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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: 9:00 a.m.

BOARD ROOM C

One Penn Center

2601 North Third Street

Harrisburg, Pennsylvania 17110

Monday, November 6, 2017

State Board of Cosmetology  
November 6, 2017

BOARD MEMBERS:

- Kathryn L. Waters, Deputy Commissioner of Professional and Occupational Affairs
- Stephen A. Wallin, Teacher, Professional Member, Chair
- James Farrell, Public Member, Vice Chair
- Deborah S. Neatock, Professional Member, Secretary
- Susanne M. Philo, Professional Member
- Jade E. Roetz, Professional Member - Absent
- Francesca M. DiSanti, Professional Member - Absent
- Elisa Gonzalez, Professional Member
- Kristal L. Ferron, Consumer Protection Member
- Addressan Hahn, Professional Member
- Tracy E. Bruno, Professional Member

BUREAU PERSONNEL:

- Ariel O'Malley, Esquire, Board Counsel
- Wade Fluck, Esquire, Board Prosecution Liaison
- Caroline Bailey, Esquire, Board Prosecutor
- Kelly I. Diller, Board Administrator

ALSO PRESENT:

- Steve Breuner, Owner, Sola Eastside Salon 3
- S.J. Szabo, Stephens
- R.J. Ewanco, Impel Strategies LLC, Pittsburgh
- Mike Barley, Long, Nyquist, & Associates, Harrisburg
- Jacaylah Winters, Cumberland Perry Area Vocational-Technical School Student
- Sierra Freeman, Cumberland Perry Area Vocational-Technical School Student
- Cortney Kline, Cumberland Perry Area Vocational-Technical School Student
- Shannon Bell, Cumberland Perry Area Vocational-Technical School Student
- Jayda Acevedo, Cumberland Perry Area Vocational-Technical School Student
- Sydney Brown, Cumberland Perry Area Vocational-Technical School Student
- Sativa Ludt, Cumberland Perry Area Vocational-Technical School Student

State Board of Cosmetology  
November 6, 2017

(Continued)

ALSO PRESENT:

- 8 Rachel Miller, Cumberland Perry Area
- 9 Vocational-Technical School Student
- 10 Aysia Baity, Cumberland Perry Area
- 11 Vocational-Technical School Student
- 12 Holly Timba, Cumberland Perry Area Vocational-
- 13 Technical School Student
- 14 Tanya Phan, Cumberland Perry Area Vocational-Technical
- 15 School Student
- 16 Justin Shuey, Harrisburg
- 17 Karen Marburger, Brookdale Personal Care
- 18 Mike Gent, Curriculum Coordinator, PA Department of
- 19 Corrections
- 20 Debbie Weidner, DeRielle Cosmetology Academy
- 21 Savanna Sexton, DeRielle Cosmetology Academy
- 22 Emma Topash, DeRielle Cosmetology Academy
- 23 Mary Grace Redmond, DeRielle Cosmetology Academy
- 24 Maria Halvorsen, DeRielle Cosmetology Academy
- 25 Jennifer Melchione, DeRielle Cosmetology Academy
- 26 Hailley Hall, DeRielle Cosmetology Academy
- 27 Dawn Powell, Couture Aesthetics
- 28 Danielle Walter, Couture Aesthetics
- 29 Henry Pelusi, Pittsburgh

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2 State Board of Cosmetology

3 November 6, 2017

4 \*\*\*

5 The regularly scheduled meeting of the State  
6 Board of Cosmetology was held on Monday, November 6,  
7 2017. Stephen A. Wallin, Teacher, Professional  
8 Member, Chair, called the meeting to order at 9:00  
9 a.m. The Pledge of Allegiance was recited. Roll call  
10 was taken.

11 Kathryn Waters, Deputy Commissioner of  
12 Professional and Occupational Affairs, was not present  
13 at the commencement of the meeting.

14 \*\*\*

15 Approval of Minutes of the September 11, 2017 meeting

16 CHAIRMAN WALLIN:

17 I presume since we all got our  
18 information well in advanced, we can go  
19 through Approval of the Minutes unless  
20 anybody has any questions or comments.

21 No questions or comments, do I have  
22 a motion to approve the Minutes?

23 MS. PHILO:

24 I'll make the motion.

25 CHAIRMAN WALLIN:

1 Thank you, Sue.

2 MR. FARRELL:

3 Second the motion.

4 CHAIRMAN WALLIN:

5 We have a motion and a second. Are  
6 there any additional comments or  
7 questions? Hearing none, I'll call the  
8 question. All those in favor, please  
9 signify by saying aye? Opposed?  
10 Abstentions?

11 [The motion carried unanimously.]

12 \*\*\*

13 Report of Prosecutorial Division

14 [Caroline Bailey, Esquire, Board Prosecutor, reported  
15 on Consent Agreements for File No. 16-45-05439, File  
16 No. 16-45-12887, File No. 15-45-13871, and File No.  
17 16-45-04384.]

18 \*\*\*

19 Prosecution Liaison Report

20 [Wade Fluck, Esquire, introduced himself as the new  
21 Prosecution Liaison. He will provide reports at  
22 upcoming meetings.]

23 \*\*\*

24 [Kathryn Waters, Deputy Commissioner, entered the  
25 meeting at 9:05 a.m.]

1 \*\*\*

2 Introduction of Audience/Board Members

3 [Chairman Wallin requested the introduction of  
4 audience members.]

5 \*\*\*

6 Report of Board Counsel

7 [Ariel O'Malley, Esquire, Board Counsel, noted three  
8 Draft Adjudications, one Motion for Default, and two  
9 proposed Adjudications through the Hearing Examiner's  
10 Office for discussion during Executive Session.]

11 \*\*\*

12 Other

13 Bill Report

14 [Ariel O'Malley, Esquire, Board Counsel, stated all  
15 previously reported bills have not moved forward, with  
16 the exception of House Bill 1862 regarding licensure  
17 of electrologists, teachers and salons, as this is a  
18 new bill.]

19 \*\*\*

20 Probation Offer Report

21 [Ariel O'Malley, Esquire, Board Counsel, stated 8  
22 additional offers were sent and 11 more acceptances  
23 were received.]

24 \*\*\*

25 Report of Deputy Commissioner

1 [Kathryn L. Waters, Deputy Commissioner of  
2 Professional and Occupational Affairs, discussed  
3 Executive Order 2017-03 as signed by the Governor on  
4 October 24, 2017.

5 She explained the report will compare  
6 Pennsylvania's licensure process to other states,  
7 including examination fees, criminal background and  
8 educational requirements. She requested Board members  
9 return the confidential survey attached to a recent  
10 memo.

11 Ms. Diller asked Board members to return the  
12 survey to her by the end of the meeting.

13 Deputy Commissioner Waters stated advisory groups  
14 will be formed consisting of a diversified group of  
15 Board and Commission members to work on the  
16 statistical information.]

17 \*\*\*

18 CE Research

19 [Ariel O'Malley, Esquire, Board Counsel, discussed her  
20 findings on CE research by noting that only 14 states  
21 in the United States require CE for any kind of  
22 renewal for cosmetology.

23 Ms. O'Malley addressed the inquiry from the  
24 Department of Corrections regarding Board Regulation  
25 Section 7.97, relating to the protection against

1 infectious, contagious and communicable diseases.

2 Mike Gent, Curriculum Coordinator, PA Department  
3 of Corrections, informed the Board of the recent  
4 conversion of barber schools to cosmetology schools.  
5 Mr. Gent addressed the concern of licensed  
6 cosmetologists who cannot perform a service due to an  
7 inmate's communicable disease condition. He requested  
8 advice from the Board on the situation.

9 Chairman Wallin noted a motion from a Board  
10 member would be necessary to waive the regulation  
11 specifically for state correctional institutions to  
12 permit a licensee to knowingly work on contagious and  
13 infectious disease conditions.]

14 MS. O'MALLEY:

15 What we would be looking for is a Motion  
16 to waive the enforcement of Board  
17 Regulation Section 7.97 as it applies to  
18 the Department of Corrections and its  
19 state correctional institutes.

20 MS. PHILO:

21 I'll make the motion. I agree. It  
22 needs to be done.

23 MS. NEATOCK:

24 I second the motion.

25 CHAIRMAN WALLIN:





1 that were part of the agenda, and three applications  
2 for licensure examination.

3 Ms. O'Malley reminded members of the appointment  
4 with Danielle Walter of Couture Aesthetics.]

5 \*\*\*

6 Appointment

7 [Danielle Walter, Couture Aesthetics, presented before  
8 the Board to request their approval of the 160 square  
9 feet of space to be utilized for esthetics.]

10 \*\*\*

11 [Pursuant to Section 708(a)(5) of the Sunshine Act, at  
12 9:41 a.m. the Board entered into Executive Session  
13 with Ariel O'Malley, Esquire, Board Counsel, and for  
14 the purpose of conducting quasi-judicial deliberations  
15 and to receive advice of Counsel. The Board returned  
16 to open session at 10:52 a.m.]

17 \*\*\*

18 MOTIONS

19 MS. O'MALLEY:

20 The Board was just in Executive Session  
21 conducting quasi-judicial deliberations  
22 on matters that are currently pending  
23 before the Board as well as well as  
24 receiving advice of Counsel.

25 We are going to begin with the

1 Consent Agreements. I believe the Board  
2 would entertain a Motion to Reject the  
3 Consent Agreement for File No. 16-45-  
4 05439.

5 MS. PHILO:

6 I'll make the motion.

7 MR. FARRELL:

8 Second.

9 CHAIRMAN WALLIN:

10 Any questions? All those in favor,  
11 signify by saying aye? Opposed?  
12 Abstentions?

13 [The motion carried unanimously.]

14 \*\*\*

15 MS. O'MALLEY:

16 Next, I believe the Board would  
17 entertain a Motion to Accept the Consent  
18 Agreements as the final disposition of  
19 the cases of the following File Numbers:  
20 File No. 16-45-12887, File No. 15-45-  
21 13871, and File No. 16-45-04384.

22 MS. NEATOCK:

23 I make the motion.

24 CHAIRMAN WALLIN:

25 Thank you, Deb.

1 MS. PHILO:

2 I'll second.

3 CHAIRMAN WALLIN:

4 Thank you, Sue. All those in favor,  
5 signify by saying aye? Opposed?  
6 Abstentions?

7 [The motion carried unanimously. The Respondent's  
8 name for File No. 16-45-12887 is Fior D. Paulino. The  
9 Respondent's name for File No. 15-45-13871 is Thanh  
10 Thi Pham. The Respondent's name for File No. 16-45-  
11 04384 is Michele D. Noll.]

12 \*\*\*

13 MS. O'MALLEY:

14 Next, Adjudications and Orders. I  
15 believe the Board would entertain a  
16 Motion to Approve the Draft  
17 Adjudications as the Final Adjudications  
18 of the Board in the following cases:  
19 Commonwealth of Pennsylvania, Bureau of  
20 Professional and Occupational Affairs  
21 vs. Legends Hair Design and Day Spa,  
22 File No. 15-45-02157; Commonwealth of  
23 Pennsylvania, Bureau of Professional and  
24 Occupational Affairs vs. Towanda J.  
25 Wright, File No. 17-45-03791; and

1                   Commonwealth of Pennsylvania, Bureau of  
2                   Professional and Occupational Affairs  
3                   vs. Martha Pena d/b/a Margaret's Beauty  
4                   Salon and Boutique Unisex, File No. 14-  
5                   45-00849.

6 CHAIRMAN WALLIN:

7                   Anybody make a motion?

8 MS. PHILO:

9                   I make a motion.

10 MS. FERRON:

11                   I'll second it.

12 CHAIRMAN WALLIN:

13                   We have a second. All those in favor,  
14                   signify by saying aye? Opposed?

15                   Abstentions?

16 [The motion carried unanimously.]

17                   \*\*\*

18 MS. O'MALLEY:

19                   Moving on to Item No. 9, I believe the  
20                   Board would entertain a Motion to Grant  
21                   the Commonwealth's Motion to Enter  
22                   Default and Deem Facts Admitted and to  
23                   authorize Counsel to draft an  
24                   adjudication in accordance with the  
25                   discussions in Executive Session in the

1 case of Anbrea's Beauty Salon, File No.  
2 16-45-04262.

3 CHAIRMAN WALLIN:

4 Do we have motion?

5 MS. NEATOCK:

6 I make a motion.

7 MR. FARRELL:

8 Second.

9 CHAIRMAN WALLIN:

10 All those in favor, signify by saying  
11 aye? Opposed? Abstentions?

12 [The motion carried unanimously.]

13 \*\*\*

14 MS. O'MALLEY:

15 Moving on to proposed adjudications, I  
16 believe the Board would entertain a  
17 Motion for Counsel to Draft an  
18 Adjudication and Order in accordance  
19 with discussions in Executive Session in  
20 the case of Commonwealth of  
21 Pennsylvania, Bureau of Professional and  
22 Occupational Affairs vs. Erica King,  
23 File No. 17-45-01914.

24 CHAIRMAN WALLIN:

25 Do we have a motion?

1 MR. FARRELL:

2 Motion.

3 MS. PHILO:

4 I'll second.

5 CHAIRMAN WALLIN:

6 All those in favor, signify by saying  
7 aye? Opposed? Abstentions?

8 [The motion carried unanimously.]

9

\*\*\*

10 MS. O'MALLEY:

11 Moving on to Item No. 11, I believe the  
12 Board would entertain a Motion to Adopt  
13 the Proposed Adjudication and Order as  
14 the Final Adjudication of the Board in  
15 the case of Commonwealth of  
16 Pennsylvania, Bureau of Professional and  
17 Occupational Affairs vs. Janice  
18 Martinez, File No. 17-45-03903.

19 CHAIRMAN WALLIN:

20 Do we have a motion?

21 MS. FERRON:

22 Motion.

23 CHAIRMAN WALLIN:

24 Thank you. Second?

25 MS. BRUNO:

1                   Second.

2 CHAIRMAN WALLIN:

3                   We have a motion and a second. All  
4                   those in favor, signify by saying aye?  
5                   Opposed? Abstentions?

6 [The motion carried unanimously.]

7                                   \*\*\*

8 MS. O'MALLEY:

9                   Moving on to Item No. 18, I believe the  
10                   Board would entertain a Motion to Deny  
11                   the Request of Brittany Yurick.

12 MS. PHILO:

13                   I'll make the motion.

14 MS. GONZALEZ:

15                   Second.

16 CHAIRMAN WALLIN:

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

20 [The motion carried unanimously.]

21                                   \*\*\*

22 MS. O'MALLEY:

23                   Moving on to applications, I believe the  
24                   Board would entertain a Motion to  
25                   Provisionally Deny the Applications of



1 the following facilities: Brookdale  
2 Personal Care, The Beeson House Salon &  
3 Spa, the Appeal from Couture Aesthetics,  
4 Styles by Cardamone Salon & Day Spa,  
5 Above All Grand Salon & Spa, Hanging  
6 Rock Spa which is part of the addendum.

7  
8 MS. PHILO:

9 I'll make a motion.

10 MS. BRUNO:

11 Second.

12 CHAIRMAN WALLIN:

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

16 [The motion carried unanimously.

17 Karen Marburger, on behalf of Brookdale Personal  
18 Care, urged the Board to reconsider its motion to  
19 provisionally deny the application. Chair Wallin  
20 explained the Board's decision to deny the application  
21 based on the picture provided by Ms. Marburger.]

22 \*\*\*

23 MS. O'MALLEY:

24 Finishing the facility applications, I  
25 believe the Board would entertain a

1 Motion to Grant the Applications of the  
2 following facilities: Journeys Wellness  
3 Spa as well as Sapphira's Spa & Salon.

4 CHAIRMAN WALLIN:

5 Do we have a motion for that?

6 MS. GONZALEZ:

7 I'll make a motion.

8 MS. PHILO:

9 Second.

10 CHAIRMAN WALLIN:

11 We have a motion and a second. Any  
12 questions? All those in favor, signify  
13 by saying aye? Opposed? Abstentions?

14 [The motion carried unanimously.]

15 \*\*\*

16 MS. O'MALLEY:

17 The final application motion will be for  
18 the granting of application Item No. 33,  
19 which is Salon on Six.

20 MS. NEATOCK:

21 Motion.

22 MS. HAHN:

23 Second.

24 CHAIRMAN WALLIN:

25 We have a motion and a second. Any

1 additional comments or questions? All  
2 those in favor, signify by saying aye?  
3 Opposed? Abstentions?

4 [The motion carried. Ms. Philo recused from  
5 deliberations and voting on the motion.]

6 \*\*\*

7 MS. O'MALLEY:

8 That leaves us with a Motion to  
9 Provisionally Deny the Applications of  
10 the following Applicants: Merita Veliu  
11 Selimi, Nurys Gonzalez and Assibina  
12 Gomis.

13 MS. PHILO:

14 I'll make the motion.

15 MS. BRUNO:

16 Second.

17 CHAIRMAN WALLIN:

18 We have a motion and a second. Any  
19 additional comments or questions? All  
20 right. Hearing none, I'll call the  
21 question. All those in favor, signify  
22 by saying aye? Opposed? Abstentions?

23 [The motion carried unanimously.]

24 \*\*\*

25 Old/New Board Business

1 Elections

2 MS. O'MALLEY:

3 At this time, the Board is going to move  
4 on to do the elections for the Chair,  
5 Vice Chair and Secretary for the 2018  
6 calendar year.

7 Are there any nominations for  
8 Chair?

9 MR. FARRELL:

10 I'd like to nominate Stephen Wallin.

11 MS. O'MALLEY:

12 Is there a second for that nomination?

13 MR. PHILO:

14 I second it.

15 CHAIRMAN WALLIN:

16 Thank you both.

17 MS. O'MALLEY:

18 Are there any other nominations for  
19 Chair? Seeing none, I will call for a  
20 vote. All those in favor of Steve  
21 Wallin as Chair of the 2018 calendar  
22 year, signify by saying aye? Opposed?  
23 Abstentions? Seeing none, the motion  
24 passes unanimously. Congratulations.

25 [The motion carried unanimously.]

1 \*\*\*

2 MS. O'MALLEY:

3 Are there any nominations for Vice Chair  
4 for the 2018 calendar year?

5 MS. PHILO:

6 I would nominate Mr. Farrell again.

7 MS. O'MALLEY:

8 Is there a second?

9 MS. GONZALEZ:

10 Second.

11 MS. O'MALLEY:

12 Are there any other nominations for Vice  
13 Chair? Seeing none, I will call for a  
14 vote. All those in favor of James  
15 Farrell for Vice Chair for the 2018  
16 calendar year, signify by saying aye?  
17 Those opposed? Abstentions? The motion  
18 passes unanimously. Congratulations,  
19 Mr. Farrell.

20 [The motion carried unanimously.]

21

\*\*\*

22 MS. O'MALLEY:

23 Are there any nominations for Secretary  
24 for the 2018 calendar year?

25 MS. PHILO:

1 I will make a motion to nominate Debbie  
2 and keep her in that spot that she's in  
3 currently.

4 MR. FARRELL:

5 Second.

6 MS. O'MALLEY:

7 Are there any other nominations? Seeing  
8 none. I will call for a vote. All  
9 those in favor of Debbie Neatock for  
10 Secretary for the 2018 calendar year,  
11 signify by saying aye? Those opposed?  
12 Abstentions? Seeing none, the motion  
13 passes unanimously. Congratulations,  
14 Ms. Neatock.

15 [The motion carried unanimously.]

16 \*\*\*

17 Miscellaneous

18 Active License Counts

19 [Chairman Wallin noted 114,340 professionals and  
20 17,895 facilities, not counting apprentices and  
21 temporary licenses, for a total of 132,235 licenses.

22 He referred Board members to the Exam Statistics  
23 and Term Limits for further review.

24 An Applicant asked the Board for the "bottom  
25 line" reason for the denial of her variance

1 application. Ms. O'Malley stated a letter would be  
2 sent explaining the Board's decision. It was noted  
3 that submission of an amended diagram would be  
4 considered.]

5 \*\*\*

6 Adjournment

7 CHAIRMAN WALLIN:

8 Do I have a motion to adjourn?

9 MS. BRUNO:

10 Motion.

11 MR. FARRELL:

12 Second.

13 CHAIRMAN WALLIN:

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

18 [The motion carried unanimously.]

19 \*\*\*

20 [There being no further business, the State Board of  
21 Cosmetology meeting adjourned at 11:12 a.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  
November 6, 2017

	TIME	AGENDA
1		
2		
3		
4		
5		
6		
7	9:00	Official Call to Order
8		
9	9:01	Pledge of Allegiance
10		
11	9:01	Roll Call
12		
13	9:01	Approval of Minutes
14		
15	9:02	Report of Prosecutorial Division
16		
17	9:05	Report of Prosecutor Liaison
18		
19	9:06	Introduction of Audience/Board Members
20		
21	9:10	Report of Board Counsel
22		
23	9:11	Report of Deputy Commissioner
24		
25	9:12	Report of Board Counsel (cont.)
26		
27	9:34	Appointment - Danielle Walter
28		
29	9:41	Executive Session
30	10:52	Return to Open Session
31		
32	10:53	Motions
33		
34	11:10	Miscellaneous
35		
36	11:12	Adjournment
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