

**MINUTES  
REGULAR MONTHLY MEETING  
BOARD OF COSMETOLOGY AND HAIRSTYLING  
124 HALSEY STREET - 6TH FLOOR  
NEWARK, NEW JERSEY 07102  
APRIL 8, 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. Anthony T. Monaco, Mr. Joseph Santagata, Mr. Jerry Speziale, Mr. Jay A. Malanga, Executive Director, Mr. Patrick J. McNally, Assistant Executive Director, Ms. Barbara Ambrose, Program Development Assistant were present. Mr. Chris Jones and Mr. Carlo Melini were 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 Ms. Janice Alvarez and seconded by Mr. Ronald Brown, the Executive Director's report, Committee reports and Minutes of the regular monthly meeting held March 11, 2008 are accepted as read. The motion passed unanimously.

**IV PUBLIC PARTICIPATION SESSION**

Mr. Ray Testa was in attendance and greeted the Board.

**V EXECUTIVE DIRECTOR'S ANNOUNCEMENTS**

Mr. Malanga distributed a copy of the January/February/March 2008 NIC Bulletin. He stated that he received an invitation from Empire Education Group with regard to the National Competition Hair Show at Hershey Park on April 20th & 21st. He stated that if any Board Member is interested in attending, they have to obtain permission from the ethic's office prior to attending and can not represent themselves as Board Members. Also, the International Hair & Beauty Show is scheduled on May 4th and 5th at the Convention Center in Secaucus.

**VI FOR BOARD CONSIDERATION**

1. Correspondence received from Ms. Arlin Arroyo in connection with her application for initial shop licensure of Arlin Beauty Salon 207 Summer Avenue, Newark, New Jersey was presented to the Board for consideration. The report of the inspection reflects that the shop only contains 344 square feet of floor

space, 6 square feet short of the minimum required by N.J.A.C. 13:28-2.5 but she indicated that the previous business at this location was a beauty salon and was licensed by the Board and she asked that the Board waive its minimum square footage requirement and issue the desired license.

Upon motion made by Mr. Ronald Brown and seconded by Mr. Jerry Speziale, the Board waives the minimum square footage requirement. The motion passed unanimously.

2. Correspondence received from Ms. Ann M. Melton, t/a Great Lengths Hair Design in connection with the outstanding penalty assessed against her in the amount of \$200.00 for the alleged violation resulting out of an inspection of her shop on April 26, 2007 was presented to the Board for consideration. She has 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.

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 Mr. Bong Bae, t/a 46 Nails #1, 385 Piaget Avenue, Clifton, New Jersey in connection with the outstanding penalties assessed against him in the amount of \$850.00 for the alleged violations resulting out of an inspection of his shop on October 1, 2007 was presented to the Board for consideration. He has indicated that he would like to waive his right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

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

#### 4. 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

John H. Le t/a Flemington Nails License #WM00977

Beatriz Gonzalez

Christino Disla t/a Disla Barber Shop License #WD025931

Selena Arce

Johny Guzman

Jae Sook Park

Mary C. Griffin License #WG020388

Michael Nelson

t/a Legends Barber Shop License #WD024169 Maria Ozuna t/a D'MD Beauty Salon License #WD024176

John Nkemakdam

t/a Go-N-Tell Unisex Hair Beauty Salon License #WD023005

Jennifer Bury & Tamara Christmas

t/a 20/20 Men's Salon License #WD24528

India McMillion, President t/a Flawless Creations

Nicole Kobilis License #WG52867

Yen Trong Le

t/a Elegant Nails License #WM03345

Catherine Hillman t/a The Hair Hut Inc License #WD02258

Andy Tran

Kieu A. Nguyen

Maribel Ramos

Rita Angelicola License #WA66910

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

After the order was sent the Board received payments for the following matter:

1. Legends Barber Shop; and
2. D'MD Beauty Salon and

Upon motion made by Mr. Anthony Monaco and seconded by Mr. Jerry Speziale, Legends Barber Shop and D'MD are taken off the Default list and to be sent a Final Order Letter after UPL. The motion passed unanimously.

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

5. Correspondence IMO Ana Carmona, 418 River Drive, Passaic, New Jersey, Beautician license #WA66930 relating to her conviction of Insurance Fraud was presented to the Board for consideration.

Upon motion made by Mr. Ronald Brown and seconded by Mr. Jerry Speziale, Ms. Carmona is to be scheduled for an investigative inquiry. In lieu of appearing for an investigative inquiry she may agree to enter into a consent Order and pay a penalty in the amount of \$250.00. The motion passed unanimously.

6. IMO Marjorie Moutari, t/a Kazam Natural Body Care, 239 Broadway, Bayonne, New Jersey Uniform Penalty Letter dated October 2, 2007 was presented to the Board for consideration.

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

## **VII EXECUTIVE SESSION**

Upon motion made by Mr. Joseph Speziale and seconded by Mr. Jack Fornaro, the Board went into Executive Session to conduct investigative inquiries. The motion passed unanimously.

## **VIII OLD BUSINESS**

Ms. Janice Alvarez inquired the status of the Committee's previous request to raise examiners' fees. She stated that there is even less incentive for examiners to attend the Board's examinations with the heightened gasoline prices. She reiterated that the examiners deserve something more after all these years of not having a raise. Mr. Barbara Ambroise indicated that mass testing will be conducted on May 20th and 21st and she will be mailing out a memo to all the Board Members on this. She stated that currently the Board only has 10 examiners for Tuesday and about 5 for Wednesday.

With regard to the raise, Mr. Ronald Brown urged that a memo should be written to the proper office regarding the matter as soon as possible. He questioned whether there is any data evidencing a shortage in the numbers of examiners available at the test sites. He also questioned whether the shortage was due to the timeliness of reaching out to these examiners.

Mr. Jay Malanga stated that he would send a memo to administration.

## **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 has been meeting. The regulation analyst has submitted the final draft for Board review.

#### Examination & Sites

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

Ms. Janice Alvarez stated that while the Board was not in session today, the committee met to discuss and review the final revision of the scope or work for CBT. A copy of the final draft was distributed to the Board members.

Upon motion made by Anthony Monaco and seconded by Mr. Jack Fornaro, the Board accepts the scope of work for CBT as presented by the committee with the condition that additional recommendations could be submitted by the Board members within 24 hours. The motion passed unanimously.

#### 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 4:00 P.M.. The motion passed unanimously.

Anthony T. Monaco, Vice Chairman

Countersigned:

JAY A. MALANGA, Executive Director