



BOARD MEETING MINUTES

ARIZONA STATE BOARD OF COSMETOLOGY MEETING
September 19, 2014 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

Vice Chair Karla Clodfelter called the Arizona State Board of Cosmetology Board Meeting to order at 9:00 a.m.

CALL TO ORDER AND ROLL CALL

Gary Begley (Absent)
Karla Clodfelter
Jessica M Stall-Rainbow
Joe Verdugo
Tammy L Acton
Melissa C Porter (Absent)
Martha P Ramsey

BOARD BUSINESS

1. Approval of Regular Board Minutes of August 15, 2014.

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MOTION by Jessica Rainbow to approve minutes as written. MOTION SECONDED by Martha Ramsey. MOTION CARRIED.

2. Approval of Executive Session Minutes of August 15, 2014.

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

3. Declaration of Conflict of Interest.

NONE.

4. Discussion, Consideration and Possible Action on Recommendations from Rules Committee.

- Report and Recommendations from Rule Committee meeting held on August 15, 2014

Martha Ramsey reported that the committee discussed the following:

A.A.C. R4-10-101 (19) – Manager - Not required for the individual who is insuring the compliance of the salon to be licensed.

A.A.C. R4-10-101 (27)(c) - Tenth Grade Equivalency, A.A.C. R4-10-104 (C)(1)(d) - Application for License by Examination and A.A.C. R4-10-204 (C)(3)(c) - School Records School Records - Several places in the Rules which states 23-years age needs to be changed to 10th grade equivalency.

A.A.C. R4-10-107 - License Renewal - Having photos on licenses when renewing.

A.A.C. R4-10-112 (D) – Infection Control and Safety Standards – “Lasers” research needs to be done on the safety and sanitation for the teaching of lasers in the schools.

Continuing Education - Committee thought using the Infection Control/Law Review class would be the easiest way to go about this, but feel more study needs to be done if we decide to do anything other than that at this point.

Committee also discussed changing the time frame when a salon location change is made from 10-days to 30-days and how to define the proof of 1-year work experience for licensure for student Instructors, which are both Laws and need to go to the Legislative Committee.

MOTION by Karla Clodfelter to direct the Rules Committee move forward with the changes to the Rules A.A.C. R4-10-101 (19) Manager “does not need to be licensed” , A.A.C. R4-10-101(27)(C) Tenth Grade Equivalency “23-years of age”, A.A.C. R4-10-104 (C)(1)(d) Application for License by Examination “23-years of age”, A.A.C. R4-10-204 (C)(3)(c) School Records “23-years of age”, A.A.C. R4-10-107 License Renewal “Photo” and A.A.C. R4-10-112 (D) Infection Control and Safety Standards “Lasers” and for Executive Director Donna Aune to follow up in regards to the hiring of a rules writer to help with the language . MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

5. Discussion, Consideration and Possible Action on Cindy Vong and La Vie LLC, Appellants vs. Donna Aune, Arizona Court of Appeals.

The Board may vote to go into Executive Session for the purpose of discussion and consideration of pending litigation pursuant to A.R.S. §38-431.03 (A) (4).

Court of Appeals, Division One, Case No. 1 CA-CV 13-0423 Decision in Favor of the Board Dated May 27, 2014

- Petition for Review and Response Filed in Arizona Supreme Court

Assistant Attorney General Bridget Harrington stated that there was not update at this time.

6. Cosmetology Students on Field Trip.

- Questions and answers regarding Board authority and process

Students from Turning Point Beauty College were in attendance.

EXECUTIVE DIRECTOR’S REPORT

1. Discussion, Consideration & Possible Action on 2015 Board Meeting Dates and 2015 Infection Protection/Law Review Class Administered by the Board.

- Board Meeting Dates:

- Jan 16th Feb 20th Mar 20th Apr 17th May 15th
- Jun 19th July 17th Aug 14th Sept 11th Oct 16th
- Nov 13th Dec 11th

- Infection Protection/Law Review Class:

Jan 12 th & 26 th	Feb 9 th & 23 rd	Mar 9 th & 23 rd	Apr 6 th & 20 th
May 4 th & 18 th	Jun 1 st , 15 th & 29 th	July 13 th & 27 th	Aug 10 th & 24 th
Sept 7 th & 21 st	Oct 5 th & 19 th	Nov 2 nd , 16 th & 30 th	Dec 14 th & 28 th

2. Report and Discussion on (NIC) National Interstate Council Convention held in Charleston, South Carolina, August 20th – 26th.

Executive Director Donna Aune reported that Karla Clodfelter and she attended the NIC Conference which was a very good conference and they learned a lot. There was a lot of talk of deregulation federally, the Institution of Justice is working with Congress to make this happen, this is very important and we need to start thinking about making some changes to be consistent with reciprocity

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requirements and ours. Karla Clodfelter was nominated and accepted the position to the Legislation Committee and to the Scholarship Committee and Donna Aune accepted the position of Co-Chair the Administrators Meeting. Karla Clodfelter spoke on the speaker by the name of Joseph Pham who is a Representative for the Asian Nail Community and he spoke of how the nail industry started in the Asian Community, which was a wonderful story and very informative. Karla Clodfelter also reported that she and Donna Aune went to the Legislation Meeting Break out Session and was surprise that Arizona is heads above other states being involved with our legislation on being helped through our legislators.

3. Report and Discussion on (CLEAR) Council on Licensing Enforcement and Regulations Conference held in New Orleans, Louisiana, September 11th – 13th.

Executive Director Donna Aune, reported that she attended the CLEAR Conference and listen to a Professor from a college in California speaking about “States Regulating” - themselves and a session on Scope of Practice which was interesting.

4. Summary of Current Events.

CONSENT AGENDA

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

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

STEP 1: COMPLAINT REVIEW

A. Recommend Application Denials

88564 Ngoc T. Tran (*Deny & Accept w/\$250 negotiation terms; working prior to licensure*)

88597 Deborah Giaimo (*Deny & Accept w/\$250 negotiation terms; working prior to licensure*)

88602 Huong T. Truong (*Deny & Accept w/\$250 negotiation terms; working prior to licensure*)

MOTION by Joe Verdugo do deny and accept with negotiation terms. MOTION SECONDED by Tammy Acton. MOTION CARRIED

B. Recommend Dismissals

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

87744 & Cherie N Copple #10225484 *(Found no evidence to support allegation)*
87809 & Teagan Condie #10500101 *(Found no evidence to support allegation)*
87810 & Brookie Monson, Unlicensed *(Found no evidence to support allegation)*
87811 & Natalie Hill, Unlicensed *(Found no evidence to support allegation)*
87812 & Kari Johnson, Unlicensed *(Found no evidence to support allegation)*
87813 Jami Hannah, Unlicensed *(Found no evidence to support allegation)*
87815 Estrella Nails & Spa by Thuy D Giang 16292
Thuy Duong Giang, Owner/Manager *(Evidence does not support allegations)*
87786 Laylash Love your Lashes, Unlicensed *(Found no evidence to support allegation)*
87950 Hot Desert Hair #C20562 *(Salon in compliance)*
Barbara Holten #19100931, Owner
88159 Flawless Salon & day Spa #M23573 *(Found no evidence of unlicensed activity)*
Britney Burress #50701028, Owner
88400 Foot Fetish Nail Spa #C17212 *(Found adequate ventilation & sufficient air circulation)*
Clarise Ward #50329333, Owner

C. Recommend Letter of Concern

See Motion under Step 1 B.

88339 Regis Salon #C17283 *(Delinquent person license)*
Minnesota Regis Corp., Owner
Dan Hanrahan, C.E.O./President
88385 Sports Buzz #C14550 *(1/6 licensees w/ sanitation violations & delinquent personal license)*
C & E Haircuts LLC, Owner
Everett R Acosta, Member
88389 Suite 102 #C19503 *(Establishment license display)*
Lori Winters #19601196, Owner
88390 Salon LaCouture #C21709 *(Delinquent establishment license)*
Jessica Lynn Schafer #10501307, Owner/Manager
88391 Maricela Beauty Salon #C20052 *(Delinquent personal license)*
Isabel Enriquez #10401885, Owner/Manager
88403 Lynn's Salon #C20760 *(Clean towels not enclosed & delinquent establishment license)*
An Ngoc Nguyen #10501335, Owner/Manager
88404 Smartstyle #2189 #C22572 *(1/3 licensees w/ sanitation violations & current/personal license display)*
Minnesota Regis Corp, Owner
Dan Hanrahan, President/CEO
Therese Lee Cantrell #11300647, Manager
88405 Desert Haven Beauty & Barber Shop #C14236 *(Personal license display)*
SRCV Haven LLC, Owner
Harvey Nevins, Member
88407 Trendy Tresses #C16649 *(Delinquent personal license, leather pouch & advertising)*
Alison Howard #19101218, Owner/Manager
88408 Creations by Gina #C14891 *(Delinquent establishment license)*
Gina Gonzales #10327999, Owner/Manager
88415 Debbie's Beauty Salon #C5887 *(Delinquent establishment license)*
Deborah A McCormick #18023399, Owner/Manager
88416 Vega Salon LLC #C20784 *(Delinquent personal license)*
Vega Salon LLC, Owner
Maria H Hinojosa #10123121, Member/Manager
88439 Menaj #C23968 *(Delinquent personal license)*
Tess Young #50020876, Owner/Manager
88440 Era A Salon & Spa #C23218 *(Delinquent establishment license & delinquent personal license)*
Laura Weedon #10325680, Co-Owner/Manager
Michael Raymond Howell #10401183, Co-Owner/Manager
88441 Elements Hair Gallerie #C19260 *(Delinquent personal license)*
Jessica Rogers #10332786, Owner/Manager
88449 Adrenaline Salon & Skin Studio #C19931 *(Personal license display)*
Mary A Turner #18226048, Owner/Manager
88454 Glitter Salon LLC #C21789 *(Wet disinfectant not large enough & personal license display)*
Glitter Salon LLC, Owner
Elisa K Kaufman #39300002, Member/Manager

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- 88455 Steve Brattin, Member
 Art Nouveau #C20510 *(Establishment license display)*
 Yeije Hair Avenue Corp, Owner
- 88459 Kuhwan Kim #11002817, President/Director
 Bobsie Twins #C23534 *(No first-aid kit & no blood spill kit)*
 Kristin K Pogue #10801369, Co-Owner/Manager
- 88461 Alexis L Jacobs #10400645, Co-Owner/Manager
 Shear Love Salon #C23297 *(Delinquent establishment license)*
 Sara Tomkinson #10501924, Owner/Manager
- 88465 Salon Amore #C16668 *(Delinquent personal license)*
 Salon Amore LLC, Owner
 Amy Johnson #10400960, Member/Manager
- 88468 David Johnson, Member
 The Salon on Broadway #C20681 *(Personal license display)*
 Broadway Proper Retirement Community I LP, Co-Owner
 Broadway Proper General Partnership Inc., Co-Owner
- 88474 KV Nails & Spa #M17813 *(Est. license display, no blood spill,*
 Tam Nguyen #50700960, Owner/Manager *no first-aid kit & IFP guidelines)*
- 88476 Sofia's Hair Stylist #C24313 *(No TB & IFP guidelines)*
 Hector Urbano, Owner
 Rosa Magallon, Manager
- 88477 Image America's Beauty Salon #C19709 *(Delinquent establishment license)*
 Yolanda Umshler #19900413, Owner/Manager
- 88483 Cactus Curlers #C15721 *(Delinquent establishment license)*
 Mary A Scott #50400024, Co-Owner
 Frank M Scott, Co-Owner
- 88484 Kiki's Kottage #C17586 *(Delinquent personal license)*
 Marielena Tunnell #59600960, Owner/Manager
- 88486 Coni's Corner #C19612 *(Delinquent establishment license)*
 Constance P Volpe #16809663, Owner/Manager
- 88510 Kutting Edge Salon #C19151 *(Establishment license display)*
 Wendy Shill #10700222, Owner/Manager
- 88502 Kutz Etcetera #C22291 *(Delinquent personal license)*
 Robyn Hill #19817949, Owner/Manager
- 88503 Paradise Nail & Spas #M15414 *(1/5 soiled work area, product unlabeled &*
 Nam Van Nguyen #50401465, Owner/Manager *personal license display)*
- 88504 Paradise Nail & Spa 2 #M16526 *(1/5 soiled tools, product unlabeled &*
 Nam Van Nguyen #50401465, Owner/Manager *personal license display)*
- 88505 JJ's Barber & Salon Shop #C23439 *(Individual wets at stations & IFP*
 Juan Jimenez, Owner *guidelines)*
- 88506 From Head to Toe Essentials Salon & Spa #C18331 *(Individual wets at*
 Shannon G James, Owner/Manager *stations)*
- 88508 Bella Vita Salon & Spa #C23824 *(Wet disinfectant not large enough, posting*
 Bella Vita Salon Spa & Boutique LLC, Owner *for services not reg. &*
 Kacia D Maddox #30600157, Member/Manager *IFP guidelines)*
- 88512 Red 115 Salon #C15880
 Red Inc, Owner *(Clean linens not enclosed & del. personal license)*
 Jennessa St. James #19100379, President/Manager
- 88513 Beyond the Basics Salon #C18273 *(Delinquent personal license)*
 Angela Ortiz #19500394, Owner/Manager
- 88514 Head First Hair Designs by Steve Pavon #C3456 *(Delinquent personal*
 Steven C Pavon #18600376, Owner/Manager *license)*
- 88517 Tucson Massage & Spa #A17269 *(Advertising, del. establishment license &*
 Tucson Massage & Spa LLC, Owner *inspection sheet display)*
 Rondie L Yancey, Member
 Wanda Meyers, Member
- 88518 Salon Rouge LLC #C19767 *(Del. establishment & del. personal license)*
 Salon Rouge LLC, Owner
 Kathleen Whiteman #19101000, Member/Manager

88519 Carrie Boswell #19101209, Member/Manager
Foxy Fingers #C10868 *(Delinquent personal license)*

88520 Vickie Whiting #17011507, Owner/Manager
Mercedes Barber and Beauty Salon #C18981 *(Delinquent establishment license)*
Mercedes Acedo, Owner/Manager

88523 Corporate Hairquarters #C6843 *(Delinquent personal license)*
Brown & Brown Designs Inc, Owner
Dennis Brown #97800587, President/CEO
Marsha Brown, Vice-President/Secretary

88524 Butterfly Effect Salon #C23829 *(Delinquent personal license)*

88527 Teresa Taylor #19600342, Owner/Manager
A to Z Salon Spa #C19206 *(Delinquent personal license)*

88529 Thuy Thi Luong #'s 59715480 & 30400729, Owner/Manager
Studio 16 #C19703 *(Delinquent personal license)*

88540 Lori Winters #19601196, Owner/Manager
Esquire for Men and Women LLC #C12313 *(Delinquent establishment license)*
Esquire for Men and Women LLC, Owner
Andre Gustek, Member
Danuta Gustek, Member

88546 Fantastic Sams #59 #C19809 *(Wet disinfectant not large enough & 2/8 with sanitation violations)*
JJ59 LLC, Owner
Jill Jameson, Member
Memorie N Soos #19500728, Member

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 Joe Verdugo. MOTION CARRIED

1. 87783 Da Vi Nail #3833 #M17063
KN Nails Tech Inc., Owner
Kaithlyn Phuong Nguyen #50400763, President
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
2. 87792/88323 Paulene's Nails #'s M14667 & A14621
Duc H Ong #59500153, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
3. 87854 Green Room Organic Hair Lounge #C23129
Green Room Organic Hair Lounge LLC, Owner
Eric Flotta #10802286, Member
Jenelle A Lennarson, Applicant File 19950773
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
4. 87954 Jennifer L Mayo #90900027
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
5. 87957 Brittney Coleman, File No. 9068038
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, see motion above.
6. 87961 Linda Frost #30500909
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
7. 87964 Beauty Salon Izza #C23853
Isabel Longorio Toloza, Owner
Issue Letter of Concern for error with salon application, see motion above.

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8. 87993 Lindsay Ann Beaumont #51300343
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
9. 88017 Julie's Nails & Spa #M14333
Jimmy Ha #59900056, Owner/Manager
Trung M Nguyen #50300254, Licensee
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
10. 88039/88422 TLC Nails & Spa #'s A18058 & M17413
Julie Tan #'s 30400109 & 59800092, Co-Owner
Hiep Phan #50100056, Co-Owner
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, see motion above.
11. 88058/88059 Nails Studio by T & T #'s M15455 & A15470
Nails Studio by T & T LLC, Owner
Thao Thuy Nguyen #59713987, Member
Thanhga T Ca #50601004, Licensee
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
12. 88065/88066 Daily Nails #'s M17107 & A17588
Elise Trang Thu Nguyen #11101229, Owner/Manager
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, see motion above.
13. 88071/88072 Aloha Nails & Spa #'s M17079 & A17559
Aloha Nails & Spa LLC, Owner
Tuan Minh Dao #'s 50000137 & 30600954, Member
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, see motion above.
14. 88084 Linda F Deaton #16809018
Dismiss due to insufficient evidence support allegations, see motion above.
15. 88095 Gail Eileen Daniels #51100210
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
16. 88099/88100 Anthony's Nails #'s M15906 & A16022
Cuong Si Nguyen #50100696, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
17. 88116 Bernice Fernandez #11002873
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, see motion above.
18. 88117 Great Clips #C12893
T Bird Clips Inc., Owner
David Oliverio, President/C.E.O.
Victoria A Robinson #19815704, Manager
Tammy Frankforther #19100538, Asst. Manager
Elita Russell #18801608, Licensee
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
19. 88126 Fantasy Nails #M16868

Quy X Nguyen #50700774, Owner/Licensee
Offer a consent agreement to assess \$500.00 civil penalty and Board costs,
see motion above.

20. 88150 Le Hair #C16779
Kyrene Castro #10225249, Owner/Manager
Offer a consent agreement to assess \$750.00 civil penalty and Board costs,
see motion above.
21. 88151/88152 Refined Nail & Spa #'s M17645 & A18427
Thuy Le Nguyen #'s 50300329 & 30330731, Owner/Manager
Offer a consent agreement to assess \$750.00 civil penalty and Board costs,
see motion above.
22. 88174 Brazilian Blow Dry Bar #C23143
The Hair Inn LLC., Owner
Denise Merten #10123813, Member
Offer a consent agreement to assess \$250.00 civil penalty and Board costs,
see motion above.
23. 88254 Kingman #1 Nails #M16651
Tuong T Mac #50100289, Owner
"Angel" Tien T Mae #50200389, Licensee
Offer a consent agreement to assess \$250.00 civil penalty and Board costs
and \$25.00 restitution, see motion above.
24. 88290/88291 Regal Nails by Hue #'s M17077 & A17839
Hue Bach Lai #'s 50401250 & 31200481, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs,
see motion above.
25. 88292 Smartstyle #452 #C22601
Minnesota Regis Corp, Owner
Dan Hanrahan, President/CEO
Offer a consent agreement to assess \$250.00 civil penalty and Board costs,
see motion above.
26. 88295/88296 Regal Nail #5303 #'s M17538 & A18247
Yen Ly Thi Tran #'s 50700474 & 31300207, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs,
see motion above.
27. 88297/88298 Superior Nails #'s M17321 & A17905
Thanh Van Truong #50400042, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs,
see motion above.
28. 88299 Bien Nails & Spa #M14678
Hung N Huynh #'s 59500848 & 30100053, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs,
see motion above.
29. 88300 Pelazzo Hair Salon #C19507
Rodolfo Melendez #10200706, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs,
see motion above.
30. 88301 Belleza Latina Beauty Salon #C10202
Lilliana Betancourt #19800358, Owner
Patricia Navarrete #19600809, Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs,
see motion above.
31. 88302 Eleganza Hair Salon #C23959

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- Amalia Cervantes #19501025, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
32. 88305 K-Sa De Nail #A17233
Michelle Kim Pham, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
33. 88306 Nueva Imagen Beauty Salon #C12527
Korina R Sanchez #19500471, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
34. 88307 Bleu Styles Salon #C23860
Ashlin C Benitez #10800682, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
35. 88308 True Nails #M6755
Ho V Duong #59700018, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs and for Licensee/Owner to attend and complete the Infection Protection/Law Review class held by the Board, see motion above.
36. 88309 TM Hair Salon & Barber #C16182
Tuan Van Le, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
37. 88310 Leo Orchid Nails & Spa #M16822
Thac Chi Nguyen #50200010, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
38. 88311 Lily Hair & Nail Salon #C23723
Tiem Thi Nguyen #'s 50100672 & 30400720, Owner/Manager
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, see motion above.
39. 88313 Bella Nails #M17461
Enedina Romano #51300109, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
40. 88314 Best Clips #C23443
Enrique Salinas #19800136, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
41. 88315 Brow Studio Professional Makeup #C22669
Brow Studio LLC, Owner
Kristina Qadri, Member
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
42. 88317/88318 Q Nails Salon #'s M17428 & A18078
Diane Hoang #10501861, Owner

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

43. 88319 Salon PS Arizona LLC #C23251
Salon PS Arizona LLC, Owner
John Polatz, CEO
Susan Polatz, Vice-President
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
44. 88320 Maribel's Hair Salon #C20434
Maribel Gomez #19600056, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
45. 88321 The Rose Hair Art Studio LLC #C19484
The Rose Hair Art Studio LLC, Owner
Rochelle Janeane Baumgartner #10901360, Member
Kirk A Baumgartner. Member
Richard Schwartz, Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
46. 88322 TT Nails Salon and Spa #C24055
Thy Ngoc Phung #50500068, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
47. 88340 Vinny Nails #M17525
Maria Dhao Khuat Nguyen #51400100, Owner
Alan Long Nguyen, Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
48. 88341 Sports Buzz Haircuts #C19611
Osnerisay LLC, Owner
Norma P Moreno #19700069, Member
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
49. 88343 Pro Cuts 12244 #C17152
Los Guapos AZ LLC, Owner
Nathan D Serrano, Member
Deborah Serrano, Member
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
50. 88344 Studio M Salon #C16728
Monica M Merancio #18800387, Co-Owner
Martin Merancio, Co-Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
51. 88345 Javier Salon #C23685
Francisco J Olivarría #19600423, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
52. 88346 Pueblo Salon #C21360
Judy Torres #10500746, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
53. 88347/88348 Donna's Nails & Spa #'s M17142 & A17647

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- Donna's Nails & Spa LLC, Owner
Lien Thuy Phan #'s 50701135 & 31200653, LLC Manager
Dung Vu, Member
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, see motion above.
54. 88349 Mary E McCall #10227833, Owner/Manager
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.
55. 88350 Grand Bell Barber Shop & Salon #C17781
Radj Yusupov #10602086, Owner/Manager
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
56. 88364 Cali Nails #M17143
Cali Nails LLC, Owner
Trina Do #50600214, Co-Partner
Hoa Do #50600224, Co-Partner
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, see motion above.
57. 88365 Nail Spa by Michelle #'s M17419 & A18070
Michelle Duong #50000314, Owner
Offer a consent agreement to assess \$750.00 civil penalty and Board costs, see motion above.
58. 88373 Hair 4 Real #C21650
Hair 4 Real Inc., Owner
Laweeda Muhammad Keys #10900960, C.E.O.
Offer a consent agreement to assess \$65.00 in restitution, see motion above.
59. 88383 Forte Salon & Barbers #C22807
Erica Berny, Owner
Offer a consent agreement to assess \$250.00 civil penalty and Board costs, see motion above.
60. 88500 Xtylo Beauty College #S173
Atylo Beauty College LLC, Owner
Marria Arroyo Mosqueda, member
Eleanor Elaine Balderas #90400037, Director
Elizabeth Gonzalez #91300047, Instructor
Offer a consent agreement to assess \$500.00 civil penalty and Board costs, see motion above.

END OF CONSENT AGENDA

STEP 2: INFORMAL INTERVIEWS

All Staff present and planning to give testimony for any case was sworn in by the Chairman

A. Without Negotiation Options

NONE

B. With Negotiation Options

1. 87977/88267 Nails Studio by T & T #'s M15455 & A15470 **10:00 a.m.**
Nails Studio by T & T LLC, Owner
"Trish" Thao Thuy Minh Nguyen #'s 59713987/30400717,
Member/Manager
Continued from August Board Meeting
Investigator Bobbie Johnson was sworn in and stated this case was continued from August and the salon was to provide licenses, office has already received proof of licensee Kathy Nguyen's licensure. Thao Thuy Minh Nguyen appeared was sworn in and stated, she had provided proof of licensure last board meeting and also sent proof through certified mail.

MOTION by Joe Verdugo to continue case 87977/88267 to next month.

MOTION by Joe Verdugo to WITHDRAW his MOTION and TABLE this to see if the licensing issue can be resolved before the close of the meeting. MOTION SECONDED by Karla Clodfelter. MOTION CARRIED.

Compliance Supervisor Joanne Ayotte stated after reviewing documents they were satisfied with the name change paper work provided and that the allegation of unlicensed individuals are not substantiated.

MOTION by Tammy Acton to move that for 87977/88267 all alleged violations cited in the Investigation Report have been shown except A.R.S. § 32-574 (A)(1)(2)(4) MOTION SECONDED by Joe Verdugo.

MOTION by Tammy Acton to move that for case 87977/88267, to impose the following discipline and offer a Consent Agreement with the following new terms of \$250.00 in civil penalty and costs, with a six month probation period. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.
2. 88024 Cutters Den AZ #C23843 **10:00 a.m.**
Cenacle Partners Corp, Owner
William T Sarge, Member
Alexandria Sarge, Member
Kevin McFadden, Member
Continued from August Board Meeting
NEGOTIATED \$250
3. 88064 Weave Bar of ATL #C22244 **10:00 a.m.**
The Weave Bar of Atlanta LLC, Owner
Tammy Flowers, Member
Continued from August Board Meeting
No Show; to formal hearing
4. 88081/88082 Angel's Nails #'s M17328 & A17915 **10:00 a.m.**
Angel's Nails LLC, Owner
Vu "John" Van Nguyen #50400597, Member
Continued from August Board Meeting
No Show; to formal hearing
5. 85802 Tascha Scott #80700002 **10:00 a.m.**
NEGOTIATED
6. 87228 Nicarwia Hudson #10800089 **10:00 a.m.**
CONTINUED
7. 87234 Donna Brister #30600632 **10:00 a.m.**
NEGOTIATED \$50
- 87536 Salon Windsor #C18376 **10:00a.**
Juanita Aguila #17314154, Owner

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Sylvia Villa #50500455, Licensee
NEGOTIATED \$500/PAID

9. 87542 Linda M Stoval #31300789 **10:00 a.m.**
NEGOTIATED \$50

10. 87616 Avalon School of Cosmetology #S168 **10:00 a.m.**
 EA Education Inc., Owner
 Branden Pobiak, President
 Don Pobiak, V-President
 Clint Tyron,
 Ryan Patrick #90900080, Director
CONTINUANCE GRANTED

Compliance Supervisor Joanne Ayotte asked the Board if they would rescind prior motion and dismiss, after further reviewing they found no evidence of fraud.

MOTION by Joe Verdugo to accept staff recommendation to dismiss, due to no evidence of fraud. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

11. 87640 Charles of Italy Beauty College #S27 **10:00 a.m.**
 Charles Bartolomeo #98200720, Co-Owner
 Lee Bartolomeo #98500009, Co-Owner
 Susan L Ramsey #99100007, Director
NEGOTIATED \$50

12. 87688 Sue A Ehlers #10123280 **10:00 a.m.**
 Compliance Supervisor Joanne Ayotte asked the Board if they would rescind the \$500 civil penalty and Licensee will sign a voluntary revocation. Licensee stated that she is allergic to chemicals and is not working in the industry.

MOTION by Tammy Acton to accept staff recommendation for licensee to sign a voluntary revocation of her license due to being allergic to chemicals and unable to work in the industry. MOTION SECONDED by Martha Ramsey. MOTION CARRIED.

13. 87748/87751 95 Deluxe Nail & Spa #'s M17208 & A17739 **10:00 a.m.**
 Rosalyn Bui #10100231, Co-Owner
 S Hung H Ho #50100418, Co-Owner
NEGOTIATED \$250/PAID

14. 87820 & Madison Ave Int'l Salon & Day Spa #C11991 **10:00 a.m.**
 Madison Ave Int'l Salon & Day Spa Inc., Owner
 Sean Larusso, President
 Stephanie Clare Weeda #10700448, Manager
NEGOTIATED
 88554 Lee Phan Vuong #51000066, Licensee
SCHEDULED TO ATTEND BOARD CLASS

15. 87827 Tyron Grinstead Jr., #11102646 **10:00 a.m.**
NEGOTIATED \$50/PAID

16. 88555 Lorena Ramirez #1991872, Member **10:00 a.m.**
No Show; to formal hearing

17. 87915 Spa Fly C23513 **10:00 a.m.**
 Spa Fly LLC, Owner
 Renee Moore, Owner
CONTINUANCE GRANTED

18. 87963 & Tip N Toes Nails Spa #M17444 **10:00 a.m.**
Tip N Toes Nails Spa LLC, Owner
NEGOTIATED \$250/PAID/RESTITUTION
88557 Tony Nguyen #50600785, Owner/Manager/Licensee
SCHEDULED TO ATTEND BOARD CLASS

19. 87965 Julian Meraz #11100682 **10:00 a.m.**
RETURN TO SENDER – RE-NOTICE

20. 87921 Eva Alicia Buchanan #31100537 **10:00 a.m.**
NEGOTIATED \$500/6-Month Probation/1st Payment Submitted

21. 87986 Macy De La Lama #11101725 **10:00 a.m.**
CONTINUED

22. 87990 Loann Nails & Spa #M17058 **10:00 a.m.**
Helen Lam #'s 50500925 & 30500942, Owner
Hai Thanh Luu #'s 50600049 & 30500898, Manager
NEGOTIATED \$250

23. 87992 Nails Aqui of Tucson #M15859 **10:00 a.m.**
Binh Cong Huynh #50200709, Owner/Manager
NEGOTIATED \$250/PAID

24. 88036 Maria C Villa #1022591 **10:00 a.m.**
Maria Villa appeared was sworn in and stated that she was called in to do hair and makeup applications for weddings, she was unaware that the salon did not have the proper license for her to work. She no longer works there and the new owner give her a letter to give the Board Members stating he will get the salon properly licensed through the Board. Investigator Bobbie Johnson testified that the salon was unlicensed, there was a basket with a blow dryer, flat iron combs and brushes. Salon was not licensed through the massage board, Mayra is a licensed massage therapist which was found to have expired in 2012. There is no one in the salon who is licensed to perform the services which are offered on the brochure.

MOTION by Tammy Acton to move that for 88036 all alleged violations cited in the Investigation Report have been shown except A.R.S. § 32-574 (A)(1)(4)(8). MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

MOTION by Tammy Acton to move that for case 88036, to impose the following discipline and offer a Consent Agreement with the following new terms of \$50.00 in civil penalty and costs, MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

25. 88040 & Hadley Wall #11400812 **10:00 a.m.**
Hadley Wall appeared was sworn in, her attorney Brian Frouz was also present. Hadley Wall stated that was not there the day of the complaint nor was she in the day of the inspection, her license was posted, she does not have a station set up and she is having training on lash extension which consist of sitting and watching a licensee as she puts the extension on. Investigator Bobbie Johnson testified that the establishment was unlicensed, she was given a list of individuals who worked in the salon and there were many health and safety violations.

MOTION by Joe Verdugo to issue a Letter of Concern for the attempt to practice in an unlicensed establishment. MOTION SECONDED by Tammy Acton. MOTION CARRIED.

88334 & Jessica Breskin #31200435
Jessica Breskin appeared was sworn in and stated that she believe the salon was licensed, she no longer works there and left the end of June, she did perform services while she was at the salon and did use Clorox wipes to disinfect her tools.

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MOTION by Tammy Action to move that for 88334 all alleged violations cited in the Investigation Report have been shown. MOTION SECONDED by Martha Ramsey MOTION CARRIED.

MOTION by Tammy Acton that licensee had her license posted and had practiced in an unlicensed establishment and was not following proper infection protection procedures and these facts shall be adopted as Findings of Fact and the Conclusions of Law shall include the following A.R.S. § 32-574 (A)(5)(8), A.R.S. § 32-541 (B) and A.A.C. R4-10-112 (A)(4)(a)(C)(1)(2)(E)(7). MOTION SECONDED by Martha Ramsey. MOTION CARRIED.

MOTION by Tammy Acton to Order License to attend and complete the Infection Protection/Law Review class held by the Board within three months. MOTION SECONDED by Martha Ramsey. MOTION CARRIED

88335 Rachael Donaldson #11302300
No Show; to formal hearing

26. 88061/88562 KJ Nails & Spa #'s A16802 & M16515 **10:00 a.m.**
Ken Nhat Van #50500053, Owner/Manager
"Ann" Anh My Ong #'s 51000051 & 31000499, Licensee
NEGOTIATED \$250/PAID

27. 88102 4 Seasons Nail & Spa #M17585 **10:00 a.m.**
Kevin H Nguyen #19800078, Owner
NEGOTIATED \$250

28. 88125 & Chic Nails # M17272 **10:00 a.m.**
Chic Nails LLC, Owner
Trung D Nguyen, Member/Manager
NEGOTIATED \$250/PAID

88556 Dao Q Nguyen #51300371, Licensee

Dao Nguyen appeared was sworn in and stated the client came in for a pedicure he used callous remover and broke skin while using the rasp he sanitize everything and told the client he was so sorry. Investigator Linda Stroh testified that licensee did perform the service and used a pedicure rasp and cut the client's foot, he did not follow proper procedure for blood spill and licensee did admit to investigator to cutting the client.

MOTION by Tammy Action to move that for 88556 all alleged violations cited in the Investigation Report have been shown. MOTION SECONDED by Martha Ramsey MOTION CARRIED.

MOTION by Tammy Acton to move that for case 88556, to impose the following discipline and to maintain Consent Agreement terms previously offered to the Licensee. MOTION SECONDED by Jessica Rainbow. MOTION CARRIED.

29. 88177 Super Cuts #C19037 **10:00 a.m.**
Terrace Management LLC, Owner
Mike Hanson, Member
Teresa Bojorquez #11100325, Manager
NEGOTIATED \$250

30. 88180 Belize Hair/Nail Salon #C17708 **10:00 a.m.**
Elva Schmidt #10122565, Owner
NEGOTIATED \$250

31. 88182 Mahalo's Beauty Salon #C23798 **10:00 a.m.**

Joseph A Rendon, Owner
Maria L Wronowski #18500271, Manager
NEGOTIATED \$250/6-Month Probation

32. 88188 Linda Paredes #10021133 **10:00 a.m.**
NEGOTIATED \$500

33. 88189 Elysium Salon Spa #C17344 **10:00 a.m.**
Elysium Salon Spa LLC, Owner
Renise R Carter #'s 19101138 & 90400009, Member/Manager

Renise Carter appeared was sworn in and stated that the pedicure spa is an older one which is stained by products, it is light and fiberglass. The next morning they scrubbed the spa and they still could not remove the stains, they have removed the spa and replaced it and they also use liners. Inspector Amber Moore testified to a soiled pedicure spa.

MOTION by Tammy Action to move that for 88189 all of the Conclusions of Law cited in the Complaint Summary been shown. MOTION SECONDED by Martha Ramsey. MOTION CARRIED. Jessica Rainbow, VOTED NAY.

MOTION by Tammy Acton to issue a Letter of Concern for a stained and possibly a soiled pedicure spa. MOTION SECONDED by Martha Ramsey. MOTION CARRIED.

34. 88190/88191 Justin's Nails LLC #'s M16284 & A16506 **10:00 a.m.**
Justin's Nails LLC, Owner
Giang H Ta #50700903, Member/Manager
No Show; to formal hearing

35. 88195/88196 San Diego Nails by William #'s M16730 & A17091 **10:00 a.m.**
William P Do #'s 59920979 & 30700034, Owner/Manager
NEGOTIATED \$250

36. 88197 PHX Barber Shop #C20044 **10:00 a.m.**
Efrain Valdez, Owner/Manager
NEGOTIATED \$250

37. 88198/88199 L & T Nails #'s M17605 & A18364 **10:00 a.m.**
Man Nguyen #50400311, Owner/Manager
NEGOTIATED \$500/6 Month Probation/Received 1st payment

38. 88200 Salon & Spa Visage #C16579 **10:00 a.m.**
Nadia Montova, Co-Owner
Baldramina Renteria, Co-Owner
No Show; to formal hearing

39. 88201 Sesma's Salon & Barber #C22505 **10:00 a.m.**
Jazmin Talamantes, Owner
NEGOTIATED \$250/PAID

40. 88203 Smartstyle #425 #C22607 **10:00 a.m.**
Minnesota Regis Corp, Owner
Dan Hanrahan, President/CEO
Vicktoria Lynn McKay #11101822, Manager
NEGOTIATED \$250

41. 88204/88205 Da Vi Nails #5124 #'s M17018 & A17610 **10:00 a.m.**
Howard Nguyen #51000269, Owner
NEGOTIATED \$250/PAID

42. 88207 Great Clips # C15305 **10:00 a.m.**
Headlines Enterprises Inc, Owner
Thomas A Allen, President
Shirley A Allen, Secretary-Treasurer

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- Sylvia Rangel #19500260, Manager
NEGOTIATED \$250
43. 88208/88209 Angel Touch Nails by H & N #'s M15160 & A15137 **10:00 a.m.**
 H & N Nail Spa's LLC, Owner
 Rich Ha #50000557, Member/Manager
NEGOTIATED \$250
44. 88210/88211 Nails of the World #'s M16156 & A16344 **10:00 a.m.**
 Amy Le #'s 59920820 & 31200753, Owner/Manager
NEGOTIATED \$250/PAID
45. 88212 Fantastic Sams #66 #C22983 **10:00 a.m.**
 R. C. Salons One LLC, Owner
 Philip C Lewis, Member
 Lorena Duarte, Manager
NEGOTIATED \$250
46. 88270 Jo-Z's Hair Affar #C2838 **10:00 a.m.**
 Josie B Lopez #16708306, Owner
NEGOTIATED \$250/PAID
47. 88271 A Graceful Touch of Beauty Hair Salon & Spa #C19093 **10:00 a.m.**
 Grace G Rico #'s 16910017 & 90330048, Owner/Manager
CONTINUANCE GRANTED
48. 88273/88274 Jade Nails #'s M15801 & A16046 **10:00 a.m.**
 Kim Yen Nguyen #10702206, Owner
NEGOTIATED \$250/PAID
49. 88275 Laudel's Beauty Shop #C15137 **10:00 a.m.**
 Jose S Romano, Owner/Manager
NEGOTIATED \$250/
50. 88276/88277 OPC Nails & Spa Inc #'s M16946 & A17371 **10:00 a.m.**
 OPC Nails & Spa Inc, Owner
 Oanh Hoang Tran #50000211, President/Manager
NEGOTIATED \$750
51. 88279 Zineb Darrage Wright #3110039 **10:00 a.m.**
NEGOTIATED \$50
52. 88280 Basia's Beauty Salon #C17955 **10:00 a.m.**
 Barbara Szalaj #10502287, Owner/Manager
NEGOTIATED \$250/PAID
53. 88281 Abstract Hair Artistry #C22187 **10:00 a.m.**
 Chelsea Litchfield #11000455, Owner/Manager
NEGOTIATED \$250/PAID
54. 88282 Salon Defiance by Rebecca Kain #C17369 **10:00 a.m.**
 Rebecca Kain #19200800, Owner/Manager
NEGOTIATED
55. 88283 Dye Mentions Hair Salon #C23549 **10:00 a.m.**
 Dye Mentions Hair Salon LLC, Owner
 Evelyn Ganados #19713782, Member/Manager

Evelyn Ganados appeared was sworn in and stated she was unaware that they needed a first aid kit if they have a blood spill kit which has everything in it that

the first aid kit does. She stated that the inspector said her wet disinfectant container was not large enough to completely immerse tools. Inspector Amber Moore testified that the first aid kit was incomplete and the wet disinfectant was not large enough for complete tool immersion.

MOTION by Tammy Acton to move that for 88283 all of the Conclusions of Law cited in the Complaint Summary been shown. MOTION SECONDED by Martha Ramsey. MOTION CARRIED.

MOTION by Tammy Acton to issue a Letter of Concern for an incomplete first aid kit and wet disinfect insufficient for complete immersion. MOTION SECONDED by Joe Verdugo. MOTION CARRIED.

56. 88284 Bombshell's Beauty Studio #C23157 10:00 a.m.
Meshell Edwards #10800754, Owner/Manager
NEGOTIATED \$250/PAID

57. 88287 Ivan's Studio #C243 10:00 a.m.
Wendy Grenfell #18022234, Owner/Manager
NEGOTIATED \$250

58. 88288 JC Nails #C24188 10:00 a.m.
Bich Dao Thi Truong #51300590, Owner/Manager
Bich Dao Thi Truong appeared was sworn in and stated they were waiting for the Boards approval to send license to his wife but we get very busy on the weekends. When Inspector came into the salon we found out it was the wrong license, so we have the right license now.

MOTION by Tammy Acton to move that for 88288 all of the Conclusions of Law cited in the Complaint Summary been shown. MOTION SECONDED by Martha Ramsey. MOTION CARRIED.

MOTION by Tammy Acton to issue a Letter of Concern due to owner applied for wrong license. MOTION SECONDED by Martha Ramsey. Tammy Acton WITHDREW MOTION. Martha Ramsey WITHDREW SECOND.

MOTION by Tammy Acton to dismiss due to a lack of evidence. MOTION SECONDED by Martha Ramsey. MOTION CARRIED.

59. 88289 Modern Beauty Salon by D'Image #C19568 10:00 a.m.
Grisel Castorena #10902036, Owner/Manager
NEGOTIATED \$250/6-MONTH PROBATION

STEP 3: HEARINGS

A. Denial Appeals

None

B. Motion to Deem Allegations Admitted

87501 Paul Gallarzo #10600796, Owner/Manager 9:45 a.m.
Assistant Attorney General, Bridget Harrington, appeared representing the State. Solicitor General, Christopher Munns, was available by telephone. Licensee did not appear.

MOTION by Joe Verdugo to grant the State's MOTION TO DEEM ALLEGATIONS ADMITTED. MOTION SECONDED by Jessica Rainbow. MOTION CARRIED.

MOTION by Joe Verdugo 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

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of Hearing as Conclusions of Law. MOTION SECONDED by Jessica Rainbow. MOTION CARRIED.

MOTION by Joe Verdugo to issue an Order of discipline to revoke all licenses and to impose civil penalties and costs for \$750 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 Jessica Rainbow. MOTION CARRIED.

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.

STATUS AND ADDITIONS TO AGENDA

For Board Information Only:

87870 Keri J Hespelt #30600084

88090 Hai H Nguyen #59817621

ADJOURN

MOTION by Karle Clodfelter to adjourn the meeting at 11:20 a.m. MOTION SECONDED by Martha Ramsey. MOTION CARRIED.

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