1	COMMONWEALTH OF PENNSYLVANIA
2	DEPARTMENT OF STATE
3	BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS
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5	<u>FINAL MINUTES</u>
6	
7	MEETING OF:
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9	STATE BOARD OF COSMETOLOGY
10	
11	TIME: 9:09 A.M.
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13	BOARD ROOM C
14	One Penn Center
15	2601 North Third Street
16	Harrisburg, Pennsylvania 17110
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18	Monday, May 7, 2018
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2 1 State Board of Cosmetology 2 May 7, 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 Elisa Gonzalez, Professional Member 12 Kristal L. Ferron, Consumer Protection Member 13 Addrean Hahn, Professional Member 14 Carolyn R. Folk, Professional Member 15 Tammy Y. O'Neill, Professional Member 16 17 18 BUREAU PERSONNEL: 19 20 Shana M. Walter, Esquire, Board Counsel 21 Glenn P. Masser, Esquire, Board Prosecution Liaison 22 Angela Lucci, Esquire, Board Prosecutor 23 Caroline A. Bailey, Esquire, Board Prosecutor 24 Kelly I. Diller, Board Administrator 25 26 27 28 ALSO PRESENT: 29 30 Brenda Mitzil, Student, DeRielle Cosmetology Academy 31 Bethany Lowrie, S. Director, Metro Beauty Academy 32 Kim Hartzell, DOE, Metro Beauty Academy 33 Debbie Weidner, Owner, DeRielle Cosmetology Academy 34 Sue Philo, Stylist, Northeastern Salons 35 Maria Bonawits, President, Northeastern Salons 36 Cecil Straub, Student, DeRielle Cosmetology Academy 37 Megan Wilson, Student, DeRielle Cosmetology Academy 38 Caitlin Oliveira, Student, DeRielle Cosmetology 39 Academy 40 Megan Jones, Student, DeRielle Cosmetology Academy 41 Teresa Whicks, Cosmetologist, Lancaster, PA 42 Megan Brillhert, Student, DeRielle Cosmetology Academy 43 Tami Obremski, Salon Owner, Artisan Colour Spa Salon 44 Justin Lehman, Vice President, Jean Madeline Aveda 45 Institute 46 Charles Hartwell, Esquire 47 48 49 50

* * * 1 2 State Board of Cosmetology 3 May 7, 2018 * * * 4 5 The regularly scheduled meeting of the State 6 Board of Cosmetology was held on Monday, May 7, 2018. 7 Stephen A. Wallin, Teacher, Professional Member, 8 Chair, called the meeting to order at 9:09 a.m. The 9 Pledge of Allegiance was recited. Roll call was 10 taken. * * * 11 Introduction of Audience Members 12 13 [Chair Wallin requested the introduction of audience 14 members.] * * * 15 16 Approval of Minutes of the March 5, 2018 meeting 17 CHAIR WALLIN: 18 May I have someone make a motion to 19 approve the Minutes? 20 MS. HAHN: 21 Motion. 22 MR. FARRELL: 23 Second. 24 CHAIR WALLIN: 25 Thank you. We have a motion and a

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second. Any additional questions or 1 comments? I'll call the guestion. All 2 3 those in favor, please signify by saying Any opposed? Abstentions? 4 ave? 5 [The motion carried unanimously.] * * * 6 7 Report of Prosecutorial Division 8 [Glenn P. Masser, Esquire, introduced himself as the Board's new Prosecution Liaison. He stated Caroline 9 Bailey, Esquire, will be handing all of her duties and 10 11 responsibilities to Angela Lucci, Esquire, the Board's 12 new Prosecuting Attorney. Ms. Lucci provided a brief 13 summary of her professional and educational 14 background.] * * * 15 16 [Caroline Bailey, Esquire, Board Prosecutor, presented 17 the following Consent Agreements: File No. 16-45-18 01569, File No. 16-45-10263, File No. 16-45-04748, 19 File No. 16-45-13400, File No. 15-45-09653, File No. 20 17-45-07143, File No. 17-45-07540, File No. 17-45-07184, File No. 16-45-09665, File No. 17-45-06153, 21 22 File No. 17-45-06350, File No. 17-45-02243, File No. 23 17-45-08814, File No. 16-45-12888, File No. 17-45-00104, File No. 16-45-10371, File No. 16-45-09124, 24 25 File No. 15-45-15009, File No. 16-45-02253, File No.

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16-45-13476, File No. 16-45-09725, and File No. 16-45-1 2 08892.1 * * * 3 4 [There was discussion regarding the enormous 5 prosecution caseload.] * * * 6 7 Report of Board Counsel 8 [Shana M. Walter, Esquire, Board Counsel, noted five Adjudications and Orders, a Proposed Adjudication and 9 Order, a Citation Appeal, six Applications, and seven 10 11 Variance Requests for discussion during Executive 12 Session.] 13 * * * 14 Report of Commissioner - No Report * * * 15 16 Report of Board Chair 17 [Stephen A. Wallin, Teacher, Professional Member, 18 Chair, commented that the implementation of the PALS 19 program was going well as staff attempts to "smooth 20 out whatever wrinkles are in there." 21 Chair Wallin discussed the new crime policy. He 22 expressed the importance for all professionals to 23 report any type of criminal action within a few days. 24 This, in his opinion, would alleviate the tremendous 25 caseload every two years during the renewal process.

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Chair Wallin will request an update as to the 1 2 status of the Governor's Executive Order at the next 3 meeting. The process was halfway completed for all 4 the Boards.] * * * 5 6 Report of Board Administrator - No Report 7 * * * 8 Items for Discussion 9 [An audience member inquired as to the reason the 10 Board and Counsel's discussions during Executive 11 Session could not be conducted publicly. Ms. Walter explained that disciplines are discussed, which are 12 13 not public information until the discipline is in 14 effect. She further explained the matters for 15 discussion during Executive Session are considered attorney/client privileged information, which are also 16 17 matters not open to the public.] * * * 18 19 [Pursuant to Section 708(a)(5) of the Sunshine Act, at 20 9:30 a.m. the Board entered into Executive Session 21 with Shana M. Walter, Esquire, Board Counsel, and for 22 the purpose of conducting quasi-judicial deliberations 23 and to receive advice of Counsel. The Board returned 24 to open session at 11:16 a.m.] 25 * * *

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1	MOTIONS	
2	MS. WALTER:	
3		We're returning from quasi-judicial
4		deliberations in which the following
5		Consent Agreements were accepted by the
6		Board: File No. 16-45-01569, <u>Jacqueline</u>
7		<u>Roundtree</u> ; File No. 16-45-10263, <u>Natalie</u>
8		<u>Stupka</u> ; File No. 16-45-04748, <u>Ashley L.</u>
9		Shabazz, a/k/a Ashley L. Snyder; File
10		No. 16-45-13400, <u>Tavares, Jose P.</u>
11		(owner), d/b/a Brazilian Hair Style;
12		File No. 17-45-07143, <u>Nail City</u> ; File
13		No. 17-45-07540, <u>A Nails</u> ; File No. 17-
14		45-07184, <u>Nails Plus</u> ; File No. 16-45-
15		09665, <u>Star Nail Salon</u> ; File No. 17-45-
16		06153, <u>Jasmine F. Bowders</u> ; File No. 17-
17		45-06350, <u>Best Nail Salon</u> ; File No. 17-
18		45-02243, <u>Tina M. Stufflet</u> ; File No. 17-
19		45-08814, <u>Nails 1st</u> ; File No. 16-45-
20		12888, <u>Beverly Hills Nails</u> ; File No. 17-
21		45-00104, <u>Stephanie A. Burdick</u> ; File No.
22		16-45-10371, <u>Karen S. Simala Beauty</u>
23		<u>Shop</u> ; File No. 16-45-09124, <u>Glenn A.</u>
24		<u>Ricci</u> ; File No. 15-45-15009, <u>Stacy L.</u>
25		Campbell; File No. 16-45-02253, Dorothea

8 A. Bird; File No. 16-45-13476, Sky Nail 1 2 Design; File No. 16-45-09725, Tamara 3 Wawrzyniak; and File No. 16-45-088892, 4 Ellen Warner Beauty Shop. 5 CHAIR WALLIN: 6 Do we have a motion to approve those? 7 MS. NEATOCK: 8 I make a motion. 9 MS. FOLK: 10 Second. 11 CHAIR WALLIN: 12 We have a motion and a second. Ιf 13 there's no additional questions, all 14 those in favor, signify by saying aye? 15 Opposed? Abstentions? 16 [The motion carried unanimously.] * * * 17 18 Adjudications and Orders 19 MS. WALTER: 20 During Executive Session the Board 21 members discussed the following 2.2 Adjudications and Orders: Hair Salon at 23 Meadow Ridge, File No. 13-45-09721; 24 Studio II, File No. 16-45-03260; Kim 25 Hong Thi Vue, File No. 16-45-00770; Davi

9 Nails No. 4276, File No. 16-45-10139; 1 2 and Angel Ann Halchak, File No. 16-45-3 05884. 4 CHAIR WALLIN: 5 Do we have a motion to approve the Adjudications? 6 7 MR. FARRELL: Motion. 8 9 CHAIR WALLIN: 10 Thank you. 11 MS. GONZALEZ: 12 Second. 13 CHAIR WALLIN: 14 We have a motion and a second. All 15 those in favor, signify by saying aye? 16 Opposed? Abstentions? [The motion carried unanimously.] 17 * * * 18 19 Hearing Examiner Proposed Adjudication and Order 20 MS. WALTER: 21 The Board deliberated the Hearing 22 Examiner Proposed Adjudication and Order 23 of Alicia Armstrong, File No. 17-45-24 11747. 25 CHAIR WALLIN:

Do we have a motion to approve that 1 2 Adjudication and Order? 3 MS. FERRON: Motion. 4 5 MR. FARRELL: 6 Thank you very much. We have a motion, 7 can we have a second? 8 MS. FOLK: 9 Second. 10 CHAIR WALLIN: 11 All those in favor, signify by saying 12 aye? Opposed? Abstentions? 13 [The motion carried unanimously.] * * * 14 15 Citation Appeals MS. WALTER: 16 17 The Citation Appeal of Brittney Conrad, File No. 17-45-09747, was deliberated. 18 I believe the Board would entertain a 19 20 motion to make the Hearing Examiner's 21 Order final. 22 CHAIR WALLIN: 23 Do I hear a motion? 24 MS. NEATOCK: 25 I make the motion.

11 1 CHAIR WALLIN: 2 Thank you. Second? 3 MS. FOLK: 4 Second. 5 CHAIR WALLIN: 6 We have a second with Carol. All those 7 in favor, signify by saying aye? Any 8 opposed? Abstentions? 9 [The motion carried unanimously.] * * * 10 Petition for Reinstatement 11 MS. WALTER: 12 13 The Petition for Reinstatement of Tommy 14 (Loc) Nguyen was deliberated. 15 Would the Board entertain a motion approving the Petition for Reinstatement 16 17 and require the Petitioner to take the Pennsylvania Cosmetology Exam? 18 19 MS. WALTER: 20 Do we have a motion? 21 MR. FARRELL: 22 Motion. 23 MS. HAHN: 24 Second. 25 CHAIR WALLIN:

12 We have a motion and a second. All 1 2 those in favor, signify by saying aye? 3 Any opposed? Abstentions? 4 [The motion carried unanimously.] * * * 5 6 MS. WALTER: 7 The Consent Agreement at File No. 15-45-09653, during deliberations the Board 8 9 discussed this matter. Is there a motion to accept or 10 11 reject the Consent Agreement? 12 CHAIR WALLIN: 13 It's the one we said we were going to 14 reject. So do we have a motion to 15 reject? MS. NEATOCK: 16 17 Motion. MS. FOLK: 18 19 Second. 20 CHAIR WALLIN: 21 All those in favor, signify by saying 22 aye? Opposed? Abstentions. 23 [The motion carried unanimously.] * * * 24 25 Applications

1 MS. WALTER: 2 The following Applications to sit for 3 the exam were deliberated: Sharon 4 Benyo, Esther Saunders, Maria Cintron, 5 Cornelia Hall, Tina Moyer, Melissa 6 Haskell, and Kristin Zimmerman. I believe the Board would entertain 7 8 a motion to offer probation concurrent 9 with criminal probation for Sharon Benyo 10 and Kristin Zimmerman. 11 MS. NEATOCK: 12 I make a motion. CHAIR WALLIN: 13 14 Thank you. 15 MS. GONZALEZ: Second. 16 17 CHAIR WALLIN: We have a motion and a second. All 18 19 those in favor, signify by saying aye? 20 Opposed? Abstentions? 21 [The motion carried unanimously.] * * * 22 23 MS. WALTER: 24 Esther Saunders, two years probation. 25 CHAIR WALLIN:

We need a motion to accept that. 1 2 MS. GONZALEZ: 3 Motion. MS. FERRON: 4 5 Second. 6 CHAIR WALLIN: 7 We have a motion and a second. All 8 those in favor, signify by saying aye? 9 Opposed? Abstentions? 10 [The motion carried unanimously.] * * * 11 12 MS. WALTER: I believe the Board would entertain a 13 14 motion to provisionally deny the 15 Applications of Maria Cintron, Cornelia Hall, and Melissa Haskell. 16 17 CHAIR WALLIN: 18 Do we have a motion to deny? 19 MS. NEATOCK: 20 Motion. 21 MS. GONZALEZ: 22 Second. 23 CHAIR WALLIN: 24 We have a motion and a second. All 25 those in favor, signify by saying aye?

15 Opposed? Abstentions? 1 2 [The motion carried unanimously.] 3 * * * MS. WALTER: 4 5 The Application of Tina Moyer, is there a motion to defer until the July 6 7 meeting? 8 MS. NEATOCK: 9 I make the motion. 10 MS. O'NEILL: 11 Second. 12 CHAIR WALLIN: 13 All those in favor, signify by saying aye? Opposed? Abstentions? 14 15 [The motion carried unanimously.] * * * 16 Variances 17 18 MS. WALTER: 19 The Board deliberated on the following 20 Variances: Salon PS; Blush Salon, Your 21 Ingénue, Giggy's, Walker's Guys and 22 Gals, Bellezza Salon and Spa, and Windy 23 Hill Village Salon. 24 I believe the Board would entertain 25 a motion to deny all of the Variances.

Also, to deny the Variance request for 1 Solataire Salons, Suite One; Solataire 2 3 Salons, Suite Two; and Solataire Salons, Suites Three and Four. 4 MS. HAHN: 5 6 Motion. 7 MR. FARRELL: 8 Second. 9 CHAIR WALLIN: All those in favor, signify by saying 10 11 aye? Opposed? Abstentions? 12 [The motion carried unanimously.] 13 * * * Miscellaneous 14 15 [The next Board meeting is scheduled for July 9, 2018.1 16 * * * 17 18 Adjournment 19 CHAIR WALLIN: 20 Do I have a motion to adjourn? 21 MR. FARRELL: 22 Motion. 23 MS. FERRON: 24 Second. 25 CHAIR WALLIN:

17 Thank you. We have a motion and a 1 2 second. All those in favor, signify by 3 saying aye? Opposed? Abstentions? 4 [The motion carried unanimously.] * * * 5 6 [There being no further business, the State Board of 7 Cosmetology Meeting adjourned at 11:36 a.m.] * * * 8 9 10 CERTIFICATE 11 12 I hereby certify that the foregoing summary minutes of the State Board of Cosmetology meeting, was 13 14 reduced to writing by me or under my supervision, and 15 that the minutes accurately summarize the substance of 16 the State Board of Cosmetology meeting. 17 18 19 20 Adam Beck, 21 Minute Clerk 22 Sargent's Court Reporting 23 Service, Inc. 24 25

			18
1 2 3 4 5 6 7 8		STATE BOARD OF COSMETOLOGY REFERENCE INDEX	
		May 7, 2018	
	TIME	AGENDA	
8	9:09	Official Call to Order	
9 10 11	9:09	Pledge of Allegiance	
12 13	9:09	Roll Call	
14 15	9:09	Introduction of Audience/Board Members	
16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32	9:11	Approval of Minutes	
	9:13	Report of Prosecutorial Division	
	9:27	Report of Board Counsel	
	9:28	Report of Board Chair	
	9:29	Items for Discussion	
	9:30 11:16	Executive Session Return to Open Session	
	11 : 16	Motions	
	11:30	Miscellaneous	
33 34	11:31	Adjournment	
35 36			
37 38			
39 40			
41 42			
43 44			
45 46			
47 48			
49 50			