

BOARD MEETING MINUTES

September 18, 2009

TIME: 9:00 a.m.

PLACE: 1721 East Broadway, Tempe Arizona, 85282

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

Board Meetings may go into “Executive Session” for the purpose of obtaining legal advice from the Board’s attorney on any of the agenda items pursuant 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

Stephen Colarusso
Flo Finch
Thom Kasch
Gary Begley
Karla Clodfelter
Kyra Locnikar

BOARD * AND ***

A. Board Minutes of August 14, 2009.

MOTION by Thom Kasch to accept minutes as written. MOTION SECONDED by Gary Begley.
MOTION CARRIED.

B. Nomination, Consideration and Possible Action on Election of Board Officers.

Thom Kasch nominated Gary Begley for Board position of Vice-Chairman.
Nominations ended.
The Board unanimously voted Gary Begley for position of Vice-Chairman.

C. Declaration of Conflict of Interest.

None.

D. Cosmetology Students on Field Trip.

- Questions and answers regarding Board authority and process.

EXECUTIVE DIRECTOR'S REPORT *, **, *AND ********A. Report, Discussion and Possible Action on final 2009 Budget and Agency Impact.**

The 2010 appropriations have been approved.

B. Report, Discussion and Possible Action on Strategic Plan.

The Executive Director, Donna Aune, reported that the Strategic Plan included a Versa upgrade for licensing procedures but the upgrade would be amortized over a three year period rather than a single payment due to the State of Arizona agency money sweeps and an approval by GITA was needed.

C. Report, Consideration and Possible Action on Claim against Arizona State Board of Cosmetology/Jessica Ostrowski.

MOTION by Stephen Colarusso to go into Executive Session for purposes of legal advice and discussion of pending litigation. MOTION SECONDED by Thom Kasch. MOTION CARRIED.

D. Report, Consideration and Possible Action on American Association for Cosmetology Schools (A.A.C.S.) Students Hair Show to be held on October 18, 2009.

Kurt Kuyper from Empire Beauty Schools presented a flyer with hair show information.

E. Report and Discussion and possible action on Assisting Arizona Radiation Regulatory Agency.

Board member Gary Begley reported that he met with the Arizona Radiation Regulatory Agency which requested cooperation from our agency concerning the cosmetic laser act, laws and usage so that government entities are following the same enforcement and procedures concerning laser.

F. Discussion, Consideration and Possible Action on Certificate for Past Board Members/Executive Director.

The Executive Director, Donna Aune, suggested that to recognize past Board members for their service to the agency that a certificate be made and framed and presented to the member.

MOTION by Flora Finch to invite recent past Board members to the December 11, 2009 Board meeting and present a framed certificate of appreciation for their service and make a wall display in the Board room of the certificates. MOTION SECONDED by Stephen Colarusso. MOTION CARRIED.

G. Report and Discussion on (CLEAR) Council on Licensing Enforcement and Regulations conference held in Denver, Colorado, September 9th – 12th.

The Executive Director, Donna Aune, attended the conference and reported that many of the topics discussed at the conference were very informative and some of the topics were regarding risk management, the American Disabilities Act and fraud.

H. Report on Flu Shots to be available on October 16, 2009, from 8:30 a.m. to 9:00 a.m.

Flu shots are scheduled for the next Board meeting on Friday, October 16, 2009, between 8:30 a.m. and 9:00 a.m. The shots are free to state employees.

I. Report, Discussion and Possible Action on 90/10 Executive Directors Meeting held on September 8, 2009 and Impact on Legislative Committee.

Executive Director, Donna Aune, and Deputy Director Nanci Kerns attended the meeting and reported that a moratorium has been placed on rules until June 2010. The Governor would not support any legislation from agencies including the 90/10 agencies.

J. Summary of Current Events.

STEP 1: COMPLAINT REVIEW * AND ***

A. Recommend Application Denials

77728 Jesus Martinez-Razo (*Deny & accept w/negotiation*)

MOTION by Stephen Colarusso to accept staff recommendations and deny the application and accept with negotiation. MOTION SECONDED by Gary Begley. MOTION CARRIED.

B. Recommend Dismissals

MOTION by Thom Kasch to accept staff recommendations and dismiss those listed below. MOTION SECONDED by Gary Begley. MOTION CARRIED.

- 78008 Belleza Latina Beauty Salon #C10202 (*Found salon in compliance*)
Liliana Betancourt #19800358, Owner/Manager
- 78105 Grandview Care Center #C9449 (*Found salon in compliance*)
Grand Terrace Ltd Partnership, Owner
Patricia Stewart #18022398, Manager
- 78110 Farmer’s Market, *Pseudo Unlicensed* (*Refer to proper authorities*)
- 78111 Kelly R West #30123965 (*Said location is a licensed salon*)
- 78274 American Laser Center #A16512 (*No medical documents submitted by complainant-
services performed prior to salon licensure*)
ALC of Arizona LLC, Owner
- 78283 Vu Salon & Day Spa #C13602 (*No violations*)

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- 78414 Heidi Spa LLC., Owner
Heidi Hake #39300061, Member/Manager
Sachi Salon #C10291 *(No evidence to support allegations)*
Sachi LLC., Owner
Dor Safir, President
Annie Pham, VP 19001412
- 78419 Linda Sampson Ksieski #18501058, Licensee
Classic Beauty College #42 *(No evidence to support allegations)*
Classic Beauty College Inc., Owner
Pearl Perschio #97300451, Director
Ashley Tidey #90800016, Instructor
- 78420 European Experience Salon & Day Spa #C16802 *(No evidence to support allegations)*
Christine Cissarz #59800100, Owner/Manager
- 78483 Caboodle Hair Salon #C17747 *(Refer to Barber Board)*
Cynthia Rae Rutledge #10700557, Owner/Manager
- 78538 Carsten Aveda Institute #S122 *(School followed proper procedure)*
Carsten Haircutter Inc., Owner
Carsten Wlms #98900001, President
- 78615 Prestige Nails & Spa of Scottsdale #M15742 *(No violations)*
Daniel Nguyen, Owner
- 78616 Ink Spot *(Salon is licensed A16133 & M16361)*
Joseph Samora #15803327, Owner
- 78630/78631 Quality Nails & Spa, A15887 & M15488 *(Salon is in compliance)*
Heip T Dinh #50501169, Owner

C. Recommend Letter of Concern

MOTION by Flora Finch to accept staff recommendations and issue Letter of Concern to those listed below. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

- 78398 The Nail Shop#M15925 *(Delinquent Establishment License)*
The Nail Shop LLC
Jason Nguyen, Member
Hillary Hang Nguyen, Member
- 78590 Unique Studios #C9312 *(Delinquent personal license & personal license display)*
Unique Studios LLC
Jeanette Leslie #18327696, Member/Manager
Michelle Nelson #19600416, Member
- 78591 Hair Unlimited #C17006 *(No TB HIV-1 HEP B)*
Gordon Rutledge, Owner
- 78592 Salon Sublime #C18243 *(Delinquent establishment license)*
Hair Expectations LLC
- 78593 Simply Ravishing Nails #M15944 *(One soiled individual client bag out of many)*
Tara Cote #50500244, Owner/Manager
- 78594 A Style For You #C19195 *(Incomplete blood spill kit, No TB HIV-1 HEP B & no large wet – comb size only)*
Kim Gouveia #19001313, Owner/Manager
- 78595 Cyn-Sations Hair Design #C9023 *(Delinquent establishment license)*
Cynthia Stokes #19200811, Owner/Manager
- 78598 Polka Dot Palace Boutique #M16260 *(No first aid kit, no blood spill kit & advertising differently)*
Dawn Thompson #58900267, Owner/Manager

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- 78599 Salon Blissfull & Royal Poochie #C18598 (*Delinquent personal license & Ava Fitzloff #19918984, Owner/Manager no TB HIV-1 HEP B*)
- 78600 Hair By Danellia #C19128 (*Delinquent personal license*)
Danellia Ingallina #10401217, Owner/Manager
- 78601 CR Hair Designs #C17001 (*Delinquent personal license*)
Cheryl Reine #17718766, Owner/Manager
- 78602 Fybr Salon #C18361 (*No TB HIV-1 HEP B*)
Fybr Salon LLC
- 78603 Patricia's Hair Design #C18793 (*No TB HIV-1 HEP B*)
Patricia Robison #10500909, Owner/Manager
- 78604 Knotty Hair #C18509 (*No TB HIV-1 HEP B*)
Darcey Rhoads #10200084, Owner/Manager
- 78605 All Rage Salon #C19163 (*No TB HIV-1 HEP B*)
Paige Gentner #19000477, Owner/Manager
- 78607 Salon Sienna@Sng Salon #C17691 (*Delinquent personal license & personal Corina Martinez #10019726, Owner/Manager license display*)
- 78618 Homestyle Hair Care #C14845 (*Licensee advertising differently*)
SRG Amber Lights LLC
Nora Armenta #17213712, Manager
- 78619 Nails Rap III #M14876 (*Licensees not following manufacturer's directions of David Nguyen #59700278, Owner/Manager Barbicide to disinfect the spas*)
- 78621 Hair On Wheels By Susan #C18212 (*No exterior sign for salon*)
Susan Nixon #19000083, Owner/Manager
- 78622 Notorious Full Service Salon #C16153 (*Establishment license display*)
OM LLC
Umesh Patel, Member
Mana Gonzalez, Member
- 78623 Rich Nails #M14594 (*Licensees not following manufacturer's directions of Thanh Van Nguyen #50022013, Owner/Manager Barbicide to disinfect the spas*)
- 78638 Delovely #A15268 (*Delinquent personal license*)
Delovely LLC
Elizabeth Dinerman #30400139, Member/Manager
- 78645 Z Salon #C18261 (*Delinquent establishment license*)
Isabel Zamarron #10500692
- 78647 JR's Salon of Green Valley #C15462 (*One soiled client bags*)
JR's Salon of Green Valley Inc
Jeanette Rimbey #10200293, Manager
- 78648 His Hers Sugar & Spice Beauty Salon #C16399 (*No TB HIV-1 HEP B*)
Sugar & Spice LLC
Socoroo Velasco #18123703, Member/Manager
- 78653 Mountain Oasis Spa #M15834 (*Delinquent establishment license*)
Mountain Oasis Spa LLC
- 78652 A Better Look by Tina #C12357 (*Delinquent establishment license & one licensee Tina Hall, Owner with hair in the dry storage*)
- 78654 Nail Place Like Home #M14655 (*Delinquent personal license*)
Shelley Cox #59920207, Owner/Manager
- 78665 Donna's Hair Studio #C17879 (*Delinquent establishment & personal license*)
Donna Winter #18500085, Owner/Manager
- 78666 Simply You. A Hair Salon #C12781 (*Advertising differently*)
Mary King #18900901, Owner/Manager

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- 78669 DC Salon Shades in Faith #C18227
Ashley Peifer-Jackson #19700862, Owner/Manager
(No exterior sign)
- 78670 Wild AZ Hair #C17432 *(Delinquent establishment license)*
April Schell #10331981, Owner/Manager
- 78671 Lypsink Beauty Boutique #M16261 *(Delinquent personal license)*
Sheley Davis #58700242, Owner/Manager
- 78672 MKB Conspiracy #C18124 *(Delinquent establishment license)*
Marni Mares #10600963, Owner/Manager
- 78673 BKM Conspiracy #C78673 *(Delinquent establishment license)*
Britne Schildts #10500860, Owner/Manager
- 78675 3J Nails Salon #M14727 *(Improper mixing of disinfectant)*
Phuc Thi Tran #59818396, Owner/Manager
- 78678 M & M's Tips N' Toes #M15528 *(Delinquent establishment license)*
Haynes Nail Salon LLC
Michelle Osborn #59100371, Member/Manager
- 78682 Cascades Beauty Salon #C2639 *(Delinquent establishment license)*
Maria Tadeo #16910261, Owner/Manager
- 78720 Vita Bella Fine Day Spa #C17294 *(Delinquent personal license, personal
license display, one licensee had soiled guards and soiled dry storage)*
Garley LLC
- 78721 Personally Yours #C15859 *(Delinquent establishment license)*
Jacki Curtis #19500914, Owner/Manager
- 78722 & Heavenly Creations By Nadia #A16479 & #M16203 *(Incorrect
78723 Nadia Chavez #19601383, Owner/Manager establishment license posted)*
78726 Biltmore Esthetiques #A15576 *(No TB HIV-1 HEP B)*
Gregory Finck #39400059, Owner/Manager
- 78727 Kelly's Salon Studio #C17597 *(Personal license display)*
Kelly Branch-Mason #19301249, Owner/Manager
- 78728 Sessions By Shawneen #C17165 *(Delinquent personal license)*
Shawneen Dillon #10501671, Owner/Manager
- 78729 Rochelle's Salon & Spa #C12969 *(Delinquent establishment license)*
Grey Inc
Grey Toy, President
Rochell Goday #19200882, Vice President/Manager
- 78730 Cherry Salon #C17878 *(Delinquent personal license & personal license display)*
Cherry The Salon Inc
Leslie Lammers #39700066 & 59100345, President/Manager
- 78741 & Brilliant Nails #A14847 & #M14885 *(Personal license display)*
78742 Helen Phan #19501021, Owner/Manager
- 78743 Salon CXE #C17029 *(Delinquent personal license)*
Sandra Farley #19000381, Owner/Manager
- 78744 Tocasierra #C6474 *(Delinquent personal license & personal license display)*
Pointe Hilton at Squaw Peak & Partners
- 78745 & Du Nails #A14211 & #M12232 *(Delinquent nail establishment license & no
78746 Du Van Truong #59700316, Owner/Manager TB HIV-1 HEP B)*
78756 Desert Nail Spa @ Moon Valley #M14494 *(Delinquent personal license)*
Van Thi Le #50400397, Owner/Manager
- 78757 Jerry Lee Hairdesign #C18294 *(Delinquent establishment license)*
Jerry Lee #16607266, Owner/Manager
- 78761 Regency Beauty Institute #S116 *(Proof of education & student kit missing
Regency Corporation containers for clean and soiled tools)*

- 78762 Linda Menchetti #90400075, Instructor in Charge
Ulta Salon Cosmetics & Fragrance #C15852 *(Delinquent personal license)*
Ulta Salon Cosmetics & Fragrance Inc
- 78763 Regis Mastercuts #C18256 *(Advertising differently)*
Minnesota Regis Corp
Paul Finkelstein, President
- 78770 Supercuts #C5033 *(Delinquent establishment license)*
Donna Frenette, Owner

D. Recommend Informal Interview or Negotiation Terms

MOTION by Gary Begley to accept staff recommendations for all negotiation terms as listed below.
MOTION SECONDED by Flora Finch. MOTION CARRIED.

1. 77688 Kjrsten L D’Aubyn #19300655
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

2. 78049 Vanessa Austin #30500542
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

3. 78309 Earl’s Academy of Beauty #S120
EA Education Inc., Owner
Don Podiak, President
Shad McCoy, Educational Director
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

4. 78316 & Tiara Eakin #10501395
78317 Tori Stanley #30600210
Offer a consent agreement to Tiara Eakin #10501395 to assess \$50 civil penalty and costs; and offer a consent agreement to Tori Stanley #30600210 to assess \$500 civil penalty and costs, see motion above.

5. 78387 Chandler Fashion Center – Eyebrow Threading
Brow Art 23 *Pseudo Unlicensed* / Elizabeth Gorgees, Corporate Manager
Refer to proper authorities and send a letter regarding threading laws and procedures.

6. 78391 Flagstaff Mall – Just StringZ *Pseudo Unlicensed*
Refer to proper authorities and send a letter regarding threading laws and procedures.

7. 78392 National Laser Institute, *Pseudo Unlicensed*
Lewis Silberman, Owner

MOTION by Stephen Colarusso to move into Executive Session for the purposes of receiving legal advice regarding this case. MOTION SECONDED by Thom Kasch. MOTION CARRIED.
Meeting Reconvened.

MOTION by Stephen Colarusso to continue for further legal and investigative research. MOTION SECONDED by Flora Finch. MOTION CARRIED.

8. 78393 Leo Orchard Nails & Spa M14942
Thac Chi Nguyen #50200010, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

9. 78400 Shannin Rodriquez (Nissley) #59817988 (*Expired 10.6.06*)
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.
10. 78416 Charlie's Nail & Spa #M15817
Charlie Tran #'s 50500056 & 30500838, Owner/Manager
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.
11. 78418 Elizabeth Ann Byrne #10501936
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.
12. 78458 & Danette Lawless #18326703, Licensee
78459 & Georgia L Curtin #98100679, Licensee
78460 & Medi 'Morphosis *Pseudo Unlicensed*
78774 Kyn J Masci #30601007, Licensee
Continue.
13. 78462 His & Hers Hair Salon C13020 (*Expired 8.8.08*)
Teresa Montano #18500340, Owner/Manager (*Expired 12.28.08*)
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.
14. 78481 Tiffany's Nail & Hair #C15553
Linda Giau Dung #'s 59920691 & 30200063, Owner/Manager
Hoe Nguyen #50800336, Licensee
Offer a consent agreement to assess \$250 civil penalty and costs and to pay restitution for \$57.00, see motion above.
15. 78486 Salon Sierra #C18418
Lydia C Fisher-Creek #10800612, Owner/Manager
Offer a consent agreement to assess \$1,500 civil penalty and costs, see motion above.
16. 78553 Molly Argumedo #17010941, Licensee
License is currently revoked; offer a consent agreement to assess \$500 civil penalty and costs, or refer to proper authorities, see motion above.
17. 78584 Hair-Do #C11381
Raybell Enterprises LLC
Suzanne Bell #19500102, Member/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
18. 78585 Ososexy Nails Spa #M16122
Anh Ngoc Bu #50401405, Co-Owner
Sabahn Daum #10200413, Co-Owner/Manager
To informal interview, see motion above.
19. 78586 Knockouts #C18208
LMS Management LLC
Michael J. Shimanski, Member
Issue a Letter of Concern, see motion above.

20. 78587/78588 Formal Nail #A15702 & #M15643
Vanna Pham #50600100 & 30600618, Owner/Manager
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.
21. 78589 Diana's Nails #M16130
Loan Kim Huynh #10500292, Owner/Manager
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.
22. 78596 Bethany Sitton #10900897, Licensee
Dismiss, see motion above.
23. 78597 Believe Salon #C19075
Believe Salon Inc
Leslie Laitsch #18700505, President/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
24. 78606 Shear Gossip #C17589
Isabel Hernandez #10326480, Owner/Manager
Issue a Letter of Concern, see motion above.
25. 78617 Elegant Nails By Tim #M14563
Thien Dinh #59818593, Owner/Manager
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.
26. 78620 Oro Nails #M15548
Dung Binh Tran Le #50200613, Owner
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
27. 78637 Miranda Lewis #10501338, Licensee
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.
28. 78642/78643 Classy Nails by Le #A12786 & #M11113
Quan Thai Le #59818007, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
29. 78644 Azure Hair Salon of Tucson #C16660
Margaret Nastasi, Owner
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
30. 78646 Gigi's Nail Care #M15477
Gisela Branson #59000286, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
31. 78649 Valley Nail Spa Studio by Sonny #M15386
Sonny Kim Tran #50000629, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.
32. 78650 DA-VI Nails #1411 #A16268
Kevin Nguyen #50300126, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

- 33. 78651 Donna & Co #C16162
Donna Brownlow #18500801, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

- 34. 78655 Cheri Hair #10901290, Licensee
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

- 35. 78656 How Bizarre #C15247
Branden Ruiz #19600662, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

- 36. 78657 Rapture Salon #C19198
Frances Gomez #19501295, Owner/Manager
Offer a consent agreement to Frances Gomez #19501295 to assess \$500 civil penalty and costs, see motion above.

- 37. 78660 Gilberto Valenzuela Jr. #19101338, Licensee
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

- 38. 78667 A + Nails & More #C18442
Quy Nhu Vo #50000567, Owner/Manager
Offer a consent agreement to assess \$2,000 civil penalty and costs, see motion above.

- 39. 78668 Denise Butkivich #10501770, Licensee
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

- 40. 78674 Serenity Nail Spa #A16364
Serenity Nail Spa LLC
Judy Nguyen, Member
Sang Nguyen, Member
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

- 41. 78676 / 78677 Lucious Nails #A16332 & #M16146
Dinh Doan #50500117, Owner/Manager
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

- 42. 78679 Vivian's Nail Spa #M14453
Ngan Vo #59717506, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

- 43. 78680 VIP Nails #M13833
Quoc Nguyen #50200252, Owner/Manager
Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

- 44. 78681 Topline Nails #M14174
Carol Bui #59600937, Owner/Manager
Offer a consent agreement to assess \$500 civil penalty and costs, see motion above.

- 45. 78683 Lily Nail Spa #M15752

Lily Do Nguyen #10119556, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

46. 78684/78685 Savvy Salon #A14170 & #C13338
Savvy Salon Inc

Janine Aguilar #18601438, President/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

47. 78686 Stylemakers Hair Design #C1541

Billie Manzanedo #15901688, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

48. 78687 Highlight Nails #M8045

Dien Van Nguyen #59600864, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

49. 78688 Vista Spa #C18224

Thu Thi Pham #50500869 & #30600282, Co-Owner/Manager

Tai Le #50800181, Co-Owner

To informal interview, see motion above.

50. 78717 Sandra Ashley #18501053, Licensee

Dismiss, see motion above.

51. 78718 Glamour Nails #M16079

Jennifer Nguyen #50600649, Co-Owner/Manager

Bich Phan #50401551, Co-Owner/Manager

Offer a consent agreement to assess \$500 civil penalty and costs, for both owners to attend the infection protection class and the law review class given by the Board as terms of an 18 month probation, see motion above.

52. 78719 Regal Nails @ NW Glendale #M13518

Hiep Dam #50000004, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

53. 78724/78725 Le's Nail Master #A16244 & #M16078

Cindy Nguyen #50124498 & 30600128, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

54. 78731 Biagio Nail & Spa #C18627

Phuong Nguyen Ha #19700320, Owner/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

55. 78732 Beyond Waycool Hair Experience #C17449

Waycool Hair Experience Inc

Christy Schiedemeyer #18124575, President/Manager

Offer a consent agreement to assess \$250 civil penalty and costs, see motion above.

STEP 2: INFORMAL INTERVIEWS * AND ***

A. Without Negotiation Options

1. 77963 Visage #C15143 **10:00 a.m.**
 Wilma Mrosek #18500118, Owner/Manager
 Continued from August Board Meeting

Wilma Mrosek appeared and spoke to the issue.

MOTION by Karla Clodfelter to offer a consent agreement in lieu of a formal hearing to assess \$1,000 civil penalty and costs, to attend the infection protection class and the law review class given by the Board as terms of a 6 month probation, and to discontinue medical procedures listed and to seek proper licensing for wart and mole removal. MOTION SECONDED by Gary Begley. MOTION CARRIED.

2. 78271 KJM Salon #C15963 **10:00 a.m.**
 KJM LLC
 Jeff C. Terrell #19300711, Member
 Continued from August Board Meeting

MOTION by Flora Finch to continue. MOTION SECONDED by Thom Kasch. MOTION CARRIED.

MOTION by Stephen Colarusso to add Karen Morande #59700545 and notify salon to get license current by 5:00 p.m. today or offer a consent agreement to assess \$250 civil penalty and costs, see motion above. MOTION SECONDED by Thom Kasch. MOTION CARRIED.

MOTION by Stephen Colarusso to rescind the previous motion and to instead offer a consent agreement to Karen Morande #59700545 to assess \$250 civil penalty and costs. MOTION SECONDED by Flora Finch. MOTION CARRIED.

B. With Negotiation Options

1. 78171 A Day N Nite Salon & Spa by Lynda Walker & Co C14571 **10:15 a.m.**
 Lynda Walker #18327582, Owner/Manager
 Continued from August Board Meeting
NEGOTIATED

2. 77960 Smartstyle #406 #C12494 **10:15 a.m.**
 Minnesota Regis Corp., Owner
 Paul Finkelstein, President
 Maria Jones #18123601, Manager
 Melissa "Missy" Dennee #19501360, Licensee
NEGOTIATED \$250

3. 78039/78040 Lavender Nails & Spa #M15496 & A15518 **10:15 a.m.**
 Davis Dam #50401043, Owner/Manager
NEGOTIATED \$500/PAID

4. 78169 Fantastic Sams #10 #C16787 **10:15 a.m.**
 Donnas Fab Five II LLC., Owner
 Donna Jansen, Member
 Ronald Jansen, Member
 Alice K Hoffman #10602065, Manager/Licensee
NEGOTIATED \$250

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Correction noted on the Complaint Summary that the restitution should be \$88.00.

- 5. 78176 Nail U Luv 1 LLC #M16012 **10:15 a.m.**
Nail U Luv 1 LLC., Owner
Thuy Thi Huynh #50601196, Member/Manager
NEGOTIATED \$250

- 6. 78178/78180 Tiffany Paradise Nails #M14609 & A14569 **10:15 a.m.**
Albert Nguyen, Owner
No show; to formal hearing.

- 7. 78279 Ish Salon #C15412 **10:15 a.m.**
David Anthony Salon LLC.
David A Leslie #18428124, Member/Manager
NEGOTIATED \$250

- 8. 78371 Amor Nails #M6937 **10:15 a.m.**
Hai Van Truong #59800260, Owner/Manager
NEGOTIATED \$250/PAID

- 9. 78372 & Manda Silva #16506704, Licensee **10:15 a.m.**
NEGOTIATED \$50
78373 & Maria Green #16910542, Licensee
NEGOTIATED \$50
78374 Judy Wolgamot #19100591, Licensee
NEGOTIATED \$50

- 10. 78375 & Manda Silva #16506704, Licensee **10:15 a.m.**
NEGOTIATED \$50
78376 Judy Wolgamot #19100591, Licensee
NEGOTIATED \$50

- 11. 78378 Images Salon Spa of Tucson #C15008 **10:15 a.m.**
Images Salon Spa of Tucson LLC
Maria Stevens #17718695, Member
NEGOTIATED

- 12. 78379 Nail Trix #M15208 **10:15 a.m.**
Son Bang Nguyen #10400299, Owner/Manager
NEGOTIATED \$500/6-Months Probation/1st payment submitted

- 13. 78380 & Georgia Curtin #98100679, Licensee **10:15 a.m.**
78452 Danette Lawless #18326703, Licensee

- 14. 78383 Spirit Salon #C10857 **10:15 a.m.**
Spirit Hair Skin & Nails Salon LLC
Georgia Curtin #98100679, Member/Manager
Danette Lawless #18326703, Member/Manager

Georgia Curtin, Danette Lawless, Attorney Andrew Fried, and Dr. Steven Dalbec appeared and spoke to the issue.

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MOTION by Karla Clodfelter to combine 78380, 78452, and 78383 and offer a consent agreement to assess \$250 civil penalty and costs, to attend the infection protection class and the law review class given by the Board, and to get Medi-Morphosis facility licensed within 30 days, see motion above. MOTION SECONDED by Gary Begley. MOTION CARRIED.

15. 78386 Berry Pisciotta #10500234, Licensee **10:15 a.m.**

MOTION by Flora Finch to accept staff recommendations and rescind the previous motion and to instead offer a consent agreement to assess \$50 civil penalty and costs for the violation of working in an unlicensed establishment, see motion above. MOTION SECONDED by Gary Begley. MOTION CARRIED.

16. 78423 Empire Beauty School #S 106 **10:15 a.m.**

Franklin Schoenman

Paul Finkelstein

Anthony Baran

NEGOTIATED \$250/PAID

17. 78425 & Hoa H. Tran #50100586, Licensee **NEGOTIATED \$500 10:15 a.m.**

78661 & Phuong Minh Bui #50900008, Licensee **NEGOTIATED \$250**

78662 Loi Kim Nguyen #50900015, Licensee **NEGOTIATED \$250**

18. 78426 Mia Bella Salon & Spa Inc #C17817 **10:15 a.m.**

Michelle Nugent #19300139, President/Manager

Patrick Nugent, Vice President

Michelle Nugent appeared and spoke to the issue.

MOTION by Flora Finch to issue a Letter of Concern. MOTION SECONDED by Thom Kasch. MOTION CARRIED.

19. 78427/78428 Nails Mall #A14825 & #M14857 **10:15 a.m.**

Nga Thi Nguyen #19501342, Owner/Manager

NEGOTIATED \$250

20. 78429 Xanadu Salon & Spa #C16495 **10:15 a.m.**

OM LLC

Maria Gonzalez #19501266, Member/Manager

NEGOTIATED \$250

21. 78430 Felicia's Nails #M12352 **10:15 a.m.**

Felicia A. Matthews #18601219, Owner/Manager

NEGOTIATED \$250

22. 78431 Kiwi Nails #M15922 **10:15 a.m.**

Nguyen Dam #50700145, Owner/Manager

NEGOTIATED \$250/PAID

23. 78432 LA Nails #M9720 **10:15 a.m.**

Susan B. Au #59500448, Owner/Manager

NEGOTIATED \$250/PAID

24. 78433 VN Nail Spa #M16030 **10:15 a.m.**

Nhan Huu Huynh #50100577, Owner/Manager

NEGOTIATED \$250/PAID

25. 78434 Salon @ Tucson National #C3056
TNR & S Acquisition Inc
NEGOTIATED \$250/PAID 10:15 a.m.
26. 78435 Jabez Hair & Nail Studio #C17040
Bennette Martinez #19501300, Owner/Manager
NEGOTIATED \$250 10:15 a.m.
27. 78437 Tulips Nails #M14606
Thuy Diem Hoang #50500761, Owner/Manager
NEGOTIATED \$500/PAID 10:15 a.m.
28. 78438 Regal Nails #M15591
Holly Nguyen #59800216, Owner/Manager
NEGOTIATED \$250 10:15 a.m.
29. 78439 Jennifer Denh Ho #50401308, Licensee
NEGOTIATED \$500/PAID 10:15 a.m.
30. 78442/78443 Tony's L.A. Nails #A15875 & #M15784
Toan Thanh Dao #50100165, Owner/Manager
NEGOTIATED \$250 10:15 a.m.
31. 78445 Regis Salon #454 #C2701
Minnesota Regis Corp
Paul Finkelstein, President
NEGOTIATED \$250/PAID 10:15 a.m.
32. 78450 Urban Dollz Hair & Nails Studio #M15934
Gina Williams #50500742, Owner/Manager
NEGOTIATED 10:15 a.m.
33. 78451 Toech'e #M15939
Pamela Sargent #59400625, Owner/Manager
NEGOTIATED \$250 10:15 a.m.
34. 78454 Kathy Nails Studio #M16346
Lan Cam Le #10100027, Owner 10:15 a.m.

Lan Cam Le appeared and spoke to the issue.

MOTION by Karla Clodfelter to dismiss. MOTION SECONDED by Thom Kasch. MOTION CARRIED.

35. 78455 Tori McGinnis #10801645, Licensee
NEGOTIATED \$250 10:15 a.m.
36. 78463 Tangles Salon & Spa #C17008
Tangles Salon & Spa LLC
Hilda Pesqueira #19400172, Member 10:15 a.m.

NEGOTIATED \$250

37. 78464 Southwest Hair Designs #C18532 **10:15 a.m.**
L & W Fortney Enterprises
NEGOTIATED \$250/PAID

38. 78466/78467 Pink & White Nails #A16323 & #M16120 **10:15 a.m.**
Hoai Thuong Tran #50500794, Owner/Manager
NEGOTIATED \$500/PAID

39. 78468 Indigo Day Spa #C17713 **10:15 a.m.**
Indigo Day Spa LLC
Aimee Anderson #30800364, President
Cynthia Reardon, Secretary
NEGOTIATED \$250

40. 78469 Global Nails #M9710 **10:15 a.m.**
Antorsch Ngo #59600811, Owner/Manager

Antorsch Ngo appeared and spoke to the issue.

MOTION by Thom Kasch to offer a consent agreement to assess \$250 civil penalty and costs, to attend the infection protection class and the law review class given by the Board within 90 days, see motion above.

MOTION SECONDED by Stephen Colarusso. MOTION CARRIED.

41. 78470/78471 Coachline Nails and Spa #A15822 & #M15746 **10:15 a.m.**
My My Ho #50400585, Co-Owner/Manager
Lisa Chang #10200335, Co-Owner/Manager
NEGOTIATED \$250/PAID

42. 78472 Regal Nails Salon & Spa #M15578 **10:15 a.m.**
David Diep #50024143, Owner/Manager
NEGOTIATED \$500/PAID

43. 78498 Salon at Ulta 3 #C6325 **10:15 a.m.**
Ulta 3, Cosmetic Savings Store Inc
Terry Hanson, CEO
NEGOTIATED \$250

44. 78499 Whimsical Nails #M12524 **10:15 a.m.**
Hue Nguyen #50100678, Co-owner/Manager
Co Nguyen #50100677, Co-Owner/Manager
NEGOTIATED \$250

45. 78500 Julie Oldham #18327770, Licensee **10:15 a.m.**
No show; to formal hearing.

46. 78502 Salon Prima Bella #C16222 **10:15 a.m.**
Kristine Vaughan #59000184 & #30601085, Owner/Manager
NEGOTIATED \$250

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47. 78510 Linda Chan #50401282, Licensee
NEGOTIATED \$500/PAID **10:15 a.m.**
48. 78511 Salina McNeese #10120943, Licensee
No show; to formal hearing. **10:15 a.m.**
49. 78512 Heidi Stone #10702024, Licensee
NEGOTIATED **10:15 a.m.**
50. 78513 Janeau London #10100124, Licensee
Janeau London appeared and spoke to the issue.
MOTION by Thom Kasch to issue a Letter of Concern. MOTION SECONDED by Kyra Locnikar.
MOTION CARRIED. Karla Clodfelter VOTED NAY. **10:15 a.m.**
51. 78525/78526 L'Amour Nails III #A16322 & #M16138
L'Amour Nails III LLC
Tram Phan #30600148 & #50123684, Member/Manager
NEGOTIATED \$250/PAID **10:15 a.m.**
52. 78528 Nail Trix & Spa #M14402
Brandon Pham #50100074, Owner/Manager
NEGOTIATED \$250 **10:15 a.m.**
53. 78530 Alt Fashion Barber Shop #C17736
Alt Fashion Barber Shop LLC
Robert D. Glassgow, Member
NEGOTIATED \$250 **10:15 a.m.**
54. 78531 Matrix Nails #M10903
Lynn B. Huynh #19900124, Owner/Manager
NEGOTIATED \$500 **10:15 a.m.**
55. 78532 Bellissima Salon & Spa #C17551
EJ & A LLC
Jennifer & Eric Lieberthal, Members
NEGOTIATED \$250/PAID **10:15 a.m.**
56. 78533 Creative Nail & Tanning #M14638
Hong "Helen" Hanh Thi Le #50331264, Owner/Manager
NEGOTIATED \$250/PAID **10:15 a.m.**
57. 78534 Samantha's Spa & Hair Salon #C17818
Samantha's Spa & Hair Salon LLC
Yevette Stone #10100024, Member/Manager
NEGOTIATED \$250 **10:15 a.m.**
58. 78535 Beauty Brands #C14346
Beauty Brands Inc
Robert A. Bernstein, President
David Bernstein, Vice President **10:15 a.m.**

Carrie Fascetta #19300273, Manager
NEGOTIATED \$250

STEP 3: HEARINGS * AND ***

A. Denial Appeals

None

B. Motion to Deem Allegations Admitted

None

C. Hearing Officer Recommendations

None

D. Request for Reinstatement

None

E. Appeal Board Orders

None

F. Discussion, Consideration and Possible Action on Proposed Consent Agreement Terms.

- Case No. 77093, La Vie Nails #M11510 **9:45 a.m.**
 La Vie LLC., Owner
 Cindi Vong, Member, License No's 50800113 & 30700868
 Phong John V. Nguyen, Manager, License No. 50000214

MOTION by Flora Finch to accept consent agreement. MOTION SECONDED by Thom Kasch.
MOTION CARRIED.

STATUS AND ADDITIONS TO TENTATIVE AGENDA * AND ***

74463 Thanh Ngoc Pham #50400647

MOTION by Thom Kasch to accept staff recommendations and dismiss. MOTION SECONDED by
Flora Finch. MOTION CARRIED.

For Board Information Only:

ADJOURN

BOARD MEETING MINUTES

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In accordance with Title II 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) 784-4539.

- * LEGAL ADVICE WHERE APPLICABLE – A.R.S. § 38-431-03 (A) (3)**
- ** PERSONNEL MATTERS – A.R.S. § 38-431.03 (A) (1)**
- *** CONFIDENTIAL MATTERS – A.R.S. § 38-431.03 (A) (2)**
- **** PENDING LITIGATION – A.R.S. § 38-431.03 (A) (4)**