

BOARD FOR BARBERS & COSMETOLOGY

MINUTES OF MEETING

The Board for Barbers & Cosmetology met on Monday, May 10, 2010, 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
L. Saphonia Gee
Gloria Howard-Seldon
Lonnie E. Quesenberry
Jessica B. Weaver

The following board members were not present:

Stacy A. Crawford
Jonathan W. Minor
Virginia L. Sanders

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

Gordon N. Dixon, Director
Mark N. Courtney, Deputy Director of LRD
William H. Ferguson, II, Executive Director
Zelda Williams, Board Administrator
Cathy Clark, Administrative Assistant
Earlyne Perkins, Legal Analyst

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

Stephen P. Jack, Assistant Attorney General

Mr. Quesenberry, Chair, determined a quorum was present and called **Call To Order** the meeting to order at 9:12 a.m.

Mr. Quesenberry introduced Gordon N. Dixon, newly appointed **Introduction of new Director** of DPOR

The Board took the agenda under consideration. Mr. Ferguson **Approval of Agenda** introduced an amendment to the Agenda under X. Other Board Business: Election of Board Chairman and Vice Chairman

Upon a motion by Mr. Anders and seconded by Ms. Weaver, the Board voted to adopt the agenda with the amendment.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

Mr. Quesenberry asked if there was any public comment. Ms. Qandira Muhammed asked to address the Board. Ms. Muhammed, representing SBC Academy, spoke regarding the content of the Hair Braiders exam, referencing a 75% pass rate among her students. Ms. Muhammed stated that her students were unfamiliar with the content of the exam. It was agreed by the Board that a meeting would be arranged between Ms. Muhammed and the Director of Examinations.

Public Comment

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

**Approval of
Minutes for
February 22, 2010
Board Meeting,
February 11, 2010,
IFF, February 17,
2010, IFF, March
18, 2010, IFF,
March 22, 2010,
IFF, March 23,
2010, IFF, March
25, 2010, IFF, and
April 8, 2010, IFF.**

February 22, 2010, Board for Barbers & Cosmetology Board Meeting,
February 11, 2010, Informal Fact-Finding Conference
February 17, 2010, Informal Fact-Finding Conference,
March 18, 2010, Informal Fact-Finding Conference,
March 22, 2010, Informal Fact-Finding Conference,
March 23, 2010, Informal Fact-Finding Conference,
March 25, 2010, Informal Fact-Finding Conference, and
April 8, 2010, Informal Fact-Finding Conference.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

Cases

Mr. Quesenberry left the meeting.

**Mr. Quesenberry
Recused**

In the matter of File Number 2010-02264, Ma, Thu Huong Thi, the Board reviewed the record which consisted of the Consent Order. Thu Huong Thi Ma and interpreter, Bebe Tran, appeared at the meeting and addressed the Board.

**File Number
2010-02264, Ma,
Thu Huong Thi**

By signing the Consent Order, Thu Huong Thi Ma acknowledges an understanding of the charges and hereby admits to the violation of the Count 1 as outlined in the Report of Findings. Thu Huong Thi Ma consents to the following term(s):

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

SUB-TOTAL (MONETARY PENALTIES)	\$5,000.00
BOARD COSTS	\$ 150.00
TOTAL	\$5,150.00

The Board shall waive imposition of the \$2,500.00 monetary penalty for Count 1, the \$2,500.00 monetary penalty for Count 2, and the \$150.00 Board Costs, and in exchange, Ma agrees to revocation of her license.

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

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, and Ms. Weaver. There were no negative votes. The motion passed unanimously.

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

In the matter of **File Number 2009-02692, Lady Nails**, the Board reviewed the record which consisted of the Consent Order. Lady Nails was not represented at the meeting in person, by counsel, or by any other qualified representative. **File Number 2009-02692, Lady Nails**

By signing the Consent Order, Lady Nails acknowledges an understanding of the charges and hereby admits to the violation of the Count 1 as outlined in the Report of Findings. Lady Nails consents to the following term(s):

Count 1:	18 VAC 41-20-280.A.1	\$1,200.00
SUB-TOTAL (MONETARY PENALTIES)		\$1,200.00
BOARD COSTS		\$ 150.00
TOTAL		\$1,350.00

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

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, and Ms. Weaver. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Mr. Quesenberry was not

present, did not participate in the discussion, and did not vote on this matter.

In the matter of **File Number 2010-00188, Lady Nails**, the Board reviewed the record which consisted of the Consent Order. Lady Nails was not represented at the meeting in person, by counsel, or by any other qualified representative. **File Number 2010-00188, Lady Nails**

By signing the Consent Order, Lady Nails acknowledges an understanding of the charges and hereby admits to the violation of the Count 1 as outlined in the Report of Findings. Lady Nails consents to the following term(s):

Count 1:	18 VAC 41-20-280.A.1	\$1,200.00

	SUB-TOTAL (MONETARY PENALTIES)	\$1,200.00
	BOARD COSTS	\$ 150.00
	TOTAL	\$1,350.00

Upon a motion by Ms. Gee and seconded by Ms. Weaver, the Board voted to accept the Consent Order.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, and Ms. Weaver. There were no negative votes. The motion passed *unanimously*.

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

Mr. Quesenberry returned to meeting.

**Mr. Quesenberry
Recused**

In the matter of **File Number 2009-04604, Aces High Tattooing**, the Board reviewed the record which consisted of the Consent Order. Aces High Tattooing Aces High Tattooing was not represented at the meeting in person, by counsel, or by any other qualified representative. **File Number 2009-04604, Aces High Tattooing**

By signing the Consent Order, Aces High Tattooing acknowledges an understanding of the charges and hereby admits to the violation of the Count 1 as outlined in the Report of Findings. Aces High Tattooing consents to the following term(s):

Count 1:	18 VAC 41-50-380.B	\$ 0.00

SUB-TOTAL (MONETARY PENALTIES)	\$ 0.00
BOARD COSTS	\$ 0.00
TOTAL	\$ 0.00

In addition, for violation of Count 1, Aces High Tattooing agrees to revocation of its license.

Upon a motion by Ms. Gee and seconded by Ms. Weaver, the Board voted to accept the Consent Order.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry, and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-01039, Reflections Beauty Academy, Inc.**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, Report of Findings, transcript and exhibits. Reflections Beauty Academy, Inc. was not represented at the meeting in person, by counsel, or by any other qualified representative.

File Number 2010-01039, Reflections Beauty Academy, Inc.

Upon a motion by Mr. Anders and seconded by Ms. Howard-Seldon, 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 Reflections Beauty Academy, Inc. violated the following sections of its Regulations.

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

Count 2: 18 VAC 41-20-280.A.5

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

Upon a motion by Ms. Gee and seconded by Ms. Howard-Seldon, the Board voted to accept the recommended sanctions contained in the Summary of the Informal Fact-Finding Conference and to impose the following sanctions:

Count 1:	18 VAC 41-20-280.A.3	\$250.00

SUB-TOTAL (MONETARY PENALTIES)		\$250.00

BOARD COSTS	\$ 0.00
TOTAL	\$250.00
Count 2: 18 VAC 41-20-280.A.5	\$250.00

SUB-TOTAL (MONETARY PENALTIES)	\$250.00
BOARD COSTS	\$ 0.00
TOTAL	\$250.00

In addition, for Counts 1 and 2 the Board imposed revocation of cosmetology salon license number 1202019306 for violation of the regulations.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-02156, Reflections Beauty Academy, Inc.**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, Report of Findings, transcript and exhibits. Reflections Beauty Academy, Inc. was not represented at the meeting in person, by counsel, or by any other qualified representative.

File Number 2010-02156, Reflections Beauty Academy, Inc.

Upon a motion by Ms. Howard-Seldon and seconded by Mr. Anders, 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 Reflections Beauty Academy, Inc. violated the following sections of its Regulations.

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

Count 2: 18 VAC 41-20-280.A.5

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

Upon a motion by Ms. Howard-Seldon and seconded by Ms. Gee, the Board voted to accept the recommended sanctions contained in the Summary of the Informal Fact-Finding Conference and to impose the following sanctions:

Count 1:	18 VAC 41-20-280.A.3	\$250.00

	SUB-TOTAL (MONETARY PENALTIES)	\$250.00
	BOARD COSTS	\$ 0.00
	TOTAL	\$250.00
Count 2:	18 VAC 41-20-280.A.5	\$250.00

	SUB-TOTAL (MONETARY PENALTIES)	\$250.00
	BOARD COSTS	\$ 0.00
	TOTAL	\$250.00

In addition, for Counts 1 and 2 the Board imposed revocation of cosmetology school license number 1205001331 for violation of the regulations.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-01043, Vargas, Miguel**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, Report of Findings, transcript and exhibits. Miguel Vargas did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2010-01043, Vargas, Miguel

Upon a motion by Ms. Howard-Seldon and seconded by Ms. Weaver, 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 Miguel Vargas violated the following sections of its Regulations.

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

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

Upon a motion by Ms. Howard-Seldon and seconded by Ms. Gee, the Board voted to accept the recommended sanctions contained in the Summary of the Informal Fact-Finding Conference and to impose the

following sanctions:

Count 1:	18 VAC 41-20-280.A.3	\$250.00

	SUB-TOTAL (MONETARY PENALTIES)	\$250.00
	BOARD COSTS	\$ 0.00
	TOTAL	\$250.00
Count 2:	18 VAC 41-20-280.A.5	\$250.00

	SUB-TOTAL (MONETARY PENALTIES)	\$250.00
	BOARD COSTS	\$ 0.00
	TOTAL	\$250.00

In addition, for Counts 1 and 2 the Board imposed revocation of cosmetology instructor license number 1204018608 for violation of the regulations.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-01123, Vargas, Miguel**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, Report of Findings, transcript and exhibits. Miguel Vargas did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2010-01123, Vargas, Miguel

Upon a motion by Ms. Weaver and seconded by Ms. Gee, 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 Miguel Vargas violated the following sections of its Regulations.

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

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

Upon a motion by Ms. Howard-Seldon and seconded by Mr. Anders, the Board voted to accept the recommended sanctions contained in the

Summary of the Informal Fact-Finding Conference and to impose the following sanctions:

Count 1:	18 VAC 41-20-280.A.3	\$250.00

	SUB-TOTAL (MONETARY PENALTIES)	\$250.00
	BOARD COSTS	\$ 0.00
	TOTAL	\$250.00
Count 2:	18 VAC 41-20-280.A.5	\$250.00

	SUB-TOTAL (MONETARY PENALTIES)	\$250.00
	BOARD COSTS	\$ 0.00
	TOTAL	\$250.00

In addition, for Counts 1 and 2 the Board imposed revocation of cosmetologist license number 1201110118 for violation of the regulations.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-01597, Vargas, Miguel**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, Report of Findings, transcript and exhibits. Miguel Vargas did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2010-01597, Vargas, Miguel

Upon a motion by Ms. Weaver and seconded by Ms. Gee, 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 Miguel Vargas violated the following sections of its Regulations.

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

Count 2: 18 VAC 41-20-280.A.5

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

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

voted to accept the recommended sanctions contained in the Summary of the Informal Fact-Finding Conference and to impose the following sanctions:

Count 1:	18 VAC 41-20-280.A.3	\$250.00

	SUB-TOTAL (MONETARY PENALTIES)	\$250.00
	BOARD COSTS	\$ 0.00
	TOTAL	\$250.00
Count 2:	18 VAC 41-20-280.A.5	\$250.00

	SUB-TOTAL (MONETARY PENALTIES)	\$250.00
	BOARD COSTS	\$ 0.00
	TOTAL	\$250.00

In addition, for Counts 1 and 2 the Board imposed revocation of esthetician license number 1261003364 for violation of the regulations.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-02297, West-Scott, Jesse**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Jesse West-Scott did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2010-02297, West-Scott, Jesse

Upon a motion by Mr. Anders, and seconded by Ms. Weaver, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Mr. West-Scott's license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-02298, Scott, Sherry Denise**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Sherry Denise Scott appeared at the meeting and spoke to the Board on her husband's behalf.

File Number 2010-02298, Scott, Sherry Denise

Upon a motion by Mr. Anders, and seconded by Ms. Howard-Seldon, the Board voted to accept the recommendation in the Summary of the

Informal Fact-Finding Conference and approve Ms. Scott's license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-02299, Rivas, Mitchell Fernell**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Mrs. Jennifer Wendy Rivas appeared at the meeting and spoke to the Board on her husband's behalf.

File Number 2010-02299, Rivas, Mitchell Fernell

Upon a motion by Ms. Gee, and seconded by Mr. Anders, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Mr. Rivas' license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-02300, Councill, Cheryl Lynn**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Cheryl Lynn Councill appeared at the meeting and spoke to the Board on her own behalf.

File Number 2010-02300, Councill, Cheryl Lynn

Upon a motion by Ms. Gee, and seconded by Ms. Weaver, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Mr. Rivas' license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-02301, Waters, Marcus Lee**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Marcus Lee Waters did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2010-02301, Waters, Marcus Lee

Upon a motion by Ms. Gee, and seconded by Ms. Weaver, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Mr. Waters' license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-

Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-02337, White, Ede Hyacinth**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Ede Hyacinth White appeared at the meeting and spoke to the Board on her own behalf.

File Number 2010-02337, White, Ede Hyacinth

Upon a motion by Ms. Howard-Seldon, and seconded by Ms. Weaver, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Ms. White's license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-02338, Wester, Christina June**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Christina June Wester appeared at the meeting and spoke to the Board on her own behalf.

File Number 2010-02338, Wester, Christina June

Upon a motion by Ms. Weaver, and seconded by Ms. Gee, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Ms. Wester's license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-02689, White, Jennifer Dowell**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Jennifer Dowell White did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2010-02689, White, Jennifer Dowell

Upon a motion by Ms. Howard-Seldon, and seconded by Ms. Gee, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and deny Ms. White's license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-02769, Bailey, Latricia Ann**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Latricia Ann Bailey appeared at the meeting and spoke to the Board on her own behalf.

File Number 2010-02769, Bailey, Latricia Ann

Upon a motion by Ms. Gee, and seconded by Mr. Anders, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference, amend page 2 of the Summary of the IFF, under the section entitled Prior Criminal Convictions, to indicate that the conviction on April 14, 2006 was a misdemeanor, not a felony, and approve Ms. Bailey's license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-02770, McNew, Terri Melissa**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Terri Melissa McNew did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2010-02770, McNew, Terri Melissa

Upon a motion by Ms. Gee, and seconded by Ms. Weaver, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Ms. McNew's license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-02860, Lee, Stephanie Paulette**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Stephanie Paulette Lee and Pastor Jim Rieflin appeared at the meeting and spoke on Ms. Lee's behalf.

File Number 2010-02860, Lee, Stephanie Paulette

Upon a motion by Ms. Gee, and seconded by Ms. Weaver, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Ms. Lee's license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-02862, Beatty, Adnan J.**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Adnan J. Beatty and Mr. Clarence McGill, of the Department of Juvenile Justice, appeared at the meeting and spoke to the Board on Mr. Beatty's behalf.

File Number 2010-02862, Beatty, Adnan J.

Upon a motion by Mr. Anders, and seconded by Ms. Gee, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference, amend Page 1 of the Summary of the IFF, under the section entitled Prior Criminal Convictions, to change a conviction date from July 1, 2006 to May 9, 2007, and approve Mr. Beatty's license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-03348, Garnett, Travon Montra**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Travon Montra Garnett did not appear at the meeting in person, but was represented by Mr. George Yates and Mr. Clarence McGill, of the Department of Juvenile Justice, who spoke to the Board on Mr. Garnett's behalf.

File Number 2010-03348, Garnett, Travon Montra

Upon a motion by Mr. Anders, and seconded by Ms. Weaver, the Board voted to reject the recommendation in the Summary of the Informal Fact-Finding Conference, amend Page 1 of the IFF Summary, under the section entitled Prior Criminal Convictions, to change a conviction date from August 4, 2004 to July 19, 2005, and approve Mr. Garnett's license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-03351, Pettaway, Tobbie Antonio**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Tobbie Antonio Pettaway appeared at the meeting and spoke to the Board on his own behalf.

File Number 2010-03351, Pettaway, Tobbie Antonio

Upon a motion by Ms. Gee, and seconded by Ms. Howard-Seldon, the Board voted to accept the recommendation in the Summary of the

Informal Fact-Finding Conference and approve Mr. Pettaway's license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-03358, Branch-Atkins, Leslie Dawn**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Leslie Dawn Branch-Atkins appeared at the meeting and spoke to the Board on her own behalf.

File Number 2010-03358, Branch-Atkins, Leslie Dawn

Upon a motion by Ms. Howard-Seldon, and seconded by Ms. Gee, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Ms. Branch-Atkins' license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-03359, Peay, Anthony Randolph**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Tobbie Antonio Pettaway did not appear at the meeting in person, but was represented by Mr. George Yates and Mr. Clarence McGill, of the Department of Juvenile Justice, who spoke to the Board on Mr. Peay's behalf.

File Number 2010-03359, Peay, Anthony Randolph

Upon a motion by Ms. Howard-Seldon, and seconded by Ms. Weaver, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Mr. Peay's license subject to his entering into an Agreement for Licensure conditioned on the following:

1. That Mr. Peay complies with any and all terms of his probation until he is successfully discharged from probation, and that Mr. Peay submits a quarterly report from his probation officer to the Board that advises of his status as a probationer;
2. That Mr. Peay notifies the Board in writing, within 30 days of any new felony or misdemeanor conviction;
3. That Mr. Peay appears before the Board twice per year, if requested by the Board, to report his status as a licensee; and
4. That Mr. Peay complies with any and all other terms of the Agreement for Licensure that the Board deems appropriate.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-03360, Jackson, Andrew Maurice**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Andrew Maurice Jackson did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2010-03360, Jackson, Andrew Maurice

Upon a motion by Ms. Gee, and seconded by Ms. Weaver, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Mr. Jackson's license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-03534, Roulhac, Jr., Peter Lee**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Peter Lee Roulhac, Jr. appeared at the meeting and spoke to the Board on his own behalf.

File Number 2010-03534, Roulhac, Jr., Peter Lee

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

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-03562, Lawson, Sr., Marlon Montez**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Marlon Montez Lawson, Sr. did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2010-03562, Lawson, Sr., Marlon Montez

Upon a motion by Ms. Gee, and seconded by Ms. Weaver, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Mr. Lawson's license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-

Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-03563, Toombs, Elliott**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Elliott Toombs did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2010-03563, Toombs, Elliott

Upon a motion by Ms. Gee, and seconded by Ms. Weaver, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Mr. Toombs' license subject to his entering into an Agreement for Licensure conditioned on the following:

1. That Mr. Toombs complies with any and all terms of his probation until he is successfully discharged from probation, and that Mr. Toombs submits a quarterly report from his probation officer to the Board that advises of his status as a probationer;
2. That Mr. Toombs notifies the Board in writing, within 30 days of any new felony or misdemeanor conviction;
3. That Mr. Toombs appears before the Board twice per year, if requested by the Board, to report his status as a licensee; and
4. That Mr. Toombs complies with any and all other terms of the Agreement for Licensure that the Board deems appropriate.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-03612, Tibbs, Latrice Renee**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Latrice Renee Tibbs did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2010-03612, Tibbs, Latrice Renee

Upon a motion by Mr. Anders, and seconded by Ms. Howard-Seldon, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Ms. Tibbs' license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-03628, Da Spot Barbershop**, the

File Number 2010-

Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Da Spot Barbershop was not represented at the meeting in person, by counsel, or by any other qualified representative.

**03628, Da Spot
Barbershop**

Upon a motion by Mr. Anders, and seconded by Ms. Weaver, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Da Spot Barbershop's license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-03629, Harris, Marlo Antoine t/a House of Hair**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Marlo Antoine Harris appeared at the meeting and spoke to the Board on his own behalf.

**File Number 2010-
03629, Harris,
Marlo Antoine t/a
House of Hair**

Upon a motion by Ms. Gee, and seconded by Ms. Weaver, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference, amend #3 and #4 of the IFF Summary, under the section entitled Prior Criminal Convictions, to correct the regulant's last name from Martinez to Harris, and approve Mr. Harris' barber shop license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-03631, Doolan, Kelly Lee**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Kelly Lee Doolan appeared at the meeting and spoke to the Board on her own behalf.

**File Number 2010-
03631, Doolan,
Kelly Lee**

Upon a motion by Ms. Howard-Seldon, and seconded by Mr. Anders, the Board voted to reject the recommendation in the Summary of the Informal Fact-Finding Conference, and approve Ms. Doolan's license subject to her entering into an Agreement for Licensure conditioned on the following:

1. That Ms. Doolan continues her regular participation in alcohol abuse prevention and recovery meetings, and that Ms. Doolan submits a quarterly report to the Board that provides evidence of

- her participation for a period of two years; and
2. That Ms. Doolan complies with any and all other terms of the Agreement for Licensure that the Board deems appropriate.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-03679, Wyatt, Stern Jerome**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Stern Jerome Wyatt did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2010-03679, Wyatt, Stern Jerome

Upon a motion by Mr. Anders, and seconded by Ms. Gee, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference, amend Page 4 of the IFF Summary, under the section entitled Recommendations, to correct the regulant's last name from Johnson to Wyatt, and approve Mr. Wyatt's license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-03680, Martinez, Marc Anthony**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Marc Anthony Martinez. did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2010-03680, Martinez, Marc Anthony

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

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-03682, Mkandawire, Melissa Ann**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Melissa Ann Mkandawire appeared at the meeting and spoke to the Board on her own behalf.

File Number 2010-03682, Mkandawire, Melissa Ann

Upon a motion by Ms. Howard-Seldon, and seconded by Ms. Weaver,

the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Ms. Mkandawire's license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-03774, Johnson, Sr., Kevin Troy**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Kevin Troy Johnson, Sr. did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number 2010-03774, Johnson, Sr., Kevin Troy

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

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-03846, Cherici, Kristen L.**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Kristen L. Cherici appeared at the meeting and spoke to the Board on her own behalf.

File Number 2010-03846, Cherici, Kristen L.

Upon a motion by Ms. Weaver, and seconded by Ms. Gee, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference, amend #4 and #8 of the IFF Summary, under the section entitled *Prior Criminal Convictions* and page 2 of the IFF Referral Memo, to reflect that Ms. Cherici's license expired in 2005, not 2003, and approve Ms. Cherici's license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-003847, Session, Kendrick Antonio, t/a Session I Barber Shop**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Kendrick Antonio Session appeared at the meeting and spoke to the Board on his own behalf.

File Number 2010-03847, Session, Kendrick Antonio, t/a Session I Barber Shop

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

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2010-04213, Precision Cuts & Stylz, LLC**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Jermaine Bradley, owner, appeared at the meeting and spoke to the Board on behalf of Precision Cuts & Stylz, LLC.

File Number 2010-04213, Precision Cuts & Stylz, LLC

Upon a motion by Ms. Gee, and seconded by Ms. Weaver, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Precision Cuts & Stylz, LLC's license.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

The Board was informed that administration of the master esthetician practical examination began on May 1, 2010.

Examination

The Board was informed that staff receives inquires on the translation of examination in languages in other than English. The Board's policy is to accept examinations offer by the examination vendor.

The Board was informed that due to flooding conditions the testing vendor's (PCS) headquarters are closed. PCS is working to get the headquarters' operation back in service.

Ms. Gee reported on the examination training workshop she attended. Ms. Gee discussed types of subjects included in examination bank of questions. Ms. Gee also discussed medical estheticians in industry.

The Board took under consideration the State Apprenticeship Standards for Cosmetology, Barbering and Nail Technology.

Apprenticeship Standards

Upon a motion by Mr. Anders, and seconded by Ms. Gee, the Board voted to approve supplemental standards to the MINIMUM

STANDARDS FOR APPRENTICESHIP, promulgated by the Virginia Department of Labor and Industry pursuant to Chapter 6 of Title 40.1 of the Code of Virginia.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

The Board took under consideration the matrix for review of applications with criminal history.

**Application Review
Matrix – Criminal
History**

Upon a motion by Mr. Anders, and seconded by Ms. Weaver, the Board voted to accept the Application Review Matrix Criminal History.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

The Board was informed that the General assembly amended the Code of Virginia by adding a section numbered 54.1-201.1 pertaining to the issuance of temporary permits and certifications. The section authorizes a regulatory board to issue temporary permits in accordance with qualifications set forth in this section. The statute will become effective July 1, 2010, and the Board can act upon this issue after that date.

Legislation

The Board took up election of officers. Mr. Minor and Ms. Gee were nominated for Chair.

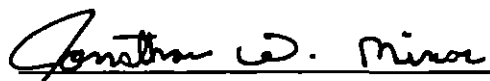
Election of officers

The members voting 'yes' to the election of Mr. Minor as Chair were Mr. Anders, Ms. Howard-Seldon and Mr. Quesenberry. The members voting 'no' were Ms. Gee and Ms. Weaver. The motion passed with a majority.

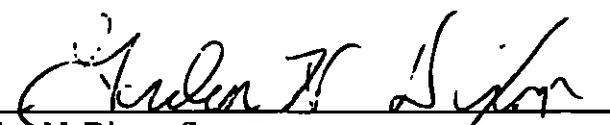
Ms. Gee was nominated for Vice-Chair.

The members voting yes to the election of Ms. Gee for Vice-Chair were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Mr. Quesenberry and Ms. Weaver. There were no negative votes. The motion passed unanimously.

There being no other business to be brought before the Board, the **Adjourn** chairman adjourned the meeting at 12:25 p.m.



Jonathan W. Minor, Chair



Gordon N. Dixon, Secretary

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Jessie Anders
2. Title: Board Member
3. Agency: Board for Barbers and Cosmetology
4. Meeting/IFF Date: May 10, 2010
5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- I am able to participate in this transaction fairly, objectively, and in the public interest.
- or
- I did not participate in the transaction.
6. I do not have a personal interested in any transactions taken at this meeting.

Jessie Anders
Signature

5-10-10
Date

**.STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

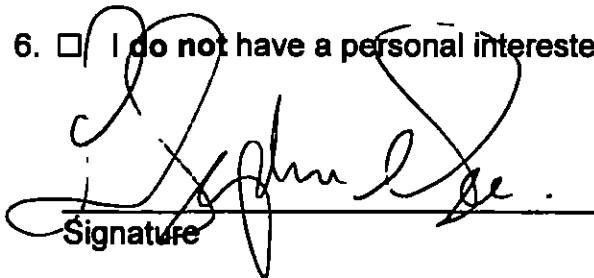
1. Name: L. Saphonia Gee
2. Title: Board Member
3. Agency: Board for Barbers and Cosmetology
4. Meeting/IFF Date: May 10, 2010
5. I have a personal interest in the following transaction:


Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- I am able to participate in this transaction fairly, objectively, and in the public interest.
- or
- I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this meeting.


Signature


Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Gloria Howard-Seldon
2. Title: Board Member
3. Agency: Board for Barbers and Cosmetology
4. Meeting/IFF Date: May 10, 2010
5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- _____
- I am able to participate in this transaction fairly, objectively, and in the public interest.
- or
- I did not participate in the transaction.

6. I do not have a personal interested in any transactions taken at this meeting.

Gloria L Howard Seldon
Signature

5-10-2010
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

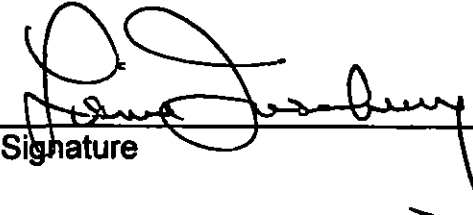
1. Name: Lonnie Quesenberry
2. Title: Board Member
3. Agency: Board for Barbers and Cosmetology
4. Meeting/IFF Date: May 10, 2010
5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- I am able to participate in this transaction fairly, objectively, and in the public interest.
- or
- I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this meeting.



Signature

5-10-10

Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Jessica Weaver
2. Title: Board Member
3. Agency: Board for Barbers and Cosmetology
4. Meeting/IFF Date: May 10, 2010
5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- I am able to participate in this transaction fairly, objectively, and in the public interest.
- or
- I did not participate in the transaction.
6. I do not have a personal interested in any transactions taken at this meeting.

J. Weaver
Signature

5/10/10
Date