

# MINUTES

**FLORIDA BOARD OF COSMETOLOGY  
RESIDENCE INN – 2301 SADLER ROAD  
FERNANDINA BEACH, FLORIDA 32034**

**Monday, April 24, 2017**

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

**Board Members Present**

Robin Tabano, Vice Chair  
Fran Poppell  
Rhonda Griffis  
Jared Sutherland  
Adrienne Harvey

**Board Members Absent**

Laurel Ritenbaugh, Chair  
Stephania Wilson

**Other Persons Present**

Robyn Barineau, Executive Director, Department of Business and Professional Regulation (DBPR)  
Julie Rowland, Government Analyst, DBPR  
Lynette Norr, Assistant Attorney General, Office of the Attorney General  
Dillon Jess, Assistant General Counsel, Office of the General Counsel, DBPR  
Angela Williams-Rivera, Assistant General Counsel, Office of the General Counsel, DBPR  
Lalonda Jackson, Court Reporter  
Milena Abreu  
Eva Price  
Clint Pillow  
Wendy Pham  
Hung Pham  
Evelyn Mendez

The meeting was opened with a roll call and a quorum was established. The Board excused the absences of Chair Laurel Ritenbaugh and Ms. Stephania Wilson from the meeting.

## **DISCIPLINARY MATTERS**

**Informal Hearing**

Mr. Dillon Jess, 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:

- United Nails; Tampa; Case No. 2016020641  
\$500 fine and \$147.04 costs to be paid within six months
- Head 2 Head Beauty & Barber; Lauderhill; Case No. 2016044621  
\$500 fine and \$36.09 costs to be paid within six months
- Organic Nails Bar at UTC Mall; Windermere; Case No. 2016023537  
\$300 fine and \$107.25 costs to be paid within six months

- Edna Ayala; Miami; Case Nos. 2016004262 & 20160041736  
\$205.51 costs only  
Revocation of licenses FS872090 and BW4000
- Evelyn Mendez; Belleview; Case No. 2016029489  
\$1,000 fine and \$357.61 costs to be paid within six months

**Motion for Waiver of Rights and Final Order**

Mr. Jess 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:

- Nga Thi Phu; Orlando; Case No. 2015041807  
\$500 fine and \$204.05 costs to be paid within six months  
Revocation of license FV9591144
- Michelle McCarron; Boca Raton; Case No. 2016029416  
\$500 fine and \$291.77 costs to be paid within six months
- Jamie Bursiek; Ft. Myers; Case No. 2016021648  
\$500 fine and \$66.58 costs to be paid within six months
- Kathryn Starr; Bartow; Case No. 2016042702  
\$500 fine and \$191.03 costs to be paid within six months  
Revocation of license CL210037
- Cendrine Noelliste; West Palm Beach; Case No. 2016027502  
\$500 fine and \$170.78 costs to be paid within six months
- Grand Nails; Miami; Case No. 2016038004  
\$500 fine and \$118.43 costs to be paid within six months
- Shears in the Cloud; St. Cloud; Case No. 2016022040  
\$500 fine and \$351.21 costs to be paid within six months
- Catherine Kuck; Kissimmee; Case No. 2016031878  
\$500 and \$290.60 costs to be paid within six months
- Rosemarie Green; Lauderhill; Case No. 2016044694  
\$500 fine and \$36.09 costs to be paid within six months
- Valrico Nails & Spa; Valrico; Case No. 2016033789  
\$500 fine and \$159.52 costs to be paid within six months
- Palm Nails; Palm Coast; Case No. 2016043377  
\$500 fine and \$204.82 costs to be paid within six months
- Lee Nails Spa; Brandon; Case No. 2016009598  
\$750 fine and \$190.94 costs to be paid within six months
- City Nails Salon; Jacksonville; Case No. 2016048851  
\$500 fine and \$229.25 costs to be paid within six months
- Regal Nails; Trinity; Case No. 2016041103

\$500 fine and \$93.39 costs to be paid within six months

- Pachinos Hair Salon; Lake Worth; Case No. 2016052892  
The case was pulled from the agenda

### **Settlement Stipulation**

Mr. Jess presented the following cases 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 penalties shown below:

- Sandra Rodriguez; Miramar; Case No. 2016034138  
\$500 fine and \$64.83 costs to be paid within 30 days
- Exclusively Yours and Mai Cu; Royal Palm Beach; Case Nos. 2016038080 & 2016042553  
\$500 fine and \$188.74 costs to be paid within six months
- Sea Nails; Jacksonville; Case No. 2016044302  
\$500 fine and \$151.42 costs to be paid within six months
- Luminous Nails Salon and Tiffany Truong; Boynton Beach; Case Nos. 2016043446 & 2016046205  
\$500 fine and \$216.56 costs to be paid within six months
- The Chop Shop Full Service Salon; Safety Harbor; Case No. 2016042609  
\$50 fine and \$100.63 costs to be paid within six months
- Wendy's Nail & Spa; Jacksonville; Case No. 2016038505  
\$500 fine and \$216.33 costs to be paid within six months
- Cut it Out; Lauderhill Lakes; Case No. 2016043699  
\$200 fine and \$36.09 costs to be paid within six months
- GETGLAMMEDUPLLC; West Palm Beach; Case No. 2016027367  
\$500 fine and \$170.78 costs to be paid within six months
- Famous Nails and Thomas Hodac; Elkton; Case Nos. 2016049837 & 2016051675  
\$500 fine and \$244.50 costs to be paid within six months
- Queen Nails; Dunedin; Case No. 2016042660  
\$500 fine and \$33.23 costs to be paid within six months
- V&M Nails & Spa and Sophie Che; Boynton Beach; Case Nos. 2016048684 & 2016056035  
\$500 fine and \$231.55 costs to be paid within six months
- The Emess Spa and Than Nguyen Fedak; Delray Beach; Case Nos. 2016048681 & 2016050479  
\$500 fine and \$218.67 costs to be paid within six months
- Utopia Nails Spa and Kevin Le; West Palm Beach; Case Nos. 2016045766 & 2016047594  
\$500 fine and \$256.83 costs to be paid within six months
- LaBella Spa and Anibal Roman; Boca Raton; Case Nos. 2016041995 & 2016051682  
\$500 fine and \$224.11 costs to be paid within six months
- American Nails & Spa and Kathy Nguyen; Boca Raton; Case Nos. 2016048509 & 2016050261  
\$500 fine and \$200.69 costs to be paid within six months
- D&V Nails and Kim Nguyen; Boca Raton; Case Nos. 2016050821 & 2016055498  
\$500 fine and \$214.21 costs to be paid within six months

- Nail Experts and Jimmy Bui; Boca Raton; Case Nos. 2016047142 & 2016055874  
\$500 fine and \$181 costs to be paid within six months
- Yen's Nails and Charlie Lu; Boynton Beach; Case Nos. 2016048902 & 2016050464  
\$500 fine and \$264.01 costs to be paid within six months

## **Department Attorney Report**

Mr. Jess informed the Board that as of March 7, 2017, there were 114 open cosmetology cases in the legal section.

## **APPLICATIONS**

### **Hair Braiding Courses**

#### **Legacy Hair Salon – Classroom**

After review, Ms. Adrienne Harvey moved to deny the course based on the course content being outside the scope of practice of a hair braiding registration, outdated references, and incorrect references. Mr. Jared Sutherland seconded the motion and the motion passed unanimously.

#### **Shawzae Hair Braider School – Classroom**

After review, Mr. Sutherland moved to deny the course based on the course content being outside the scope of practice of a hair braiding registration, grammatical errors, and incorrect references. Ms. Griffis seconded the motion and the motion passed unanimously.

#### **Unique Hair – Classroom**

After review, Ms. Harvey moved to deny the course based on the course content being outside the scope of practice of a hair braiding registration, grammatical errors, course content is product driven, and no rules references. Ms. Griffis seconded the motion and the motion passed unanimously.

#### **KK's African Braided Wigs – Classroom**

After review, Ms. Griffis moved to deny the course based on the course content being outside the scope of practice of a hair braiding registration, incomplete references, and outdated references. Mr. Sutherland seconded the motion and the motion passed unanimously.

#### **Estah Locs and Hair Care Services – Classroom**

After review, Mr. Sutherland moved to deny the course based on the course content being outside the scope of practice of a hair braiding registration, incorrect references, vulgar language, and grammatical errors. Ms. Harvey seconded the motion and the motion passed unanimously.

#### **Sunshine Hair Studio – Classroom**

After review, Ms. Griffis moved to deny the course based on the course content being outside the scope of practice of a hair braiding registration, incorrect references, grammatical errors, and incorrect disinfection procedures. Ms. Harvey seconded the motion and the motion passed unanimously.

#### **Ashley Bennett – Classroom**

After review, Ms. Griffis moved to deny the course based on the course being outside the scope of practice of a hair braiding registration, grammatical errors, incorrect references, and outdated references. Mr. Sutherland seconded the motion and the motion passed unanimously.

#### **Severe Beauty – Classroom**

After review, Ms. Harvey moved to deny the course based on the course being outside the scope of practice of a hair braiding registration, grammatical errors, and incorrect references. Mr. Sutherland seconded the motion and the motion passed unanimously.

### **Hair Wrapping Courses**

#### **Estash Locs and Hair Care Services – Classroom**

After review, Ms. Harvey moved to deny the course based on the course being outside the scope of practice of a hair wrapping registration, grammatical errors, and incorrect references. Mr. Sutherland seconded the motion and the motion passed unanimously.

### **Body Wrapping Courses**

#### **Ga La Car Beauty & Styles Workshops – Classroom**

After review, Ms. Griffis moved to deny the course based on the course content being outside the scope of practice of a body wrapping registration, incorrect references, outdated references, and incorrect disinfection procedures. Mr. Sutherland seconded the motion and the motion passed unanimously.

### **Continuing Education Courses**

#### **Exotica Academy – Environmental Issues 1 Hour Classroom**

After review, Ms. Griffis moved to approve the course with the following contingency: update references. The correction must be submitted to the Executive Director within 30 days of the date of the order for approval. Mr. Sutherland seconded the motion and the motion passed unanimously.

#### **Exotica Academy – Chemical Makeup 2 Hour Classroom**

After review, Ms. Griffis moved to approve the course with the following contingency: update references. The correction must be submitted to the Executive Director within 30 days of the date of the order for approval. Mr. Sutherland seconded the motion and the motion passed unanimously.

#### **Exotica Academy – HIV/AIDS 2 Hour Classroom**

After review, Ms. Griffis moved to approve the course with the following contingency: update references. The correction must be submitted to the Executive Director within 30 days of the date of the order for approval. Ms. Harvey seconded the motion and the motion passed unanimously.

#### **Exotica Academy – HIV/AIDS 2 Hour Internet**

After review, Ms. Griffis moved to approve the course with the following contingency: update references. The correction must be submitted to the Executive Director within 30 days of the date of the order for approval. Mr. Sutherland seconded the motion and the motion passed unanimously.

#### **Exotica Academy – HIV/AIDS 2 Hour Correspondence**

After review, Ms. Griffis moved to approve the course with the following contingency: update references. The correction must be submitted to the Executive Director within 30 days of the date of the order for approval. Mr. Sutherland seconded the motion and the motion passed unanimously.

#### **Exotica Academy – Environmental Issues 1 Hour Internet**

After review, Ms. Griffis moved to approve the course with the following contingency: update references. The correction must be submitted to the Executive Director within 30 days of the date of the order for approval. Mr. Sutherland seconded the motion and the motion passed unanimously.

#### **Exotica Academy – Environmental Issues 1 Hour Correspondence**

After review, Ms. Griffis moved to approve the course with the following contingency: update references. The correction must be submitted to the Executive Director within 30 days of the date of the order for approval. Mr. Sutherland seconded the motion and the motion passed unanimously.

Exotica Academy – Chemical Makeup 2 Hour Correspondence

After review, Ms. Griffis moved to approve the course with the following contingency: correct grammatical errors in the course materials. The correction must be submitted to the Executive Director within 30 days of the date of the order for approval. Mr. Sutherland seconded the motion and the motion passed unanimously.

Exotica Academy – Chemical Makeup 2 Hour Internet

After review, Ms. Griffis moved to approve the course with the following contingency: correct grammatical errors in the course materials. The correction must be submitted to the Executive Director within 30 days of the date of the order for approval. Mr. Sutherland seconded the motion and the motion passed unanimously.

Exotica Academy – Advanced Make-up Artist 4 Hour Classroom

After review, Ms. Griffis moved to approve the course with the following contingencies: correct grammatical errors in the course materials, and update references. The corrections must be submitted to the Executive Director within 30 days of the date of the order for approval. Mr. Sutherland seconded the motion and the motion passed unanimously.

Exotica Academy – Advanced Hair Cutting 4 Hour Classroom

After review, Mr. Sutherland moved to deny the course based on incomplete course materials, and outdated references. Ms. Griffis seconded the motion and the motion passed unanimously.

Exotica Academy – Advanced Free Hand Nail Art 4 Hour Classroom

After review, Mr. Sutherland moved to deny the course based on incomplete course materials. Ms. Griffis seconded the motion and the motion passed unanimously.

Exotica Academy – Artificial Eye Lashes 4 Hour Classroom

After review, Ms. Griffis moved to deny the course based on incomplete course materials. Mr. Sutherland seconded the motion and the motion passed unanimously.

Exotica Academy – Advanced Hair Coloring 4 Hour Classroom

After review, Ms. Griffis moved to deny the course based on incomplete course materials, and outdated references. Mr. Sutherland seconded the motion and the motion passed unanimously.

Exotica Academy – Continuing Education 16 Hour Classroom

After review, Ms. Griffis moved to deny the course based on the course content being outside the scope of practice of Board of Cosmetology licensees, grammatical errors, product driven, outdated references, and incorrect references. Ms. Harvey seconded the motion and the motion passed unanimously.

Exotica Academy – Continuing Education 16 Hour Internet

After review, Ms. Griffis moved to deny the course based on the course content being outside the scope of practice of Board of Cosmetology licensees, grammatical errors, product driven, outdated references, and incorrect references. Ms. Harvey seconded the motion and the motion passed unanimously.

Exotica Academy – Continuing Education 16 Hour Correspondence

After review, Ms. Griffis moved to deny the course based on the course content being outside the scope of practice of Board of Cosmetology licensees, grammatical errors, product driven, outdated references, and incorrect references. Ms. Harvey seconded the motion and the motion passed unanimously.

Exotica Academy – Wigs Enhancements Extensions 4 Hour Classroom

After review, Ms. Griffis moved to deny the course based on incomplete course materials, and outdated references. Mr. Sutherland seconded the motion and the motion passed unanimously.

Boca Beauty Academy – Microdermabrasion 6 Hour Classroom

After review, Ms. Harvey moved to deny the course based on incomplete course materials, and outdated references. Ms. Griffis seconded the motion and the motion passed unanimously.

Florida Cosmetology Educators Online – Continuing Education 16 Hour Correspondence

Ms. Eva Price and Mr. Clint Pillow were present for the meeting and were sworn in by Ms. Lalonda Jackson, Court Reporter. After review, Ms. Griffis moved to approve the course with the following contingencies: correct grammatical errors in the course materials, update fee references, and strike references to phenols. The corrections must be submitted to the Executive Director within 30 days of the date of the order for approval. Mr. Sutherland seconded the motion and the motion passed unanimously.

Florida Cosmetology Educators Online – Continuing Education 16 Hour Correspondence

Ms. Price and Mr. Pillow were present for the meeting. After review, Ms. Griffis moved to approve the course with the following contingencies: correct grammatical errors in the course materials, update fee references, and strike references to phenols. The corrections must be submitted to the Executive Director within 30 days of the date of the order for approval. Mr. Sutherland seconded the motion and the motion passed unanimously.

Sobe Hair Extension De Paris – Hair Extension Certification & Training 6 Hour Classroom

After review, Ms. Griffis moved to deny the course based on the course content being product driven. Ms. Harvey seconded the motion and the motion passed unanimously.

**OTHER BUSINESS**

**Board Attorney Report**

Rule 61G5-20.008, Florida Administrative Code – Employment of Applicants for Licensure as a Cosmetologist Prior to Licensure; Employment of Applicants for Registration as a Specialist Prior to Registration

Ms. Lynette Norr, Assistant Attorney General, informed the Board that the amendment was effective on April 3, 2017.

**Executive Director Report**

Financial Report for Period Ending December 2016

Ms. Robyn Barineau, Executive Director, reported that the balance in the Board's operating account as of September 30, 2016, was over \$7 million, and the balance in their unlicensed activity account was over \$3.2 million for the same period.

**Correspondence**

Complaints and Investigative Statistics – July 2016 – February 2017

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

Cosmetology Examination Summary – January 2017 – February 2017

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

### **Dates and Locations of Future Meetings**

July 17-18, 2017 – Celebration  
October 16-17, 2017 – Hutchison Island  
January 22-23, 2018 – Destin  
April 16-17, 2018 – Altamonte Springs  
July 16-17, 2018 – Lake Mary

### **Elections**

The Board unanimously elected Ms. Robin Tabano, Chair, and Ms. Rhonda Griffis, Vice Chair, of the Florida Board of Cosmetology.

### **ADJOURNMENT**

There being no further business, the meeting was adjourned at approximately 1:30 p.m.

**Tuesday, April 25, 2017**

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



**Board Members Present**

Robin Tabano, Chair  
Rhonda Griffis, Vice Chair  
Fran Poppell  
Jared Sutherland  
Adrienne Harvey

**Board Members Absent**

Laurel Ritenbaugh  
Stephania Wilson

**Other Persons Present**

Robyn Barineau, Executive Director, Department of Business and Professional Regulation (DBPR)  
Julie Rowland, Government Analyst, DBPR  
Lynette Norr, Assistant Attorney General, Office of the Attorney General  
Dillon Jess, Assistant General Counsel, Office of the General Counsel, DBPR  
Angela Williams-Rivera, Assistant General Counsel, Office of the General Counsel, DBPR  
Lalonda Jackson, Court Reporter

The meeting was opened with a roll call and a quorum was established. The Board excused the absences of Ms. Laurel Ritenbaugh and Ms. Stephania Wilson from the meeting.

**APPROVAL OF MINUTES**

The Board approved the minutes from the January 23-24, 2017, Board meeting.

**APPLICATIONS**

**Licensure Applications**

**Initial Review**

Porsha Dale

Ms. Dale was not present for the meeting. After review, Ms. Fran Poppell moved to deny the application based on the noted criminal history. Mr. Sutherland seconded the motion and the motion passed unanimously.

Rebecca Garman

Ms. Garman was not present for the meeting. After review, Ms. Poppell moved to approve the application. The Board also imposed 5 years of probation on the license. Ms. Harvey seconded the motion and the motion passed unanimously.

Jackeline Charris

Ms. Charris was not present for the meeting. After review, Ms. Poppell moved to deny the application based on the noted criminal history. Mr. Sutherland seconded the motion and the motion passed unanimously.

Nichol Phelps

Ms. Phelps was not present for the meeting. After review, Mr. Sutherland moved to deny the application based on the noted criminal history. Vice Chair Griffis seconded the motion and the motion passed unanimously.

Jennifer Henn

Ms. Henn was not present for the meeting. After review, Mr. Sutherland moved to deny the application based on the noted criminal history. Ms. Poppell seconded the motion and the motion passed unanimously.

Thien The Phung

Ms. Phung was not present for the meeting. After review, Vice Chair Griffis moved to deny the application based on previous discipline. Ms. Poppell seconded the motion and the motion passed unanimously.

Michelle Kemp

Ms. Kemp was not present for the meeting. After review, Mr. Sutherland moved to deny the application based on the noted criminal history. Vice Chair Griffis seconded the motion and the motion passed unanimously.

Sheena Johnson / Hawaii

Ms. Johnson was not present for the meeting. After review, Ms. Harvey moved to deny the application as the application fails to demonstrate that the applicant meets the requirements of Section 477.019, Florida Statutes, and Rules 61G5-18.007 and/or 61G5-18.001, Florida Administrative Code. Mr. Sutherland seconded the motion and the motion passed unanimously.

Tierny Webb Tassler / Missouri

Ms. Tassler was not present for the meeting. After review, Vice Chair Griffis moved to deny the application as the application fails to demonstrate that the applicant meets the requirements of Section 477.019, Florida Statutes, and Rules 61G5-18.007 and/or 61G5-18.001, Florida Administrative Code. Ms. Harvey seconded the motion and the motion passed unanimously.

Nadia Joseph

Ms. Joseph was not present for the meeting. After review, Ms. Poppell moved to approve the application. Mr. Sutherland seconded the motion and the motion passed unanimously.

Nadia Joseph

Ms. Joseph was not present for the meeting. After review, Mr. Sutherland moved to approve the application. Ms. Poppell seconded the motion and the motion passed unanimously.

**ADJOURNMENT**

There being no further business, the meeting was adjourned at approximately 10:30 a.m.