.

MOTION by Karla Clodfelter to move that for case no. 90439 all alleged violations cited in the Investigation Report have been shown. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

**SUBSTANTIATED VIOLATIONS**

A.R.S. § 32-574 (A)(1)(2)&(4) Perform or attempt to perform cosmetology technology without a license in that category

A.R.S. § 32-572 (a)(5) Knowingly advertising by means of false, misleading, deceptive or fraudulent statements through communication media.

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. 90439 to impose the following discipline to offer a Consent Agreement with the following new terms of \$250.00 civil penalty and Board costs with one-year to pay fine and for Julie Cote to attend the Infection Protection/Law Review class given by the Board within sixty-day. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

11. 90444 Hair City Salon #SCOS25780 **10:00 a.m.**  
Elizabeth Perez Rocha, Owner  
Mirella E Cabrera #19812082, Licensee  
Ashlin C Benitez #10800682, Licensee

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**No Show; to formal hearing**

- |     |                  |  |            |
|-----|------------------|--|------------|
| 12. | 90463 &<br>90884 | Distinctive Salon and Spa #SCOS24807<br><b>NEGOTIATED \$250/</b><br>Ashley Hamilton #10600710, Owner<br><b>NEGOTIATED TO ATTEND BOARD CLASS</b>  | 10:00 a.m. |
| 13. | 90490            | Lynn Nails & Spa LLC #SNT17288<br>Lynn Nails & Spa LLC, Owner<br>Huy Hoang Nguyen #50700269, Member<br><b>NEGOTIATED \$500/PAID</b>  | 10:00 a.m. |
| 14. | 90515            | Tocaloma Spa & Salon #SCOS22784<br>11111 North 7 <sup>th</sup> Street Property LLC, Owner<br>Joy Martin-Finn, Director of Spa<br><b>NEGOTIATED \$250/</b>  | 10:00 a.m. |
| 15. | 90560            | Tracy Lepak #10501793<br><b>NEGOTIATED \$500/PAID</b>  | 10:00 a.m. |
| 16. | 90567 &<br>90885 | Da-Vi Nails #1533 #SNT16317<br><b>NEGOTIATED \$250/PAID</b><br>Viet Hong Vo #50700166, Owner/Manager<br><b>NEGOTIATED TO ATTEND BOARD CLASS SCHEDULED 8.22.16</b>  | 10:00 a.m. |
| 17. | 90572            | Hair Treasures #SCOS25894<br>V & L Salons LLC, Owner<br>Elizabeth Rios, Member<br>Victor Tanori, Member<br><b>NEGOTIATED \$250</b>   | 10:00 a.m. |
| 18. | 90585            | Zoltonq #SCOS12233<br>Q Corp, Owner<br>Robert Quinn #19301501, President<br>Quinn Thompson, Manager<br><b>NEGOTIATED</b>   | 10:00 a.m. |
| 19. | 90621            | Sundrops Nails Sport #SNT15702<br>Sundrops and Polka Dots LLC, Owner<br>Stephanie Christenholz, Member<br>Kelly Marquez #50600348, Licensee<br><b>CONTINUANCE GRANTED TO OCTOBER'S BOARD MEETING</b>                                   | 10:00 a.m. |
| 20. | 90639            | 9 Pretty Nails & Spa #SAES17136<br>9 Pretty Nails & Spa LLC, Owner<br>Ha T Nguyen #30800563, Member<br><b>NEGOTIATED \$750/6-MONTH PROBATION/1<sup>ST</sup> PAYMENT SUBMITTED</b>  | 10:00 a.m. |
| 21. | 90641            | Polish Me Nail Boutique LLC #SNT18200<br>Polish Me Nail Boutique LLC, Owner<br>Sherlynn Cook Ceballos #59000303, Member<br>Pennisue Schnitzius #11600788, Licensee<br>Camille Abeyta #58201679 (Inactive)<br><b>NEGOTIATED \$1,000</b> | 10:00 a.m. |

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22. 90668 La Arizona Nails #SAES13051 **10:00 a.m.**  
Bruce Le #59900199, Owner  
Karen Huynh #10000618, Licensee  
**NEGOTIATED \$250/PAID**

23. 90679 & Maria Boccia #19700626, Manager **10:00 a.m.**  
Maria Boccia was sworn in and stated she was cleaning her brushes and the sink backed up, had to go to another suite to fill the disinfectant as inspector came in, she called the landlord to let them know of the sink situation so they would be able to use another suite. Maria Boccia stated they are waiting for their license.

90810 Joanna Boccia #11501195, Licensee

Joanna Boccia was sworn in stated she felt the client was a little off and told her she would not do her hair, the client said she would report her, Joanna stated she had a full consultation with the client, she dropped the bowl of color but did not put contaminated color onto the client's hair, the client was not happy with the color, Joanna offered to redo the service and client harassed her. Investigator Amber Moore testified this was a complaint office received alleging Joanna performed a color service at Cre8ive Hair Design, Joanna had dropped the color on the floor and had scooped the color up and applied the color to the hair. There was no salon license for this location, licensee had shone a delinquent license for another location. There was an application for correct location in office, which was withdrawn by Maria due to NSF fees and Maria indicated she was not the owner that her husband was. Shampoo bowl was not working and no wet disinfectant set up.

MOTION by Karla Clodfelter to move that for case no. 90679 & 90810 all alleged violations cited in the Investigation Report have been shown. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

**SUBSTANTIATED VIOLATIONS**

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

A.R.S. § 32-541/A.A.C. R4-10-112 (A)(4)(J)(2)(R)(4) Infection Control/Safety Standards

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

**STAFF REPORTED NO HISTORY**

MOTION by Karla Clodfelter to move that for case no. 90679 to impose the following discipline to offer a Consent Agreement with the following new terms of \$250.00 civil penalty and Board costs with one-year to pay fine and for Manager Maria Boccia to attend the Infection Protection/Law Review class given by the Board and for case no. 90810 to impose the following discipline to maintain Consent Agreement terms previously offered and to add for Licensee Joanna Boccia to attend the Infection Protection/Law Review class given by the Board. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

24. 90703 & STV Nails & Spa #SNT18188 **10:00 a.m.**  
STV Nails & Spa LLC, Owner  
**NEGOTIATED \$500**

90886 Duc Thai, Member/Manager  
**NEGOTIATED TO ATTEND BOARD CLASS**

25. 90704 Serenity Hair Design #SCOS19530 **10:00 a.m.**  
Serenity Hair Design LLC, Owner  
Paul La Frenier, Co-Member  
Maria R La Frenier #10200099, Co-Member  
**NEGOTIATED \$250/PAID**

26. 90720 Nail Studio 54 #SNT18117 **10:00 a.m.**  
Hung Gia Chau #51500281, Owner  
Kim Bi Thi Ho #51500267 & 31500407, Manager

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**NEGOTIATED \$250/PAID**

27. 90724/90725 Queen Creek Nails & Spa #SNT17579 & SAES18320 **10:00 a.m.**  
Anh Thi Phuong Tong #51200683 & 31300607, Owner/Manager  
**NEGOTIATED \$250/PAID**
28. 90726/90727 Angel Touch Nails by Katie #SNT15935 & SAES16050 **10:00 a.m.**  
Katie Truong #50400694 & 30500478, President/Manager  
**NEGOTIATED \$250/PAID**
29. 90728 Avalon School of Cosmetology #CSL168 **10:00 a.m.**  
EA Education Inc, Owner  
Brandon Pobiak, President  
Don Pobiak, Vice-President  
Clint Tryon, Director  
Sheli Miller #99000008, Instructor in Charge  
**NEGOTIATED \$250/PAID**
30. 90729 Norterra Salon & Spa #SCOS20148 **10:00 a.m.**  
EMAI Corp, Owner  
Elaine Q Mai #59600408, President  
**NEGOTIATED \$250/PAID**
31. 90731 & Leslie M Gonzalez #10208190, Licensee **10:00 a.m.**  
**NEGOTIATED**  
90732 Michelle Cardell #10401334, Licensee  
**NEGOTIATED \$750/BOARD CLASS SCHEDULED /6-MONTH PROBATION**  
**1<sup>ST</sup> PAYMENT SUBMIT**
32. 90746 & Mario Hair Co. #SCOS10474 **10:00 a.m.**  
Young Generation Corp Inc, Owner  
Angel Young #18327540, President  
**NEGOTIATED \$500/**  
90888 Atour Sayadian #19700714, Manager  
**NEGOTIATED TO ATTEND BOARD CLASS**
33. 90748 Bliss Nails & Spa #SNT17162 **10:00 a.m.**  
Tina Trang Nguyen #50200101, Owner/Manager  
**No Show; to formal hearing**
34. 90750/90751 Nails & Spa by Vanna Inc #SNT18383 & SAES19556 **10:00 a.m.**  
Nails & Spa by Vanna Inc, Owner  
Vanna Tuyet Le #50300190, Director  
**No Show; to formal hearing**
35. 90762 A2Z Nails #SNT18361 **10:00 a.m.**  
Phuc Cong Tran #51400220, Owner  
**NEGOTIATED \$1,000.00/6-MONTH PROBATION/1<sup>ST</sup> PAYMENT SUBMITTED**
36. 90591/90773 Regina Picciuto #59300631/39921075, Member/Manager **10:00 a.m.**  
**CONTINUANCE GRANTED**
37. 90775 & Studio 4 Monique #SCOS26027 **10:00 a.m.**  
90889 Monique H Sullivan #10200629, Owner/Manager  
**No Show; to formal hearing**

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38. 90777 Queen Nail & Spa #SNT18357 **10:00 a.m.**  
 Queen Nail & Spa LLC, Owner  
 Elaine Van #10501930, Member/LLC Manager  
 Elaine Van was sworn in stated she was not there that day, she has only two workers, have been opened for only six weeks and the person that was in came to apply for a job that day. Elaine Van stated she was not in and the person left her number so I could call her. Inspector Amber Bingham testified to an unlicensed female performing nail service left client and the client indicated she had her nails done before and was very good. Inspector indicated a license could not be provided for unlicensed individual.  
 MOTION by Karla Clodfelter to move that for case no. 90777 to dismiss due to insufficient evidence. MOTION SECONDED by Melissa Porter. MOTION CARRIED.
39. 90779 Breanne Nock Marable+#10332283, Owner/Manager **10:00 a.m.**  
**NEGOTIATED \$500 & TO ATTEND BOARD CLASS**
40. 90780 Chopped Hair LLC #SCOS25713 **10:00 a.m.**  
 Chopped Hair LLC, Owner  
 Chelci Crandell #10802027, Member/Manager  
**NEGOTIATED \$250**
41. 90782 Tabitha Hennis #10500628, Owner/Manager **10:00 a.m.**  
**CONTINUANCE GRANTED**
42. 90784 Spatique DS LLC #SCOS25058 **10:00 a.m.**  
 Spatique DS LLC, Owner  
 Suzanne Clark Healy #1051500128 & 31000556, Member/Manager  
**NEGOTIATED \$250/PAID**
43. 90785 Tirzah Salon #SCOS17928 **10:00 a.m.**  
 Tirzah Salon LLC, Owner  
 Janell Steele #10332227, Member  
 Elise C Tucker #10502014, Manager  
**NEGOTIATED \$250**
44. 90791 Crystal Blue Persuasions LLC #SCOS24526 **10:00 a.m.**  
 Crystal Blue Persuasions LLC, Owner  
 Robin M Wagner #58800365, Member/Manager  
**NEGOTIATED \$250/PAID**
45. 90792 Hairloom Studio Salon #SCOS24892 **10:00 a.m.**  
 Angelique Guerrero #10225788, Owner/Manager  
**NEGOTIATED \$500**
46. 90797 Chula #SCOS22511 **10:00 a.m.**  
 Chula LLC, Owner  
 Debra K Malooly #10602354, Member/Manager  
**NEGOTIATED \$250/PAID**
47. 90798 Bliss at 619 #SCOS22819 **10:00 a.m.**  
 Flagstaff Roof Consultations LLC, Owner  
 Adam J Schmitz, Member/Manager  
 Gary Behmer, Member/Manager  
 Tamara K Robinson #10124552, Manager  
**NEGOTIATED \$500/PAID**

48. 90883 Holly Tran #50601019, Owner 10:00 a.m.  
**NEGOTIATED TO ATTEND BOARD CLASS SCHEDULED 8.29.2016**  
US Nails Spa #SNT16831 & SAES17223

**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**

90072/90213 Oanh Kens Nails Spa SAES19044 & SNT18061 9:45 a.m.  
Oanh Hong Thi Huynh #50000542 & #30330751, Member  
Assistant Attorney General, Bridget Harrington, appeared representing the State.  
Independent Advisor, John R. Tellier, was available by telephone. Licensee did not appear.

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

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

MOTION by Melissa Porter to issue an Order of discipline to revoke salon license no. SAES19044/SNT18061 and personal license no. 50000542/30330751 of licensee Oanh Huong Thi Huynh and to impose civil penalties and costs of \$250.00 and that the agency recovers its total costs incurred for this case in an amount to be determined later by the agency. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED

90161/90162 Estrella Nails & Spa By Thuy D. Giang SNT16292 & SAES16522 9:45 a.m.  
90347/90348 Thuy Duong Giang #50900294 & #30900363, Owner  
Assistant Attorney General, Bridget Harrington, appeared representing the State.  
Independent Advisor, John R. Tellier, was available by telephone. Licensee did not appear.

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

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

MOTION by Melissa Porter to issue an Order of discipline to revoke salon license no. SNT16292/SAES16522 and personal license no. 50900294/30900363 of licensee/owner Thuy Duong Giang and to impose civil penalties and costs of \$500.00, that the agency recovers its total costs incurred for this case in an amount to be determined later by the agency and for licensee/owner to attend the Infection Protection/Law Review class given by the Board . MOTION SECONDED by Karla Clodfelter. MOTION CARRIED

**C. Hearing Officer Recommendations**

None

**D. Request for Reinstatement**

None

**E. Appeal Board Orders**

None

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

None

**STATUS AND ADDITIONS TO AGENDA**

For Board Information Only:

**ADJOURN**

MOTION by Karla Clodfelter to adjourn the meeting at 11:15 a.m. MOTION SECONDED by Melissa Porter. MOTION CARRIED.

In accordance with Title III of the Americans with Disabilities Act, the Cosmetology Board does not discriminate on the basis of disabilities in its programs, services or activities. Individuals who need reasonable accommodation to participate or who need information in an alternative format may contact the ADA Coordinator at (480) 825-7002.