

MINUTES

FLORIDA BOARD OF COSMETOLOGY
RESIDENCE INN AMELIA ISLAND
2301 SADLER ROAD
FERNANDINA BEACH, FLORIDA 32034

Monday, January 24, 2011

The Board of Cosmetology meeting was called to order at approximately 9:00 a.m., by Ms. Myra Jowers, Chair.

Board Members Present

Myra Jowers, Chair
Crystal Lackey
Ginny Fincel, Vice Chair
Laurel Ritenbaugh
Crystal Lackey

Board Members Absent

Rosabel Ramos
Monica Smith

Other Persons Present

Robyn Barineau, Executive Director, Department of Business and Professional Regulation (DBPR)
Jaime Liang, Assistant Attorney General, Office of the Attorney General (OAG)
Kathleen Brown-Blake, Assistant General Counsel, Office of the General Counsel, DBPR
Libby Henderson, Assistant General Counsel, Office of the General Counsel, DBPR
Julie Rowland, Government Analyst, DBPR

Interested Parties Present

Maleana Mann, Court Reporter
Todd Rivers
Ying Deng
Huong Chau
Hong Lam
Hurbert Winfield
Tuan Nguyen
Be Phan
Hang Trinh
Jay Ritenbaugh
Tomalene Carr
Liem Pham
Michelle Cokrer
Tammy Keeton
Bonnie Poole, Florida Cosmetology Association (FCA)

The meeting was opened with a roll call and a quorum was established. Chair Jowers excused the absences of Ms. Rosabel Ramos and Ms. Monica Smith from the meeting.

Disciplinary Matters

Informal Hearings

Regarding Case Nos. 2009.063886 and 2010.003018 against #1 Nails & Spa 7 and Hong Phuong Lam of Alachua, Ms. Kathleen Brown-Blake, Assistant General Counsel, informed the board that the Respondent had elected an informal hearing in the matter. Mr. Lam was present for the meeting and was sworn in by the Court Reporter. Ms. Brown-Blake presented the department's case in this matter and suggested assessing a fine of \$500 and costs of \$106.06. Ms. Laurel Ritenbaugh moved that the board find the Respondent was 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 impose a fine of \$500 and costs of \$106.06. Ms. Crystal Lackey seconded the motion and the motion passed unanimously.

Regarding Case No. 2010.022569 against Huong Ngoc Chau of Bradenton, Ms. Brown-Blake informed the board that the Respondent had elected an informal hearing in the matter. The Respondent was present for the meeting and was sworn in by the Court Reporter. Ms. Brown-Blake presented the department's case in this matter and suggested assessing a fine of \$500 and costs of \$176.44. Ms. Ritenbaugh moved that the board find the Respondent was 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 impose a fine of \$500 and costs of \$176.44, to be paid over a period of six months, with the first payment of \$176.44 due within 30 days of the final order and five monthly payments of \$100 each. Ms. Lackey seconded the motion and the motion passed unanimously.

Regarding Case No. 2008.065706 against Tiffany Suzanne Deblasio of Ocala, Ms. Brown-Blake informed the board that the Respondent had elected an informal hearing in the matter. Ms. Deblasio was not present for the meeting. Ms. Brown-Blake presented the department's case in this matter and suggested assessing a fine of \$250 and costs of \$169.82. Ms. Lackey moved that the board dismiss the case based on insufficient evidence to support the allegations. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

Regarding Case No. 2010.022593 against Anta Diop of St. Petersburg, Ms. Brown-Blake informed the board that the Respondent had elected an informal hearing in the matter. The Respondent was not present for the meeting. Ms. Brown-Blake presented the department's case in this matter and suggested assessing a fine of \$500 and costs of \$119.28. Vice Chair Ginny Fincel moved that the board find the Respondent was 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 impose a fine of \$500 and costs of \$119.28, plus six months stayed suspension against the Respondent's hair braider registration HB3616. In the event the Respondent fails to comply with the terms of the final order, the stay shall be lifted and the hair braider registration will be suspended. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

Regarding Case No. 2009.041463 against Nails on Point of Sunrise, Ms. Brown-Blake informed the board that the Respondent had elected an informal hearing in the matter. Ms. Michelle Corker was present for the meeting and was sworn in by the Court Reporter. Ms. Brown-Blake presented the department's case in this matter and suggested assessing a fine of \$500 and costs of \$286.44. Ms. Lackey moved that the board dismiss the case based on insufficient evidence to support the allegations. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

Regarding Case No. 2010.017810 against On Thi Phu of St. Petersburg, Ms. Brown-Blake informed the board that the Respondent had elected an informal hearing in the matter. Mr. Phu was not present for the meeting. Ms. Brown-Blake presented the department's case in this matter and suggested assessing a fine of \$500 and costs of \$166.32. Vice Chair Fincel moved that the board find the Respondent was 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 impose a fine of \$500 and costs of \$166.32, plus six months stayed suspension against the Respondent's full specialist license FS866261. In the event the Respondent fails to comply with the terms of the final order, the stay shall be lifted and the full specialist license will be suspended. Ms. Lackey seconded the motion and the motion passed unanimously.

Regarding Case Nos. 2009.027235 and 2009.027252 against Regal Nails and Li Thu Thi Tran of Vero Beach, Ms. Brown-Blake informed the board that the Respondent had elected an informal hearing in the matter. Mr. Tran was not present for the meeting. Ms. Brown-Blake presented the

department's case in this matter and suggested assessing a fine of \$500 and costs of \$249.94. Vice Chair Fincel moved that the board find the Respondent was 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 impose a fine of \$500 and costs of \$249.94, to be paid over a period of six months, with the first payment of \$249.94 due within 30 days of the final order and five monthly payments of \$100 each, re-inspection in six months, plus six months stayed suspension against cosmetology salon license CE84942 and full specialist license FS875010. In the event the Respondent fails to comply with the terms of the final order, the stay shall be lifted and the cosmetology salon license and the full specialist license will be suspended. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

Regarding Case No. 2009.052933 against Todd Rivers of St. Petersburg, Ms. Brown-Blake informed the board that the Respondent had elected an informal hearing in the matter. Mr. Rivers was present for the meeting and was sworn in by the Court Reporter. Ms. Brown-Blake presented the department's case in this matter and suggested assessing a fine of \$800 and costs of \$115.75. Vice Chair Fincel moved that the board find the Respondent was 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 impose a fine of \$800 and costs of \$115.75, to be paid over a period of six months, with the first payment of \$115.75 due within 30 days of the final order and five monthly payments of \$160 each. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

Regarding Case Nos. 2009.032361 and 2009.044807 against Top Nails and Tuan Duc Nguyen of Tequesta, Ms. Brown-Blake informed the board that the Respondent had elected an informal hearing in the matter. Mr. Nguyen was present for the meeting and was sworn in by the Court Reporter. Ms. Brown-Blake presented the department's case in this matter and suggested assessing a fine of \$700 and costs of \$250.99. Ms. Ritenbaugh moved that the board find the Respondent was 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 impose a fine of \$700 and costs of \$250.99, plus six months stayed suspension against cosmetology salon license CE9958192 and nail specialist license FV4878. In the event the Respondent fails to comply with the terms of the final order, the stay shall be lifted and the cosmetology salon license and the nail specialist license will be suspended. Ms. Lackey seconded the motion and the motion passed unanimously.

Regarding Case No. 2009.057695 against Lisa Tran of Orlando, Ms. Brown-Blake informed the board that the Respondent had elected an informal hearing in the matter. Ms. Tran was not present for the meeting. Ms. Brown-Blake presented the department's case in this matter and suggested assessing a fine of \$250 and costs of \$219.80. Ms. Ritenbaugh moved that additional information is needed, that this matter should be pulled from the agenda to be considered at a future meeting. Ms. Lackey seconded the motion and the motion passed unanimously.

Regarding Case No. 2009.034253 against Cassandra Kennedy of Tampa, Ms. Brown-Blake requested that this disciplinary case be pulled from the agenda.

Regarding Case No. 2009.052539 against Master Kutz of Orlando, Ms. Brown-Blake requested that this disciplinary case be pulled from the agenda.

Motions for Waiver of Rights and Final Order

Regarding Case No. 2009.060992 against Beauty Salon New Line of Miami, Ms. Brown-Blake presented the department's case and suggested imposing a fine of \$500 and costs of \$240.40. The Respondent was not present for the meeting. Ms. Lackey moved that the board find that the Respondent was properly served with the Administrative Complaint, the Respondent 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 impose a fine of \$500 and costs of \$240.40. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

Regarding Case Nos. 2009.033167 and 2009.033182 against Meyon Cross and House of Meyon of Rivera Beach, Ms. Brown-Blake presented the department's case and suggested imposing a fine of \$1,700 and costs of \$538.60. The Respondent was not present for the meeting. Vice Chair Fincel moved that the board find that the Respondent was properly served with the Administrative Complaint, the Respondent 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 impose a fine of \$1,700 and costs of \$538.60, to be paid over a period of six months, with the first payment of \$538.60 due within 30 days of the final order and five monthly payments of \$340 each, re-inspection in six months, plus six months stayed suspension against cosmetology salon license CE9977220 and cosmetology license CL1196128. In the event the Respondent fails to comply with the terms of the final order, the stay shall be lifted and the cosmetology salon license and cosmetology license will be suspended. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

Regarding Case Nos. 2009.063812 and 2009.056806 against Huan Thua Doan and Nail Gallery at 210 Inc. of St. Johns, Ms. Brown-Blake presented the department's case and suggested imposing a fine of \$500 and costs of \$524.27. The Respondent was not present for the meeting. Ms. Ritenbaugh moved that the board find that the Respondent was properly served with the Administrative Complaint, the Respondent 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 impose a fine of \$500 and costs of \$524.27. Ms. Lackey seconded the motion and the motion passed unanimously.

Regarding Case No. 2009.052516 against Artie Edmond Jr. of Ft. Lauderdale, Ms. Brown-Blake presented the department's case and suggested imposing a fine of \$1,000 and costs of \$435.59. Mr. Edmond was not present for the meeting. Vice Chair Fincel moved that the board find that the Respondent was properly served with the Administrative Complaint, the Respondent 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 impose a fine of \$1,000 and costs of \$435.59, plus six months stayed suspension against hair braider registration HB4398. In the event the Respondent fails to comply with the terms of the final order, the stay shall be lifted and the hair braider registration will be suspended. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

Regarding Case No. 2009.049304 against New York Clippers and Charles Vasquez of Spring Hill, Ms. Brown-Blake presented the department's case and suggested imposing a fine of \$500 and costs of \$440.61. The Respondent was not present for the meeting. Vice Chair Fincel moved that the board find that the Respondent was properly served with the Administrative Complaint, the Respondent 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 impose a fine of \$500 and costs of \$440.61, re-inspection in six months, plus six months stayed suspension against cosmetology salon license CE9963382. In the event the Respondent fails to comply with the terms of the final order, the stay shall be lifted and the cosmetology salon license will be suspended. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

Regarding Case Nos. 2009.055693 and 2009.048805 against Hung Huu Nguyen and Nails So Happy of Jacksonville, Ms. Brown-Blake presented the department's case and suggested imposing a fine of \$500 and costs of \$146.12. The Respondent was not present for the meeting. Ms. Ritenbaugh moved that the board find that the Respondent was properly served with the Administrative Complaint, the Respondent 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 impose a fine of \$500 and costs of \$146.12, to be paid over a period of six months, with the first payment of \$146.12 due within 30 days of the final order and five monthly payments of \$100 each, re-inspection in six months, plus six months stayed suspension against cosmetology salon license CE9966692 and nail specialist license FV554455. In the event the Respondent fails to comply with the terms of the final order, the stay shall be lifted and the cosmetology salon license and nail specialist license will be suspended. Ms. Lackey seconded the motion and the motion passed unanimously.

Regarding Case No. 2009.033418 against Linh Thuy Vo Nguyen of West Palm Beach, Ms. Brown-Blake presented the department's case and suggested imposing a fine of \$800 and costs of \$145.03. The Respondent was not present for the meeting. Ms. Lackey moved that the board find that the Respondent was properly served with the Administrative Complaint, the Respondent 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 impose a fine of \$800 and costs of \$145.03, plus six months stayed suspension against the Respondent's nail specialist license FV9532970. In the event the Respondent fails to comply with the terms of the final order, the stay shall be lifted and the Respondent's nail specialist license will be suspended. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

Regarding Case No. 2008.050175 against Snip Its Haircuts for Men of Wellington, Ms. Brown-Blake presented the department's case and suggested imposing a fine of \$500 and costs of \$344.42. The Respondent was not present for the meeting. Vice Chair Fincel moved that the board find that the Respondent was properly served with the Administrative Complaint, the Respondent 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 impose a fine of \$500 and costs of \$344.42, re-inspection in six months, plus six months stayed suspension against cosmetology salon license CE9960418. In the event the Respondent fails to comply with the terms of the final order, the stay shall be lifted and the cosmetology salon license will be suspended. Ms. Lackey seconded the motion and the motion passed unanimously.

Regarding Case No. 2009.035114 against Spa Aqua Santa, Inc., Ms. Brown-Blake presented the department's case and suggested imposing a fine of \$500 and costs of \$321.16. The Respondent was not present for the meeting. Ms. Lackey moved that the board find that the Respondent was properly served with the Administrative Complaint, the Respondent 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 impose a fine of \$500 and costs of \$321.16, plus revocation of cosmetology salon license CE80996. Vice Chair Fincel seconded the motion and the motion passed unanimously.

Regarding Case No. 2009.053079 against Hurbert Winfield of Jacksonville, Ms. Brown-Blake presented the department's case and suggested imposing a fine of \$500 and costs of \$149.80. Mr. Winfield was present for the meeting and was sworn in by the Court Reporter. Ms. Ritenbaugh moved that the board dismiss the case as full compliance has been met. Ms. Lackey seconded the motion and the motion passed unanimously.

Regarding Case No. 2009.018944 against Caroline Skinner of Tallahassee, Ms. Brown-Blake presented the department's case and suggested imposing a fine of \$500 and costs of \$316.37. Ms. Skinner was not present for the meeting. Vice Chair Fincel moved that the board dismiss the case based on insufficient evidence to support the allegations. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

Ms. Brown-Blake presented the following cases for consideration by the board. Vice Chair Fincel moved that the board find that the Respondent was properly served with the Administrative Complaint, the Respondent 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:

- All Star LLC Barber Shop; Kissimmee
Case No. 2009.034912
\$650 fine and \$131.50 costs
Six month stayed suspension
Re-inspection in six months
- Amaro's Full Service Men & Women; Clermont
Case No. 2009.039507
\$1,000 fine and \$294.54 costs
Six month stayed suspension
Re-inspection in six months
- Boca Beauty Club; Boca Raton
Case No. 2009.049258
\$1,000 fine and \$358.34 costs
Six month stayed suspension
Re-inspection in six months
- Enrique Jose Chaves and VIP Barber Shop; Ft. Pierce
Case Nos. 2009.045029 and 2009.045021
\$1,500 fine and \$226.49 costs
Six month stayed suspension
Re-inspection in six months
- Estudio Salon Imagen Y Figura, Inc.; Miami
Case No. 2009.037424
\$800 fine and \$267.39 costs
Six month stayed suspension
Re-inspection in six months
- In Da Cut; Tampa
Case No. 2009.058613
\$1,000 fine and \$125.72 costs
Six month stayed suspension
Re-inspection in six months
- KM Nail Spa; Okeechobee
Case No. 2009.059651
\$500 fine and \$72.84 costs
Six month stayed suspension
Re-inspection in six months
- Lee Nails of Tampa; Tampa
Case No. 2010.024448
\$500 fine \$184.28 costs
Six month stayed suspension
Re-inspection in six months
- Nail Spa and Kevin Nguyen; Jacksonville

Case Nos. 2009.056756 and 2009.062643
\$500 fine and \$450.66 costs
Six month stayed suspension
Re-inspection in six months

- Nuestro Salon Latino; Orlando
Case No. 2009.009726
\$2,000 fine and \$267.36 costs
Six month stayed suspension
Re-inspection in six months
- Be Phan and TK Nails; Ft. Pierce
Case Nos. 2009.044309 and 2009.059093
\$850 fine and \$248.24 costs
Six month stayed suspension
Re-inspection in six months
- Platinum Styles Unisex Salon; Miami
Case No. 2009.063252
\$750 fine and \$93.85 costs
Six month stayed suspension
Re-inspection in six months
- Royal Nail Salon and Cong Van Le; Royal Palm Beach
Case Nos. 2009.044723 and 2009.044725
\$650 fine and \$241.05 costs
Six month stayed suspension
Re-inspection in six months
- Sandra's Hair Salon; Ft. Pierce
Case No. 2009.032603
\$1,000 fine and \$148.62 costs
Six month stayed suspension
Re-inspection in six months
- Station Cut; Apopka
Case No. 2009.042892
\$300 fine and \$207.41 costs
Six month stayed suspension
Re-inspection in six months
- Styles 1 LLC; Miami
Case No. 2009.059315
\$800 fine and \$71.20 costs
Six month stayed suspension
Re-inspection in six months
- Tonsorial, Inc.; Winter Park
Case No. 2009.058770
\$1,300 fine and \$112.77 costs
Six month stayed suspension
Re-inspection in six months
- Xclusive Hair Design; Quincy
Case No. 2009.060572

\$3,800 fine and \$285.68 costs
Six month stayed suspension
Re-inspection in six months

- Top Nails Tech and Che Sophia; Boynton Beach
Case No. 2009.034602 and 2009.051809
\$1,100 fine and \$309.14 costs
Six month stayed suspension
Re-inspection in six months

Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

Ms. Brown-Blake presented the following cases for consideration by the board. Vice Chair Fincel moved that the board find that the Respondent was properly served with the Administrative Complaint, the Respondent 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:

- Stan Cobham; Plantation
Case No. 2009.037277
\$1,000 fine and \$410.80 costs
Six month stayed suspension
- Veronique Dramou; Jacksonville
Case No. 2009.059756
\$1,000 fine and \$94.96 costs
Six month stayed suspension
- Heather Lavonne Feagin; Zephyrhills
Case No. 2009.061334
\$1,500 fine and \$295.94 costs
Six month stayed suspension
- Charlie Hawks; Orlando
Case No. 2009.061203
\$700 fine and \$231.81 costs
Six month stayed suspension
- Willie Dexter James; West Palm Beach
Case No. 2009.036070
\$1,500 fine and \$118.88 costs
Six month stayed suspension
- Ammie Knight; Quincy
Case No. 2009.061746
\$1,000 fine and \$431.35 costs
Six month stayed suspension
- Elaine Nguyet Le; New Port Richey
Case No. 2009.062332
\$700 fine and \$354.51 costs
Six month stayed suspension
- Kerod Morgan; West Palm Beach
Case No. 2009.036073
\$2,000 fine and \$114.05 costs
Six month stayed suspension

- Tracy Morgan; Tampa
Case No. 2009.045800
\$500 fine and \$83.24 costs
Six month stayed suspension
- Hue Nguyen; Miramar
Case No. 2009.015283
\$100 fine and \$491.81 costs
Six month stayed suspension
- Dora Perez; Palmetto
Case No. 2009.034927
\$1,500 fine and \$332.51 costs
Six month stayed suspension
- Alicia Trice; West Palm Beach
Case No. 2009.036123
\$2,500 fine and \$410.92 costs
Six month stayed suspension

Ms. Lackey seconded the motion and the motion passed unanimously.

Ms. Brown-Blake presented the following cases for consideration by the board. Ms. Ritenbaugh moved that the board find that the Respondent was properly served with the Administrative Complaint, the Respondent 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:

- Jennifer Barkley; Tallahassee
Case No. 2009.049347
\$500 fine and \$83.69 costs
- Beauty Hut; Port St. Lucie
Case No. 2008.036265
\$500 fine and \$371.68 costs
- Clippers; Tallahassee
Case No. 2010.002150
\$1,500 fine and \$37.84 costs
- Maria Velikis Guess; Loxahatchee
Case No. 2009.009712
\$500 fine and \$96.02 costs
- Hall of Fame Barbershop II; Coral Springs
Case No. 2009.058130
\$500 fine and \$74.53 costs
- Brendon Lowe; Ft. Lauderdale
Case No. 2009.012739
\$500 fine and \$476.02 costs
- Cynthia Miller; Greenville
Case No. 2009.058708
\$500 fine and \$45.68 costs

- Tuyet Nguyen; Tampa
Case No. 2009.014169
\$500 fine and \$215.83 costs
- Gina Paoluccio; Lake Worth
Case No. 2009.036976
\$100 fine and \$438.29 costs
- Platinum Image Beauty; West Palm Beach
Case No. 2009.036109
\$1,000 fine and \$368.59 costs
- A'Shanti Sheppard; Lake City
Case No. 2009.048473
\$500 fine and \$224.74 costs
- Hang Bich Trinh and Wonder Nails; Jacksonville
Case Nos. 2009.062101 and 2009.055542
\$500 fine and \$366.04 costs
- Wendy Williams; High Springs
Case No. 2009.059965
\$250 fine and \$214.58 costs
- Xxclusive Nulook; Pompano Beach
Case No. 2009.0036727
\$500 fine and \$353.40 costs

Ms. Lackey seconded the motion and the motion passed unanimously.

Regarding Case No. 2009.058823 against Nury's Attagracia Auila of Miami, Ms. Brown Blake requested that this disciplinary case be pulled from the agenda.

Regarding Case No. 2009.030512 against Lashonda Drake of Merritt Island, Ms. Brown-Blake requested that this disciplinary case be pulled from the agenda.

Regarding Case No. 2008.010354 against Fantastic Sams of Tampa, Ms. Brown-Blake requested that this disciplinary case be pulled from the agenda.

Regarding Case No. 2008.066242 against Happy Nails of Tallahassee, Ms. Brown-Blake requested that this disciplinary case be pulled from the agenda.

Regarding Case No. 2008.066322 against Philip Harvey of Stuart, Ms. Brown-Blake requested that this disciplinary case be pulled from the agenda.

Regarding Case No. 2009.045334 against Joseph and the Razors of Kissimmee, Ms. Brown-Blake requested that this disciplinary case be pulled from the agenda.

Regarding Case No. 2009.034900 against Lee-Lees Cuts and Designs of Deltona, Ms. Brown-Blake requested that this disciplinary case be pulled from the agenda.

Regarding Case No. 2008.064692 against Ray T. Nguyen of Pinellas Park, Ms. Brown-Blake requested that this disciplinary case be pulled from the agenda.

Regarding Case No. 2009.062682 against Pink & White Nails of Holiday, Ms. Brown-Blake requested that this disciplinary case be pulled from the agenda.

Regarding Case No. 2009.059127 against Pink and White Nails of Riverview, Ms. Brown-Blake requested that this disciplinary case be pulled from the agenda.

Regarding Case No. 2009.039485 against Rudin Stroud of Valrico, Ms. Brown-Blake requested that this disciplinary case be pulled from the agenda.

Regarding Case No. 2009.061214 against Wai Kwan Yuen of Palm Beach, Ms. Brown-Blake requested that this disciplinary case be pulled from the agenda.

Settlement Stipulations

Regarding Case Nos. 2008.052220 and 2008.058574 against Ying Ming Deng and Nail & Spa of Riverview, Vice Chair Fincel moved that the board find that the Respondent committed the offenses as alleged in the Administrative Complaint and 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 impose a fine of \$500 and costs of \$460.66. Ms. Lackey seconded the motion and the motion passed unanimously.

Regarding Case No. 2007.058951 against Nail Studio of Tallahassee, Ms. Lackey moved that the board find that the Respondent committed the offenses as alleged in the Administrative Complaint and 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 impose a fine of \$200 and costs of \$67.67. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

Regarding Case No. 2009.017983 against Desly Nelson of Orlando, Chair Jowers moved that the board reject the Stipulation of the parties. Ms. Lackey seconded the motion and the motion passed unanimously. The board proposed a counter offer of a fine of \$500 and costs of \$176.25.

Regarding Case No. 2009.041604 against Lien T. Pham of Jacksonville, Chair Jowers moved that the board reject the Stipulation of the parties. Ms. Lackey seconded the motion and the motion passed unanimously.

Regarding Case No. 2009.062935 against Poshe Nails of Land O' Lakes, Ms. Lackey moved that the board find that the Respondent committed the offenses as alleged in the Administrative Complaint and 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 impose a fine of \$500 and costs of \$243.05, to be paid over a period of six months, with the first payment of \$243.05 due within 30 days of the final order and five monthly payments of \$100 each. Ms. Ritenbaugh seconded the motion and the motion passed unanimously.

Department Attorney Report

Ms. Brown-Blake informed the board that as of September, 2010, there were 357 open cosmetology cases in the legal section.

Adjournment

There being no further business, the meeting was adjourned at approximately 2:00 p.m.