

MINUTES

FLORIDA BARBERS' BOARD
HILTON SANDESTIN
4000 SANDESTIN BLVD. SOUTH
DESTIN, FLORIDA 32550

Sunday, January 21, 2018

The Florida Barbers' Board meeting was called to order at approximately 9:00 a.m., by Mr. Michelino Nibaldi, Vice Chair.

Board Members Present

Michelino Nibaldi, Vice Chair
Paul Whitfield
Veronica Wold
Antonett Munchalfen
Bill Gilbert

Board Members Absent

Monica Smith, Chair
Lionel Rodriguez

Other Persons Present

Robyn Barineau, Executive Director, Department of Business and Professional Regulation (DBPR)
Julie Rowland, Government Analyst, DBPR
Marlene Stern, Assistant Attorney General, Office of the Attorney General
Anthony Coniglio, Assistant General Counsel, Office of the General Counsel, DBPR
Rebecca Hayes, Chief Attorney, Office of the General Counsel, DBPR
Katherine Southall, Court Reporter
Yvonne Turner
Carlos Franco
Halil Aydogan
Rosny Baptiste
Eddie Stewart

The meeting was opened with a roll call and a quorum was established. The Board excused the absences of Mr. Lionel Rodriguez and Ms. Monica Smith from the meeting.

APPROVAL OF MINUTES

The Board approved the minutes from the October 15, 2017, Board meeting.

DISCIPLINARY MATTERS

Informal Hearing

Mr. Anthony Coniglio, Assistant General Counsel, presented the following cases for consideration by the Board. The Board found that the Respondents were properly served with the Administrative Complaint, that there was competent and substantial evidence to support the allegations as set forth in the Administrative Complaint and adopts them as the findings of fact and conclusions of law of the Board and imposed the penalties shown below:

- Who Cares Salon Barbershop; Ft. Lauderdale; Case No. 2017033435
\$500 fine and \$80.28 costs to be paid within six months
- Daniel Urgelles; Miami; Case No. 2017039705
\$53.97 costs only; Revocation of license BR4512
- Legends Barbershop and Salon; Orlando; Case No. 201702034

\$1,000 fine and \$374.50 costs to be paid within six months

- Yusniel Diaz; Miami; Case No. 2017037293
\$204.28 costs only; Revocation of license BR4943

Motion for Waiver of Rights and Final Order

Mr. Coniglio presented the following cases for consideration by the Board. The Board found that the Respondents were properly served with the Administrative Complaint, the Respondents failed to respond within 21 days thereby waiving their right to elect a hearing in this matter, that the Board accept the allegations as stated in the Administrative Complaint and adopt them as the findings of fact and conclusions of law of the Board and imposed the penalties shown below:

- Platinum Barbershop and Jean Bolivar; Boynton Beach; Case Nos. 2017016495 & 2017017117
\$2,500 fine and \$229.32 costs to be paid within six months
Suspension of license BS1082509 and BB8898422 until all outstanding fines and costs are paid in full
- Sport Barber Shop; Lake Worth; Case No. 2017013808
\$200 fine and \$107.10 costs to be paid within six months
- Zacari Brady; Jacksonville; Case No. 2017024116
\$500 fine and \$129.28 costs to be paid within six months
- Zachery Curry; Jacksonville; Case No. 2017024121
\$500 fine and \$129.28 costs to be paid within six months
- Blazin Kutz; Miramar; Case No. 2017026093
\$300 fine and \$78.08 costs to be paid within six months
- Big City Barbershop and Luis Ramirez; North Palm Beach; Case Nos. 2017014278 & 2017015430
\$2,500 fine and \$173.74 costs to be paid within six months
Suspension of license BS1081179 and BR2464 until all outstanding fines and costs are paid in full
- George Cobb; Ft. Lauderdale; Case No. 2017028012
\$500 fine and \$62.80 costs to be paid within six months
- L&B Barbershop & Beauty Salon; Ft. Lauderdale; Case No. 2017027318
\$1,000 fine and \$62.80 costs to be paid within six months
- Top Notch Barbershop; West Palm Beach; Case No. 2017019074
\$300 fine and \$201.22 costs to be paid within six months
Suspension of license BS1082784 until successful inspection
- Anthony Fletcher; Masaryktown; Case No. 2017015437
\$500 fine and \$244.29 costs to be paid within six months
- Donald Gonzalez; Kissimmee; Case No. 2016043034
\$1,000 fine and \$435.40 costs to be paid within six months
- Juan Serrano; West Palm Beach; Case No. 2016048967
\$300.47 costs only; denial of licensure application
- Cuts Factory; Miami; Case No. 2017013323
\$400 fine and \$97.51 costs to be paid within six months

- Latin Fades Barber Shop; Kissimmee; Case No. 2017039125
\$500 fine and \$231.77 costs to be paid within six months
- Carlos Faroy; Homestead; Case No. 2017037617
\$59.76 costs only; Revocation of license BR3056
- Yasniel Garcia; Miami; Case No. 2017039488
\$50.94 costs only; Revocation of license BR3324
- Pinnacle Barbers; Hallandale Beach; Case No. 2017035664
\$2,500 fine and \$62.80 costs to be paid within six months
Suspension of license BS1081562 until all outstanding fines and costs are paid in full
- Jacarro Smith; Cutler Bay; Case No. 2017039699
\$57.44 costs only; Revocation of license BR4840
- Top Notch Barbershop; Lake Worth; Case No. 2017041391
\$1,150 fine and \$146.46 costs to be paid within six months
Suspension of license BS1079883 until successful inspection
- Alexier Socarraz; Key West; Case No. 2017039703
\$161.74 costs only; Revocation of license BR5244
- Juan Botero; Hialeah; Case No. 2017035682
\$85.39 costs only; Revocation of license BR4341
- Rodelay Castillo; Miami; Case No. 2017036404
\$53.38 costs only; Revocation of license BR4538
- Toni Barber Shop and Ramon Rodriguez; Port St. Lucie; Case Nos. 2017030395 & 2017030755
\$2,000 fine and \$366.98 costs to be paid within six months
Suspension of license BS1083333 and BB8895472 until all outstanding fines and costs are paid in full and until successful inspection
- Bosscuts; West Palm Beach; Case No. 2017030535
\$800 fine and \$182.10 costs to be paid within six months

Settlement Stipulation

Mr. Coniglio presented the following case for consideration by the Board. The Board moved to adopt the Stipulation of the parties as the Board's final action in this matter and incorporate it and all of its terms into a Final Order and imposed the penalty shown below:

- Cleves Hair FX; Tampa; Case No. 2016045797
\$500 fine and \$168.09 costs to be paid within six months

Voluntary Relinquishment

- Wilfredo Maldonado Jr.; Clearwater; Case No. 2015016129
Voluntary relinquishment of license BR3329
- Alejandro Flores; Homestead; Case No. 2017037622
\$50.94 costs only; Voluntary relinquishment of license BR5232
- Jeancarlo Ugarte; Miami; Case No. 2017039701

\$76.45 costs only; Voluntary relinquishment of license BR4089

- Jenrry Lorenzo; Cutler Bay; Case No. 2017039681
\$47.25 costs only; Voluntary relinquishment of license BR4557
- Ulises Cartaya; Hialeah; Case No. 2017036416
\$101.40 costs only; Voluntary relinquishment of license BR4900

Department Attorney Report

Mr. Coniglio informed the Board that as of January 2, 2018, there were 102 open barber cases in the legal section.

APPLICATIONS

Licensure Applications

Informal Hearing

Mohammad Farraj / Palestine

Mr. Farraj was not present for the meeting. Ms. Robyn Barineau, Executive Director, informed the Board that the application was denied at the October 15, 2017, Board meeting, because the application failed to demonstrate that the applicant met the requirements of Section 476.144(6), Florida Statutes, and Rule 61G3-16.005, Florida Administrative Code. After review, the Board moved to uphold the denial as the application fails to demonstrate he meets the requirements of Section 476.144(6), Florida Statutes, and Rule 61G3-16.005, Florida Administrative Code.

Initial Review

Sean Price

Mr. Price was not present for the meeting. After review, the Board moved to deny the application based on the noted criminal history.

John Crayton

Mr. Crayton was not present for the meeting. After review, the Board moved to approve the application and imposed probation on the license to run concurrent with his criminal probation.

Abdul Avdul Rahim

Mr. Rahim was not present for the meeting. After review, the Board moved to deny the application as the application fails to demonstrate he meets the requirements of Section 476.144(6), Florida Statutes, and Rule 61G3-16.005, Florida Administrative Code.

Halil Aydogan / Turkey

Mr. Aydogan and Ms. Yucel Pikes were present for the meeting and were sworn in by Ms. Katherine Southall, Court Reporter. After review, the Board moved to deny the application as the application fails to demonstrate he meets the requirements of Section 476.144(6), Florida Statutes, and Rule 61G3-16.005, Florida Administrative Code.

Michael Crouch

Mr. Crouch was not present for the meeting. After review, the Board moved to approve the application and imposed probation on the license to run concurrent with his criminal probation.

Felix Diaz / Dominican Republic

Mr. Diaz was not present for the meeting. After review, the Board moved to deny the application as the application fails to demonstrate he meets the requirements of Section 476.144(6), Florida Statutes, and Rule 61G3-16.005, Florida Administrative Code.

Zachary Brown

Ms. Yvonne Turner was present for the meeting and was sworn in by the Court Reporter. After review, the Board moved to approve the application and imposed probation on the license to run concurrent with his criminal probation.

Dominic Anderson

Ms. Turner was present for the meeting. After review, the Board moved to approve the application and imposed probation on the license to run concurrent with his criminal probation.

Demetrius Busby

Ms. Turner was present for the meeting. After review, the Board moved to approve the application and imposed probation on the license to run concurrent with his criminal probation.

Benjamin Caron

Ms. Turner was present for the meeting. After review, the Board moved to approve the application and imposed probation on the license to run concurrent with his criminal probation.

Tradon Johnson

Ms. Turner was present for the meeting. After review, the Board moved to approve the application and imposed probation on the license to run concurrent with his criminal probation.

Michael King

Ms. Turner was present for the meeting. After review, the Board moved to approve the application and imposed probation on the license to run concurrent with his criminal probation.

Christopher Lynn

Ms. Turner was present for the meeting. After review, the Board moved to approve the application and imposed probation on the license to run concurrent with his criminal probation.

Don Trummel

Ms. Turner was present for the meeting. After review, the Board moved to approve the application and imposed probation on the license to run concurrent with his criminal probation.

Myles Watkins

Ms. Turner was present for the meeting. After review, the Board moved to approve the application and imposed probation on the license to run concurrent with his criminal probation.

James Wells

Ms. Turner was present for the meeting. After review, the Board moved to approve the application and imposed probation on the license to run concurrent with his criminal probation.

Steven Wendal

Ms. Turner was present for the meeting. After review, the Board moved to approve the application and imposed probation on the license to run concurrent with his criminal probation.

Dedrick Mathis

Ms. Turner was present for the meeting. After review, the Board moved to approve the application and imposed probation on the license to run concurrent with his criminal probation.

Rosny Jean Baptiste

Mr. Baptiste was present for the meeting and was sworn in by the Court Reporter. After review, the Board moved to approve the application and imposed probation on the license to run concurrent with his criminal probation.

Richard Archer

Mr. Archer was not present for the meeting. After review, the Board moved to deny the application based on the noted criminal history.

Roberto Colon Dume

Mr. Dume was not present for the meeting. After review, the Board moved to deny the application as the application fails to demonstrate he meets the requirements of Section 476.144(6), Florida Statutes, and Rule 61G3-16.005, Florida Administrative Code.

Rosa Guzman / Connecticut

Ms. Guzman was not present for the meeting. After review, the Board moved to approve the application.

OTHER BUSINESS

Executive Director Report

Financial Report for Period Ending September 2017

Ms. Barineau reported that the balance in the Board's operating account as of September 30, 2017, was over \$2.7 million, and the balance in their unlicensed activity account was over \$310,000 for the same period.

Correspondence

Complaints and Investigative Statistics – July 2017 – November 2017

Ms. Barineau informed the Board that the Complaints and Investigative Statistics Report was included in the agenda for informational purposes.

Barber Examination Summary – January 2017 – November 2017

Ms. Barineau informed the Board that the Barber Examination Summary was included in the agenda for informational purposes.

National Association of Barber Boards of America 2017 Conference Minutes

Ms. Barineau informed the Board that the 2017 conference minutes were included in the agenda for informational purposes.

Dates and Locations of Future Meetings

- April 15, 2018 – Altamonte Springs
- July 15, 2018 – Lake Mary
- October 7, 2018 – Daytona Beach
- January 13, 2019 – Destin

ADJOURNMENT

There being no further business, the meeting was adjourned at approximately 12:30 p.m.