

MINUTES

FLORIDA BARBERS' BOARD
HAMPTON INN & SUITES – 101 SE 1ST AVENUE
GAINESVILLE, FLORIDA 32601

Sunday, February 16, 2014

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

Board Members Present

Thomas Vaughn, Vice Chair
Edwin Stewart
Bill Gilbert
Julie Rivera

Board Members Absent

Herman White, Chair

Other Persons Present

Robyn Barineau, Executive Director, Department of Business and Professional Regulation (DBPR)
Marlene Stern, Assistant Attorney General, Office of the Attorney General (OAG)
Joe Helton, Chief Attorney, Office of the General Counsel (OGC), DBPR
Danijela Janjic, Assistant General Counsel, OGC, DBPR
Julie Rowland, Government Analyst, DBPR
Steve LeBlanc, Court Reporter
Jose Vargas
Douglas Barnard, Esq.
Sem Erase
Lester Marin
Lasniel Monzon
Sidney Better

The meeting was opened with a roll call and a quorum was established. Vice Chair Vaughn excused the absence of Mr. Herman White, Chair, from the meeting.

DISCIPLINARY MATTERS

Informal Hearing

Ms. Danijela Janjic, 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 the law of the Board and imposed the penalties shown below:

Sidney Better; Port St. Lucie; Case No. 2012007153

The Respondent was present for the meeting and was sworn in by Mr. Steve LeBlanc, Court Reporter. Mr. Bill Gilbert moved that the Board impose a fine of \$1,000 and costs of \$184.48, to be paid over a period of six months, with the first payment of \$184.48 due within 30 days of the final order and five monthly payments of \$200 each, plus revocation of barber license BB8894444. The Board also waived the three year time period to reapply for licensure. Mr. Eddie Stewart seconded the motion and the motion passed unanimously.

Angel Gutierrez; Kissimmee; Case No. 2012008208

Ms. Janjic requested that this case be pulled from the agenda.

David Vazquez; Ocala; Case No. 2012026770

The Respondent was present for the meeting and was sworn in by the Court Reporter. Mr. Gilbert moved that the Board impose a fine of \$1,000 and costs of \$183.65, to be paid over a period of six months, with the first payment of \$183.65 due within 30 days of the final order and five monthly payments of \$200 each, plus revocation of barber license BB8894917. The Board also waived the three year time period to reapply for licensure. Mr. Stewart seconded the motion and the motion passed unanimously.

Manuel A. Villavicencio; Miramar; Case No. 2012026771

Ms. Janjic requested that this case be pulled from the agenda.

Julio Sostre; Kissimmee; Case No. 2012026362

The Respondent was not present for the meeting. Mr. Gilbert moved that the Board impose a fine of \$500 and costs of \$191, to be paid over a period of six months, with the first payment of \$191 due within 30 days of the final order and five monthly payments of \$100 each, plus revocation of barber license BB8895236. Mr. Stewart seconded the motion and the motion passed unanimously.

Delvis Vento; West Palm Beach; Case No. 2012026774

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$1,000 and costs of \$133.37, to be paid over a period of six months, with the first payment of \$133.37 due within 30 days of the final order and five monthly payments of \$200 each, plus revocation of barber license BB8894739. Mr. Gilbert seconded the motion and the motion passed unanimously.

Sem D. Erase; Orlando; Case No. 2012034637

The Respondent and Mr. Douglas Barnard, Esquire, were present for the meeting and were sworn in by the Court Reporter. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$230.19, to be paid over a period of six months, with the first payment of \$230.19 due within 30 days of the final order and five monthly payments of \$100 each, plus revocation of barber license BB8893696. The Board also waived the three year time period to reapply for licensure. Mr. Gilbert seconded the motion and the motion passed unanimously.

Lester J. Marin; Miami; Case No. 2012034633

The Respondent was present for the meeting and was sworn in by the Court Reporter. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$142.31, to be paid over a period of six months, with the first payment of \$142.31 due within 30 days of the final order and five monthly payments of \$100 each, plus revocation of barber license BB8895111. The Board also waived the three year time period to reapply for licensure. Ms. Julie Rivera seconded the motion and the motion passed unanimously.

Lasniel Monzon; Miami; Case No. 2012009618

The Respondent was present for the meeting and was sworn in by the Court Reporter. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$188.54, to be paid over a period of six months, with the first payment of \$188.54 due within 30 days of the final order and five monthly payments of \$100 each, plus revocation of barber license BB8895072. Mr. Gilbert seconded the motion and the motion passed unanimously.

Voluntary Relinquishment

Edward Chamorro; Stanford; Case No. 2012007156

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$350 and costs of \$194.10, plus voluntary relinquishment of barber license BB8895331. Mr. Gilbert seconded the motion and the motion passed unanimously.

Jeam Carlo Roman Ortiz; St. Cloud; Case No. 2012009848

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$114.92, plus voluntary relinquishment of barber license BB8894991. Mr. Gilbert seconded the motion and the motion passed unanimously.

Eduardo Jimenez; Boca Raton; Case No. 2012009507

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$181.39, plus voluntary relinquishment of barber license BB8894781. Mr. Gilbert seconded the motion and the motion passed unanimously.

Angel Luis Reyes; Ocala; Case No. 2012022566

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$545.41, plus voluntary relinquishment of barber license BB8894640. Mr. Gilbert seconded the motion and the motion passed unanimously.

Saturnio Reynoso; Kissimmee; Case No. 2012022956

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose costs of \$313.40 only, plus voluntary relinquishment of barber license BB8895082. Mr. Gilbert seconded the motion and the motion passed unanimously.

Frantz Renaud; Loxahatchee; Case No. 2012022563

Ms. Janjic requested that this case be pulled from the agenda.

Jan Rosado Martinez; Orlando; Case No. 2012025772

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$163.57, plus voluntary relinquishment of barber license BB8894880. The Board also waived the three year time period to reapply for licensure. Mr. Gilbert seconded the motion and the motion passed unanimously.

Warner Crosby; Cape Coral; Case No. 2012007740

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$333.92, plus voluntary relinquishment of barber license BB8895465. Mr. Gilbert seconded the motion and the motion passed unanimously.

Maria Olquin Gonzalez; Arcadia; Case No. 2012037274

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$275.20, plus voluntary relinquishment of barber license BB8893595. Mr. Gilbert seconded the motion and the motion passed unanimously.

Dayan Silva; West Palm Beach; Case No. 2012026359

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose costs of \$152.87 only, plus voluntary relinquishment of barber license BB8895584. Respondent agreed to never reapply for licensure as a barber in the State of Florida. Mr. Gilbert seconded the motion and the motion passed unanimously.

Manuela Gonzalez Chavez; Naples; Case No. 2012037037

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$186.02, plus voluntary relinquishment of barber license BB8893230. The Board also agreed to waive the three year time period to reapply for licensure. Mr. Gilbert seconded the motion and the motion passed unanimously.

Rohan Douglas; Orlando; Case No. 2012034641

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$137.05, plus voluntary relinquishment of barber license BB8894585. Mr. Gilbert seconded the motion and the motion passed unanimously.

Jose Vargas; Orlando; Case No. 2012035407

The Respondent was present for the meeting and was sworn in by the Court Reporter. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$179.38, plus voluntary relinquishment of barber license BB8893512. Mr. Gilbert seconded the motion and the motion passed unanimously.

Christian Tala; Orlando; Case No. 2012035459

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$208.13, plus voluntary relinquishment of barber license BB8893655. Mr. Gilbert seconded the motion and the motion passed unanimously.

Elias Ivan Acevedo; Orlando; Case No. 2012037016

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$168.34, plus voluntary relinquishment of barber license BB8893374. The Board also waived the three year time period to reapply for licensure. Mr. Gilbert seconded the motion and the motion passed unanimously.

Danny John Alicea; Ocala; Case No. 2013001469

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$150 and costs of \$423.27, plus voluntary relinquishment of barber license BB8893476. The Board also waived the three year time period to reapply for licensure. Mr. Gilbert seconded the motion and the motion passed unanimously.

Miguel Angel Casaburi; Minneola; Case No. 2013003579

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$181.73, plus voluntary relinquishment of barber license BB8894290. Mr. Gilbert seconded the motion and the motion passed unanimously.

Joseph Colon; Orlando; Case No. 2013003682

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$181.73, plus voluntary relinquishment of barber license BB8894117. Mr. Gilbert seconded the motion and the motion passed unanimously.

Duvier Herrera; Orlando; Case No. 2012037292

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$227.61, plus voluntary relinquishment of barber license BB8892789. Mr. Gilbert seconded the motion and the motion passed unanimously.

Joshua Feldman; Hollywood; Case No. 2012008639

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$71.63, plus voluntary relinquishment of barber license BB8894646. Mr. Gilbert seconded the motion and the motion passed unanimously.

Ruben Velez; Cocoa; Case No. 2012035369

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$176.64, plus voluntary relinquishment of barber license BB8893362. Mr. Gilbert seconded the motion and the motion passed unanimously.

Motion for Waiver of Rights and Final Order

Ms. Janjic 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:

Carl Dean; Apopka; Case No. 2012007996

The Respondent was not present for the meeting. Mr. Gilbert moved that the Board impose a fine of \$1,000 and costs of \$113.01, plus revocation of barber license BB8895069. Mr. Stewart seconded the motion and the motion passed unanimously.

Carlos Mendez; Orlando; Case No. 2012009298

The Respondent was not present for the meeting. Mr. Gilbert moved that the Board impose a fine of \$500 and costs of \$136.67, plus revocation of barber license BB8894938. Mr. Stewart seconded the motion and the motion passed unanimously.

Earle Dean Collins; Orlando; Case No. 2012007693

The Respondent was not present for the meeting. Mr. Gilbert moved that the Board impose a fine of \$1,000 and costs of \$107.15, plus revocation of barber license BB8894900. Ms. Rivera seconded the motion and the motion passed unanimously.

Alexie Ortiz; Orlando; Case No. 2012009840

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$1,000 and costs of \$96.65, plus revocation of barber license BB8895178. Mr. Gilbert seconded the motion and the motion passed unanimously.

David Gomez; Jupiter; Case No. 2012008236

The Respondent was not present for the meeting. Mr. Gilbert moved that the Board impose a fine of \$1,000 and costs of \$258.82, plus revocation of barber license BB8894764. Ms. Rivera seconded the motion and the motion passed unanimously.

Monserate Montanez; Orlando; Case No. 2012009601

The Respondent was not present for the meeting. Mr. Gilbert moved that the Board impose a fine of \$1,000 and costs of \$74.53, plus revocation of barber license BB8894644. Mr. Stewart seconded the motion and the motion passed unanimously.

Jamel Rashad Brooks; Homestead; Case No. 2012007197

The Respondent was not present for the meeting. Mr. Gilbert moved to impose a fine of \$1,000 and costs of \$161.37, plus revocation of barber license BB8894655. Mr. Stewart seconded the motion and the motion passed unanimously.

Jose Febles; Orlando; Case No. 2012008259

The Respondent was not present for the meeting. Mr. Gilbert moved that the Board impose a fine of \$500 and costs of \$130.77, plus revocation of barber license BB8895536. Mr. Stewart seconded the motion and the motion passed unanimously.

Anthony Ortiz; Orlando; Case No. 2012009844

The Respondent was not present for the meeting. Mr. Gilbert moved that the Board impose a fine of \$1,000 and costs of \$157.48, plus revocation of barber license BB8894745. Ms. Rivera seconded the motion and the motion passed unanimously.

John Delgado; Miami; Case No. 2012007682

The Respondent was not present for the meeting. Mr. Gilbert moved that the Board impose a fine of \$1,000 and costs of \$141.69, plus revocation of barber license BB8895039. Ms. Rivera seconded the motion and the motion passed unanimously.

Edwin Rodriguez; Homestead; Case No. 2012022962

The Respondent was not present for the meeting. Mr. Gilbert moved that the Board impose a fine of \$1,000 and costs of \$135.15, plus revocation of barber license BB8894918. Ms. Rivera seconded the motion and the motion passed unanimously.

Feroze Juman; Miramar; Case No. 2012009543

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$187.51, plus revocation of barber license BB8895532. Mr. Gilbert seconded the motion and the motion passed unanimously.

Miller Villada; Orlando; Case No. 2012026775

The Respondent was not present for the meeting. Mr. Gilbert moved that the Board impose a fine of \$500 and costs of \$146.98, plus revocation of barber license BB8895223. Ms. Rivera seconded the motion and the motion passed unanimously.

Omar Sawyers; Lauderhill; Case No. 2012026357

The Respondent was not present for the meeting. Mr. Gilbert moved that the Board impose a fine of \$500 and costs of \$126.51, plus revocation of barber license BB8895152. Ms. Rivera seconded the motion and the motion passed unanimously.

Ian Gonzalez; Homestead; Case No. 2012008257

The Respondent was not present for the meeting. Mr. Gilbert moved that the Board impose a fine of \$500 and costs of \$232.27, plus revocation of barber license BB8894480. Ms. Rivera seconded the motion and the motion passed unanimously.

Kidanny Sanchez Soto; Kissimmee; Case No. 2012026366

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$193, plus revocation of barber license BB8895206. Ms. Rivera seconded the motion and the motion passed unanimously.

Miguel Martinez; Miami; Case No. 2012009360

The Respondent was not present for the meeting. Mr. Gilbert moved that the Board impose a fine of \$500 and costs of \$105.59, plus revocation of barber license BB8894903. Mr. Stewart seconded the motion and the motion passed unanimously.

Fernando Fernandez; Palm Springs; Case No. 2012008644

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$101.13, plus revocation of barber license BB8895180. Mr. Gilbert seconded the motion and the motion passed unanimously.

Michael Rodney; West Palm Beach; Case No. 2012022957

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$83.28, plus revocation of barber license BB8895391. Ms. Rivera seconded the motion and the motion passed unanimously.

Francois Franckly; Orlando; Case No. 2012008905

The Respondent was not present for the meeting. Ms. Rivera moved that the Board impose a fine of \$1,000 and costs of \$90.25, plus revocation of barber license BB8894832. Mr. Stewart seconded the motion and the motion passed unanimously.

Florencio Rodriguez; Lake Worth; Case No. 2012022968

The Respondent was not present for the meeting. Ms. Rivera moved that the Board impose a fine of \$1,000 and costs of \$83.28, plus revocation of barber license BB8895187. Mr. Stewart seconded the motion and the motion passed unanimously.

Korina Prashad; Davenport; Case No. 2012022551

The Respondent was not present for the meeting. Mr. Gilbert moved that the Board impose a fine of \$500 and costs of \$181.05, plus revocation of barber license BB8894962. Mr. Stewart seconded the motion and the motion passed unanimously.

Ramon Valverde; Naples; Case No. 2012026806

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$1,000 and costs of \$208.21, plus revocation of barber license BB8894507. Mr. Gilbert seconded the motion and the motion passed unanimously.

Florida Rivera; Port St. Lucie; Case No. 2012022963

The Respondent was not present for the meeting. Mr. Gilbert moved that the Board impose a fine of \$1,000 and costs of \$189.01, plus revocation of barber license BB8894973. Mr. Stewart seconded the motion and the motion passed unanimously.

Jeanne Theoc; Orlando; Case No. 2012026867

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$175.93, plus revocation of barber license BB8895166. Mr. Gilbert seconded the motion and the motion passed unanimously.

Nelson Rivera; Orlando; Case No. 2012022932

The Respondent was not present for the meeting. Mr. Gilbert moved that the Board impose a fine of \$1,000 and costs of \$191, plus revocation of barber license BB8894632. Ms. Rivera seconded the motion and the motion passed unanimously.

Chrisnor Charlite; Orlando; Case No. 2012034638

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$221.72, plus revocation of barber license BB8894834. Mr. Gilbert seconded the motion and the motion passed unanimously.

Omar Rodriguez; Kissimmee; Case No. 2012022991

The Respondent was not present for the meeting. Mr. Gilbert moved that the Board impose a fine of \$1,000 and costs of \$173.52, plus revocation of barber license BB8894791. Mr. Stewart seconded the motion and the motion passed unanimously.

Eliezer Omar Perez; Clermont; Case No. 2012027329

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$1,000 and costs of \$189.64, plus revocation of barber license BB8895089. Mr. Gilbert seconded the motion and the motion passed unanimously.

Eliesel Reyes; Deltona; Case No. 2012022572

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$1,000 and costs of \$181.05, plus revocation of barber license BB8894957. Ms. Rivera seconded the motion and the motion passed unanimously.

Gaspar Santos; Orlando; Case No. 2012026003

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$1,000 and costs of \$57.48, plus revocation of barber license BB8894782. Mr. Gilbert seconded the motion and the motion passed unanimously.

Ramon Montanez; Ft. Mitchell, KY; Case No. 2012034619

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$1,000 and costs of \$108.31, plus revocation of barber license BB8893802. Mr. Gilbert seconded the motion and the motion passed unanimously.

Habram Rodriguez; Philadelphia, PA; Case No. 2012035436

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$43.06, plus revocation of barber license BB8894945. Mr. Gilbert seconded the motion and the motion passed unanimously.

VIP Hair Designs; Orange City; Case No. 2012030488

The Respondent was not present for the meeting. Mr. Gilbert moved that the Board impose a fine of \$500 and costs of \$69.15, plus re-inspection within 30 days. Mr. Stewart seconded the motion and the motion passed unanimously.

Anthony Santos; Orlando; Case No. 2012027196

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$233.24, plus revocation of barber license BB8895533. Mr. Gilbert seconded the motion and the motion passed unanimously.

Guido Rodriguez; Miami; Case No. 2012022971

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$1,000 and costs of \$120.10, plus revocation of barber license BB8894548. Mr. Gilbert seconded the motion and the motion passed unanimously.

Edwin Velez Jr.; West Palm Beach; Case No. 2012026780

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$193.89, plus revocation of barber license BB8894954. Mr. Gilbert seconded the motion and the motion passed unanimously.

Eduardo Ramos; Orlando; Case No. 2012034624

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$251.65, plus revocation of barber license BB8893584. Mr. Gilbert seconded the motion and the motion passed unanimously.

Ruben Gonzalez; Orlando; Case No. 2012034630

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$1,000 and costs of \$198.07, plus revocation of barber license BB8894168. Mr. Gilbert seconded the motion and the motion passed unanimously.

Odie Lavell Rogers Jr.; Winter Haven; Case No. 2012024008

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$191, plus revocation of barber license BB8895172. Ms. Rivera seconded the motion and the motion passed unanimously.

Carlos Rivera; Mansfield, TX; Case No. 2012022959

The Respondent was not present for the meeting. Mr. Gilbert moved that the Board impose a fine of \$500 and costs of \$51.96, plus revocation of barber license BB8895606. Mr. Gilbert seconded the motion and the motion passed unanimously.

Hermes Ramos; Kissimmee; Case No. 2012022557

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$1,000 and costs of \$198.53, plus revocation of barber license BB8894738. Ms. Rivera seconded the motion and the motion passed unanimously.

Jonathan Brown; Cape Coral; Case No. 2013001549

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$282.24, plus revocation of barber license BB8893657. Mr. Gilbert seconded the motion and the motion passed unanimously.

Victor Torres; Casselberry; Case No. 2012035445

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$190.04, plus revocation of barber license BB8893656. Ms. Rivera seconded the motion and the motion passed unanimously.

Luis Silva Adames; Kissimmee; Case No. 2012037018

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$151.41, plus revocation of barber license BB8892722. Ms. Rivera seconded the motion and the motion passed unanimously.

Miguel Medina; Kissimmee; Case No. 2012047129

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$151.41, plus revocation of barber license BB8892397. Ms. Rivera seconded the motion and the motion passed unanimously.

Wilfredo Penaranda; Orlando; Case No. 2012047234

The Respondent was not present for the meeting. Mr. Stewart moved that the Board impose a fine of \$500 and costs of \$151.41, plus revocation of barber license BB8892846. Ms. Rivera seconded the motion and the motion passed unanimously.

Jonathan Carreras; Orlando; Case No. 2013003571

Ms. Janjic requested that this case be pulled from the agenda.

Department Attorney Report

Ms. Janjic informed the Board that as of January 16, 2014, there were 239 open barber cases in the legal section.

ADJOURNMENT

There being no further business, the meeting was adjourned at approximately 12:40 p.m.

Monday, February 17, 2014

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

Board Members Present

Thomas Vaughn, Vice Chair
Edwin Stewart
Bill Gilbert
Julie Rivera

Board Members Absent

Herman White, Chair

Other Persons Present

Robyn Barineau, Executive Director, Department of Business and Professional Regulation (DBPR)
Marlene Stern, Assistant Attorney General, Office of the Attorney General (OAG)
Joe Helton, Chief Attorney, Office of the General Counsel (OGC), DBPR

Danijela Janjic, Assistant General Counsel, OGC, DBPR
Julie Rowland, Government Analyst, DBPR
Steve LeBlanc, Court Reporter
Luis F. Rodriguez
Harold Pinder, Jr.
Johnny Alon
Luis Castro

The meeting was opened with a roll call and a quorum was established. Vice Chair Vaughn excused the absence of Mr. Herman White, Chair, from the meeting.

APPROVAL OF MINUTES

Mr. Edwin Stewart moved to approve the minutes from the November 3-4, 2013, Board meeting. Mr. Bill Gilbert seconded the motion and the motion passed unanimously.

APPLICATIONS

Licensure Applications

Informal Hearing

Amir Shamli / United Kingdom

Mr. Shamli was not present for the meeting. Ms. Robyn Barineau, Executive Director, noted that the application was denied at the November 4, 2013, Board meeting because the application failed to demonstrate that the applicant meets the requirements of Section 476.144(6), Florida Statutes, and Rules 61G3-16.006, Florida Administrative Code. After review, Mr. Gilbert moved to uphold the denial of the application as the application fails to demonstrate that the applicant meets the requirements of Section 476.144(6), Florida Statutes, and Rules 61G3-16.006, Florida Administrative Code. Mr. Stewart seconded the motion and the motion passed unanimously.

Yoandy Rojas / Puerto Rico

Ms. Rojas was not present for the meeting. Ms. Barineau noted that the application was denied at the November 4, 2013, Board meeting because the application failed to demonstrate that the applicant meets the requirements of Section 476.144(6), Florida Statutes, and Rules 61G3-16.006, Florida Administrative Code. After review, Mr. Gilbert moved to uphold the denial of the application as the application fails to demonstrate that the applicant meets the requirements of Section 476.144(6), Florida Statutes, and Rules 61G3-16.006, Florida Administrative Code. Mr. Stewart seconded the motion and the motion passed unanimously.

Johnny Alon / Israel

Mr. Alon was present for the meeting and was sworn in by Mr. Steve LeBlanc, Court Reporter. Ms. Barineau noted that the application was denied at the November 4, 2013, Board meeting because the application failed to demonstrate that the applicant meets the requirements of Section 476.144(6), Florida Statutes, and Rules 61G3-16.006, Florida Administrative Code. After review, the Board tabled the application until the August 4, 2014, board meeting, to allow him additional time to apply for a NACES evaluation.

Initial Review

Luis Fernando Rodriguez

Mr. Rodriguez was present for the meeting and was sworn in by the Court Reporter. After review, Mr. Gilbert moved to approve the application. Mr. Stewart seconded the motion and the motion passed unanimously.

Luis Angel Castro Falu

Mr. Falu was present for the meeting and was sworn in by the Court Reporter. After review, Mr. Gilbert moved to approve the application. The Board also imposed probation on the license to run concurrent with his criminal probation. Ms. Julie Rivera seconded the motion and the motion passed unanimously.

Gloria Virquez / Israel

Ms. Virguez was not present for the meeting. After review, Mr. Gilbert moved to deny the application as the application fails to demonstrate that the applicant meets the requirements of Section 476.144(6), Florida Statutes, and Rules 61G3-16.006, Florida Administrative Code. Ms. Rivera seconded the motion and the motion passed unanimously.

Marina Deglon / Switzerland

Ms. Deglon was not present for the meeting. After review, Mr. Gilbert moved to approve the application. Mr. Stewart seconded the motion and the motion passed unanimously.

Juan Carlos Vazquez / New Hampshire

Mr. Vazquez was not present for the meeting. After review, Mr. Stewart moved to approve the application. Mr. Gilbert seconded the motion and the motion passed unanimously.

Harold A. Pinder

Mr. Pinder was present for the meeting and was sworn in by the Court Reporter. After review, Ms. Rivera moved to approve the application. The Board also imposed probation on the license for a period of five years. Mr. Gilbert seconded the motion and the motion passed unanimously.

OTHER BUSINESS

Board Attorney Report

Rule 61G3-15.025 Public Comment at Board Meetings

The Board approved the following language and they agreed that there would be no negative impact on small business nor would there likely be any increase in regulatory costs in excess of \$200,000 in the aggregate within one year after implementation.

The Florida Barbers' Board invites and encourages all members of the public to provide comment on matters or propositions before the Board or a committee of the Board. The opportunity to provide comment shall be subject to the following:

- (1) Members of the public will be given an opportunity to provide comment on subject matters before the Board after an agenda item is introduced at a properly noticed board meeting.
- (2) Members of the public shall be limited to three minutes to provide comment. This time shall not include time spent by the presenter responding to questions posed by Board members, staff or board counsel. The chair of the Board may extend the time to provide comment if time permits.
- (3) Members of the public shall notify board staff in writing of his or her interest to be heard on a proposition or matter before the Board. The notification shall identify the person or entity, indicate support, opposition, or neutrality, and identify who will speak on behalf of a group or faction of persons consisting of three or more persons. Any person or entity appearing before the Board may use a pseudonym if he or she does not wish to be identified.

Rule 61G3-15.018, Florida Administrative Code – Investigators and Investigative Consultants; Criteria for Selection

The Board agreed to repeal the rule and they agreed there would be no negative impact on small business nor would there likely be any increase in regulatory costs in excess of \$200,000 in the aggregate within one year after implementation.

Executive Director Report

Financial Report ending September 2013

Ms. Barineau reported that the balance in the Board's operating account as of September 30, 2013, was over \$1.2 million, and the balance in their unlicensed activity account was over \$292,000 for the same period.

Regulation Report

Complaints and Investigative Statistics – July 2013 – November 2013

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

Education and Testing Report

Barber Examination Summary – January 2013 – December 2013

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

Dates and Locations of Future Meetings

May 5, 2014 – Fernandina Beach

August 4, 2014 – Pensacola

November 3, 2014 – Orlando

ADJOURNMENT

There being no further business, the meeting was adjourned at approximately 11:00 a.m.