

BOARD FOR BARBERS & COSMETOLOGY

DRAFT MINUTES OF MEETING

The Board for Barbers & Cosmetology met on Monday, September 21, 2015, 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:

Norma J. Dorey
Robert D. Jones II
Margaret B. LaPierre
Anne R. McCaffrey
Jonathan W. Minor
Lonnie Quesenberry
Marie F. Quinn
Daniella Tsamouras
Tony M. Williams

The following board member was not present:

T. Daniel Jones

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

Jay W. DeBoer, Director
Mark N. Courtney, Senior Director/Regulatory and Public Affairs
Demetrios J. Melis, Executive Director
Stephen Kirschner, Regulatory Operations Administrator
Tamika Rodriguez, Licensing Operations Administrator
Cathy Clark, Administrative Assistant

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

Elizabeth B. Peay, Assistant Attorney General

Ms. Tsamouras, Chair, determined a quorum was present and called the **Call To Order** meeting to order at 9:05 AM.

The Board took the agenda under consideration.

Approval of Agenda

Upon a motion by Mr. Quesenberry and seconded by Ms. LaPierre, the Board voted to adopt the Agenda.

The members voting 'yes' were Ms. Dorey, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed

unanimously.

Mr. R. Jones arrived at the meeting after approval of the Agenda.

The Board took the minutes under consideration.

Upon a motion by Ms. Dorey and seconded by Ms. McCaffrey, the Board voted to approve the May 11, 2015 and August 10, 2015 Board for Barbers & Cosmetology Board Meeting minutes as written.

**Approval of
Minutes for the May
11, 2015 Board
Meeting and the
August 10, 2015
Board Meeting**

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

There were no written communications to be reviewed.

Communications

Ms. Tsamouras asked if there was any public comment.

Public Comment

Tina Marie Sellers, of Matoaca, Virginia, addressed the Board on several topics, including the length of time to obtain examination approval; the issue of instructor qualifications to teach waxing programs; and the lack of regulation of electrolysis. The Board took Ms. Sellers' comments under advisement.

Mr. Mark Jones, King William County Superintendent of Schools, addressed the Board on the county's request to utilize a private cosmetology school to provide the site and instructor for the county's public school cosmetology program. The Board indicated that the matter is an agenda item for today's meeting.

There were no additional public comments.

Cases

In the matter of **File Number 2014-02686, Sophia M. Diamond**, the Board reviewed the record which consisted of the Consent Order. Sophia M. Diamond did not appear at the meeting in person, by counsel, or by any other qualified representative.

**File Number 2014-
02686, Sophia M.
Diamond**

By signing the Consent Order, Sophia M. Diamond acknowledges an understanding of the charges and admits to the violation of the Count as outlined in the Report of Findings and consents to the following term(s):

Count 1:	18 VAC 41-20-280.A.3	\$ 500.00

SUB-TOTAL (MONETARY PENALTIES)	\$ 500.00
BOARD COSTS	\$ 150.00
TOTAL	\$ 650.00

In addition, for violation of Count 1, Sophia M. Diamond agrees to revocation of her cosmetologist license, number 1201115569.

Upon a motion by Ms. LaPierre and seconded by Mr. Quesenberry, the Board voted to accept the Consent Order.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Ms. Dorey recused herself from the meeting

Ms. Dorey Recused

In the matter of **File Number 2015-01801, Trong Vo, dba Regal Nails**, the Board reviewed the record which consisted of the Consent Order. Trong Vo did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2015-01801 Trong Vo dba Regal Nails

By signing the Consent Order, Trong Vo acknowledges an understanding of the charges and admits to the violation of the Count as outlined in the Report of Findings and consents to the following term(s):

Count 1:	18 VAC 41-20-270.B.5	\$ 50.00
Count 2:	18 VAC 41-20-270.D.1	100.00
Count 3:	18 VAC 41-20-270.B.7	100.00
Count 4:	18 VAC 41-20-280.D	700.00

SUB-TOTAL (MONETARY PENALTIES)		\$ 950.00
BOARD COSTS		\$ 150.00
TOTAL		\$1,100.00

Upon a motion by Mr. Quesenberry and seconded by Mr. R. Jones, the Board voted to accept the Consent Order.

The members voting 'yes' were Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. Dorey was not present, did not participate in the discussion, and did not vote on this matter.

Ms. Dorey returned to the meeting.

In the matter of **File Number 2015-02334, Yang Sun Thomas**, the Board reviewed the record which consisted of the Consent Order. Yang Sun Thomas did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2015-02334, Yang Sun Thomas

By signing the Consent Order, Yang Sun Thomas acknowledges an understanding of the charges and admits to the violation of the Count as outlined in the Report of Findings and consents to the following term(s):

Count 1:	18 VAC 41-20-280.B.1	\$600.00

	SUB-TOTAL (MONETARY PENALTIES)	\$600.00
	BOARD COSTS	\$150.00
	TOTAL	\$750.00

In addition, for violation of Count 1, Yang Sun Thomas agrees to the revocation of her Cosmetology Instructor license, number 1204016765.

Upon a motion by Mr. R. Jones and seconded by Mr. Williams, the Board voted to accept the Consent Order.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2015-02373, Virginia Class Tattoo LLC**, the Board reviewed the record which consisted of the Consent Order. Virginia Class Tattoo LLC did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2015-02373, Virginia Class Tattoo LLC

By signing the Consent Order, Virginia Class Tattoo acknowledges an understanding of the charges and admits to the violation of the Count as outlined in the Report of Findings and consents to the following term(s):

Count 1:	18 VAC 41-50-420.B.2	\$500.00

	SUB-TOTAL (MONETARY PENALTIES)	\$500.00
	BOARD COSTS	\$150.00
	TOTAL	\$650.00

Upon a motion by Mr. Minor and seconded by Ms. Dorey, the Board voted to accept the Consent Order.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Ms. LaPierre recused herself from the meeting

**Ms. LaPierre
recused**

In the matter of **File Number 2014-00059, Tuan Thi Vo**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, investigative file, Report of Findings, transcript, and exhibits. Richard H. Nguyen, Esq., counsel, appeared at the meeting and addressed the Board on behalf of Tuan Thi Vo.

**File Number 2014-
00059 Tuan Thi Vo**

Concerning Count 2, upon a motion by Mr. Quesenberry and seconded by Ms. McCaffrey, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter and the Summary of the Informal Fact-Finding conference, and found substantial evidence that Tuan Thi Vo violated the following sections of its Regulations:

Count 2: (Effective July 1, 2004)
18 VAC 41-40-260.A.5

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. LaPierre was not present, did not participate in the discussion, and did not vote on this matter.

Concerning Count 2, a motion was made by Mr. Quesenberry, and seconded by Ms. Dorey, to accept the recommended sanction(s) contained in the Summary of the Informal Fact-Finding Conference and to impose the following monetary penalties:

Count 2:	18 VAC 41-40-260.A.5	\$150.00
TOTAL		----- \$150.00

As to Count 1, the Board closed this aspect of the file with a finding of no violation.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mrs. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. LaPierre was not present, did not participate in the discussion, and did not vote on this matter.

In the matter of **File Number 2014-00548, Tuan Thi Vo**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, investigative file, Report of Findings, transcript, and exhibits. Richard H. Nguyen, Esq., counsel, appeared at the meeting and addressed the Board on behalf of Tuan Thi Vo.

File Number 2014-00548, Tuan Thi Vo

Concerning Count 1, upon a motion by Mr. R. Jones and seconded by Mr. Quesenberry, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter and the Summary of the Informal Fact-Finding conference, and found substantial evidence that Tuan Thi Vo violated the following sections of its Regulations:

(Effective July 1, 2003)
Count 1: 18 VAC 41-20-280.A.3

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. LaPierre was not present, did not participate in the discussion, and did not vote on this matter.

Concerning Count 1, a motion was made by Mr. Quesenberry, and seconded by Mr. Minor, to accept the recommended sanction(s) contained in the Summary of the Informal Fact-Finding Conference and to impose the following monetary penalties:

Count 1:	18 VAC-41-20-280.A.3	\$1,000.00
TOTAL		----- \$1,000.00

In addition, for the second violation of Count 1, revocation of Tuan Thi Vo's Nail Technician license number 1206019531 is imposed.

As to the first violation of Count 1, the Board closed this aspect of the

file with a finding of no violation. As to Count 2, the Board closed this aspect of the file with a finding of no violation.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. LaPierre was not present, did not participate in the discussion, and did not vote on this matter.

In the matter of **File Number 2014-00772, Van Thi Thuy Pham**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, investigative file, Report of Findings, transcript, and exhibits. Richard H. Nguyen, Esq., counsel, appeared at the meeting and addressed the Board on behalf of Van Thi Thuy Pham.

File Number 2014-00772, Van Thi Thuy Pham

Concerning Counts 1 and 2, upon a motion by Ms. Dorey and seconded by Mr. R. Jones, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter and the Summary of the Informal Fact-Finding conference, and found substantial evidence that Van Thi Thuy Pham violated the following sections of its Regulations:

(Effective July 1, 2003)
Count 1: 18 VAC 41-20-280.A.3
(THREE VIOLATIONS)
Count 2: 18 VAC 41-20-280.A.5

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. LaPierre was not present, did not participate in the discussion, and did not vote on this matter.

Concerning Counts 1 and 2, a motion was made by Mr. R. Jones, and seconded by Mr. Quesenberry, to accept the recommended sanction(s) contained in the Summary of the Informal Fact-Finding Conference and to impose the following monetary penalties:

Count 1:	18 VAC-41-20-280.A.3 (\$2,500.00 per violation)	\$7,500.00
Count 2:	18 VAC 41-20-280.A.5	150.00

TOTAL

\$7,650.00

In addition, for violation of Count 1, revocation of Van Thi Thuy Pham's Cosmetologist license number 1201119590 is imposed.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. LaPierre was not present, did not participate in the discussion, and did not vote on this matter.

In the matter of **File Number 2014-00780, Mai Huynh Phuong**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, investigative file, Report of Findings, transcript, and exhibits. Mai Huynh Phuong did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2014-00780, Mai Huynh Phuong

Concerning Counts 1 and 2, upon a motion by Mr. R. Jones and seconded by Mr. Williams, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter and the Summary of the Informal Fact-Finding conference, and found substantial evidence that Mai Huynh Phuong violated the following sections of its Regulations:

Count 1: (Effective July 1, 2003)
18 VAC 41-20-280.A.3
(FOUR VIOLATIONS)
Count 2: 18 VAC 41-20-280.A.5

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. LaPierre was not present, did not participate in the discussion, and did not vote on this matter.

Concerning Counts 1 and 2, a motion was made by Mr. Quesenberry, and seconded by Mr. Minor, to accept the recommended sanction(s) contained in the Summary of the Informal Fact-Finding Conference and to impose the following monetary penalties:

Count 1:	18 VAC-41-20-280.A.3 (\$2,500.00 per violation)	\$10,000.00
Count 2:	18 VAC 41-20-280.A.5	250.00
TOTAL		----- \$10,250.00

In addition, for violation of Count 1, revocation of Mai Huynh Phuong's Cosmetologist license number 1201119780 is imposed.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. LaPierre was not present, did not participate in the discussion, and did not vote on this matter.

In the matter of **File Number 2014-00842, Thu Xuan Mai**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, investigative file, Report of Findings, transcript, and exhibits. Richard H. Nguyen, Esq., counsel, appeared at the meeting and addressed the Board on behalf of Thu Xuan Mai.

File Number 2014-00842, Thu Xuan Mai

Concerning Count 1, upon a motion by Mr. Minor and seconded by Ms. McCaffrey, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter and the Summary of the Informal Fact-Finding conference, and found substantial evidence that Thu Xuan Mai violated the following sections of its Regulations:

Count 1: (Effective July 1, 2003)
18 VAC 41-20-280.A.3
(THREE VIOLATIONS)

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. LaPierre was not present, did not participate in the discussion, and did not vote on this matter.

Concerning Counts 1 and 2, a motion was made by Mr. Quesenberry, and seconded by Ms. Dorey, to accept the recommended sanction(s)

contained in the Summary of the Informal Fact-Finding Conference and to impose the following monetary penalties:

Count 1:	18 VAC-41-20-280.A.3 (\$2,500.00 per violation)	\$7,500.00
TOTAL		----- \$7,500.00

In addition, for violation of Count 1, revocation of Thu Xuan Mai's Cosmetologist license number 1201112949 is imposed.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. LaPierre was not present, did not participate in the discussion, and did not vote on this matter.

In the matter of **File Number 2014-03300, Loan Thu Doan**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, investigative file, Report of Findings, transcript, and exhibits. Loan Thu Doan did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2014-03300, Loan Thu Doan

Concerning Count 1, upon a motion by Mr. R. Jones and seconded by Mr. Minor, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter and the Summary of the Informal Fact-Finding conference, and found substantial evidence that Loan Thu Doan violated the following sections of its Regulations:

(Effective July 1, 2003)
Count 1: 18 VAC 41-20-280.A.3

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. LaPierre was not present, did not participate in the discussion, and did not vote on this matter.

Concerning Count 1, a motion was made by Mr. Minor, and seconded by

Ms. McCaffrey, to accept the recommended sanction(s) contained in the Summary of the Informal Fact-Finding Conference and to impose the following monetary penalties:

	(Effective July 1, 2003)	\$1,500.00
Count 1:	18 VAC-41-20-280.A.3	
TOTAL		----- \$1,500.00

In addition, for violation of Count 1, revocation of Loan Thu Doan's Cosmetologist license number 1201113114 is imposed.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. LaPierre was not present, did not participate in the discussion, and did not vote on this matter.

Ms. LaPierre returned to the meeting

Ms. Dorey recused herself from the meeting

Ms. Dorey Recused

In the matter of **File Number 2015-00060, Son Ngoc Dang**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, investigative file, Report of Findings, transcript, and exhibits. Son Ngoc Dang did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2015-00060, Son Ngoc Dang

Concerning Counts 1, upon a motion by Mr. Quesenberry and seconded by Ms. LaPierre, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter and the Summary of the Informal Fact-Finding conference, and found substantial evidence that Son Ngoc Dang violated the following sections of its Regulations:

	(Effective July 1, 2003)
Count 1:	18 VAC 41-20-280.A.1

The members voting 'yes' were Mr. R. Jones, Ms. McCaffrey, Ms. LaPierre, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. Dorey was not present, did not participate in the discussion, and did not vote on this matter.

Concerning Count 1, a motion was made by Ms. LaPierre, and seconded by Ms. McCaffrey, to accept the recommended sanction(s) contained in the Summary of the Informal Fact-Finding Conference and to impose the following monetary penalties:

	(Effective July 1, 2003)	
Count 1:	18 VAC-41-20-280.A.1	\$350.00

TOTAL		\$350.00

The members voting 'yes' were Mr. R. Jones, Ms. McCaffrey, Ms. LaPierre, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. Dorey was not present, did not participate in the discussion, and did not vote on this matter.

Ms. Dorey returned to the meeting.

In the matter of **File Number 2015-02979, Torri P. McIntyre**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, investigative file, Report of Findings, transcript, and exhibits. Torri P. McIntyre appeared at the meeting in person and addressed the Board.

File Number 2015-02979, Torri P. McIntyre

Concerning Counts 1 and 2, upon a motion by Mr. Quesenberry and seconded by Ms. LaPierre, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter and the Summary of the Informal Fact-Finding conference, and found substantial evidence that Torri P. McIntyre violated the following sections of its Regulations:

	(Effective July 1, 2003)
Count 1:	18 VAC 41-20-280.A.3
	(Effective November 1, 2013)
Count 2:	18 VAC 41-20-280.A.3

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The

motion passed unanimously.

Concerning Counts 1 and 2, a motion was made by Mr. Quesenberry, and seconded by Ms. McCaffrey, to accept the recommended sanction(s) contained in the Summary of the Informal Fact-Finding Conference and to impose the following monetary penalties:

Count 1:	18 VAC-41-20-280.A.3	\$ 500.00
Count 2:	18 VAC 41-20-280.A.3	2,000.00

TOTAL		\$2,500.00

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. The member voting 'no' was Mr. Minor. The motion passed by a majority.

In the matter of **File Number 2015-02968, Torri P. McIntyre**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Torri P. McIntyre appeared at the meeting in person and addressed the Board.

File Number 2015-02968, Torri P. McIntyre

Upon a motion by Mr. R. Jones and seconded by Mr. Williams, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Torri P. McIntyre's license application, subject to the following conditions:

1. That McIntyre's barber license will be placed on probation by the Board for a period of two years from the date of issue, during which time McIntyre will (1) refrain from engaging in any additional criminal activity, (2) notify the Board within 30 days of conviction of any felony or misdemeanor conviction, and (3) will not violate any regulations of the Board; and
2. Any other terms the Board deems appropriate.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2015-02129, Justin Tatem**, the Board reviewed the record which consisted of the application file, transcript,

File Number 2015-02129, Justin Tatem

exhibits, and the Summary of the Informal Fact-Finding Conference. Justin Tatem appeared at the meeting in person and addressed the Board.

Upon a motion by Mr. Quesenberry and seconded by Mr. Minor, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Justin Tatem's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2015-02278, Andre D. Bentley**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Andre D. Bentley appeared at the meeting in person and addressed the Board.

File Number 2015-02278, Andre D. Bentley

Upon a motion by Mr. Minor and seconded by Ms. McCaffrey, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Andre D. Bentley's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2015-02283, Jeffrey Michael Poindexter**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Jeffrey Michael Poindexter did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2015-02283, Jeffrey Michael Poindexter

Upon a motion by Mr. Minor and seconded by Mr. Quesenberry, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Jeffrey Michael Poindexter's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. The member voting 'no' was Ms. LaPierre. The motion passed by a majority.

In the matter of **File Number 2015-02305, Thanh Giang Kong**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Thanh Giang Kong did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2015-02305, Thanh Giang Kong

Upon a motion by Mr. Jones and seconded by Mr. R. Quesenberry, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and deny Thanh Giang Kong's license application based upon the record and for the reasons outlined in the Summary.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2015-02374, Ngoc Hanh T. Vo**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Ngoc Hanh T. Vo did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2015-02374, Ngoc Hanh T. Vo

Upon a motion by Mr. R. Jones and seconded by Ms. LaPierre, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and deny Ngoc Hanh T. Vo's license application based upon the record and for the reasons outlined in the Summary.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2015-02814, Tammy Lynn Messina**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Tammy Lynn Messina did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2015-02814, Tammy Lynn Messina

Upon a motion by Mr. Quesenberry and seconded by Ms. McCaffrey, the Board voted to accept the recommendation in the Summary of the

Informal Fact-Finding Conference and approve Tammy Lynn Messina's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2015-02815, Delores S. Campbell**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Delores S. Campbell did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2015-02815, Delores S. Campbell

Upon a motion by Mr. Minor and seconded by Ms. Dorey, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Delores S. Campbell's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2015-02869, Brittany Paige Floyd**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Brittany Paige Floyd did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2015-02869, Brittany Paige Floyd

Upon a motion by Mr. Quesenberry and seconded by Mr. Minor, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Brittany Paige Floyd's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2015-02969, Darine Ann Williams**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-

File Number 2015-02969, Darine Ann Williams

Finding Conference. Darine Ann Williams appeared in person at the meeting and addressed the Board.

Upon a motion by Ms. LaPierre and seconded by Ms. McCaffrey, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Darine Ann Williams' license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2015-03091, Christina Marie Hicks**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Christina Marie Hicks appeared in person and addressed the Board. Debra Fortune, Director of the Cosmetology Program at Fluvanna Correctional Center, also appeared on behalf of Ms. Hicks and addressed the Board.

File Number 2015-03091, Christina Marie Hicks

Upon a motion by Mr. Quesenberry and seconded by Ms. McCaffrey, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Christina Marie Hicks' license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2015-03166, Brandi Alaine Roatenberry**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Brandi Alaine Roatenberry did not appear at the meeting in person. Debra Fortune, Director of the Cosmetology Program at Fluvanna Correctional Center, appeared on behalf of Ms. Roatenberry and addressed the Board.

File Number 2015-03166, Brandi Alaine Roatenberry

Upon a motion by Mr. Minor and seconded by Mr. Quesenberry, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Brandi Alaine Roatenberry's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre,

Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2015-03168, John Daniel Smith**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. John Daniel Smith appeared in person at the meeting and addressed the Board.

File Number 2015-03168, John Daniel Smith

Upon a motion by Mr. R. Jones and seconded by Mr. Williams, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve John Daniel Smith's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2015-03189, Rebecca Cosner Davenport**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Rebecca Cosner Davenport appeared in person at the meeting and addressed the Board.

File Number 2015-03189, Rebecca Cosner Davenport

Upon a motion by Mr. Minor and seconded by Mr. Quesenberry, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Rebecca Cosner Davenport's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2015-03190, Te'neré Rashaund Whitaker**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. The Board members were provided with copies of the revised Summary of the Informal Fact-Finding Conference and Participant Letter, and reviewed the revised documents. Te'neré Rashaund Whitaker appeared in person at the meeting and addressed the Board.

File Number 2015-03190, Te'neré Rashaund Whitaker

Upon a motion by Mr. Quesenberry and seconded by Ms. LaPierre, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Te'nera Rashaund Whitaker's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2016-00180**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Staci Renee Pollard did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2016-00180, Staci Renee Pollard

Upon a motion by Mr. Minor and seconded by Mr. Quesenberry, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Staci Renee Pollard's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-00774, Oanh Tran Ngoc Phan**, the Board reviewed the record which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Ngoc Thi Le did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2013-03412, Ngoc Thi Le

Concerning Counts 1 and 2, upon a motion by Mr. Minor and seconded by Mr. Quesenberry, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Ngoc Thi Le violated the following sections of its Regulations.

- Count 1: (Effective July 1, 2003)
18 VAC 41-20-280.A.3
(Three Violations)
- Count 2: 18 VAC 41-20-280.A.5

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms.

Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Counts 1 and 2, upon a motion by Mr. Quesenberry and seconded by Mr. R. Jones, the Board voted to accept the sanctions contained in the Recommendation and to impose the following sanction(s):

Count 1:	18 VAC 41-20-280.A.3 (Three Violations at \$2,500.00 each)	\$7,500.00
Count 2:	18 VAC 41-20-280.A.5	\$ 500.00
TOTAL (MONETARY PENALTIES)		----- \$8,000.00

The Board also imposes the following sanction:

Revocation of Ngoc Thi Le's Cosmetologist license, Number 1201118114, for violation of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-00778, Hong Nga Thi Huynh**, the Board reviewed the record which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Hong Nga Thi Huynh did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2014-00778, Hong Nga Thi Huynh

Concerning Counts 1 and 2, upon a motion by Mr. Minor and seconded by Mr. Quesenberry, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Hong Nga Thi Huynh violated the following sections of its Regulations.

Count 1:	(Effective July 1, 2003) 18 VAC 41-20-280.A.3 (Four Violations)
Count 2:	18 VAC 41-20-280.A.5

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Counts 1 and 2, upon a motion by Mr. Quesenberry and seconded by Mr. R. Jones, the Board voted to accept the sanctions contained in the Recommendation and to impose the following sanction(s):

Count 1:	18 VAC 41-20-280.A.3 (Four Violations at \$2,500.00 each)	\$10,000.00
Count 2:	18 VAC 41-20-280.A.5	\$ 500.00
TOTAL (MONETARY PENALTIES)		----- \$10,500.00

The Board also imposes the following sanction:

Revocation of Hong Nga Thi Huynh's Cosmetologist license, Number 1201122187, for violation of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-00779, Thanh Giang Kong**, the Board reviewed the record which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Thanh Giang Kong did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2014-00779, Thanh Giang Kong

Concerning Counts 1 and 2, upon a motion by Mr. Minor and seconded by Mr. Quesenberry, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Thanh Giang Kong violated the following sections of its Regulations.

	(Effective July 1, 2003)
Count 1:	18 VAC 41-20-280.A.3 (Three Violations)
Count 2:	18 VAC 41-20-280.A.5

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Counts 1 and 2, upon a motion by Mr. Quesenberry and

seconded by Mr. R. Jones, the Board voted to accept the sanctions contained in the Recommendation and to impose the following sanction(s):

Count 1:	18 VAC 41-20-280.A.3 (Three Violations at \$2,500.00 each)	\$7,500.00
Count 2:	18 VAC 41-20-280.A.5	\$ 500.00
TOTAL (MONETARY PENALTIES)		----- \$8,000.00

The Board also imposes the following sanction:

Revocation of Thanh Giang Kong's Cosmetologist license, Number 1201121227, for violation of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-00798, Giau Kim Truong**, the Board reviewed the record which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Giau Kim Truong did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2014-00798, Giau Kim Truong

Concerning Counts 1 and 2, upon a motion by Mr. Minor and seconded by Mr. Quesenberry, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Giau Kim Truong violated the following sections of its Regulations.

	(Effective July 1, 2003)	
Count 1:	18 VAC 41-20-280.A.3 (Four Violations)	
Count 2:	18 VAC 41-20-280.A.5	

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Counts 1 and 2, upon a motion by Mr. Quesenberry and seconded by Mr. R. Jones, the Board voted to accept the sanctions contained in the Recommendation and to impose the following

sanction(s):

Count 1:	18 VAC 41-20-280.A.3 (Four Violations at \$2,500.00 each)	\$10,000.00
Count 2:	18 VAC 41-20-280.A.5	\$ 500.00
TOTAL (MONETARY PENALTIES)		----- \$10,500.00

The Board also imposes the following sanction:

Revocation of Giau Kim Truong's Cosmetologist license, Number 1201122246, for violation of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-00813, Ngoc Le Thi Thai**, the Board reviewed the record which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Ngoc Le Thi Thai did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2014-00813, Ngoc Le Thi Thai

Concerning Counts 1 and 2, upon a motion by Mr. Minor and seconded by Mr. Quesenberry, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that N violated the following sections of its Regulations.

	(Effective July 1, 2003)
Count 1:	18 VAC 41-20-280.A.3 (Four Violations)
Count 2:	18 VAC 41-20-280.A.5

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Counts 1 and 2, upon a motion by Mr. Quesenberry and seconded by Mr. R. Jones, the Board voted to accept the sanctions contained in the Recommendation and to impose the following sanction(s):

Count 1:	18 VAC 41-20-280.A.3 (Four Violations at \$2,500.00 each)	\$10,000.00
Count 2:	18 VAC 41-20-280.A.5	\$ 500.00
TOTAL (MONETARY PENALTIES)		----- \$10,500.00

The Board also imposes the following sanction:

Revocation of Ngoc Le Thi Thai's Cosmetologist license, Number 1201118995, for violation of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-00814, Darien Quoc Nguyen**, the Board reviewed the record which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Darien Quoc Nguyen did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2014-00814, Darien Quoc Nguyen

Concerning Counts 1 and 2, upon a motion by Mr. Minor and seconded by Mr. Quesenberry, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Darien Quoc Nguyen violated the following sections of its Regulations.

	(Effective July 1, 2003)	
Count 1:	18 VAC 41-20-280.A.3 (Four Violations)	
Count 2:	18 VAC 41-20-280.A.5	

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Counts 1 and 2, upon a motion by Mr. Quesenberry and seconded by Mr. R. Jones, the Board voted to accept the sanctions contained in the Recommendation and to impose the following sanction(s):

Count 1:	18 VAC 41-20-280.A.3 (Four Violations at \$2,500.00 each)	\$10,000.00
----------	--	-------------

Count 2:	18 VAC 41-20-280.A.5	\$ 500.00
TOTAL (MONETARY PENALTIES)		<u>\$10,500.00</u>

The Board also imposes the following sanction:

Revocation of Darien Quoc Nguyen's Cosmetologist license, Number 1201116439, for violation of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-00840, Marady Kong**, the Board reviewed the record which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Marady Kong did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2014-00840, Marady Kong

Concerning Counts 1 and 2, upon a motion by Mr. Minor and seconded by Mr. Quesenberry, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Marady Kong violated the following sections of its Regulations.

	(Effective July 1, 2003)	
Count 1:	18 VAC 41-20-280.A.3	
	(Four Violations)	

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Counts 1 and 2, upon a motion by Mr. Quesenberry and seconded by Mr. R. Jones, the Board voted to accept the sanctions contained in the Recommendation and to impose the following sanction(s):

Count 1:	18 VAC 41-20-280.A.3 (Four Violations at \$2,500.00 each)	\$10,000.00
TOTAL (MONETARY PENALTIES)		<u>\$10,000.00</u>

The Board also imposes the following sanction:

Revocation of Marady Kong's Cosmetologist license, Number 1201112868, for violation of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-00843, H. Thi Nguyen**, the Board reviewed the record which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. H. Thi Nguyen did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2014-00843, H. Thi Nguyen

Concerning Counts 1 and 2, upon a motion by Mr. Minor and seconded by Mr. Quesenberry, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that H. Thi Nguyen violated the following sections of its Regulations.

Count 1: (Effective July 1, 2003)
18 VAC 41-20-280.A.3
(Four Violations)

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Counts 1 and 2, upon a motion by Mr. Quesenberry and seconded by Mr. R. Jones, the Board voted to accept the sanctions contained in the Recommendation and to impose the following sanction(s):

Count 1:	18 VAC 41-20-280.A.3 (Four Violations at \$2,500.00 each)	\$10,000.00
TOTAL (MONETARY PENALTIES)		----- \$10,000.00

The Board also imposes the following sanction:

Revocation of H. Thi Nguyen's Cosmetologist license, Number 1201113400, for violation of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-02689, Johnny Hung Van Le**, the Board reviewed the record which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Johnny Hung Van Le did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2014-02689, Johnny Hung Van Le

Concerning Counts 1 and 2, upon a motion by Mr. Minor and seconded by Mr. Quesenberry, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Johnny Hung Van Le violated the following sections of its Regulations.

Count 1: (Effective July 1, 2003)
18 VAC 41-20-280.A.3
(Three Violations)

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Counts 1 and 2, upon a motion by Mr. Quesenberry and seconded by Mr. R. Jones, the Board voted to accept the sanctions contained in the Recommendation and to impose the following sanction(s):

Count 1:	18 VAC 41-20-280.A.3	\$7,500.00
	(Three Violations at \$2,500.00 each)	
TOTAL (MONETARY PENALTIES)		----- \$7,500.00

The Board also imposes the following sanction:

Revocation of Johnny Hung Van Le's Cosmetologist license, Number 1201115222, for violation of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms.

Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-02740, Nhu An Thi Tran**, the Board reviewed the record which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Nhu An Thi Tran did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2014-02740, Nhu An Thi Tran

Concerning Counts 1 and 2, upon a motion by Mr. Minor and seconded by Mr. Quesenberry, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Nhu An Thi Tran violated the following sections of its Regulations.

Count 1: (Effective July 1, 2003)
18 VAC 41-20-280.A.3
(Two Violations)
Count 2: 18 VAC 41-20-280.A.6

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Counts 1 and 2, upon a motion by Mr. Quesenberry and seconded by Mr. R. Jones, the Board voted to accept the sanctions contained in the Recommendation and to impose the following sanction(s):

Count 1:	18 VAC 41-20-280.A.3 (Three Violations at \$1,000.00 each)	\$2,000.00
Count 2:	18 VAC 41-20-280.A.6	\$ 250.00
TOTAL (MONETARY PENALTIES)		----- \$2,250.00

The Board also imposes the following sanction:

Revocation of Nhu An Thi Tran's Cosmetologist license, Number 1201115184, for violation of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-02760, Yue F. Zhang**, the Board reviewed the record which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Yue F. Zhang did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2014-02760, Yue F. Zhang

Concerning Counts 1 and 2, upon a motion by Mr. Minor and seconded by Mr. Quesenberry, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Yue F. Zhang violated the following sections of its Regulations.

	(Effective July 1, 2003)	
Count 1:	18 VAC 41-20-280.A.3	
	(Four Violations)	
Count 2:	18 VAC 41-20-280.A.5	

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Counts 1 and 2, upon a motion by Mr. Quesenberry and seconded by Mr. R. Jones, the Board voted to accept the sanctions contained in the Recommendation and to impose the following sanction(s):

Count 1:	18 VAC 41-20-280.A.3	\$10,000.00
	(Four Violations at \$2,500.00 each)	
Count 2:	18 VAC 41-20-280.A.5	\$ 500.00

TOTAL (MONETARY PENALTIES)		\$10,500.00

The Board also imposes the following sanction:

Revocation of Yue F. Zhang's Cosmetologist license, Number 1201116475, for violation of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-02761, Lolita Galvez Belch**, the

File Number 2014-

**02761, Lolita Galvez
Belch**

Board reviewed the record which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Lolita Galvez Belch did not appear at the meeting in person, by counsel, or by any other qualified representative.

Concerning Counts 1 and 2, upon a motion by Mr. Minor and seconded by Mr. Quesenberry, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Lolita Galvez Belch violated the following sections of its Regulations.

	(Effective July 1, 2003)	
Count 1:	18 VAC 41-20-280.A.3	
	(Three Violations)	
Count 2:	18 VAC 41-20-280.A.5	

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Counts 1 and 2, upon a motion by Mr. Quesenberry and seconded by Mr. R. Jones, the Board voted to accept the sanctions contained in the Recommendation and to impose the following sanction(s):

Count 1:	18 VAC 41-20-280.A.3	\$7,500.00
	(Three Violations at \$2,500.00 each)	
Count 2:	18 VAC 41-20-280.A.5	\$ 500.00

TOTAL (MONETARY PENALTIES)		\$8,000.00

The Board also imposes the following sanction:

Revocation of Lolita Galvez Belch's Cosmetologist license, Number 1201117750, for violation of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-03016, Chuyun Su**, the Board reviewed the record which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation.

**File Number 03016,
Chuyun Su**

Chuyunn Su did not appear at the meeting in person, by counsel, or by any other qualified representative.

Concerning Counts 1 and 2, upon a motion by Mr. Minor and seconded by Mr. Quesenberry, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Chuyunn Su violated the following sections of its Regulations.

Count 1: (Effective July 1, 2003)
18 VAC 41-20-280.A.3
(Two Violations)

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Counts 1 and 2, upon a motion by Mr. Quesenberry and seconded by Mr. R. Jones, the Board voted to accept the sanctions contained in the Recommendation and to impose the following sanction(s):

Count 1:	18 VAC 41-20-280.A.3 (Two Violations at \$2,500.00 each)	\$5,000.00
TOTAL (MONETARY PENALTIES)		----- \$5,000.00

The Board also imposes the following sanction:

Revocation of Chuyunn Su's Nail Technician license, Number 1206020039, for violation of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-03262, Linh M. Tran**, the Board reviewed the record which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Linh M. Tran did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2015-03262, Linh M. Tran

Concerning Counts 1 and 2, upon a motion by Mr. Minor and seconded

by Mr. Quesenberry, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Linh M. Tran violated the following sections of its Regulations.

Count 1: (Effective July 1, 2003)
18 VAC 41-20-280.A.3
(Four Violations)
Count 2: 18 VAC 41-20-280.A.5

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Counts 1 and 2, upon a motion by Mr. Quesenberry and seconded by Mr. R. Jones, the Board voted to accept the sanctions contained in the Recommendation and to impose the following sanction(s):

Count 1:	18 VAC 41-20-280.A.3 (Four Violations at \$2,500.00 each)	\$10,000.00
Count 2:	18 VAC 41-20-280.A.5	\$ 500.00
TOTAL (MONETARY PENALTIES)		----- \$10,500.00

The Board also imposes the following sanction:

Revocation of Linh M. Tran's Cosmetologist license, Number 1201118317, for violation of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-03493, Phuc Thi Le**, the Board reviewed the record which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Phuc Thi Le did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2014-03493, Phuc Thi Le

Concerning Counts 1 and 2, upon a motion by Mr. Minor and seconded by Mr. Quesenberry, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this

matter, and found substantial evidence that Phuc Thi Le violated the following sections of its Regulations.

Count 1: (Effective July 1, 2003)
18 VAC 41-20-280.A.3
(Four Violations)
Count 2: 18 VAC 41-20-280.A.5

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Counts 1 and 2, upon a motion by Mr. Quesenberry and seconded by Mr. R. Jones, the Board voted to accept the sanctions contained in the Recommendation and to impose the following sanction(s):

Count 1:	18 VAC 41-20-280.A.3 (Four Violations at \$2,500.00 each)	\$10,000.00
Count 2:	18 VAC 41-20-280.A.5	\$ 500.00
TOTAL (MONETARY PENALTIES)		----- \$10,500.00

The Board also imposes the following sanction:

Revocation of Phuc Thi Le's Cosmetologist license, Number 1201112841, for violation of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-03540, Ping Zhong Pruitt**, the Board reviewed the record which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Ping Zhong Pruitt did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2014-03540, Ping Zhong Pruitt

Concerning Counts 1 and 2, upon a motion by Mr. Minor and seconded by Mr. Quesenberry, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Ping Zhong Pruitt violated the following sections of its Regulations.

(Effective July 1, 2003)
Count 1: 18 VAC 41-20-280.A.3
(Three Violations)
Count 2: 18 VAC 41-20-280.A.5

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Counts 1 and 2, upon a motion by Mr. Quesenberry and seconded by Mr. R. Jones, the Board voted to accept the sanctions contained in the Recommendation and to impose the following sanction(s):

Count 1:	18 VAC 41-20-280.A.3 (Three Violations at \$2,500.00 each)	\$7,500.00
Count 2:	18 VAC 41-20-280.A.5	\$ 500.00
TOTAL (MONETARY PENALTIES)		----- \$8,000.00

The Board also imposes the following sanction:

Revocation of Ping Zhong Pruitt's Cosmetologist license, Number 1201123293, for violation of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Mr. Melis indicated that item B, under Section VIII, New Business, would be moved up on the agenda in deference to the representatives present from the King William County Schools and the Virginia Department of Education.

Public School
Instruction in
Licensed Private
Schools

The Board discussed the proposal by King William County Schools to utilize Hair Fashions Salon & Beauty Academy, a private cosmetology school under the direction of Gloria Christine Custalow, to provide the classroom site and instruction for the theory portion of its public school cosmetology program.

Mr. Kirschner summarized the proposed program. The Department of Education contacted the Board inquiring whether this proposed program

would be acceptable to the Board. The program, supported by the Career and Technical Education section of the Department of Education, would meet the facility and instructor needs of the school. The program instructor was certified by the Department of Education to teach cosmetology, and she has a formal contract with the school district to teach the Department of Education approved program. A maximum of 10 students will be instructed for 3 hours every other day, and the private school students will not be present or instructed at the same time as the public school students.

Upon a motion by Ms. Tsamouras and seconded by Mr. R. Jones, the Board voted to approve King William County Schools' program.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Mr. Quesenberry, Ms. Quinn, and Ms. Tsamouras. There were no negative votes. The motion passed unanimously.

Old Business

Mr. Kirschner distributed a Student Pass Rate report for the period July 1, 2014 through June 30, 2015 and discussed the results with the Board. Mr. Kirschner advised the Board that barber pass rates are being reviewed, as they have dropped.

Examinations

Mr. Kirschner reported on the August 5, 2015 meeting between Board staff and Mr. George Wilcox and Mr. Anthony Williams, of the Virginia Department of Education (DOE), at which staff addressed the concerns of the DOE representatives about what steps have been taken and will be taken in the future to improve the examination process for public school students. Mr. Kirschner stated that the concerns of the Board's Ad Hoc Committee for Vo-Tech Training were also addressed and that Board representatives will participate in the DOE's next curriculum review in January 2016.

Reports

Mr. Kirschner reported that the Barbers and Cosmetologist Regulations and the Esthetic Regulations were approved by the Governor, and that the next phase of the review process would be Public Comment Period beginning in mid-October and a public hearing which has not yet been scheduled. Mr. Kirschner also indicated that the Governor had recommended two revisions to the Regulations, (1) that the regulation related to providing a restroom for customers be adjusted so as not to be a hardship to current businesses; and (2) to narrow the requirements for criminal background checks. The Governor's recommendations will be

Regulatory Review Report

presented to the Board at the February 2016 Board meeting, following the public comment period.

Mr. Melis reported that no legislation impacting the Board was passed by the General Assembly. Legislation that was tabled by the legislature included definitions for cosmetic treatments; an exemption for threading; school definitions; and adding a dermatologist to the Board.

Legislative Report

New Business

Mr. Melis proposed to the Board that it consider authorizing staff to review proposals from potential health education providers for tattooing and body-piercing and to consult with T. Daniel Jones, Tattoo/Body-Piercing Board member for technical reviews.

Health Education Providers

Upon a motion by Mr. Quesenberry and seconded by Ms. LaPierre, the Board voted to allow staff to review health education provider applications and make recommendations to the Board.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Ms. Tsamouras made a motion to nominate Mr. Quesenberry as Chair. The motion was seconded by Mr. Minor.

Board Elections

Mr. Quesenberry made a motion to nominate Ms. Dorey as Vice-Chair. Ms. Dorey declined the nomination. Ms. Dorey made a motion to nominate Ms. LaPierre as Vice-Chair. Mr. Quesenberry seconded the motion.

Upon a motion by Ms. Tsamouras and seconded by Mr. Minor, the Board moved to close the nominations and approve the slate of officers, electing Mr. Quesenberry as Chair and Ms. Dorey as Vice-Chair.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Mr. Melis provided a training session on the legislative process.

In-Service Training

There being no other business to be brought before the Board, Ms. Tsamouras adjourned the meeting at 11:47 A.M.

Adjourn

Lonnie Quesenberry, Chair

Jay W. DeBoer, Secretary