

**Regular Monthly Meeting  
Board of Cosmetology and Hairstyling**

**124 Halsey Street - 6th Floor  
Newark, New Jersey 07102  
September 10, 2002**

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

**ROLL CALL:**

Mrs. Frances Gray, Ms. Elaine C. Haroldson, Mr. Peter Macri, Mr. Carlo Melini, Mrs. Rose Policastro, Mr. Joseph Santagata, Mr. Richard G. Griswold, Executive Director, Mr. Jay A. Malanga, Assistant Executive Director and Mrs. Barbara Ambroise, Program Development Assistant were present. Ms. Patricia Graffin, Ms. Sylvia M. Kaplan, Ms. Lynne Rasiewicz and Mr. Joseph Stead were absent.

Mrs. Rose Policastro announced that the time, date and location of the meeting was listed in the Annual Notice Schedule. The Annual Notice Schedule was mailed to Mr. Deforest B. Soaries, Secretary of State, the Newark Star-Ledger and Trentonian Newspapers on December 12, 2001 and was posted in the Office of the Board of Cosmetology and Hairstyling on December 12, 2001.

**ACCEPTANCE OF MINUTES:**

Upon motion made by Mrs. Frances Gray and seconded by Mr. Peter Macri, the Executive Director's report, Committee reports and Minutes of the regular monthly meeting held August 13, 2002 are accepted as read. The motion passed unanimously.

**INFORMAL HEARINGS**

**10:30 A.M.** Ms. Ionia Nobles, 52 Hillary Avenue, Morristown, New Jersey 07960 appeared for an investigative inquiry hearing in connection with the termination of her employment at Windsor Gardens Health Care Center for her alleged physical abuse of a resident. This matter was referred by Mr. Stanley Szot, Field Investigator, New Jersey Department of Health and Senior Services, Division of Senior Affairs in order that the Board might determine whether licensing action should be initiated against Ms. Nobles.

Mrs. Rose Policastro greeted Ms. Ionia Nobles and explained why the Board scheduled her to appear.

Deputy Attorney General Rhonda Pope Stephens gave her opening statement and asked that Ms. Nobles be sworn in.

Ms. Ionia Nobles offered her testimony and answered questions of Deputy Attorney General Rhonda Pope Stephens and the Board.

Upon motion made by Mr. Peter Macri and seconded by Mrs. Frances Gray, the Board went into Executive Session to deliberate on a pending complaint matter. The motion passed unanimously.

See Court Reporter Transcripts for exact testimony.

Upon motion made by Mr. Carlo Melini and seconded by Ms. Elaine Haroldson, the Board returned to Open Session to announce it's decision. The motion passed unanimously.

Upon motion made by Mr. Peter Macri and seconded by Mrs. Frances Gray, the Board does not find basis for action

against Ms. Nobles at this time but cautions that if recurring complaints of a similar nature are lodged against her, they will be investigated and appropriate disciplinary action will be initiated. The motion passed unanimously.

**11:00 A.M.** Ms. Jeanette Cosentino, 408 Deal Lake, Apt. #A4, Asbury Park, New Jersey 07712 appeared for an investigative inquiry hearing in connection with her conviction and incarceration for Distribution of CDS and her desire to be readmitted to the cosmetologist-hairstylist examination.

Mrs. Rose Policastro greeted Ms. Jeanette Cosentino and explained why the Board scheduled her to appear.

Deputy Attorney General Rhonda Pope Stephens gave her opening statement and asked that Ms. Cosentino be sworn in.

Ms. Cosentino offered her testimony and answered questions of Deputy Attorney General Rhonda Pope Stephens and the Board.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Carlo Melini, the Board went into Executive Session for the purpose of deliberation. The motion passed unanimously.

See Court Reporter Transcripts for exact testimony.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Peter Macri, the Board returned to Open Session to announce its decision. The motion passed unanimously.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Peter Macri, Ms. Jeanette Cosentino may be re-admitted to examination subject to her compliance with all of the terms and conditions of her parole, her submission of a copy of her release certificate at such time as she is released from supervision and her submission of immediate written notification of any change of residential address or employment. The motion passed unanimously.

**11:15 A.M.** Ms. Victoria M. Taylor, PO Box 395, East Orange, New Jersey 07109 appeared for an investigative inquiry hearing in connection with her alleged violation of N.J.S.A. 17:13a-1 et. seq. and the criminal charges which may be pending against her as a result of her alleged violation. This matter was referred to the Board by Charles A. Janousek, Liaison to the Professional Boards, Office of Insurance Fraud Prosecutor in order that the Board might determine whether licensing action should be initiated against Ms. Taylor, the holder of cosmetologist-hairstylist licensing #WG014319.

Mrs. Rose Policastro greeted Ms. Victoria M. Taylor and explained why the Board had scheduled her to appear.

Deputy Attorney General Rhonda Pope Stephen gave her opening statement and asked that Ms. Taylor be sworn in.

Ms. Taylor gave her testimony and answered questions of Deputy Attorney General Rhonda Pope Stephens and the Board.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Carlo Melini, the Board went into Executive Session for the purpose of deliberation. The motion passed unanimously.

See Court Reporter Transcripts for exact testimony.

Upon motion made by Mr. Carlo Melini and seconded by Ms. Elaine Haroldson, the Board returned to Open Session to announce its decision. The motion passed unanimously.

Upon motion made by Mr. Peter Macri and seconded by Mr. Joseph Santagata, the Board withholds decision pending Ms. Victoria M. Taylor's submission of a copy of her parole/probation agreement, a letter from her parole/probation officer certifying that she is in compliance with all of the terms and conditions of her parole/probation and setting forth her anticipated date of release from supervision, a letter from Mr. David Brantley, Esquire verifying that he is representing her and is trying to reopen her case and a copy of the report of the psychological evaluation ordered by

the court. The motion passed unanimously.

## **BUSINESS AGENDA**

1. All available investigative materials in connection with John Luis Martinez, t/a The Hollywood Unisex and Wady Santana-Paez were presented to the Board for consideration. The Board originally reviewed this matter at the regular monthly meeting held July 25, 1997 and directed that it be referred to the Division of Law for preparation of a Provisional Order denying Mr. Martinez's application for shop license on the basis that he rented a chair to and aided and abetted Wady Santana-Paez to practice with a fraudulent license and for preparation of a Settlement Letter on Wady Santana-Paez; but the Division of Law never acted on this matter; and since the Enforcement Bureau recently conducted an inspection of the premise previously occupied by The Hollywood Unisex and determined that John Luis Martinez and Wady Santana-Paez are no longer there, the Board was asked to determine whether this case should be closed out without further action.

Upon motion made by Mr. Peter Macri and seconded by Mrs. Frances Gray, this case is to be closed without further action. The motion passed unanimously.

2. Correspondence received from Ms. Frances Whitehead, 1614 Bristol Pike, Morrisville, Pennsylvania 19067 in connection with the penalty assessed against her in the amount of \$250.00 for the alleged violation resulting out of an inspection of Hair With Flair, 536 Spruce Street, Trenton, New Jersey on October 18, 2000 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 it's final decision.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Peter Macri, the fine stands. The motion passed unanimously.

3. Correspondence received from Ms. Nicole Citarella, 250 Division Street, Keyport, New Jersey 07735 in connection with the penalty assessed against her in the amount of \$300.00 for her alleged violation of N.J.S.A. 45:5B-7 at Vito Mazza Salon, Inc., Woodbridge, New Jersey on May 22, 2001 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 it's final decision.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Peter Macri, the fine stands. The motion passed unanimously.

4. Correspondence received from Ms. Linda Cesario, President, Lighten Up Hair & Nail Salon, 8 Route 206, Unit #2, Stanhope, New Jersey 07874 in connection with the penalties assessed against her in the amount of \$550.00 for the alleged violations resulting out of an inspection of her shop on July 18, 2001 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 it's final decision.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Peter Macri, the fine stands. The motion passed unanimously.

5. Correspondence received from Ms. June Cappola Maraviglia, 602 Liberty Boulevard, Phillipsburg, New Jersey 08865 in connection with the penalty assessed against her in the amount of \$100.00 for her alleged violation of N.J.A.C. 13:28-2.12(a)2 at Haircutters, Clinton, New Jersey on August 16, 2001 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 it's final decision.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Peter Macri, Ms. June Cappola Maraviglia is guilty as charged; but the penalty is rescinded due to mitigating circumstances. The motion passed unanimously.

6. Correspondence received from Ms. Kimberly J. Bross, 44 Union Street, #14, Montclair, New Jersey 07042 in

connection with the penalty assessed against her in the amount of \$100.00 for her alleged violation of N.J.S.A. 45:5B-12(f) and N.J.A.C. 13:28-2.12)(a) 2 at Amici for Hair At Cezanne Inc., Caldwell, New Jersey on July 20, 2001 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 it's final decision.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Peter Macri, the fine stands. The motion passed unanimously.

7. Correspondence received from Mrs. Bridget Damiano, Director, Capri Corporate Management, Inc. in connection with the penalties assessed against them in the amount of \$1,300.00 for the alleged violations resulting out of an inspection of Capri Institute Cosmetology Training Center, Inc., 268 Brick Boulevard, Brick, New Jersey on December 11, 2001 was presented to the Board for consideration. She remitted payment of the penalties assessed against them for operating without all students wearing required uniforms and identification badges, with five (5) unregistered students in attendance and with inaccurate time sheets and records of attendance (\$800.00) and indicated that they would like to waive their right to a hearing on the other charge but furnished a written explanation for the Board to consider before rendering it's final decision.

Mrs. Rose Policastro indicated that she is employed by Capri and, therefore, is recusing herself from participation in this matter.

Mrs. Frances Gray advised that the Board does not have a quorum without Rose Policastro and asked Mr. Richard G. Griswold to put this item on the agenda for the next meeting.

8. Correspondence received from Ms. Emily L. Verdi, 4 Noel Lane, East Brunswick, New Jersey 08816 in connection with the penalties assessed against her in the amount of \$350.00 for her alleged violations of N.J.S.A. 45:5B-7 & 35 on April 20, 2000 and N.J.S.A. 45:5B-12(f) and N.J.A.C. 13:28-2.12(a)2 on December 14, 2000 at Chelsea Square Salon, Inc., Madison, New Jersey 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 it's final decision.

Upon motion made by Mr. Peter Macri and seconded by Mrs. Frances Gray, the fines stand. The motion passed unanimously.

9. Correspondence received from Ms. Andreia Antonio, 907 Robin Road, Hillsborough, New Jersey 08844 in connection with the penalty assessed against her in the amount of \$300.00 for her alleged violation of N.J.S.A. 45:5B-7 at Splash For Hair, Bridgewater, New Jersey on February 15, 2002 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 it's final decision.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Peter Macri, the fine stands. The motion passed unanimously.

10. Correspondence received from Mr. Ralph J. Picariello, t/a Chelsea Square Salon Inc., 41 Kings Road, Madison, New Jersey 07940 in connection with the penalties assessed against him in the amount of \$350.00 for the alleged violations resulting out of inspections of his shop on April 20, 2000 and December 14, 2000 was presented to the Board for consideration. He indicated that he would like to waive his right to a hearing but furnished a written explanation for the Board to consider before rendering it's final decision.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Peter Macri, the fines stand. The motion passed unanimously.

11. Correspondence received from Ms. Betty Martirano, President, Betty & Company, 102 Franklin Street, Belleville, New Jersey 07109 in connection with the penalties assessed against her in the amount of \$350.00 for the alleged violations resulting out of an inspection of her shop on December 12, 2001 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 it's final decision.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Peter Macri, the fines stand. The motion passed unanimously.

12. Correspondence received from Mr. Guenther Waldow, Jr., Esquire on behalf of Ms. Giorgetta Piro, 506 Olympia Avenue, Cliffside Park, New Jersey 07010 in connection with the penalty assessed against her in the amount of \$2500.00 for her alleged violation of N.J.S.A. 45:5B-8 on February 6, 2002 was presented to the Board for consideration. Mr. Waldow indicated that he has reviewed the investigation report and proofs and based on the proofs, proposes to settle the matter with payment of a penalty in the amount of \$500.00.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Peter Macri, the Board went into Executive Session to discuss settlement of a pending disciplinary matter. The motion passed unanimously.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Peter Macri, the Board returned to Open Session to announce it's decision.

Upon motion made by Mr. Peter Macri and seconded by Mrs. Frances Gray, the Board rejects Mr. Waldow's offer and authorizes Deputy Attorney General Rhonda Pope Stephens to attempt to settle the matter with Mr. Waldow for not less than \$1,500.00. The motion passed unanimously.

Mr. Richard G. Griswold indicated the Board had established a Sunset Review Committee at the last meeting, that Mrs. Frances Gray, Ms. Sylvia Kaplan, Ms. Patricia Graffin, Mrs. Rose Policastro and Mr. Joseph Santagata had agreed to serve with Ms. Elaine Haroldson as an alternate; and he inquired as to whether everyone would be available on either Monday, September 23rd or Wednesday September 24th.

Everyone agreed on Monday, September 23rd except for Ms. Sylvia Kaplan, who was not in attendance and Ms. Elaine Haroldson, who indicated that she will be away on that date for a retreat.

Mr. Griswold advised that he would reserve a meeting room for Monday, September 23rd.

## **COMMITTEE REPORTS**

### **Examination & Sites:**

Mrs. Frances Gray reported that all committee work is up to date.

Mrs. Barbara Ambrose stated that all schedules have been mailed out and all exam dates have been confirmed and that she hope's to be able to schedule an Examiner Training session in the near future.

Mr. Jay Malanga indicated that the end of October might be a possibility.

### **Education & New Studies:**

Mrs. Rose Policastro reported that all committee work is up to date.

### **Violation:**

Mr. Joseph Santagata reported that all committee work is up to date

### **School & Department of Education Liaison:**

Mrs. Rose Policastro reported that the committee has completed it's review of the applications for school license submitted by Artistic Academy and Onyx Beauty Academy.

Mr. Richard G. Griswold informed the Board that Mr. Carmen DePasquale called him last Thursday complaining that it has taken so long for the Board to review and approve his application to re-locate Artistic Academy from Fair Lawn to Morris Plains, that he has lost a substantial number of students and will have to layoff employees if the delay goes much longer and that he would like to obtain permission to operate pending completion of the application process. He indicated that he has also received a telephone call from Assemblyman Alex DeCroce and an inquiry from Dina Matos McGreevey on Mr. DePasquale's behalf, that the Board has the authority under N.J.A.C. 13:28-6.17 to allow him to operate and that he does not believe it would be a problem to allow him to operate prior to the Board's interview of him and his supervising teacher but would be concerned about allowing him to operate prior to successfully completing a school inspection. Mr. Griswold also stated that he believes Mr. DePasquale's allegation that the Board has taken an inordinate amount of time to review his application is grossly inaccurate and that the delays which have occurred have resulted out of the fact that he did not submit all required information and his school bulletin and contract contained information which is in contradiction of existing laws and regulations.

Mrs. Frances Gray stated that she does not have a problem with Artistic operating before the interview, which can be conducted at the next meeting, but that they should have to successfully complete an inspection before operating.

Upon motion made by Mrs. Frances Gray and seconded by Mr. Peter Macri, Mr. DePasquale may ensue operation at the new location pending Board interview; provided he first undergoes an initial school inspection and receives a satisfactory rating. The motion passed unanimously

Mrs. Rose Policastro stated that the other school due for reinspection is Onyx.

Mr. Richard G. Griswold indicated that they had major problems on the first inspection.

**Legislation:**

Mr. Peter Macri reported that all committee work is up to date.

**Public Relations:**

Ms. Frances Gray reported that all committee work is up to date.

Upon motion made by Mr. Carlo Melini and seconded by Mr. Joseph Santagata, the meeting was adjourned at 3:00 p.m.. The motion passed unanimously.

ROSE POLICASTRO, Vice Chairperson

Countersigned:

RICHARD G. GRISWOLD, Executive Director

