

## **BOARD FOR BARBERS & COSMETOLOGY**

### **MINUTES OF MEETING**

The Board for Barbers & Cosmetology met on Monday, January 28, 2008, at the Offices of the Department of Professional and Occupational Regulation, 9960 Mayland Drive, 2<sup>nd</sup> Floor, Board Room 4. Richmond, Virginia. The following members were present:

Jessie H. Anders  
Hien H. Do  
L. Saphonia Gee  
Gloria L. Howard-Seldon  
Lonnie E. Quesenberry  
Virginia L. Sanders  
Laura A. Todd  
Jessica B. Weaver

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

Jay W. DeBoer, Director  
Saba L. Shami, Chief Deputy Director  
Karen W. O'Neal, Deputy Director of LRD  
Nick A. Christner, Deputy Director for Compliance & Investigations  
William H. Ferguson, II, Executive Director  
Zelda D. Williams, Board Administrator  
Earlyne B. Perkins, Legal Analyst  
Sharon M. Sweet, Director of Education & Examinations  
Tamika Watson, Administrative Assistant

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

Thomas W. Nesbitt, Assistant Attorney General

Mr. Quesenberry, Chair, determined a quorum was present and called Call to Order the meeting to order at 9:07 a.m.

Jay DeBoer introduced the new Chief Deputy Saba L. Shami

New Chief Deputy

Upon a motion by Ms. Sanders and seconded by Ms. Howard-Seldon the Board voted to adopt the agenda as amended to move Case 2006-05098 Chantal B. Silby to the end of the agenda, added Esthetics, and add Master Esthetician Practical Examination to the agenda.

Approval of Agenda

The members voting 'yes' were Mr. Anders, Mr. Do, Ms. Howard-Seldon, Ms. Gee, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms.

Weaver. There were no negative votes. The motion passed unanimously.

Mr. Quesenberry asked if there was any public comment.

**Public Comment**

Christine Gordon, would like for state regulatory boards to grant licensure by reciprocity to persons who obtained their original license through waiver of the exam (grandfathering) without the applicant having to meet the state's examination requirements.

Chris Warne, indicated that she believed esthetic schools were operating without a license, that distant education should not be allowed for esthetics training, and that some licensees do not meet the criteria for licensure.

Rita Wilton, spoke on behalf of applicants with criminal history, asked the Board to give consideration to these applicants for the training they have completed and their personal rehabilitation efforts.

Beverly Conner, spoke on behalf of applicants with criminal history, asked the Board to give consideration to these applicants. Ms. Conner noted the activities the applicants have completed to be productive citizens. She introduced Tracy Robinson, new teacher at Bon Air facility.

Nell Strecker, believes the Board needs to inspect schools before issuing school license

There being no further comment before the Board, the public comment period ended.

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

October 22, 2007 Board for Barbers and Cosmetology board meeting,  
October 30, 2007 Informal Fact-Finding Conference,  
November 6, 2007 Informal Fact-Finding Conference,  
November 8, 2007 Informal Fact-Finding Conference,  
November 13, 2007 Informal Fact-Finding Conference,  
December 5, 2007 Informal Fact-Finding Conference,  
December 11, 2007 Informal Fact-Finding Conference, and  
December 13, 2007 Informal Fact-Finding Conference

The members voting 'yes' were Mr. Anders, Mr. Do, Ms. Howard-Seldon, Ms. Gee, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms.

**Approval of  
Minutes for  
October 22, 2007  
Board Meeting,  
October 30, 2007  
IFF, November 6,  
2007 IFF, November  
8, 2007 IFF,  
November 13, 2007  
IFF, December 5,  
2007 IFF, December  
11, 2007 IFF and  
December 13, 2007  
IFF.**

Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2007-02969, Board v. Chau, Ha Ngoc**, the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Ha Ngoc Chau did not appear at the meeting in person. Richard M. Alvey did appear as counsel.

**File Number**  
**2007-02969, Chau,**  
**Ha Ngoc**

Upon a motion by Ms. Howard-Seldon and seconded by Ms. Todd, 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 as amended to change in paragraph two and four Chao to Chau and in paragraph seven Pham to Chau and found substantial evidence that Ha Ngoc Chau violated the following section of its Regulations.

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

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

Upon a motion by Ms. Todd and seconded by Ms. Sanders, the Board voted to accept the recommend sanctions contained in the Summary of the Informal Fact-Finding Conference and to be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

|                        |                      |            |
|------------------------|----------------------|------------|
| Count 1:               | 18 VAC 41-20-280 A 3 | \$2,500.00 |
|                        |                      | -----      |
| Total monetary penalty |                      | \$2,500.00 |

For Count 1, the Board imposed revocation of license number 1201100856 for violation of the regulation.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver. The member voting "no" was Mr. Do. The motion passed by majority vote.

In the matter of **File Number 2007-02970, Board v. Chau, Yen Nu Hoang**, the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal

**File Number**  
**2007-02970, Chau,**  
**Yen Nu Hoang**

Fact-Finding Conference. Yen Nu Hoang Chau did not appear at the meeting in person, by counsel, or by any other qualified representative.

Upon a motion by Ms. Sanders 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 Yen Nu Hoang Chau violated the following section of its Regulations.

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

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

Upon a motion by Ms. Sanders 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 be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

|                        |                      |            |
|------------------------|----------------------|------------|
| Count 1:               | 18 VAC 41-20-280 A 3 | \$2,500.00 |
|                        |                      | -----      |
| Total monetary penalty |                      | \$2,500.00 |

For Count 1, the Board imposed revocation of license number 1201101932 for violation of the regulation.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver. The member voting "no" was Mr. Do. The motion passed by majority vote.

In the matter of **File Number 2007-02973, Board v. Phan, Mai Truc**, the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Mai Truc Phan did not appear at the meeting in person. Richard M. Alvey did appear as counsel.

**File Number 2007-02973, Phan, Mai Truc**

Upon a motion by Ms. Sanders and seconded by Ms. Todd, 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 Truc Phan violated the following section of its Regulations.

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

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

Upon a motion by Ms. Todd 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 be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

|                        |                      |            |
|------------------------|----------------------|------------|
| Count 1:               | 18 VAC 41-20-280 A 3 | \$2,500.00 |
|                        |                      | -----      |
| Total monetary penalty |                      | \$2,500.00 |

For Count 1, the Board imposed revocation of license number 1201102950 for violation of the regulation.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver. The member voting "no" was Mr. Do. The motion passed by majority vote.

In the matter of **File Number 2007-02996, Board v. Chao, Jane**, the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Jane Chao did not appear at the meeting in person. Richard M. Alvey did appear as counsel.

**File Number 2007-02996, Chao, Jane**

Upon a motion by Mr. Anders and seconded by Ms. Sanders, 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 Jane Chao violated the following section of its Regulations.

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

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

unanimously.

Upon a motion by Ms. Todd 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 be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

|                        |                      |            |
|------------------------|----------------------|------------|
| Count 1:               | 18 VAC 41-20-280 A 3 | \$2,500.00 |
|                        |                      | -----      |
| Total monetary penalty |                      | \$2,500.00 |

For Count 1, the Board imposed revocation of license number 1206016947 for violation of the regulation.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver. The member voting "no" was Mr. Do. The motion passed by majority vote.

In the matter of **File Number 2007-02997, Board v. Pham, Tuyet Nhi Thi**, the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Tuyet Nhi Thi Pham did not appear at the meeting in person, by counsel, or by any other qualified representative.

**File Number 2007-02997, Pham, Tuyet Nhi Thi**

Upon a motion by Ms. Howard-Seldon and seconded by Ms. Sanders, 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 Tuyet Nhi Thi Pham violated the following section of its Regulations.

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

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

Upon a motion by Ms. Sanders 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 be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

|                        |                      |            |
|------------------------|----------------------|------------|
| Count 1:               | 18 VAC 41-20-280 A 3 | \$2,500.00 |
|                        |                      | -----      |
| Total monetary penalty |                      | \$2,500.00 |

For Count 1, the Board imposed revocation of license number 1201102459 for violation of the regulation.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver. The member voting "no" was Mr. Do. The motion passed by majority vote.

In the matter of **File Number 2007-02998, Board v. Thang, Lan Hoa**, the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Lan Hoa Thang did not appear at the meeting in person. Richard M. Alvey did appear as counsel.

**File Number 2007-02998, Thang, Lan Hoa**

Upon a motion by Mr. Anders 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 Lan Hoa Thang violated the following section of its Regulations.

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

The members voting 'yes' were Mr. Anders, Mr. Do Ms. Howard-Seldon, Ms. Gee, Ms. Sanders, Ms. Todd, 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. Sanders, the Board voted to accept the recommended sanctions contained in the Summary of the Informal Fact-Finding Conference and to be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

|                        |                      |            |
|------------------------|----------------------|------------|
| Count 1:               | 18 VAC 41-20-280 A 3 | \$2,500.00 |
|                        |                      | -----      |
| Total monetary penalty |                      | \$2,500.00 |

For Count 1, the Board imposed revocation of license number 1206016906 for violation of the regulation.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver. The member voting "no" was Mr. Do. The motion passed by majority vote.

In the matter of **File Number 2007-03018, Board v. Tran, Anh**

**File Number 2007-03018, Tran, Anh**  
**Phuong**

the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Anh Phuong Tran did not appear at the meeting in person, by counsel, or by any other qualified representative.

Upon a motion by Ms. Howard-Seldon 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 Anh Phuong Tran violated the following section of its Regulations.

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

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

Upon a motion by Ms. Sanders 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 be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

|                        |                      |            |
|------------------------|----------------------|------------|
| Count 1:               | 18 VAC 41-20-280 A 3 | \$2,500.00 |
|                        |                      | -----      |
| Total monetary penalty |                      | \$2,500.00 |

For Count 1, the Board imposed revocation of license number 1201103255 for violation of the regulation.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver. The member voting "no" was Mr. Do. The motion passed by majority vote.

In the matter of **File Number 2007-03019, Board v. Evans, Tam Thi,**

**File Number 2007-03019, Evans, Tam**



transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. **Thi** Tam Thi Evans did not appear at the meeting in person, by counsel, or by any other qualified representative.

Upon a motion by Ms. Gee 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 Tam Thi Evans violated the following section of its Regulations.

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

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

Upon a motion by Ms. Sanders 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 be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

|                        |                      |            |
|------------------------|----------------------|------------|
| Count 1:               | 18 VAC 41-20-280 A 3 | \$2,500.00 |
|                        |                      | -----      |
| Total monetary penalty |                      | \$2,500.00 |

For Count 1, the Board imposed revocation of license number 1201101402 for violation of the regulation.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver. The member voting "no" was Mr. Do. The motion passed by majority vote.

Mr. Do leaves the meeting

**Mr. Do**

In the matter of **File Number 2007-03020, Board v. Pham, Phuc Sinh T**, the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Phuc Sinh T Pham did not appear at the meeting in person, by counsel, or by any other qualified representative.

**File Number 2007-03020, Pham, Phuc Sinh T**

Upon a motion by Ms. Sanders 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 Yen Chau violated the following section of its Regulations.

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

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

Upon a motion by Ms. Sanders 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 be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

|                        |                      |            |
|------------------------|----------------------|------------|
| Count 1:               | 18 VAC 41-20-280 A 3 | \$2,500.00 |
|                        |                      | -----      |
| Total monetary penalty |                      | \$2,500.00 |

For Count 1, the Board imposed revocation of license number 1206016887 for violation of the regulation.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver. The motion passed unanimously. Mr. Do reclused himself, was not present, did not participate in the discussion, and did not vote on this matter.

Mr. Do returns to meeting

**Mr. Do**

In the matter of **File Number 2007-03022, Board v. Tran, My Hong Thi**, the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. My Hong Thi Tran did not appear at the meeting in person, by counsel, or by any other qualified representative.

**File Number 2007-03022, Tran, My Hong Thi**

Upon a motion by Mr. Anders and seconded by Ms. Sanders, 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 My Hong Thi Tran violated the following section of its Regulations.

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

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

Upon a motion by Ms. Sanders 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 be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

|                        |                      |            |
|------------------------|----------------------|------------|
| Count 1:               | 18 VAC 41-20-280 A 3 | \$2,500.00 |
|                        |                      | -----      |
| Total monetary penalty |                      | \$2,500.00 |

For Count 1, the Board imposed revocation of license number 1201103294 for violation of the regulation.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver. The member voting "no" was Mr. Do. The motion passed by majority vote.

In the matter of **File Number 2007-03024, Board v. Bui, Thuy Thu Thi**, the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Thuy Thu Thi Bui did not appear at the meeting in person. Richard M. Alvey did appear as counsel.

**File Number 2007-03024, Bui, Thuy Thu Thi**

Upon a motion by Mr. Anders and seconded by Ms. Sanders, 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 Thuy Bui violated the following section of its Regulations.

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

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

Upon a motion by Ms. Weaver 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 be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

|                        |                      |            |
|------------------------|----------------------|------------|
| Count 1:               | 18 VAC 41-20-280 A 3 | \$2,500.00 |
|                        |                      | -----      |
| Total monetary penalty |                      | \$2,500.00 |

For Count 1, the Board imposed revocation of license number 1201102646 for violation of the regulation.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver. The member voting "no" was Mr. Do. The motion passed by majority vote.

In the matter of **File Number 2007-03027, Board v. Duong, Thien Huong Tran**, the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Thien Huong Tran Duong did not appear at the meeting in person. Richard M. Alvey did appear as counsel.

**File Number 2007-03027, Duong Thien Huong Tran**

Upon a motion by Ms. Gee 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 Thien Huong Tran Duong violated the following section of its Regulations.

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

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

Upon a motion by Mr. Anders and seconded by Ms. Weaver, the Board voted to accept the recommended sanctions contained in the Summary of the Informal Fact-Finding Conference and to be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

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

|                        |                     |
|------------------------|---------------------|
| Total monetary penalty | -----<br>\$2,500.00 |
|------------------------|---------------------|

For Count 1, the Board imposed revocation of license number 1201100824 for violation of the regulation.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver. The member voting "no" was Mr. Do. The motion passed by majority vote.

In the matter of **File Number 2007-03030, Board v. Pham, Mai Thi Ngoc** the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Mai Thi Ngoc Pham did not appear at the meeting in person, by counsel, or by any other qualified representative. **File Number 2007-03030, Pham, Mai Thi Ngoc**

Upon a motion by Ms. Gee 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 Mai Thi Ngoc Pham violated the following section of its Regulations.

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

The members voting 'yes' were Mr. Anders, Mr. Do Ms. Howard-Seldon, Ms. Gee, Ms. Sanders, Ms. Todd, 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. Weaver, the Board voted to accept the recommended sanctions contained in the Summary of the Informal Fact-Finding Conference and to be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

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

|                        |                     |
|------------------------|---------------------|
| Total monetary penalty | -----<br>\$2,500.00 |
|------------------------|---------------------|

For Count 1, the Board imposed revocation of license number 1201103081 for violation of the regulation.

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

Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver.  
The member voting "no" was Mr. Do. The motion passed by majority vote.

In the matter of **File Number 2007-03031, Board v. Etheridge, Saida M.** the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Saida M. Etheridge did not appear at the meeting in person. Richard M. Alvey did appear as counsel

**File Number 2007-03031, Etheridge, Saida M.**

Upon a motion by Ms. Howard-Seldon and seconded by Ms. Sanders, 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 Saida M. Etheridge violated the following section of its Regulations.

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

The members voting 'yes' were Mr. Anders, Mr. Do Ms. Howard-Seldon, Ms. Gee, Ms. Sanders, Ms. Todd, 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 be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

|                        |                      |            |
|------------------------|----------------------|------------|
| Count 1:               | 18 VAC 41-20-280 A 3 | \$2,500.00 |
|                        |                      | -----      |
| Total monetary penalty |                      | \$2,500.00 |

For Count 1, the Board imposed revocation of license number 1201085093 for violation of the regulation.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver. The member voting "no" was Mr. Do. The motion passed by majority vote.

In the matter of **File Number 2007-03039, Board v. Pham, Sau Viet** the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal Fact-Finding

**File Number 2007-03039, Pham Sau Viet**

Conference. Sau Viet Pham did not appear at the meeting in person. Richard M. Alvey did appear as counsel.

Upon a motion by Mr. Anders 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 Sau Viet Pham violated the following section of its Regulations.

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

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

Upon a motion by Ms. Sanders 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 be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

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

For Count 1, the Board imposed revocation of license number 1201101341 for violation of the regulation.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver. The member voting "no" was Mr. Do. The motion passed by majority vote

In the matter of **File Number 2007-03041, Board v. Shamsoldini, Parvin Borazjani** the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Parvin Borazjani Shamsoldini did not appear at the meeting in person. Richard M. Alvey did appear as counsel.

**File Number 2007-03041, Shamsoldini Parvin Borazjani**

Upon a motion by Mr. Anders and seconded by Ms. Sanders, 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 Parvin Borazjani Shamsoldini violated the following section of its Regulations.

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

The members voting 'yes' were Mr. Anders, Mr. Do, Ms. Howard-Seldon, Ms. Gee, Ms. Sanders, Ms. Todd, 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. Sanders, the Board voted to accept the recommended sanctions contained in the Summary of the Informal Fact-Finding Conference and to be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

|                        |                      |            |
|------------------------|----------------------|------------|
| Count 1:               | 18 VAC 41-20-280 A 3 | \$2,500.00 |
|                        |                      | -----      |
| Total monetary penalty |                      | \$2,500.00 |

For Count 1, the Board imposed revocation of license number 1201102075 for violation of the regulation.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver. . The member voting "no" was Mr. Do. The motion passed by majority vote.

In the matter of **File Number 2007-03042, Board v. Renfree, Chong** the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Chong Renfree did not appear at the meeting in person. Richard M. Alvey did appear as counsel.

**File Number 2007-03042, Renfree, Chong**

Upon a motion by Ms. Gee 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 Chong Renfree violated the following section of its Regulations.

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

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



unanimously.

Upon a motion by Ms. Gee and seconded by Ms. Todd, the Board voted to pass the case until the next scheduled board meeting upon further investigation.

The members voting 'yes' were Mr. Anders, Mr. Do, Ms. Gee, Ms. Howard-Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver. The motion passed unanimously.

In the matter of **File Number 2007-03045, Board v. Pham, Thanh Quoc**, the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Thanh Quoc Pham did not appear at the meeting in person. Richard M. Alvey did appear as counsel.

**File Number 2007-03045, Pham, Thanh Quoc**

Upon a motion by Ms. Gee 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 Thanh Pham violated the following section of its Regulations.

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

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

Upon a motion by Ms. Todd and seconded by Ms. Weaver, the Board voted to accept the recommended sanctions contained in the Summary of the Informal Fact-Finding Conference and to be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

|                        |                      |            |
|------------------------|----------------------|------------|
| Count 1:               | 18 VAC 41-20-280 A 3 | \$2,500.00 |
|                        |                      | -----      |
| Total monetary penalty |                      | \$2,500.00 |

For Count 1, the Board imposed revocation of license number 1201100830 for violation of the regulation.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver. The member voting "no" was Mr. Do. The motion passed by majority

vote.

In the matter of **File Number 2007-03046, Board v. Phan, Hien Thanh**, the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Hien Thanh Phan did not appear at the meeting in person. Richard M. Alvey did appear as counsel.

**File Number 2007-03046, Phan, Hien Thanh**

Upon a motion by Ms. Gee 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 as amended to add December 19, 2007, to the second paragraph, and found substantial evidence that Hien Thanh Phan violated the following section of its Regulations.

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

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

Upon a motion by Ms. Weaver 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 be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

|                        |                      |            |
|------------------------|----------------------|------------|
| Count 1:               | 18 VAC 41-20-280 A 3 | \$2,500.00 |
|                        |                      | -----      |
| Total monetary penalty |                      | \$2,500.00 |

For Count 1, the Board imposed revocation of license number 1201102862 for violation of the regulation.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver. The member voting "no" was Mr. Do. The motion passed by majority vote.

In the matter of **File Number 2007-03047, Board v. Ho, Loi Thi**, the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Loi Thi Ho did not appear at the meeting in person, by counsel, or by any other qualified representative.

**File Number 2007-03047, Ho, Loi Thi**

Upon a motion by Ms. Howard-Seldon and seconded by Ms. Sanders, 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 Loi Thi Ho violated the following section of its Regulations.

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

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

Upon a motion by Mr. Anders and seconded by Ms. Sanders the Board voted to accept the recommended sanctions contained in the Summary of the Informal Fact-Finding Conference and to be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

|                        |                      |            |
|------------------------|----------------------|------------|
| Count 1:               | 18 VAC 41-20-280 A 3 | \$2,500.00 |
|                        |                      | -----      |
| Total monetary penalty |                      | \$2,500.00 |

For Count 1, the Board imposed revocation of license number 1201103082 for violation of the regulation.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver. The member voting "no" was Mr. Do. The motion passed by majority vote.

In the matter of **File Number 2007-03049, Board v. Thai, Cuong Quang**, the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Cuong Quang Thai did not appear at the meeting in person, by counsel, or by any other qualified representative.

**File Number 2007-03049, Thai, Cuong Quang**

Upon a motion by Ms. Howard-Seldon and seconded by Ms. Sanders, 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 Cuong Thai violated the following section of its Regulations.

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

The members voting 'yes' were Mr. Anders, Mr. Do, Ms. Howard-Seldon, Ms. Gee, Ms. Sanders, Ms. Todd, 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 be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

|                        |                      |            |
|------------------------|----------------------|------------|
| Count 1:               | 18 VAC 41-20-280 A 3 | \$2,500.00 |
|                        |                      | -----      |
| Total monetary penalty |                      | \$2,500.00 |

For Count 1, the Board imposed revocation of license number 1201101432 for violation of the regulation.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver. The member voting "no" was Mr. Do. The motion passed by majority vote.

In the matter of **File Number 2007-03051, Board v. Thach, Vinh Sa**, the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Vinh Sa Thach did not appear at the meeting in person. Richard M. Alvey did appear as counsel.

**File Number 2007-03051, Vinh, Sa Thach**

Upon a motion by Ms. Howard-Seldon 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 Vinh Sa Thach violated the following section of its Regulations.

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

The members voting 'yes' were Mr. Anders, Mr. Do, Ms. Howard-Seldon, Ms. Gee, Ms. Sanders, Ms. Todd, 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 be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

|                        |                      |            |
|------------------------|----------------------|------------|
| Count 1:               | 18 VAC 41-20-280 A 3 | \$2,500.00 |
|                        |                      | -----      |
| Total monetary penalty |                      | \$2,500.00 |

For Count 1, the Board imposed revocation of license number 1201101467 for violation of the regulation.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver. The member voting "no" was Mr. Do. The motion passed by majority vote.

In the matter of **File Number 2007-03062, Board v. Nguyen, Loan Yen Thuy**, the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Loan Yen Thuy Nguyen did not appear at the meeting in person. Richard M. Alvey did appear as counsel.

**File Number 2007-03062, Nguyen, Loan Yen Thuy**

Upon a motion by Mr. Anders 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 Loan Yen Thuy Nguyen violated the following section of its Regulations.

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

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

Upon a motion by Mr. Anders and seconded by Ms. Sanders, the Board voted to accept the recommended sanctions contained in the Summary of the Informal Fact-Finding Conference and to be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

|                        |                      |            |
|------------------------|----------------------|------------|
| Count 1:               | 18 VAC 41-20-280 A 3 | \$2,500.00 |
|                        |                      | -----      |
| Total monetary penalty |                      | \$2,500.00 |

For Count 1, the Board imposed revocation of license number 1206016840 for violation of the regulation.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver. The member voting "no" was Mr. Do. The motion passed by majority vote.

In the matter of **File Number 2008-00789, Board v. Bui, Tuyet Thi**, the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Tuyet Thi Bui did not appear at the meeting in person, by counsel, or by any other qualified representative.

**File Number 2008-00789, Bui, Tuyet Thi**

Upon a motion by Ms. Sanders 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 Tuyet Thi Bui violated the following section of its Regulations.

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

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

Upon a motion by Ms. Sanders 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 be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

|                        |                      |            |
|------------------------|----------------------|------------|
| Count 1:               | 18 VAC 41-20-280 A 3 | \$2,500.00 |
|                        |                      | -----      |
| Total monetary penalty |                      | \$2,500.00 |

For Count 1, the Board imposed revocation of license number 1206016015 for violation of the regulation.

The members voting 'yes' were Mr. Anders, Ms. Gee, Ms. Howard-Seldon, Ms. Sanders, Ms. Todd, Mr. Quesenberry, and Ms. Weaver. The member voting "no" was Mr. Do. The motion passed by majority vote.

Mr. Quesenberry left the meeting. Ms. Howard-Seldon assumed the chair. **Transfer of Chair**

In the matter of **File Number 2007-04647, Board v. LA Nails** the Board reviewed the record which consisted of the Consent Order. LA Nails did not appear at the meeting in person, by counsel, or by any other qualified representative. **File Number 2007-04647, LA Nails**

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

|                              |                      |            |
|------------------------------|----------------------|------------|
| Count 1:                     | 18 VAC 41-20-280 A 1 | \$1,800.00 |
|                              |                      | -----      |
| Sub Total (Monetary Penalty) |                      | \$1,800.00 |
| Board costs                  |                      | \$150.00   |
|                              |                      | -----      |
| Total                        |                      | \$1,950.00 |

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

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

Mr. Quesenberry returned to the meeting and reassumed chair **Transfer of Chair, Mr. Quesenberry**

In the matter of **File Number 2008-00069, Board v. Nails ABC** the Board reviewed the record which consisted of the Consent Order. Nails ABC did not appear at the meeting in person, by counsel, or by any other qualified representative. **File Number 2008-00069 Nails ABC**

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

|                              |                      |          |
|------------------------------|----------------------|----------|
| Count 1:                     | 18 VAC 41-20-280 C 2 | \$500.00 |
|                              |                      | -----    |
| Sub Total (Monetary Penalty) |                      | \$500.00 |
| Board costs                  |                      | \$150.00 |
|                              |                      | -----    |
| Total                        |                      | \$650.00 |

Upon a motion by Ms. Gee and seconded by Ms. Howard-Seldon the Board voted to accept the Consent Order.

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

In the matter of **File Number 2008-02218, Board v. McAdams, Keith Antawn**, The Board reviewed the record, which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Keith McAdams and Beverly Conner, McAdams' cosmetology instructor, appeared at the board meeting and addressed the Board.

**File Number 2008-02218-McAdams, Keith Antawn**

Upon a motion by Ms. Todd, and seconded by Ms. Sanders, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Keith Antawn McAdams license application.

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

In the matter of **File Number 2008-01637, Board v. Beasley, Trina L.** the Board reviewed the record, which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Trina L. Beasley appeared at the board meeting and addressed the Board.

**File Number 2008-01637, Beasley, Trina L.**

Upon a motion by Mr. Anders, and seconded by Ms. Sanders, the Board voted to reject the recommendation in the Summary of the Informal Fact-Finding Conference and approve Trina L. Beasley's reinstatement application.

The members voting 'yes' were Mr. Anders, Mr. Do, Ms. Howard-Seldon, Ms. Gee, Mr. Quesenberry, Ms. Sanders, Ms. Todd, and Ms.



Weaver. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2008-02235, Board v. Brown, Alfreda Denise** The Board reviewed the record, which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Alfreda Denise Brown and Beverly Conner, cosmetology instructor, appeared at the board meeting and addressed the Board.

**File Number 2008-02235, Brown, Alfreda Denise**

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 Alfreda Denise Brown's license application subject only to restrictions as set forth in the Summary of the Informal Fact-Finding Conference and executed in an Agreement for Licensure.

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

In the matter of **File Number 2008-01636, Board v. Huffman, Barry W**, the Board reviewed the record, which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Barry W. Huffman and Gerald Thomas, parlor owner, appeared at the board meeting and addressed the Board.

**File Number 2008-01636, Huffman, Barry W.**

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 Barry W. Huffman's license application.

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

In the matter of **File Number 2008-01647, Board v. Weaver, Shane Patrick** the Board reviewed the record, which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Shane Weaver appeared at the board meeting and addressed the Board.

**File Number 2008-01647, Weaver, Shane Patrick.**

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

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

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

To provide the respondent the opportunity to participate in the hearing of this case, the Board took up this case prior to adjournment after all other business has been completed.

**2006-05098, Silby,  
Chantal B.**

Mr. Quesenberry left the meeting. Ms. Howard-Seldon assumed the chair.

**Transfer of Chair to  
Ms. Howard-Seldon**

In the matter of **File Number 2006-05098, Board v. Silby, Chantal B.**, the Board reviewed the record which consisted of the investigative file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Chantal B. Silby did not appear at the meeting in person, by counsel, or by any other qualified representative.

**2006-05098, Silby,  
Chantal B. continued**

Upon a motion by Mr. Anders 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 Chantal Silby violated the following section of its Regulations.

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

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

Upon a motion by Ms. Todd and seconded by Mr. Anders, the Board voted to accept the recommend sanctions contained in the Summary of the Informal Fact-Finding Conference and to be consistent with previous Board action on similar violations of the regulation to impose the following sanctions:

|                        |                      |          |
|------------------------|----------------------|----------|
| Count 1:               | 18 VAC 41-20-280 A 1 | \$250.00 |
|                        |                      | -----    |
| Total monetary penalty |                      | \$250.00 |

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

Howard-Seldon, Ms. Sanders, Ms. Todd, and Ms. Weaver. 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 the meeting and reassumed chair.

**Transfer of Chair to  
Mr. Quesenberry**

At 12:24 p.m. the Board took a lunch break and reconvened at 1:15 p.m.

**Lunch**

**Esthetician practical examination**

**Examination**

Sharon Sweet informed the board that the esthetician examination allows the individual state to decide whether a mannequin or model will be used during the examination. Ms. Sweet provided the Board with the previous determination pertaining to other Board examinations.

Upon a motion by Ms. Todd and seconded by Ms. Gee, the Board voted to require a model for the esthetician practical examination and that a mannequin may not be used for the esthetician practical examination.

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

**Examinations - theory**

Ms. Sweet informed the Board that in November 2007, LaserGrade was acquired by Psychological Services, Inc. (PSI), The Board's current contact is with Professional Credential Services, Inc (PCS). PCS partners with LaserGrade for the computerized delivery of the theory examinations. PSI was integrating their test system with that of LaserGrade, and Board programs will begin testing under the PSI system in March 2008.

**Master Esthetician practical examination**

The Board established a master esthetician practical examination committee to determine the feasibility of developing a practical examination for master esthetician licensure. The DPOR Examination Section will coordinate the committee activities.

Esthetics schools

Other Board  
Business

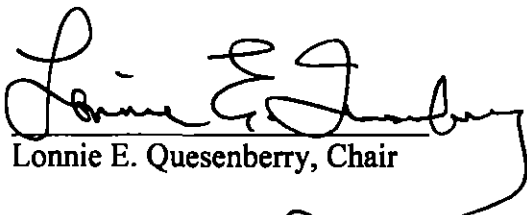
There was discussion on whether esthetics schools may provide theory instruction through distant learning. The Board asked that advice be requested from the Office of the Attorney General on the regulations.

There was discussion on conducting inspections of esthetic schools before issuing licenses and conducting investigations based on pass/fail rates.

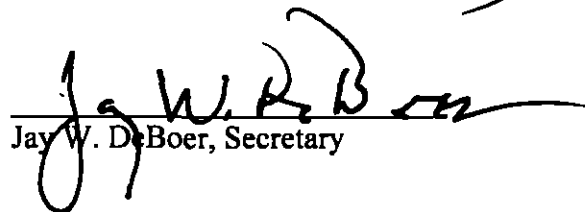
Next Meeting

The next meeting date is to be scheduled for April 14, 2008.

There being no other business to be brought before the Board, the Adjourn meeting adjourned at 2:44 p.m.

  
Lonnie E. Quesenberry, Chair

COPY TESTE:

  
Jay W. DeBoer, Secretary

\_\_\_\_\_  
Custodian of the Records

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

**TRANSACTIONAL DISCLOSURE STATEMENT**

1. Name: Gloria L. Howard-Seldon
2. Title: Vice Chair- Virginia Board for Barbers and Cosmetology
3. Agency: Department of Professional and Occupational Regulation
4. Transaction: Board Meeting
5. Nature of Personal Interest Affected by Transaction: \_\_\_\_\_  
\_\_\_\_\_
6. I declare that:
  - (a) I am a member of the following business, profession, occupation, or group, the members of which are affected by the transaction: \_\_\_\_\_  
\_\_\_\_\_
  - (b) I am able to participate in this transaction fairly, objectively, and in the public interest.

Dated: January 28, 2008

Signature: 

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

**TRANSACTIONAL DISCLOSURE STATEMENT**

1. Name: Jessica B. Weaver
2. Title: Member – Virginia Board for Barbers and Cosmetology
3. Agency: Department of Professional and Occupational Regulation
4. Transaction: Board Meeting
5. Nature of Personal Interest Affected by Transaction: \_\_\_\_\_  
\_\_\_\_\_

6. I declare that:

(a) I am a member of the following business, profession, occupation, or group, the members of which are affected by the transaction: \_\_\_\_\_  
\_\_\_\_\_

(b) I am able to participate in this transaction fairly, objectively, and in the public interest.

Dated: January 28, 2008

Signature: J. Weaver

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

**TRANSACTIONAL DISCLOSURE STATEMENT**

1. Name: Hien Huu Do
2. Title: Member – Virginia Board for Barbers and Cosmetology
3. Agency: Department of Professional and Occupational Regulation
4. Transaction: Board Meeting
5. Nature of Personal Interest Affected by Transaction: \_\_\_\_\_  
\_\_\_\_\_
6. I declare that:
  - (a) I am a member of the following business, profession, occupation, or group, the members of which are affected by the transaction: DPOR  
\_\_\_\_\_
  - (b) I am able to participate in this transaction fairly, objectively, and in the public interest.

Dated: January 28, 2008

Signature: \_\_\_\_\_  


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

**TRANSACTIONAL DISCLOSURE STATEMENT**

1. Name: Lonnie E. Quesenberry
2. Title: Chair-Virginia Board for Barbers and Cosmetology
3. Agency: Department of Professional and Occupational Regulation
4. Transaction: Board Meeting
5. Nature of Personal Interest Affected by Transaction: \_\_\_\_\_  
\_\_\_\_\_

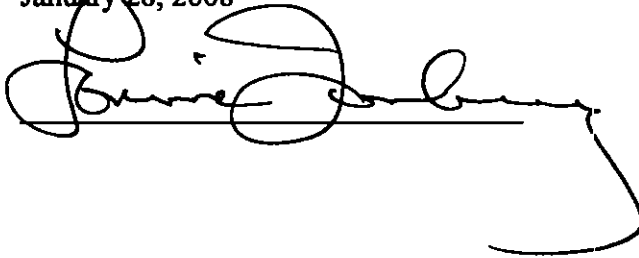
6. I declare that:

(a) I am a member of the following business, profession, occupation, or group, the members of which are affected by the transaction: \_\_\_\_\_  
\_\_\_\_\_

(b) I am able to participate in this transaction fairly, objectively, and in the public interest.

Dated: January 28, 2008

Signature: \_\_\_\_\_





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

TRANSACTIONAL DISCLOSURE STATEMENT

1. Name: Virginia Lee Sanders
2. Title: Member – Virginia Board for Barbers and Cosmetology
3. Agency: Department of Professional and Occupational Regulation
4. Transaction: Board Meeting
5. Nature of Personal Interest Affected by Transaction: N/A

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6. I declare that:
  - (a) I am a member of the following business, profession, occupation, or group, the members of which are affected by the transaction: N/A

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  - (b) I am able to participate in this transaction fairly, objectively, and in the public interest.

Dated: January 28, 2008

Signature: Virginia L. Sanders

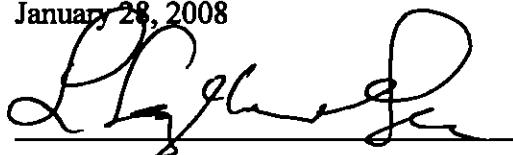
**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT**

1. Name: Lakeisha Saphonia Gee
2. Title: Member- Virginia Board for Barbers and Cosmetology
3. Agency: Department of Professional and Occupational Regulation
4. Transaction: Board Meeting
5. Nature of Personal Interest Affected by Transaction: \_\_\_\_\_  
\_\_\_\_\_
6. I declare that:
  - (a) I am a member of the following business, profession, occupation, or group, the members of which are affected by the transaction: \_\_\_\_\_  
\_\_\_\_\_
  - (b) I am able to participate in this transaction fairly, objectively, and in the public interest.

Dated: January 28, 2008

Signature:

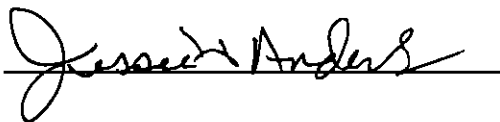
  
\_\_\_\_\_

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

**TRANSACTIONAL DISCLOSURE STATEMENT**

1. Name: Jessie Harold Anders
2. Title: Member – Virginia Board for Barbers and Cosmetology
3. Agency: Department of Professional and Occupational Regulation
4. Transaction: Board Meeting
5. Nature of Personal Interest Affected by Transaction: \_\_\_\_\_  
\_\_\_\_\_
6. I declare that:
  - (a) I am a member of the following business, profession, occupation, or group, the members of which are affected by the transaction: \_\_\_\_\_  
\_\_\_\_\_
  - (b) I am able to participate in this transaction fairly, objectively, and in the public interest.

Dated: January 28, 2008


Signature: 

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

TRANSACTIONAL DISCLOSURE STATEMENT

1. Name: Laura Anne Todd
2. Title: Member – Virginia Board for Barbers and Cosmetology
3. Agency: Department of Professional and Occupational Regulation
4. Transaction: Board Meeting
5. Nature of Personal Interest Affected by Transaction: \_\_\_\_\_  
\_\_\_\_\_
6. I declare that:  
  - (a) I am a member of the following business, profession, occupation, or group, the members of which are affected by the transaction: \_\_\_\_\_  
\_\_\_\_\_
  - (b) I am able to participate in this transaction fairly, objectively, and in the public interest.

Dated: January 28, 2008

Signature:  \_\_\_\_\_