

STATE BOARD OF COSMETOLOGY AND BARBER EXAMINERS
Monday January 9, 2017 at 10:00 a.m.
Conference Center, Room C
Indiana Government Center-South
402 West Washington Street
Indianapolis, Indiana

COMMITTEE MEETINGS

10:00 a.m.

CALL TO ORDER & ESTABLISHMENT OF QUORUM

D. Weisheit called the meeting to order at 1:00 p.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
Diana Bonn
Victoria Ross
Gary Odell
Gregory Kenny

Board Members Absent:

Rebecca Bushong

State Officials Present:

Tracy Hicks, Board Director, Indiana Professional Licensing Agency
Jennifer Broadbent, Assistant Director, Indiana Professional Licensing Agency
Aaron Kochar, Board Advisory Counsel, Office of the Attorney General

ADOPTION OF THE AGENDA

The agenda was adopted.

V. Ross/G. O'Dell
5/0/0
Motion carried.

ADOPTION OF THE MINUTES OF THE NOVEMBER 21, 2016 MEETING OF THE STATE BOARD OF COSMETOLOGY AND BARBER EXAMINERS

A motion was made and seconded to approve the minutes of the November 21, 2016 meeting.

G. O'Dell/V. Ross
5/0/0
Motion carried.

ADMINISTRATIVE HEARINGS

1. Administrative Show Cause Hearing in the Matter of Chauncy Bailey a/k/a Chauncy Markey, 2016 SBCBE0144

A motion was made and seconded to issue a notice of proposed default.

D. Bonn/O'Dell
5/0/0

Motion carried.

2. Administrative Summary Suspension Hearing in the Matter of Rodney L. Boyd, BA88000058, 2016SBCBE0110

A motion was made and seconded to extend the summary suspension through March 20, 2017.

D. Bonn/V. Ross
5/0/0
Motion carried.

3. Administrative Hearing in the Matter of Tan V. Trinh, MA29601830, and Lovely Nails, MS39900240, 2016 SBCBE0140

A motion was made and seconded to continue the matter.

D. Bonn/O'Dell
5/0/0
Motion carried.

4. Administrative Hearing in the Matter of Hanh Le, MA21100380 and Pretty Nails, MS31300035, 2016 SBCBE0142

In the matter of Hanh Le, MA21100380 a motion was made and seconded to place the license on indefinite probation with no right to petition for removal for a period of one year, impose a fine of \$1000.00 for Count #1 and \$500 for Count #2, payable within twelve (12) months, impose the \$5.00 fee to the health records and personal identifying information protection trust fund, and pay costs of the proceedings.

In the matter of Pretty Nails, MS31300035 a motion was made and seconded to place the license on indefinite probation with no right to petition for removal for a period of one year, impose a fine of \$200.00 for each of the four counts, payable within twelve (12) months, require a passed inspection prior to petitioning for removal of probation, impose the \$5.00 fee to the health records and personal identifying information protection trust fund, and pay costs of the proceedings.

D. Bonn/V. Ross
5/0/0
Motion carried.

5. Administrative Hearing in the Matter of Karla Jackson, BC21100463 and Shi Critiques Full Service Salon, BS91300681, 2016SBCBE0143

A motion was made and seconded to issue a notice of proposed default.

D. Bonn/V. Ross
5/0/0
Motion carried.

6. Administrative Hearing in the Matter of Zhijian Guo, BC214000441, 2016SBCBE0145

A motion was made and seconded to issue a notice of proposed default.

D. Bonn/V. Ross
5/0/0
Motion carried.

7. Administrative Hearing in the Matter of Ngoc Thi Hong Le, BC21400552, 2016SBCBE 0146

A motion was made and seconded to accept the proposed settlement filed today.

D. Bonn/O'Dell
5/0/0
Motion carried.

8. Administrative Hearing in the Matter of Le Phuong Thi Tran, BC21400755, 2016SBCBE0147

A motion was made and seconded to accept the proposed settlement filed today.

D. Bonn/O'Dell
5/0/0
Motion carried.

9. Administrative Hearing in the Matter of Lovely Nails and Spa Salon, MS31100085, SBCBE 11-37

A motion was made and seconded to remove probation.

D. Bonn/V. Ross
5/0/0
Motion carried.

10. Administrative Hearing in the Matter of Jordan Elizabeth Terry, BC21400454, SBCBE 14-08

A motion was made and seconded to remove probation.

D. Bonn/V. Ross
5/0/0
Motion carried.

11. Administrative Hearing in the Matter of Stephanie Delongchamp, BC20806248, SBCBE 15-100

A motion was made and seconded to remove probation.

D. Bonn/O'Dell
5/0/0
Motion carried.

12. Administrative Hearing in the Matter of Delisa Carpenter, BC29501596, SBCBE 16-62

A motion was made and seconded to issue a notice of proposed dismissal.

D. Bonn/V. Ross
5/0/0
Motion carried.

13. Administrative Hearing in the Matter of Maureen Mosher, ES21600104, SBCBE 16-35

A motion was made and seconded to issue a notice of proposed dismissal.

D. Bonn/O'Dell
5/0/0
Motion carried.

14. Administrative Hearing in the Matter of Alicia Gross, BC21601013, SBCBE 16-96

A motion was made and seconded to remove probation.

D. Bonn/V. Ross
5/0/0

Motion carried.

15. Administrative Hearing in the Matter of Tessa Colon, BC21601391, 2016SBCBE0123

A motion was made and seconded to remove probation

D. Bonn/O'Dell
5/0/0
Motion carried.

Office of the Attorney General Consumer Protection Division Report

Written report provided.

Personal Appearance and Consideration of Application for License Renewal

1. E. Nails, MS31300013

A motion was made and seconded to accept the proposed settlement and renew the license.

D. Bonn/O'Dell
5/0/0
Motion carried.

2. Lovely Nails, BS91300362

A motion was made and seconded to request the Office of the Attorney General investigate the matter.

V. Ross/O'Dell
5/0/0
Motion carried.

Personal Appearance and Consideration of Application for License Reinstatement

1. Amanda Harris-Baatz, BC20807820

A motion was made and seconded to approve renewal on indefinite probation with no right to petition for removal of probation until released from criminal obligations.

D. Bonn/O'Dell
5/0/0
Motion carried.

2. Danielle McClune, BC21012784

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

D. Bonn/V. Ross
5/0/0
Motion carried.

3. Wilbur J. Thomas, Jr., BA08800154

A motion was made and seconded to approve renewal on indefinite probation with no right to petition for removal of probation until released from criminal obligations.

D. Bonn/O'Dell
5/0/0

Motion carried.

4. Kayla Walrod, BC20909625

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

D. Bonn/V. Ross
5/0/0
Motion carried.

5. Pamela Wasserman, BC09200968

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

D. Bonn/V. Ross
5/0/0
Motion carried.

Consideration of Administrative Law Judge's Orders

1. Chad Chism, SBCBE 16-72

A motion was made and seconded to affirm the Administrative Law Judge's Order.

D. Bonn/V. Ross
5/0/0
Motion carried.

2. Kim An's Nail Salon LLC, 2016SBCBE0113

A motion was made and seconded to affirm the Administrative Law Judge's Order.

D. Bonn/V. Ross
5/0/0
Motion carried.

Consideration of Proposed Settlement Agreements

1. Lisa Thi Nguyen, MA20501432, & E. Nails, MS31300013

A motion was made and seconded to accept the proposed settlement.

D. Bonn/V. Ross
5/0/0
Motion carried.

2. Lijie shao-Glaub, & Kelly's Nails 16-133

A motion was made and seconded to accept the proposed settlement.

D. Bonn/V. Ross
5/0/0
Motion carried.

Consideration of Petition for Review of Denied Application for Beauty Culture School License

1. Expressions Beauty School

A motion was made and seconded to deny the petition for review due to untimely filing.

D. Bonn/V. Ross
5/0/0
Motion carried.

Correspondence from Don Roberts School of Hair Design, SC10200003

The board has discussed and concluded that the ancillary rooms are not part of the licensed school.

D. Bonn/V. Ros
5/0/0
Motion carried.

Consideration Application for Beauty Culture School License in the Matter of Loricees

It was the decision of the board to table the application for further information and inspection.

- The lease & floorplan do not include dimensions or square footage.
- The application indicates they are applying for a license to teach barbering and instructing however the floorplan includes equipment outside the scope of a barber and instructor license such as:
 - manicuring equipment
 - manicuring classroom
 - facial room
 - cosmetology workstations
- Floorplan indicates 20 work station however there are 28 stations drawn in
- Men's restroom accessible only through shampoo area.

APPLICATION COMMITTEE REPORT

A motion was made and seconded to accept the application committee report as follows.

D. Bonn/G. O'Dell
5/0/0
Motion carried.

COSMETOLOGY

A. By Examination

Anthony, Katy: APPROVED

Byers, John: Approved on PROBATION with no right to petition for withdrawal of probation until successful completion of criminal obligations.

Chesher, Whitney: Approved on PROBATION with no right to petition for withdrawal of probation until successful completion of criminal obligations.

Combs, Amy Nicole: Approved on PROBATION with no right to petition for withdrawal of probation until successful completion of criminal obligations.

Corley, Verleen: Approved on PROBATION with no right to petition for withdrawal of probation until successful completion of criminal obligations.

Finley, Paige Jean: Approved on PROBATION with no right to petition for withdrawal of probation until successful completion of criminal obligations.

Knowles, Joi Chanaj: APPROVED.

McConnell, Brooke: Approved on PROBATION with no right to petition for withdrawal of probation until successful completion of criminal obligations.

Miller, Amber: Approved on PROBATION with no right to petition for withdrawal of probation until successful completion of criminal obligations.

Sutterfield, Mackinzie: Approved on PROBATION with no right to petition for withdrawal of probation until successful completion of criminal obligations.

Wheeler, April: Approved on PROBATION with no right to petition for withdrawal of probation until successful completion of criminal obligations.

B. Reciprocity

Du, Hoa Kim: Denied, IC 25-8-4-2(a)(2), not substantially equal.

Fleckenstein, Marissa Lorraine: Denied, IC 25-8-4-2(a)(1), no valid license.

Wu, Shushan: Denied, IC 25-8-4-2(a)(2), not substantially equal.

Zhen, XueYi: Denied, IC 25-8-4-2(a)(2), not substantially equal.

C. Provisional

Harizanova, Vasilena Boteva: APPROVED.

Kshatriya, Shilpa: Denied, IC 25-1-11-19(b) & IC 25-1-11-5(b), unlicensed practice and possible fraudulent documentation.

Morales, Robertha Bianca: Denied, IC 25-8-4-2.9, insufficient education and training.

Pluten, Leonel Anaya: Denied, IC 25-8-4-2.9, insufficient education and training.

ESTHETICIAN

A. By Reciprocity

Bajaj, Monika: Denied, IC 25-8-4-2(a)(1), no valid license.

Hays, Olga: Denied, IC 25-8-4-2(a)(2), not substantially equal.

B. Provisional

Kshatriya, Shilpa: Denied, IC 25-1-11-19(b) & IC 25-1-11-5(b), unlicensed practice and possible fraudulent documentation.

MANICURIST

A. By Reciprocity

Duong, Van: Denied, IC 25-8-4-2(a)(2), not substantially equal.

Khuat, Bao Duy: Denied, IC 25-8-4-2(a)(2), not substantially equal.

B. Provisional

Ngo, Ngan Thanh: Denied, IC 25-8-11-8 & IC 25-1-11-19(b), insufficient education and training and unlicensed practice.

Nguyen, Luan T.: Denied, IC 25-1-11-19(b) & IC 25-1-11-5(b), unlicensed practice and possible fraudulent documentation.

BARBER

A. By Examination

Johns, Christopher: APPROVED

Williams, Manuel: APPROVED.

B. Provisional

Capellan, Angel I.: Denied, IC 25-8-12.1-13 & IC 25-1-11-19(b), insufficient education and training and unlicensed practice.

BEAUTY CULTURE INSTRUCTOR

A. By Examination

Burnside, Ashley: Approved on PROBATION with no right to petition for withdrawal of probation until successful completion of criminal obligations.

Rogers, Nashya: Approved on PROBATION with no right to petition for withdrawal of probation until successful completion of criminal obligations.

B. By Reciprocity

Greenwood, Trina: APPROVED.

FACILITY APPLICATIONS

A. Beauty Culture Salon

Altruistic Beauty and Barbering Concepts: Owner – Jessica Waltman: Approved on PROBATION with no right to petition for withdrawal of probation until successful completion of criminal obligations.

Castle Nails & Spa: 2405 North 6th Street, Vincennes, IN 47591: Denied, failed inspection.

Narayan Threading LLC d/b/a SEVA: 10617 East Washing Street, Inside Walmart, Indianapolis, IN 46229: Denied, failed inspection.

Sky Nails: 1056 Indianapolis Road, Greencastle, IN, 46135: Denied, failed inspection.

B. Beauty Culture School

Loricee's Beauty and Barber Academy: 155 East 61st Avenue, Merrillville, IN 46410: TABLED.

ELECTION OF OFFICERS

A motion was made and seconded to nominate the same officers for 2017.

D. Bonn/V. Ross

5/0/0

Motion carried.

ADJOURNMENT

A motion was made and seconded to adjourn at 5:00 pm.

D. Bonn/G. O'Dell

5/0/0

Motion carried.