

BOARD FOR BARBERS & COSMETOLOGY

DRAFT MINUTES OF MEETING

The Board for Barbers & Cosmetology met on Monday, August 6, 2012, at the Offices of the Department of Professional and Occupational Regulation, 9960 Mayland Drive, 2nd Floor, Board Room 4, Richmond, Virginia. The following members were present:

Jessie H. Anders
Ernest D. Chapman, Jr.
Stacy A. Crawford
Gail L. Mayhue
Jonathan W. Minor
Marie F. Quinn
Sean T. Sweeney
Daniella Tsamouras

The following board members were not present:

Marian L. Alderson
Virginia Lee Sanders

DPOR staff present for all or part of the meeting included:

Gordon N. Dixon, Agency Director
Mark N. Courtney, Senior Director
Demetrios J. Melis, Executive Director
Cathy Clark, Administrative Assistant
Kristin Marie Clay, Legal Analyst

Office of the Attorney General present for all or part of the meeting.

Elizabeth B. Peay, Assistant Attorney General

Mr. Minor, Chair, determined a quorum was present and called the meeting to order at 9:04 a.m. **Call To Order**

The Board took the agenda under consideration.

Approval of Agenda

Upon a motion by Ms. Tsamouras and seconded by Ms. Quinn, the Board voted to adopt the agenda.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed

unanimously.

Mr. Minor asked if there was any public comment. There was none.

Public Comment

Upon a motion by Mr. Chapman and seconded by Mr. Anders, the Board voted to approve the minutes as written of the:

Approval of Minutes for

May 14, 2012, Board for Barbers & Cosmetology Board Meeting,
May 8, 2012, Informal Fact-Finding Conference,
May 17, 2012, Informal Fact-Finding Conference,
May 31, 2012, Informal Fact-Finding Conference,
June 6, 2012, Informal Fact-Finding Conference,
June 7, 2012, Informal Fact-Finding Conference,
June 12, 2012, Informal Fact-Finding Conference,
June 14, 2012, Informal Fact-Finding Conference,
June 14, 2012a, Informal Fact-Finding Conference,
June 28, 2012 Informal Fact-Finding Conference.

May 14, 2012 Board Meeting, May 8, 2012 IFF, May 17, 2012 IFF, May 31, 2012 IFF, June 6, 2012 IFF, June 7, 2012 IFF, June 12, 2012 IFF, June 14, 2012 IFF, June 14, 2012 IFF, and June 28, 2012 IFF.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

Cases

Ms. Mayhue recused herself from the meeting.

Ms. Mayhue recused

In the matter of **File Number 2012-02069, Rebekah Reynolds t/a Exalt Academy of Cosmetology**, the Board reviewed the record which consisted of the Consent Order. Rebekah Reynolds did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2012-02069, Rebekah Reynolds t/a Exalt Academy of Cosmetology

By signing this Consent Order, Rebekah Reynolds acknowledges an understanding of the charges and admits to the violation(s) of the Counts as outlined in the Report of Findings.

Count 1:	18 VAC 41-20-280.B.1	\$250.00

	SUB-TOTAL (MONETARY PENALTIES)	\$250.00
	BOARD COSTS	\$150.00
	TOTAL	\$400.00

Further, Rebekah Reynolds has demonstrated that Exalt Academy of Cosmetology is now in compliance with the Board's regulations.

Therefore, the Board waives imposition of the \$250.00 monetary penalty for violation of Count 1.

Upon a motion by Mr. Chapman and seconded by Mr. Anders, the Board voted to accept the Consent Order.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

Ms. Mayhue returned to the meeting.

In the matter of **File Number 2011-02583, Charles Von Brandon Gay**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Clarence McGill, of the Department of Juvenile Justice, and George Yates, Barber Instructor for the Department of Correctional Education, appeared at the meeting and addressed the Board on behalf of Mr. Gay.

File Number 2012-02583, Gay, Charles Von Brandon

Upon a motion by Mr. Chapman and seconded by Mr. Anders, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Charles Von Brandon Gay's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2011-02637, Ashley Brooke Renner**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Ashley Brooke Renner did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2012-02637, Renner, Ashley Brooke

Upon a motion by Mr. Anders and seconded by Ms. Crawford, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Ashley Brooke Renner's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2011-02638, Terence Ricks**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Terence Ricks did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2012-02638, Ricks, Terence

Upon a motion by Mr. Anders and seconded by Ms. Mayhue, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Terence Rick's cosmetology salon application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2011-02639, Eben D. Goff**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Eben D. Goff appeared at the meeting in person, and addressed the Board.

File Number 2012-02639, Goff, Eben D.

Upon a motion by Mr. Anders and seconded by Ms. Crawford, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Eben D. Goff's application subject to the following conditions:

1. That Mr. Goff obtains a report from his probation officer and submits it to the Board on a quarterly basis for a period of one year or until he is released from probation, whichever occurs first. Said report shall include but is not limited to his status as a probationer, and if he has any new felony or misdemeanor convictions, and be received by the Board by the 30th of the month, beginning December 30, 2012, and each March, June, September, and December thereafter; and
2. Any and all other conditions deemed appropriate by the Board.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2011-02713, Levar K. Burns**, the Board

File Number 2012-

reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Levar K. Burns appeared at the meeting in person and addressed the Board.

**02713, Burns, Levar
K**

Upon a motion by Mr. Anders and seconded by Mr. Chapman, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Levar K. Burn's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2012-02715, Charles Lathero Smith**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Charles Lathero Smith appeared at the meeting in person and addressed the Board.

**File Number 2012-
02715, Smith, Charles
Lathero**

Upon a motion by Mr. Anders and seconded by Ms. Mayhue, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Charles Lathero Smith's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2012-02716, Emanuel L. Johnson, Sr.**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Emanuel L. Johnson, Sr. appeared at the meeting in person and addressed the Board.

**File Number 2012-
02716, Johnson,
Emanuel L Sr**

Upon a motion by Mr. Anders and seconded by Ms. Crawford, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Emanuel L. Johnson's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed

unanimously.

A representative of Blackthorn Corporation, Inc. contacted the Board and asked that this case be deferred, as they were delayed in traffic. The Board agreed to consider the case at the end of the case docket.

File Number 2012-02789, Blackthorn Corporation, Inc

In the matter of **File Number 2012-02932, Quintae T. Santiful**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Quintae T. Santiful appeared at the meeting in person, with witness, LaQuita Allen, and both addressed the Board.

File Number 2012-02932, Santiful, Quintae T

Upon a motion by Mr. Chapman and seconded by Ms. Mayhue, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Quintae T. Santiful's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2012-02933, Amanda R. Riggleman**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Amanda R. Riggleman did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2012-02933, Riggleman, Amanda R

Upon a motion by Mr. Anders and seconded by Mr. Chapman, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Amanda R. Riggleman's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2012-02934, Katrina L. Lowry**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Katrina L. Lowry did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2012-02934, Lowry, Katrina L

Upon a motion by Mr. Anders and seconded by Ms. Crawford, the

Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Katrina L. Lowry's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2012-02935, Terence R. Calloway**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Terence R. Calloway did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2012-02935, Calloway, Terence R

Upon a motion by Mr. Anders and seconded by Ms. Crawford, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Terence R. Calloway's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. The member voting 'no' was Ms. Mayue. The motion passed by a majority.

In the matter of **File Number 2012-03006, William H. Barnes**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. William H. Barnes appeared at the meeting in person and addressed the Board.

File Number 2012-03006, Barnes, William H

Upon a motion by Mr. Chapman and seconded by Ms. Tsamouras, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve William H. Barnes' application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2012-03007, Amy L. Leonard**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Amy L. Leonard did not appear at the meeting in person,

File Number 2012-03007, Leonard, Amy L

by counsel, or by any other qualified representative.

Upon a motion by Mr. Anders and seconded by Ms. Mayhue, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Amy L. Leonard's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2012-03009, Cynthia W. Childress**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Cynthia W. Childress did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2012-03009, Childress, Cynthia W

Upon a motion by Mr. Anders and seconded by Ms. Quinn, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Cynthia W. Childress' application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2012-03024, Keith Alonzo McNair**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Keith Alonzo McNair did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2012-03024, McNair, Keith Alonzo

Upon a motion by Mr. Anders and seconded by Ms. Tsamouras, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Keith Alonzo McNair's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2012-03104, Shawn Duvall Dillard**, the

File Number 2012-

Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Shawn Duvall Dillard appeared at the meeting in person, with witness, Sherri Robinson, and both addressed the Board.

03104, Dillard, Shawn Duvall

Upon a motion by Mr. Chapman and seconded by Ms. Quinn, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Shawn Duvall Dillard's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2012-03105, Merna Donella Levy**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Merna Donella Levy did not appear at the meeting in person, by counsel, or by any other qualified representative. Ms. Deborah Fortune, of the Fluvanna Correctional Center for Women appeared in support of Ms. Levy, but was not permitted to speak, as she was not present at the Informal Fact Finding Conference.

File Number 2012-03105, Levy, Merna Donella

Upon a motion by Mr. Anders and seconded by Mr. Chapman, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Merna Donella Levy's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2012-03106, April Frye**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. April Frye appeared at the meeting in person and addressed the Board.

File Number 2012-03106, Frye, April

Upon a motion by Mr. Anders and seconded by Ms. Mayhue, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve April Frye's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms.

Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

Johnice E. Williams contacted the Board and asked that her case be deferred, as she was delayed in traffic. The Board agreed to consider her case at the end of the case docket.

File Number 2012-03159, Williams, Johnice E

In the matter of **File Number 2012-03212, Damien L. Lucas**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Damien L. Lucas did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2012-03212, Lucas, Damien L

Upon a motion by Mr. Anders and seconded by Ms. Crawford, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Damien L. Lucas' application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Mr. Minor, Mr. Sweeney, and Ms. Tsamouras. The members voting 'no' were Ms. Mayhue and Ms. Quinn. The motion passed by a majority.

In the matter of **File Number 2012-03214, Michael Anthony Cunningham**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Michael Anthony Cunningham appeared at the meeting in person and addressed the Board.

File Number 2012-03214, Cunningham, Michael Anthony

Upon a motion by Mr. Anders and seconded by Ms. Crawford, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Michael Anthony Cunningham's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2012-03233, Rodney A. Peele**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Rodney A. Peele did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2012-03233, Peele, Rodney A

Upon a motion by Mr. Anders and seconded by Mr. Sweeney, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Rodney A. Peele's application.

The members voting 'yes' were Mr. Anders, Ms. Crawford, Mr. Minor, Ms. Quinn, and Mr. Sweeney. The members voting 'no' were Mr. Chapman, Ms. Mayhue and Ms. Tsamouras. The motion passed by a majority.

In the matter of **File Number 2011-03234, James W. Hamlette, Jr.**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. James W. Hamlette, Jr. did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2012-03234, Hamlette, James W Jr

A motion was made by Mr. Anders to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve James W. Hamlette, Jr.'s application. The motion was not seconded and the motion failed.

A motion was made by Ms. Tsamouras, and seconded by Mr. Chapman, to reject the recommendation in the Summary of the Informal Fact-Finding Conference and deny James W. Hamlette' Jr.'s application. After discussion by the Board, Ms. Tsamouras withdrew the motion and it was not put to a vote.

Upon a motion by Mr. Sweeney, and seconded by Mr. Chapman, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve James W. Hamlette, Jr.'s application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Mr. Minor, and Mr. Sweeney. The members voting 'no' were Ms. Crawford, Ms. Mayhue, Ms. Tsamouras, and Ms. Quinn. The motion failed.

Upon a motion by Ms. Tsamouras, and seconded by Mr. Sweeney, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve James W. Hamlette, Jr.'s application subject to the following conditions:

1. That Mr. Hamlette's Barber license will be placed on probation for a period of two-years from the license issue date, during which period, Mr. Hamlette will not violate any of the Board's

Regulations or related Statutes; and

2. Any and all other conditions deemed appropriate by the Board.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. The member voting 'no' was Mr. Minor. The motion passed by a majority.

In the matter of **File Number 2012-03235, Bill C. Johnson, Jr.**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Bill C. Johnson, Jr. did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2012-03235, Johnson, Bill C Jr

Upon a motion by Mr. Anders and seconded by Ms. Tsamouras, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Bill C. Johnson, Jr.'s application.

The members voting 'yes' were Mr. Anders, Ms. Crawford, Mr. Minor, Ms. Quinn, and Mr. Sweeney. The members voting 'no' were Mr. Chapman, Ms. Mayhue and Ms. Tsamouras. The motion passed by a majority.

In the matter of **File Number 2012-03236, Michael Andrea Jones**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Michael Andrea Jones did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2012-03236, Jones, Michael Andrea

Upon a motion by Ms. Tsamouras and seconded by Ms. Crawford, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Michael Andrea Jones' application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2011-03241, Donte Lorenzo Lucas**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Donte Lorenzo Lucas did not appear at the meeting in

File Number 2012-03241, Lucas, Donte Lorenzo

person, by counsel, or by any other qualified representative.

Upon a motion by Ms. Tsamouras and seconded by Ms. Crawford, the Board voted to reject the recommendation in the Summary of the Informal Fact-Finding Conference and approve Donte Lorenzo Lucas' application subject to the following conditions:

1. That Mr. Lucas' Barber license will be placed on probation for a period of two-years from the license issue date, during which period, Mr. Lucas will not violate any of the Board's Regulations or related Statutes; and
2. Any and all other conditions deemed appropriate by the Board.

The members voting 'yes' were Mr. Chapman, Ms. Crawford, Ms. Mayhue, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. The members voting 'no' were Mr. Anders and Mr. Minor. The motion passed by a majority.

In the matter of **File Number 2011-03245, Kent Nigel Simmons**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Kent Nigel Simmons did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2012-03245, Simmons, Kent Nigel

Upon a motion by Ms. Crawford, and seconded by Mr. Anders, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Kent Nigel Simmons' application.

The members voting 'yes' were Mr. Anders, Ms. Crawford, and Mr. Minor. The members voting 'no' were Mr. Chapman, Ms. Mayhue, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. The motion failed.

Upon a motion by Ms. Mayhue, and seconded by Ms. Tsamouras, the Board voted to reject the recommendation in the Summary of the Informal Fact-Finding Conference and deny Kent Nigel Simmons' application based upon the record, including the information obtained from the Central Criminal Records Exchange, and in consideration of the criteria outlined in § 54.1-204.B. After reviewing the facts, specifically the serious nature of the crimes, the Board felt they could not protect the health, safety and welfare of the public.

The members voting 'yes' were Mr. Chapman, Ms. Mayhue, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. The members voting 'no'

were Mr. Anders, Ms. Crawford, and Mr. Minor. The motion passed by a majority.

In the matter of **File Number 2012-03248, Michael Anthony Walker**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Michael Anthony Walker did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2012-03248, Walker, Michael Anthony

Upon a motion by Mr. Anders and seconded by Mr. Chapman, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Michael Anthony Walker's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2012-03283, Mary Beth Reynolds**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Mary Beth Reynolds did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2012-03283, Reynolds, Mary Beth

Upon a motion by Mr. Chapman and seconded by Mr. Anders, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Mary Beth Reynold's application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2012-03285, Anthony D. Jones**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Anthony D. Jones did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2012-03285, Jones, Anthony D

Upon a motion by Mr. Anders and seconded by Ms. Mayhue, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Anthony D. Jones' application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2012-03418, Carl Evan Huggins**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Carl Evan Huggins appeared at the meeting in person and addressed the Board.

File Number 2012-03418 Huggins, Carl Evan

Upon a motion by Mr. Sweeney and seconded by Ms. Crawford, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Carl Evan Huggins' application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2012-03422, Joshua M. Burgh**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Joshua M. Burgh appeared at the meeting in person and addressed the Board.

File Number 2012-03422, Burgh, Joshua M

Ms. Clay noted a correction to the Summary of the Informal Fact-Finding Conference: Page 4, paragraph 2, should state "body-piercing work" instead of "tattooing work."

Upon a motion by Mr. Sweeney and seconded by Ms. Mayhue, the Board voted to accept the recommendation in the amended Summary of the Informal Fact-Finding Conference and approve Joshua M. Burgh's application subject to the following conditions:

1. That Mr. Burgh continues to abide by all terms of his probation until he is successfully discharged from probation; and
2. That Mr. Burgh notifies the Board, in writing and within 30 days, of any new felony or misdemeanor conviction; and
3. That, until Mr. Burgh is successfully discharged from probation, within 30 days of employment as a body-piercer with

his current and any future employer, he obtains a letter from his employer and submits it to the Board acknowledging that the employer is aware of Mr. Burgh's convictions; and

4. Any and all other conditions deemed appropriate by the Board.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2012-03159, Johnice E. Williams**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Johnice E. Williams appeared at the meeting in person and addressed the Board.

File Number 2012-03159, Williams, Johnice E

Upon a motion by Mr. Anders and seconded by Ms. Quinn, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Johnice E. Williams' application.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2012-02789, Blackthorn Corporation, Inc.**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Blackthorn Academy, Inc. did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2012-02789, Blackthorn Corporation, Inc

Upon a motion by Mr. Anders and seconded by Mr. Sweeney, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Blackthorn Corporation, Inc.'s application.

The members voting 'yes' were Mr. Anders, Mr. Minor, and Mr. Sweeney. The members voting 'no' were Mr. Chapman, Ms. Crawford, Ms. Mayhue, Ms. Quinn, and Ms. Tsamouras. The motion failed.

Upon a motion by Ms. Crawford and seconded by Mr. Sweeney, the Board voted to reject the recommendation in the Summary of the Informal Fact-Finding Conference and deny Blackthorn Corporation,

Inc.'s application based upon the recentness of the prior disciplinary action, the relationship of the prior disciplinary action to the ability, capacity, or fitness required to perform the duties and discharge the responsibilities of the occupation or profession, and the potential to which granting the license might offer an opportunity to engage in further regulatory and/or statutory violations of the same type as that in which the applicant had been involved, and the lack of evidence of rehabilitation. Therefore, the Board determined that it could not protect the health, safety and welfare of the public.

Mr. Melis presented proposed to the Board for consideration and approval, amendments to the Barbers and Cosmetology Regulations, based upon the periodic review conducted in accordance with Executive Order No. 14 (2010).

Regulations

Upon a motion by Mr. Anders and seconded by Mr. Chapman, the Board voted to adopt the proposed regulations, as amended, and submit the regulatory package, and upon the promulgation of the final regulatory package, repeal the wax technician regulations.

The members voting 'yes' were Mr. Anders, Mr. Chapman, Ms. Crawford, Ms. Mayhue, Mr. Minor, Ms. Quinn, Mr. Sweeney, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

Ms. Tsamouras initiated a discussion regarding the practice of threading as a means of hair removal. After discussion, the consensus of the Board was to request Board staff to evaluate regulatory and/or statutory options to respond to the issue.

Mr. Melis informed the Board of several new laws affecting individuals and businesses regulated by DPOR which became effective July 1, 2012, including the de-regulation of hair braiding; expedited license application procedures for military spouses; credit for training obtained in the military; and unlawful procurement of a certificate, license or permit.

Legislation

Mr. Anders will be representing the Board at the Annual Meeting of the National Association of Barber Boards of America, September 15 – 20, 2012 in Louisville, KY.

Other Board Business

There being no other business to be brought before the Board, the Chair adjourned the meeting at 12:21 p.m.

Adjourn

Jonathan W. Minor, Chair

Gordon N. Dixon, Secretary