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COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

F I N A L M I N U T E S

MEETING OF:

STATE BOARD OF COSMETOLOGY

TIME: 9:07 A.M.

BOARD ROOM C
One Penn Center
2601 North Third Street
Harrisburg, Pennsylvania 17110

Monday, March 5, 2018

1 State Board of Cosmetology
2 March 5, 2018

3
4 BOARD MEMBERS:

5
6 Ian J. Harlow, Commissioner of Professional and
7 Occupational Affairs - Absent
8 Stephen A. Wallin, Teacher, Professional Member, Chair
9 James Farrell, Public Member, Vice Chair
10 Deborah S. Neatock, Professional Member, Secretary
11 Francesca M. DiSanti, Professional Member - Absent
12 Elisa Gonzalez, Professional Member
13 Kristal L. Ferron, Consumer Protection Member
14 Addrean Hahn, Professional Member
15 Tracy E. Bruno, Professional Member
16 Carolyn R. Folk, Professional Member - Absent
17 Tammy Y. O'Neill, Professional Member
18
19

20 BUREAU PERSONNEL:

21
22 Shana M. Walter, Esquire, Board Counsel
23 Wade A. Fluck, Esquire, Board Prosecution Liaison
24 Caroline A. Bailey, Esquire, Board Prosecutor
25 Wilhelm Castellon-Vogel, Esquire, Board Prosecutor
26 Thomas A. Blackburn, Esquire, Senior Counsel in
27 Charge, Department of State
28 Kelly I. Diller, Board Administrator
29
30 Kimberly Adams, Chief of Division of Fiscal
31 Management, Bureau of Finance and Operations
32 Julie Snader, Finance and Operations Manager, Division
33 Of Fiscal Management, Bureau of Finance and
34 Operations
35
36

37 ALSO PRESENT:

38
39 S. J. Szabo, Salon Owner, Pittsburgh
40 Debbie Weidner, School Owner, DeRielle
41 Karen Och
42 Sara Lewis
43 Sharon Firtey
44 Eva Eums
45 Taylor Weigel
46 Amanda Brightman
47 Charylis Santiago
48 Whitney Haunstein
49 Caitlyn Youkers
50 Sara McMillen

State Board of Cosmetology
March 5, 2018

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ALSO PRESENT: (Continued)

- Taylor Wolfe
- Charlotte Bink
- Racheal Miller
- Lena Cox
- Jennifer Steffen
- Alexis Barrick
- Steve Breuner, Owner, Sola Eastside Salon
- Justin Lehman
- Mike Gent, Curriculum Coordinator, PA Department of
Corrections
- Theresa Wesler, Lancaster

1 ***

2 State Board of Cosmetology

3 March 5, 2018

4 ***

5 The regularly scheduled meeting of the State
6 Board of Cosmetology was held on Monday, March 5,
7 2018. Stephen A. Wallin, Teacher, Professional
8 Member, Chair, called the meeting to order at 9:07
9 a.m. The Pledge of Allegiance was recited. Roll call
10 was taken.

11 ***

12 Introduction of Audience Members

13 [Chairman Wallin requested the introduction of
14 audience members.]

15 ***

16 Approval of Minutes of the November 6, 2017 meeting

17 CHAIRMAN WALLIN:

18 May I have someone make a motion to
19 approve the minutes from our last
20 meeting, please?

21 MS. FERRON:

22 I make a motion.

23 MS. HAHN:

24 I'll second.

25 CHAIRMAN WALLIN:

1 Thank you. We have a motion and a
2 second. Does anybody have any comments
3 or questions about the minutes? Hearing
4 none. I'll call the question. All
5 those in favor, please signify by saying
6 aye? Any opposed? Abstentions?

7 [The motion carried unanimously.]

8 ***

9 Report of Prosecutorial Division

10 [Caroline A. Bailey, Esquire, Board Prosecutor,
11 presented the following Consent Agreements: File No.
12 16-45-12128, File No. 15-45-01709, File No. 16-45-
13 07759, File No. 16-45-02332, File No. 16-45-04750,
14 File No. 17-45-09967, File No. 15-45-11787, File No.
15 16-45-04163, File No. 16-45-05439, File No. 16-45-
16 04925, and File No. 16-45-11685.]

17 ***

18 [Wilhelm Castellon-Vogel, Esquire, Board Prosecutor,
19 presented the following Consent Agreements: File No.
20 15-45-15029, File No. 16-45-08223, File No. 15-45-
21 12871, File No. 16-45-03155, and File No. 16-45-
22 06660.]

23 ***

24 Annual Budget Presentation

25 [Julie Snader, Finance and Operations Manager,

1 Division of Fiscal Management, Bureau of Finance and
2 Operations, introduced herself and Kimberly Adams,
3 Chief of Division of Fiscal Management.

4 Ms. Snader provided information on the Board's
5 licensee population, which was at 124,050 for Fiscal
6 Year 2017-2018.

7 Ms. Snader addressed revenue sources, attributing
8 93 percent of the revenue to renewals and
9 applications. She referred to the biennial and total
10 revenue for Fiscal Years 2015-2016 and 2016-2017.

11 Ms. Snader next reviewed expenses for
12 administrative and legal costs. She explained
13 expenses are incurred from direct charges, timesheet
14 charges, and license-based charges.

15 Ms. Snader reviewed expenses for Fiscal Year
16 2015-2016 and Fiscal Year 2016-2017, noting the Fiscal
17 Year 2017-2018 budgeted amount and expenses.

18 Ms. Snader discussed revenue and expenses,
19 reviewing the balances for Fiscal Years 2015-2016 and
20 2016-2017, as well as the negative anticipated balance
21 at the end of Fiscal Year 2017.

22 Ms. Snader reviewed the projected budget. She
23 explained the Board's balance will become solvent with
24 the fee increase. She stated the revenue line was
25 based off the current license renewal, but as more

1 licensees are renewing, the revenue will continue to
2 increase.

3 Ms. Snader reviewed the Board budget for Board
4 member expenses for Fiscal Year 2017-2018.]

5 ***

6 Report of Board Counsel

7 [Shana M. Walter, Esquire, Board Counsel, noted three
8 Adjudications and Orders with the Board, six Motions
9 to Enter Default and Deem Facts Admitted, three
10 proposed Adjudications and Orders from the Hearing
11 Examiner, three Citation Appeals, eight Applications,
12 and Space Variances, as well as the Commonwealth Court
13 Case, Bentley vs. the Bureau of Professional and
14 Occupational Affairs, and also the Consent Agreements
15 that were reported on by the prosecutorial division
16 for discussion in Executive Session.

17 Ms. Walter also noted expiring terms for Board
18 members Tracy E. Bruno, Francesca M. DiSanti, and
19 Susanne M. Philo. Ms. Walter introduced new member,
20 Tammy Y. O'Neill.]

21 ***

22 Report of Commissioner

23 [Kelly I. Diller, Board Administrator, noted the
24 Pennsylvania Licensing System (PALS) Project Status
25 update from the Commissioner for the Board's review.]

1 ***

2 Report of Board Chairman

3 [Chairman Wallin reviewed the active license counts at
4 roughly 134,000 licenses, of which 15,057 were
5 individuals and 18,105 were businesses. Chairman
6 Wallin noted the drop from 134,000 plus in January to
7 125,000 in March. Ms. Diller explained that numerous
8 licensees will renew in March.

9 Chairman Wallin discussed receiving phone calls
10 from individuals struggling to answer the online
11 questions for their renewals. He suggested
12 simplifying the questions with regard to licensure in
13 another state.]

14 ***

15 Report of Board Administrator

16 [Kelly I. Diller, Board Administrator, noted the Code
17 of Conduct and the Ethics forms to be completed by May
18 1, 2018.]

19 ***

20 Report of Variance Committee

21 [Chairman Wallin suggested finding a third member for
22 the Variance Committee. Addrean Hahn volunteered to
23 be on the committee along with Deborah Neatock and
24 Kristal Ferron.]

25 ***

1 [Pursuant to Section 708(a)(5) of the Sunshine Act, at
2 9:43 a.m. the Board entered into Executive Session
3 with Shana M. Walter, Esquire, Board Counsel, and for
4 the purpose of conducting quasi-judicial deliberations
5 and to receive advice of Counsel. The Board returned
6 to open session at 12:18 p.m.]

7

8 MOTIONS

9 MS. WALTER:

10 Myself and the Board entered into quasi-
11 judicial deliberations, during which
12 time the following items were
13 deliberated:

14 Item No. 2 on the agenda, Schadt
15 Avenue Nails, File No. 16-45-12128; No
16 3, New Glamor Nails Salon, File No. 15-
17 45-01709; No 4, Ultra Nails, File No.
18 16-45-07759; No. 5, Robert Edward
19 Labarre, File No. 16-45-02332; No. 16,
20 Ann Sheetler a/k/a Ann Peters, File No.
21 16-45-04750; No. 7, AD Nails, File No.
22 17-45-09967; No. 8, Tina Bui d/b/a PRO
23 Happy Nails, File No. 15-45-11787;
24 Elizabeth L. Savena a/k/a Elizabeth L.
25 Mason, File No. 16-45-04163; No. 10,

1 Deborah A. Rentko, File No. 16-45-05439;
2 No. 11, Ho Van Huynh d/b/a Nails Art,
3 File No. 16-45-04925; No. 12, Express
4 Nails, File No. 16-45-11685; No. 13,
5 Ricarla M. Carter, File No. 15-45-15029;
6 Heather M. Diemer, File No. 16-45-08223;
7 Kathryn A. Hufnagel, File No. 15-45-
8 12871; Jenifer Jones, File No. 16-45-
9 03155; Salon Cristianna a/k/a Christine
10 Lynn's Hair Studios, File No. 16-45-
11 06660.

12 All of those matters were Consent
13 Agreements that were deliberated by the
14 Board during Executive Session.

15 CHAIRMAN WALLIN:

16 Do I have a motion to accept the Consent
17 Agreements?

18 MR. FARRELL:

19 Motion.

20 MS. HAHN:

21 Second.

22 CHAIRMAN WALLIN:

23 We have a motion and a second. Are
24 there any other additional questions or
25 comments? All those in favor, signify

1 by saying aye? Opposed? Abstentions?

2 [The motion carried unanimously.]

3 ***

4 MS. WALTER:

5 The Board deliberated the final
6 Adjudication and Order for Andrea's
7 Beauty Salon, No. 18 on the agenda, File
8 No. 16-45-04262.

9 CHAIRMAN WALLIN:

10 Do we have a motion to accept the
11 recommendations that we talked about in
12 Executive Committee for that file?

13 MS. FERRON:

14 Motion.

15 CHAIRMAN WALLIN:

16 All right, second?

17 MS. HAHN:

18 Second.

19 CHAIRMAN WALLIN:

20 We have a motion and a second. Any
21 questions or comments? All those in
22 favor, signify by saying aye? Opposed?
23 Abstentions?

24 [The motion carried unanimously.]

25 ***

1 MS. WALTER:

2 The final Adjudication for Erica King,
3 Item No. 19 on the agenda, File No. 17-
4 45-01914.

5 CHAIRMAN WALLIN:

6 All right. We are taking that as
7 granting an unrestricted license with
8 changes to what happened in the past.
9 Do I have a motion to approve that?

10 MS. NEATOCK:

11 I make a motion.

12 MR. FARRELL:

13 Second.

14 CHAIRMAN WALLIN:

15 Thank you. We have a motion and a
16 second. Any comments? All those in
17 favor, signify by saying aye? Opposed?
18 Abstentions?

19 [The motion carried unanimously.]

20 ***

21 MS. WALTER:

22 Number 21 on the agenda, the Motions to
23 Enter Default and Deem Facts Admitted,
24 Hair Salon at Meadow Ridge, File No. 13-
25 45-09721; Studio II, File No. 16-45-

1 03260; No. 23, Stacey Campbell, File No.
2 15-45-15009; Davi Nails No. 4276, File
3 No. 16-45-10139; Anbel Ann Halchak, File
4 No. 16-45-05884; and No. 27, Kim Hong
5 Thi Vu, File No. 16-45-00770.

6 CHAIRMAN WALLIN:

7 Do we have a motion to accept the
8 Motions to Enter Default and Deem Facts
9 Admitted and direct Counsel to draft
10 Adjudications and Orders?

11 MR. FARRELL:

12 Motion.

13 CHAIRMAN WALLIN:

14 Thank you, Mr. Farrell. Second?

15 MS. FERRON:

16 Second.

17 CHAIRMAN WALLIN:

18 Thank you, Kristal. We have a motion
19 and a second. Any additional comments
20 or questions? All those in favor,
21 signify by saying aye? Any opposed?
22 Abstentions?

23 [The motion carried unanimously.]

24 ***

25 MS. WALTER:

1 Sky Nail Design, File No. 16-45-13476,
2 the Motion to Enter Default and Deem
3 Facts Admitted previously filed by the
4 Commonwealth has been withdrawn and was
5 not considered.

6 ***

7 MS. WALTER:

8 Proposed Adjudications and Orders by the
9 Hearing Examiner, No. 28 on the agenda,
10 Duong Nguyen, File No. 17-45-03643;
11 Michelle Hetzel, File No. 17-45-09323;
12 Kyla A. Hollingshead, File No. 17-45-
13 09652; and Andraya M. Diccicco, File No.
14 16-45-01160.

15 CHAIRMAN WALLIN:

16 I am going to ask for a motion for you
17 to adopt the Hearing Examiner's Proposed
18 Adjudications?

19 MS. NEATOCK:

20 I make a motion.

21 MR. FARRELL:

22 Second.

23 CHAIRMAN WALLIN:

24 We have a motion and a second. Any
25 additional comments or questions?

1 Hearing none. All those in favor,
2 signify by saying aye? Any opposed?
3 Abstentions?

4 [The motion carried unanimously.]

5 ***

6 MS. WALTER:

7 Shallyn Ann Bodnar, File No. 15-45-
8 01524; Being Mind Body Spirit, File No.
9 17-45-02005; and Alyson J. Zaffino, File
10 No. 17-45-05230, a motion to draft a
11 final Memorandum Order.

12 CHAIRMAN WALLIN:

13 Do we have a motion?

14 MS. GONZALEZ:

15 Motion.

16 CHAIRMAN WALLIN:

17 I have a motion, Elisa. Second?

18 MS. BRUNO:

19 Second.

20 CHAIRMAN WALLIN:

21 Tracy seconded it. We have a motion and
22 a second. Any additional comments or
23 questions? Hearing none. All those in
24 favor, signify by saying aye? Any
25 opposed? Abstentions?

1 [The motion carried unanimously.]

2 ***

3 MS. WALTER:

4 Number 35, the application appeal by
5 Styles by Cardamone.

6 CHAIRMAN WALLIN:

7 Do we have a motion to approve the
8 application for Styles by Cardamone?

9 MS. HAHN:

10 Motion.

11 MS. GONZALEZ:

12 Second.

13 CHAIRMAN WALLIN:

14 Thank you. We have a motion and a
15 second. Any additional comments or
16 questions? All those in favor, signify
17 by saying aye? Opposed? Abstentions?

18 [The motion carried unanimously.]

19 ***

20 MS. WALTER:

21 Beauty Bar Lounge, which is also an
22 application appeal.

23 CHAIRMAN WALLIN:

24 Do we have a motion to approve the
25 application for Beauty Bar?

1 MS. O'NEILL:

2 Motion.

3 CHAIRMAN WALLIN:

4 Thank you. We have a motion.

5 MR. FARRELL:

6 Second.

7 CHAIRMAN WALLIN:

8 I have a second. We have a motion and a
9 second. All those in favor, signify by
10 saying aye? Opposed? Abstentions?

11 [The motion carried unanimously.]

12 ***

13 MS. WALTER:

14 Number 37, the application of Phuong Le.

15 CHAIRMAN WALLIN:

16 Do we have a motion to accept the
17 application for Phuong Le to take the
18 test?

19 MS. HAHN:

20 Motion.

21 MS. GONZALEZ:

22 Second.

23 CHAIRMAN WALLIN:

24 All those in favor, signify by saying
25 aye? Opposed? Abstentions?

1 [The motion carried unanimously.]

2 ***

3 VICE CHAIRMAN FARRELL ASSUMED THE CHAIR

4 ***

5 MS. WALTER:

6 Chairman Stephen Wallin recused himself
7 from deliberations regarding No. 38 on
8 the agenda, the application of Frank
9 Hornchek.

10 VICE CHAIRMAN FARRELL:

11 Do we have a motion for that to be
12 passed?

13 MS. NEATOCK:

14 I make a motion.

15 MS. GONZALEZ:

16 I second.

17 VICE CHAIRMAN FARRELL:

18 The motion has been seconded. Can we
19 have everyone that agrees say aye?
20 Anybody disagree or abstentions?

21 [The motion carried. Chairman Wallin recused himself
22 from deliberations and voting on the motion.]

23 ***

24 CHAIRMAN WALLIN RESUMED THE CHAIR

25 ***

1 MS. WALTER:

2 Number 39, the application of Damona
3 Anderson.

4 CHAIRMAN WALLIN:

5 Do I have a motion to accept the
6 application for Damona Anderson and the
7 probation that goes along with it?

8 MS. HAHN:

9 Motion.

10 MS. FERRON:

11 Second.

12 CHAIRMAN WALLIN:

13 I have a motion and a second. All those
14 in favor, signify by saying aye? Any
15 opposed? Abstentions?

16 [The motion carried unanimously.]

17 ***

18 MS. WALTER:

19 Space Variance Request of Salon PS.

20 CHAIRMAN WALLIN:

21 Do we have a motion to reject the space
22 variance request for Salon PS
23 Pennsylvania, LLC?

24 MS. GONZALEZ:

25 So moved.

1 CHAIRMAN WALLIN:

2 Thank you for the motion. Ms. Ferron,
3 she is going to be the second, I think.

4 MS. FERRON:

5 Second.

6 CHAIRMAN WALLIN:

7 Any comments or questions. All those in
8 favor, signify by saying aye? Opposed?
9 Abstentions?

10 [The motion carried unanimously.]

11 ***

12 MS. WALTER:

13 No. 41, the space variance request of
14 Salon & Spa by Chaney's.

15 CHAIRMAN WALLIN:

16 Do I have a motion to approve the
17 request by Chaney?

18 MS. BRUNO:

19 I will make a motion.

20 CHAIRMAN WALLIN:

21 Thank you.

22 MS. NEATOCK:

23 Second.

24 CHAIRMAN WALLIN:

25 Second, Ms. Neatock. Any additional

1 comments? All those in favor, signify
2 by saying aye? Opposed? Abstentions?

3 [The motion carried unanimously.]

4 ***

5 MS. WALTER:

6 No. 42, the space variance request of
7 Bonnieville, Inc.

8 CHAIRMAN WALLIN:

9 Do I have a motion to deny the space
10 variance request for Bonnieville, Inc.?

11 MS. HAHN:

12 I make a motion.

13 MS. GONZALEZ:

14 Second.

15 CHAIRMAN WALLIN:

16 We have a motion and a second. Any
17 additional comments or questions? All
18 those in favor, signify by saying aye?
19 Opposed? Abstentions?

20 [The motion carried unanimously.]

21 ***

22 MS. WALTER:

23 In addition to all of the items that
24 were voted upon by the Board, the Board
25 also discussed the matter of Shawneen N.

1 Bentley vs. the Bureau of Professional
2 and Occupational Affairs.

3 ***

4 Miscellaneous

5 [Chairman Wallin noted the Board's next meeting date
6 as May 7, 2018.

7 Chairman Wallin noted the active license count
8 and term limits.]

9 ***

10 Adjournment

11 CHAIRMAN WALLIN:

12 Do I have a motion to adjourn?

13 MS. GONZALEZ:

14 Motion.

15 MS. BRUNO:

16 Second.

17 CHAIRMAN WALLIN:

18 Thank you. We have a motion and a
19 second. All those in favor, signify by
20 saying aye? Opposed? Abstentions?

21 [The motion carried unanimously.]

22 ***

23 [There being no further business, The State Board of
24 Cosmetology Meeting adjourned at 12:34 p.m.]

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CERTIFICATE

I hereby certify that the foregoing summary minutes of the State Board of Cosmetology meeting, was reduced to writing by me or under my supervision, and that the minutes accurately summarize the substance of the State Board of Cosmetology meeting.



Adam Beck,

Minute Clerk

Sargent's Court Reporting
Service, Inc.

STATE BOARD OF COSMETOLOGY
REFERENCE INDEX

March 5, 2018

TIME

AGENDA

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2		
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4		
5		
6	TIME	AGENDA
7		
8	9:07	Official Call to Order
9		
10	9:07	Pledge of Allegiance
11		
12	9:08	Roll Call
13		
14	9:06	Introduction of Audience/Board Members
15		
16	9:10	Approval of Minutes
17		
18	9:11	Report of Prosecutorial Division
19		
20	9:24	Appointment - Annual Budget Presentation
21		
22	9:32	Report of Board Counsel
23		
24	9:39	Report of Board Administrator
25		
26	9:41	Report of Board Chairman
27		
28	9:43	Executive Session
29	12:18	Return to Open Session
30		
31	12:19	Motions
32		
33	12:33	Miscellaneous
34		
35	12:34	Adjournment
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