

DRAFT

STATE BOARD OF COSMETOLOGY AND BARBER EXAMINERS

Will meet on Monday October 28, 2024, at 10:00 a.m.

**Indiana Government Center-South, Conference Center, Room C
402 West Washington Street, Indianapolis, Indiana 46204**

CALL TO ORDER & ESTABLISHMENT OF QUORUM

10:00 A.M.

Diana Weisheit called the meeting to order at 10:00 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
Greg Kenny
Kristen Kane
Amy Worley
Seth Harrold

State Officials Present:

Tracy Hicks, Board Director, Indiana Professional Licensing Agency
Marianna Kassenbrock, Assistant Director, Indiana Professional Licensing Agency
Claire Dyer, Board Advisory Counsel, Office of the Attorney General
Courtney Calvert, Inspector, Indiana Professional Licensing Agency

CALL TO ORDER & ESTABLISHMENT OF QUORUM

10:00 A.M.

THE BOARD WELCOMED NEW BOARD MEMBER SETH HARROLD

ADOPTION OF THE AGENDA

A motion was made and seconded to adopt the amended agenda.

Ross/Worley

7/0/0

Motion carried

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Greg Kenny, Amy Worley, Kristen Kane, and Seth Harrold.

ADOPTION OF THE MINUTES OF SEPTEMBER 16, 2024

A Motion was made and seconded to adopt the minutes of September 16, 2024.

Bonn/Worley

7/0/0

Motion carried

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Greg Kenny, Amy Worley, Kristen Kane, and Seth Harrold.

Administrative Hearings to Consider Withdrawal of Probation

1. Jalin Ranaye Miles
Cause No.: 2020SBCBE0028

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

Bonn/Ross

7/0/0

Motion carried

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Greg Kenny, Amy Worley, Kristen Kane, and Seth Harrold.

Administrative Hearings to Consider Application Denial Appeals

1. Vivi Nails
Cause No.: 202403-COB-0010

A motion was made and seconded to affirm the board's decision to deny the application because the salon is still operating without a license.

Bonn/Kane

6/1/0

Motion carried

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Greg Kenny, Kristen Kane, and Seth Harrold.

Voting against: Amy Worley

2. Duc N. Mai
Cause No.: 202403-COB-0012

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

Bonn/Ross

7/0/0

Motion carried

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Greg Kenny, Amy Worley, Kristen Kane, and Seth Harrold.

Administrative Complaint Hearings

1. California Nails - **CONTINUED**
Cause No.: 2023 SBCBE 0058
2. 909 Salon & Spa Inc.
Cause No.: 2024 SBCBE 0077

A motion was made and seconded that the state proved its case regarding counts 1 through 7 for California Nails, to place California Nails on indefinite probation with no right to petition for removal of probation for a period of one year, require payment of \$5.00 to be deposited into the Health Records and Personal Identifying Information Protection Trust Fund, and impose a fine of \$1000 for Count 1, \$500 for Count 2, \$500 for Count 3, and a total fine of \$1750 combined for Counts 4 through 7, all payable within one year. Motion was further made that the state proved its case regarding counts 8 through 15 for Crystal Castaneda, to place C Crystal

Castaneda on indefinite probation with no right to petition for removal of probation for a period of one year, require payment of \$5.00 to be deposited into the Health Records and Personal Identifying Information Protection Trust Fund, and impose a fine of \$1000 for Count 8, \$500 for Count 9, \$500 for Count 10, and a total fine of \$1750 combined for Counts 4 through 7, all payable within one year. The board did not impose a fine for Count 15

Bonn/Ross

7/0/0

Motion carried

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Greg Kenny, Amy Worley, Kristen Kane, and Seth Harrold.

Administrative Hearings for Motions to Cease and Desist

1. Paige McAtee
Cause No.: 2024 SBCBE 0071

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

Bonn/Ross

7/0/0

Motion carried

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Greg Kenny, Amy Worley, Kristen Kane, and Seth Harrold.

2. Eyebrow Gallery, LLC
Cause No.: 202408-COB-0106

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

Bonn/Ross

7/0/0

Motion carried

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Greg Kenny, Amy Worley, Kristen Kane, and Seth Harrold.

3. DaVi Nail Spa - **Continued**
Cause No.: 202408-COB-0117

4. Elena Escoto
Cause No.: 202409-COB-0124

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

Bonn/Ross

7/0/0

Motion carried

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Greg Kenny, Amy Worley, Kristen Kane, and Seth Harrold.

Administrative Hearings for Order to show cause

1. TJ Nails & Billy V Tran
Cause No.: 2021SBCBE0162
2021SBCBE0159

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

Bonn/Ross

7/0/0

Motion carried

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Greg Kenny, Amy Worley, Kristen Kane, and Seth Harrold.

2. B Bliss Spa - **CONTINUED**
Cause No.: 202406-COB-0090

Administration Default Hearings

1. Infinite Jewels
Cause No.: 2024SBCBE0072

A motion was made and seconded to find Respondent in Default.

Bonn/Ross

7/0/0

Motion carried

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Greg Kenny, Amy Worley, Kristen Kane, and Seth Harrold.

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

Ross/Kenny

7/0/0

Motion carried

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Greg Kenny, Amy Worley, Kristen Kane, and Seth Harrold.

Notice of proposed Dismissal

1. Michelle Williams
Cause No.: 202311-COB-0006
Re.: appealed denial

A motion was made and seconded to dismiss the matter.

Bonn/Ross

7/0/0

Motion carried

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Greg Kenny, Amy Worley, Kristen Kane, and Seth Harrold.

Proposed Settlement Agreements

1. Bonnie Benshoof
Cause No.: 2022 SBCBE 0059

A motion was made and seconded to accept the Proposed Settlement Agreement.

Bonn/Kane
5/2/0
Motion carried
Voting in favor: Victoria Ross, Diana Bonn, Greg Kenny, Kristen Kane, and Seth Harrold.
Opposing: Diana Weisheit & Amy Worley

2. Magic Nails & Spa
Cause No.: 202407-COB-0093

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

Kenny/Kane
3/4/0
Motion failed.
Voting in favor: Diana Weisheit, Greg Kenny, and Kristen Kane.
Against: Victoria Ross, Diana Bonn, Amy Worley, and Seth Harrold.

After further discussion, a motion was made and seconded to accept the Proposed Settlement Agreement.

Kane/Kenny
3/4/0
Motion failed.
Voting in favor: Diana Weisheit, Greg Kenny, and Kristen Kane.
Against: Victoria Ross, Diana Bonn, Amy Worley, and Seth Harrold.

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

Harrold/Bonn
4/3/0
Motion carried
Voting in favor: Victoria Ross, Diana Bonn, Kristen Kane, and Seth Harrold.
Opposing: Diana Weisheit, Greg Kenny, & Amy Worley

3. Natosha M. Jones
Cause No.: 2023SBCBE0167

A motion was made and seconded to accept the Proposed Settlement Agreement.

Bonn/Ross
7/0/0
Motion carried
Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Greg Kenny, Amy Worley, Kristen Kane, and Seth Harrold.

4. Gorgeous Nails, LLC & Keng Cheng Lim
Cause No. 2022SBCBE0207

2022SBCBE0206

A motion was made and seconded to accept the Proposed Settlement Agreement.

Bonn/Ross

7/0/0

Motion carried

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Greg Kenny, Amy Worley, Kristen Kane, and Seth Harrold.

5. Lucky Nails & Lucy Tran
Cause No.: 2023SBCBE0190

A motion was made and seconded to accept the Proposed Settlement Agreement.

Bonn/Kane

6/1/0

Motion carried

Voting in favor: Diana Weisheit, Diana Bonn, Greg Kenny, Amy Worley, Kristen Kane, and Seth Harrold.

Opposing: Victoria Ross

6. Jade Harris
Cause No.: 202407-COB-0094

A motion was made and seconded to accept the Proposed Settlement Agreement.

Worley/Kenny

5/2/0

Motion carried

Voting in favor: Diana Bonn, Greg Kenny, Amy Worley, Kristen Kane, and Seth Harrold.

Opposing: Victoria Ross and Diana Weisheit.

7. LA Nails & Vivian Nguyen
Cause No.: 2024SBCBE0064

A motion was made and seconded to accept the Proposed Settlement Agreement.

Worley/Kane

5/2/0

Motion carried

Voting in favor: Diana Weisheit, Greg Kenny, Amy Worley, Kristen Kane, and Seth Harrold.

Opposing: Diana Bonn and Victoria Ross

8. Jimmy Tran
Cause No.: 2023SBCBE0188

A motion was made and seconded to accept the Proposed Settlement Agreement.

Bonn/Kane

7/0/0

Motion carried

Voting in favor: Diana Weisheit, Diana Bonn, Greg Kenny, Amy Worley, Kristen Kane, and Seth Harrold.
Opposing: Ross

9. Fade 2 Win & Adrian Bannon
Cause No.: 202407 COB 0103

A motion was made and seconded to accept the Proposed Settlement Agreement.

Worley/Kane

6/0/1

Motion carried

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Amy Worley, Kristen Kane, and Seth Harrold.

Abstained: Greg Kenny

Application Review

1. Application Report

A motion was made and seconded to accept the report.

Ross/Worley

7/0/0

Motion carried

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Greg Kenny, Amy Worley, Kristen Kane, and Seth Harrold.

COSMETOLOGY

A. By Examination

1. **PROBATION, 4131044** Curtias Juiliano – has not met court obligations of OWI conviction.
2. **PROBATION, 4086524** Samantha Stewart – has not met court obligations of OWI & Dealing convictions.

B. By Reciprocity

C. By Provisional

1. **DENIAL, 4067318** Eduvigis Garcia De Betances - appears that she has been working w/o license at BS91600315.

ESTHETICIAN

A. By Examination

1. **PROBATION, 4093312** Charisma Magee -OWI conviction, probation will be done 2/2025.
2. **PROBATION, 4139171** Hayley Bournazos – Court obligations still outstanding for disorderly conduct and public intoxication.

MANICURIST

A. By Examination

1. **DENIAL, 4136003** Vu Tram Thuy - Grace student who attended on or after 6/4/24 failed inspection

2. **DENIAL, 4136018** caiyan xiao – Grace student who attended on or after 6/4/24 failed inspection
3. **DENIAL, 4149244** Quy Kim Nguyen - Grace student who attended on or after 6/4/24 failed inspection
4. **DENIAL, 4151535** Nguyen Duc Duy Le - Grace student in classroom on or after 6-4-24

B. By Reciprocity

1. **DENIAL, 4130568** Thi Que Ahn Mai - FL requirements not similar to Indiana.
2. **DENIAL, 4132013** Marady Kong - Reciprocity from OH. Only 200 hours required. Not substantially equal to Indiana requirements.
3. **DENIAL, 4136564** Katelyn Pham - OH requirements are not equal to IN's (200 hours required)

C. By Provisional

BARBER

A. By Examination

1. **PROBATION, 4136527** Brooklyn Coburn - sentenced 9-17-24 for OWI. community service, etc. required.
2. **DENIAL, 4088495** Nicolas Jones - Grace student who attended on or after 6/4/24 failed inspection.
3. **PROBATION, 4109246**, Tamika Duerson- not clear that obligations have been made to the court.

B. By Reciprocity

C. By Provisional

1. **DENIAL, 4104547** MARTIN MARINEZ SERRANO - No hours in Chemistry, Shampoo/Massage, Scalp Treatment, History of Barbering, Equipment Care, Hair Coloring, or Hairpieces.

FACILITY APPLICATIONS

A. Beauty Culture Salon

1. **DENIAL, 4068697**, Fresh Cut Barber Shop - failed inspection 9/10/24
2. **PROBATION, 4110066** Latin Cuts 2 - this owner also owns BS20700129 which is on probation. This salon will remain on probation until the other salon is removed from probation.
3. **DENIAL, 4070658** J.E. Barbershop and Beauty Salon LLC - Failed inspection on 9/27/24: Unlicensed employees working, facility in operation without license, no 'no pets' sign.
4. **PROBATION, 4095457** Flawless Beauty Salon - owner's license (BC080900621) is currently on Board probation for scope of work outside of license. Salon will be on probation until owner's probation is lifted.

ADJOURNMENT

The meeting adjourned at 1:35 pm.