

STATE BOARD OF COSMETOLOGY AND BARBER EXAMINERS

Monday, January 10, 2022

Via Telephone Conference Pursuant to Executive Order 20-09

Access the meeting online or via telephone at:

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[1.240.454.0887, Access Code 610915440](https://IndianaEnhanced.Webex.com/join/PLAWebex)

CALL TO ORDER & ESTABLISHMENT OF QUORUM

Diane Weisheit called the meeting to order at 9:00 a.m. and established a quorum pursuant to public notice posted at the principal office of the board at least forty-eight (48) hours before the time of the meeting

Board Members Present:

Diane Weisheit, President
Victoria Ross, Vice President
Diana Bonn
Gregory Kenny
Kendra Forrester

State Officials Present:

Tracy Hicks, Board Director, Indiana Professional Licensing Agency
Colette Ritter, Assistant Board Director, Indiana Professional Licensing Agency
Claire Dyer, Board Advisory Counsel, Office of the Attorney General

ADOPTION OF THE AGENDA

A motion was made and seconded to adopt the agenda.

Ross/Bonn

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

OFFICE OF THE ATTORNEY GENERAL'S REPORT

Verbal and written report provided.

ADMINISTRATIVE HEARING TO CONSIDER MOTION FOR CEASE AND DESIST

1. Ana Mendoza, 2021SBCBE0210

A motion was made and seconded to issue an Order of Default.

Bonn/Ross

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

A motion was made and seconded to issue an Order to Cease and Desist.

Bonn/Ross

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

ADMINISTRATIVE HEARINGS

1. Nails Plus, BS30701247 & Thang M. Tran, MA20201324, 2020SBCBE0114

A motion was made that the State proved all counts and to suspend both licenses indefinitely with no right to petition for reinstatement for a period of two (2) months, require that the salon pass inspection, impose the cost of the proceeding, and impose the \$5.00 fee to the health records and personal identifying information protection trust fund.

Bonn/
0/0/0
Motion failed for lack of a second.

A motion was made and seconded to place both licenses on indefinite probation with no right to petition for reinstatement for a period of one (1) year and impose a fine of \$100.00 per count for a total of \$4200.00.

Kenny/
0/0/0
Motion failed for lack of a second.

A motion was made and seconded to suspend both licenses indefinitely with no right to petition for reinstatement for a period of two (2) months, impose a fine of \$100.00 per count for a total of \$4200.00, require that the salon pass inspection, impose the cost of the proceeding, and impose the \$5.00 fee to the health records and personal identifying information protection trust fund.

Ross/Kenny
4/1/0
Motion carried.
Voting in favor: Diana Weisheit, Victoria Ross, Gregory Kenny, and Kendra Forrester
Voting against: Diana Bonn

2. Regal Nails Salon & Spa, LLC, MS39900686 & Thuy Duong Thi Dinh, MA20200736
BC21800220, 2020 SBCBE0012

A motion was made and seconded to place both licenses on indefinite probation with no right to petition for reinstatement for a period of one (1) year, impose a fine of \$5000.00 for each respondent, require that the salon pass inspection, impose the cost of the proceeding, and impose the \$5.00 fee to the health records and personal identifying information protection trust fund.

Bonn/Kenny
5/0/0
Motion carried.
Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

ADMINISTRATIVE HEARINGS TO CONSIDER WITHDRAWAL OF PROBATION

1. Tamikka Lucius, BC21401128, 2014SBCBE0047

A motion was made and seconded to issue a Notice of Proposed Dismissal.

Bonn/ Ross
5/0/0
Motion carried.
Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

2. James Ernest Brown, III, BA11400136, 2018SBCBE0141

A motion was made and seconded to issue a Notice of Proposed Dismissal.

Bonn/ Ross

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

3. Nakidra Taylor, MA21900023, 2019SBCBE0011

A motion was made and seconded to issue a Notice of Proposed Dismissal.

Bonn/ Ross

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

4. Nicole Wheeler, BC21101279, 2019SBCBE0065

A motion was made and seconded to remove probation status from the license.

Bonn/Kenny

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

5. Ivy Garcia, BC21600707, 2021SBCBE0098

A motion was made and seconded to remove probation status from the license.

Bonn/Ross

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

6. Candace Stamm, BC21013202, 2021SBCBE0119

A motion was made and seconded to issue a Notice of Proposed Dismissal.

Bonn/ Ross

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

ADMINISTRATIVE HEARINGS TO CONSIDER APPLICATION DENIAL APPEALS

1. Francesca Carlson, 2021SBCBE0269

A motion was made and seconded to affirm the Board's application denial.

Ross/Forrester

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

2. Hien Thi Huynh, 2021SBCBE0271

A motion was made and seconded to affirm the Board's application denial.

Ross/Bonn

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

3. Perfect Threading Salon, 2021SBCBE0272

A motion was made and seconded to issue a Notice of Proposed Dismissal.

Bonn/ Ross

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

CONSIDERATION OF MOTION TO DISMISS PENDING MATTER

1. Verrell B. Kerney, BA11100081, 2021SBCBE0225

A motion was made and seconded to dismiss the matter.

Ross/Kenny

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

CONSIDERATION OF PETITIONER'S MOTIONS TO CONSOLIDATE ACTIONS

1. Dung Thingoc Le, MA20301689 & Cali Nails, MS31200007, 2021SBCBE0234 & 2021SBCBE0233

A motion was made and seconded to continue the matter so Respondent's attorney can be present.

Bonn/Ross

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

2. L T Royal Nails, LLC, BS91800727 & Tuong Cat Nguyen, MA21400328, 2021SBCBE0235 & 2021SBCBE0236

A motion was made and seconded to approve the Motion.

Bonn/Ross

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

3. Tin Truong, MA29800827 and Tiffany Nails, BS91800704, MS30600702, 2021SBCBE0273 & 2021SBCBE0276

A motion was made and seconded to approve the Motion.

Bonn/Ross

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

4. Vision Studio & Cosmetic Center, BS91800395 and Belkis Rodriguez, BC21800292, 2021SBCBE0277 & 2021SBCBE0278

A motion was made and seconded to approve the Motion.

Bonn/Ross

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

5. Tipton Nails, BS91700544, 2021SBCBE0202 AND Bich Thi Vu, MA21700227, 2021SBCBE0205

A motion was made and seconded to table the matter to allow Respondents fifteen (15) days to respond.

Bonn/Forrester

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

6. Thy Nails, BS91500208, 2021SBCBE0275 and Ngochanh Nguyen, MA21010832, 2021SBCBE0274

A motion was made and seconded to table the matter to allow Respondents fifteen (15) days to respond.

Bonn/Forrester

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

PROPOSED FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

1. Ivy Nails, EH31300022, Sammy Ly, MA20602657, & Nghi B. Ly, MA20300665, 2020SBCBE0075
2. Mimi Nails, BS91700364 & Dieu H. Ngo, MA21011477, 2020SBCBE0102
3. The World Nail Spa, TP21800985 & Lan Thi Nguyen, BC21601626, 2020SBCBE0104
4. Alexie Nails, MS31003493 & Bao T. Nguyen, MA20806991, 2021SBCBE0121
5. Gee's Nail Salon, BS91300316 and Gladys Johnson, MA21200317, 2019SBCBE0018

A motion was made and seconded to accept all of the Proposed Findings of Fact, Conclusions of Law and Order

Ross/Kenny

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

PERSONAL APPEARANCE AND CONSIDERATION OF APPLICATION FOR LICENSE REINSTATEMENT

1. Dalton Case, BC21400115

A motion was made and seconded to approve reinstatement on indefinite probation with no right to petition for removal until the criminal obligation is satisfied.

Ross/Forrester

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

2. Tasha Dugger, BC20101059

A motion was made and seconded to deny reinstatement for failure to appear.

Ross/Bonn

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

3. James Howard, BC08812345

A motion was made and seconded to approve reinstatement after passing the examination on indefinite probation with no right to petition for removal until the criminal obligation is satisfied.

Ross/Kenny

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

4. Deja Johnson, BC21600389

A motion was made and seconded to deny reinstatement for failure to appear.

Ross/Bonn

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

5. Melissa Shepherd, BC21301764

A motion was made and seconded to approve reinstatement on indefinite probation with no right to petition for removal until the criminal obligation is satisfied.

Ross/Bonn

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

6. Mireyas Beauty Salon, BS91400625

A motion was made and seconded to approve reinstatement on probation with no right to petition for reinstatement for a period of one (1) year and require passing inspection.

Forrester/Ross

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

7. Pretty Fingers, BS91400382

A motion was made and seconded to approve reinstatement on probation with no right to petition for reinstatement until the salon passes inspection.

Ross/Forrester
5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

8. Tina Ison, BA08604486

A motion was made and seconded to approve reinstatement on indefinite probation with no right to petition for removal until the criminal obligation is satisfied.

Ross/Bonn
5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

CONSIDERATION OF APPEAL OF APPLICATION DENIAL

1. Francisco Marquez Mariani

A motion was made and seconded to deny for untimely filing.

Ross/Forrester
5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

2. Top Nails

A motion was made and seconded to deny for untimely filing.

Bonn/Ross
5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

DISCUSSION OF PROPOSED RULES

Greg Kenny will review the barber curriculum changes from Victoria Ross and report back at the next meeting

APPLICATION REVIEW

1. Application for Provisional Cosmetologist License for Brian Schalin

A motion was made and seconded to approve the application.

Bonn/Forrester
3/2/0

Motion carried.

Voting in favor: Diana Weisheit, Diana Bonn, and Kendra Forrester

Voting against: Victoria Ross and Gregory Kenny

2. Application Report

A motion was made and seconded to accept the report below.

Bonn/Ross

5/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gregory Kenny, and Kendra Forrester

COSMETOLOGY

A. By Examination

Venable, Amanda – **PROBATION**
Edwards, Jitrampa – **DENIED**
Datcher, Janella – **PROBATION**
Richardson, Brittany – **PROBATION**
Stiverson, Kendall - **PROBATION**

B. Reciprocity

Nguyen, Tram Ngoc – **DENIED**
Hung, Tran – **DENIED**
Kha, Nikki - **DENIED**
Ye, Huazhuo – **DENIED**
Morford, Shelly – **DENIED**
Vuong, Tiej Mai – **DENIED**
Kaur, Surinder – **DENIED**
Nguyen, Thien Thi – **DENIED**

C. By Provisional

Montenegro-Padilla, Ellington – **DENIED**
Payano, Iscary – **DENIED**

ESTHETICIAN

A. By Examination

Anthony, Aaron – **PROBATION**
Beach, April – **PROBATION**

MANICURIST

A. By Examination

Davis, Linh – **DENIED**
Turman, Kaiesha – **PROBATION**
Doa, Thuy – **DENIED**

B. By Reciprocity

Nguyen, Van Thi Hong – **DENIED**
Pheomphon, Sirirat - **DENIED**
Le, Anh Ngoc – **DENIED**
Tran, Nhut Truong – **DENIED**
Laker, Cheri – **DENIED**
Keyes, Carrie – **DENIED**

C. By Provisional

Ly, Tu Thi Thu – **DENIED**

BARBER

A. By Examination

Alvarez, Joshua – **PROBATION**
Churchill, Deon – **PROBATION**
Myers, Ryan – **PROBATION**
Hughes, Kevin – **PROBATION**
Smith, DeVahntae – **PROBATION**
Thomas, Dennis – **PROBATION**
Robinson, Shawn – **PROBATION**
Jackson, Joshua – **PROBATION**
Roldan, Alexis – **PROBATION**

B. By Reciprocity

Evans, Melinda – **DENIED**

FACILITY APPLICATIONS

A. Beauty Culture Salon

Shelby's Suites – **PROBATION**
TD and T Nail Spa Corp – **DENIED**
Simply Radiant Esthetics – **PROBATION**
OP Nails and Spa – **PROBATION**
Hair on Hulman – **APPROVE**

ADJOURNMENT

The meeting adjourned at 2:44 pm.

Diana Weisheit, President

Date: