

**MINUTES
REGULAR MONTHLY MEETING
BOARD OF COSMETOLOGY AND HAIRSTYLING
124 HALSEY STREET - 6TH FLOOR
NEWARK, NEW JERSEY 07102
March 11, 2008
PUBLIC SESSION**

I CALL TO ORDER

The regular monthly meeting of the Board of Cosmetology and Hairstyling was called to order at 9:30 a.m.

Roll Call:

Ms. Janice Alvarez, Mr. Ronald Jerome Brown, Mr. Jack A. Fornaro, Mr. Chris Jones, Mr. Anthony T. Monaco, Mr. Joseph Santagata, Mr. Jerry Speziale, Mr. Jay A. Malanga, Executive Director, Mr. Patrick J. McNally, Assistant Executive Director, Ms. Barbara Ambroise, Program Development Assistant were present. Mr. Carlo Melini was absent.

Also in Attendance:

Ms. Gracinda Almeida, Administrative Assistant, Ms. Marisol Rodrigues, Office Supervisor, Ms. Yolanda Morales, Principal Clerk Transcriber and the Board's Counsel.

II OPEN PUBLIC MEETINGS ACT

The Chair announced that the time, date and location of the meeting was listed in the Annual Notice Schedule. The Annual Notice Schedule was mailed to Ms. Nina Mitchell Wells, Secretary of State and the Newark Star-Ledger and Trentonian Newspapers on December 18, 2007 and was posted in the Office of the Board of Cosmetology and Hairstyling on December 18, 2007.

III APPROVAL OF MINUTES (OPEN & CLOSED)

Upon motion made by Mr. Ronald Brown and seconded by Mr. Joseph Santagata, the Executive Director's report, Committee reports and Minutes of the regular monthly meeting held February 5, 2008 are accepted as read. The motion passed unanimously.

IV PUBLIC PARTICIPATION SESSION

Mr. Ray Testa addressed the Board. He shared with the Board the recent passing of Dr. Alexander and the impact of his passing to the industry. Dr. Alexander was a good resource for the teacher of methods course. He stated that NACCAS is looking into the possibility of reciprocity/endorsement of licensure among states.

V EXECUTIVE DIRECTOR'S ANNOUNCEMENTS

Mr. Malanga distributed information. In his distribution is a copy of a newsletter from the National Association of Barber Boards of America Barber Clips, an article on smooth shaving leads to old-fashioned ritual and an article on salons getting rid of head lice, for a price.

VI FOR BOARD CONSIDERATION

1. Assembly Bill, No. 3623 is presented to the Board for information.

This bill was previously reviewed and opposed by the Board.

2. Correspondence received from Ms. Cynthia Liloia, t/a Salon Topaz, 3201 Bridge Avenue, Point Pleasant, New Jersey in connection with the outstanding penalties assessed against her in the amount of \$350.00 for the alleged violations resulting out of an inspection of her shop on January 26, 2007 was presented to the Board for consideration. She admitted to the charge of operating in an unsanitary manner (vanity drawers) and paid the penalty (\$250.00) for that violation; and indicated that she would like to waive her right to a hearing on the other charge but furnished a written explanation for the Board to consider before rendering its final decision.

The Board indicated that there was no need for Ms. LaMore to take her license home for the address change, since there is a tear-off section on the license to change the address and name. Further, as an operator of a licensed facility, she has the obligation to know and comply with the Board's statutes and regulations.

After careful consideration, upon motion made by Ms. Janice Alvarez and seconded by Mr. Jack Fornaro, the fine stands. The motion passed unanimously.

3. Correspondence received from Mrs. Erin LaMore, 15 Laurel Boulevard, Lanoka Harbor, New Jersey 08734 in connection with the outstanding penalty assessed against her in the amount of \$100.00 for the alleged violation of N.J.S.A. 45:5B-12(f) & N.J.A.C. 13:28-2.12(a)2 at Salon Topaz, 3201 Bridge Avenue, Store #6, Point Pleasant, New Jersey on January 26, 2007 was presented to the Board for consideration. She indicated that he would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

The Board indicated that the licensed should be posted at all times and that she did not need to take it home in order to change the address, that there is a tear-off section on the license for the name/address change.

After careful consideration, upon motion made by Mr. Joseph Santagata and seconded by Mr. Jack Fornaro, the fine stands. The motion passed unanimously.

4. Correspondence received from Ms. Claudia Galvez, 5 Pine Street, Kenil, New Jersey 07847 in connection with the outstanding penalties assessed against her in the amount of \$100.00 for the alleged violation of N.J.S.A. 45:5B-12(f) & N.J.A.C. 13:28-2.12(a)2 at Great Clips For Hair, 275-60 Route 10 East (Roxbury Mall), Succasunna, New Jersey on July 6, 2007 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

The Board pointed out that the student permit had expired in January, a good six months before the inspection took place in July. Ms. Galvez should have known that her permit expired and should not be working without a license.

After careful consideration, upon motion made by Mr. Jack Fornaro and seconded by Mr. Ronald Brown, the fine stands. The motion passed unanimously.

5. Documentation received from Mr. Sean P. Mullen, 280 Hughes Drive, Hamilton, New Jersey 08690 with regard to his conviction of various criminal offenses and his desire to reinstate his cosmetologist-hairstylist license #WG29654 was presented to the Board for consideration.

Note: Mr. Sean P. Mullen previously appeared before a Committee of the Board at its regular monthly meeting held November 13, 2008; but the Committee withheld decision on this matter pending additional documentation from Mr. Mullen.

Mr. Chris Jones recused himself from this matter.

Upon motion made by Mr. Ronald Brown and Seconded by Mr. Jerry Speziale, the Board went into Closed Session for the purpose of deliberation. The motion passed unanimously.

Upon motion made by Mr. Ronald Brown and seconded by Ms. Janice Alvarez, the Board returned to Open Session to announce its decision. The motion passed unanimously.

Upon motion made by Ms. Janice Alvarez and seconded by Mr. Ronald Brown, the Board denies Mr. Mullen's application for reinstatement of cosmetologist-hairstylist license #WG29654 based on the fact that there is no convincing evidence that this individual has been rehabilitated. The motion passed unanimously.

6. Correspondence received from Ms. Brenda Baviera, Associate Director, Capri Institute Cosmetology Training Center, 615 Winters Avenue, Paramus, New Jersey 07652 on behalf of a student at her school, Javier Gomez in connection with his conviction of Structuring Currency Transactions and his desire to complete a term of training at Capri Institute, Paramus and eventually become licensed was presented to the Board for consideration.

After careful consideration, upon motion made by Mr. Joseph Santagata and seconded by Mr. Jerry Speziale, Mr Gomez is to be allowed to sit for examination upon successful completion of training provided he has no further contact with the criminal justice system. The motion passed unanimously.

7. Disciplinary Matters Pending Conclusion by Default

The UPLs were issued and no written response from respondents have been received by the Board to date. These matters were subject to finalization 15 days after issuance. The Attorney General seeks to issue Final Decision and Default Order on UPL for each of the following: IMO

Truong T. Trang t/a J & L Nails #WW000037
Alcha Aou t/a Alcha African Hair Braiding
George Abou-Zeid #WG32156
Alexis Ayn Proctor #WG46758
Angel Adames t/a A Clips Barber Shop
Janet Abbate
Omar D. Abdul #W1011743
Yodelny Acosta-Terman
Dogan Tasoiz t/a Act III Hairstylists #WD11064
Dogan Tasoiz & Sukru Tasoiz t/a Act III Hairstylists #WD01869
Ria Choi
Jenny Izquierdo #WF020586
Ronald Blackman t/a Generation Unisex Salon
Reana M. Small #WG052230
Lidia Molina & Jose Espinal t/a Tita's Beauty Salon Unisex #WD021286
Daniel S. Staples t/a Blade
Hery Huynh t/a Queen Nails #WM003463
Joe Choi
Betty Morocho

Maria Saquic
Maria Aguilera
Aminata Quattara t/a African Sytles Hair Braid #WD022194
Michelle Lee Altobelli #WG35888
Noralba Ramirez t/a Alba Beauty Salon #WD19643
Omar Simmons & William Simmons & Antar Simmons
t/a Accents Unisex Hair & Nail Salon #WD19681
Ermelinda Miranda t/a Lin's Tanning & Boutique & Nails
Domenica Julia Olano t/a Classic Nail #WD17144
Zolia Ti Burcio t/a Alexander's Unisex #WD23448
Michelle L. Bolling Alexander

Ana A. Albino

The Certificate of Service is attached to the Uniform Penalty Letters for Board review.

Upon motion made by Mr. Jerry Speziale and seconded by Ms. Janice Alvarez, the Board authorizes the issuance of Default letters as indicated above. The motion passed unanimously.

VII EXECUTIVE SESSION

11:00 A.M. IMO Mr. Craig L. Nelson

Mr. Jay Malanga stated that Mr. Nelson has requested an adjournment and asked that the matter only be rescheduled after his case had gone to trial.

In the Board' discussion, it was pointed out that the Board has an obligation to insure that Mr. Nelson is not a threat to the community based on the fact that he has been arrested.

The Board directed that this matter be rescheduled peremptorily for an investigative inquiry in April.

Upon motion made by Mr. Jerry Speziale and seconded by Ms. Janice Alvarez, the Board went into Executive Session to conduct an investigative inquiry. The motion passed unanimously.

VIII OLD BUSINESS

Mr. Jay Malanga acknowledged Dr. Alexander's contribution to the Board and the cosmetology industry. He further stated that Dr. Alexander was a magnificent person, a good man, scholar, very cooperative and a great educator.

IX NEW BUSINESS

COMMITTEE REPORTS

Public Relations

Mr. Jerry Speziale stated that all committee work is up to date.

School

Ms. Janice Alvarez reported that all committee work is up to date.

Legislation

No report was given.

Regulatory

Mr. Anthony Monaco stated that the Committee met on March 3rd and 10th to review the draft proposal. A final draft is being prepared for Board review and comment.

Mr. Chris Jones stated that after the Board Members review the final draft and they want to make any comments or changes, they needed to do so in writing with the rationale.

Examination & Sites

Mr. Janice Alvarez reported that all committee work is up to date.

Mr. Chris Jones inquired about the status of CBT contracting.

The Committee will meet at the conclusion of the Board meeting.

Violation

Mr. Jerry Speziale reported that all committee work is up to date.

Education

Ms. Janice Alvarez reported that all committee work is up to date.

X ADJOURNMENT

Upon motion made by Mr. Ronald Brown and seconded by Mr. Jack Fornaro, the meeting was adjourned at 1:00 P.M.. The motion passed unanimously.

Anthony T. Monaco, Vice Chairman

Countersigned:

JAY A. MALANGA, Executive Director