

MINUTES

**REGULAR MONTHLY MEETING
BOARD OF COSMETOLOGY AND HAIRSTYLING
124 HALSEY STREET - 6TH FLOOR
NEWARK, NEW JERSEY 07102
SEPTEMBER 10, 2013**

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, Ms. Maria Cruz Denzer, Ms. Angela Panteleone, Mr. Joseph Santagata, Mr. Jerry Speziale, Ms. Frances Tomeo, Mr. Jay Malanga, Executive Director and Ms. Barbara Ambroise, Program Development Assistant were present. Mr. Peter Macri was absent.

Also in Attendance:

Ms. Gracinda Almeida, Administrative Assistant, Mr. Steven Mattia, Government Service Rep., Ms. Marisol Rodrigues, Office Supervisor, Ms. Yolanda Morales, Principle Transcriber, Ms. Carol Ann Rotondo, Paralegal 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. Kim Guadagno, Secretary of State, and the Asbury Park Press, Bergen Record, Newark Star-Ledger and Trentonian Newspapers on December 12, 2012, and was posted in the Office of the Board of Cosmetology and Hairstyling on December 12, 2012.

III APPROVAL OF MINUTES (OPEN & CLOSED)

Upon motion made by Mr. Peter Macri and seconded by Mr. Jerry Speziale, the Executive Director's report, Committee reports, and Minutes of the regular monthly meeting held July 9, 2013 are accepted as read. The motion passed unanimously.

IV PUBLIC PARTICIPATION SESSION

Mr. Santo Trapani, Ms. Darlene Fox, Ms. Paula Brown and were present and greeted the Board.

Mr. Vince Chiarell, Professional Beauty Association gave a presentation to the Board on his organization and Probeauty.org which is the largest organization on education, charitable outreach and government advocacy.

V EXECUTIVE DIRECTOR'S ANNOUNCEMENTS

Teacher Seminar:

Mr. Jay Malanga stated that the teacher seminar went very well. He thanked Frances Tomeo, Jancie Alvarez and everyone else who put it all together. He also thanked Frank Furino and Union County Vocation Technical School for providing the facility.

Ms. Janice Alvarez stated that she was glad to keep communication open with the private and public schools.

Computer Based Testing Contract:

Mr. Jay Malanga stated that he had received confirmation that the contract with Prometric has been extended. He indicated that they would be meeting soon on a monthly basis to prepare for a new contract.

VI FOR BOARD CONSIDERATION

1. Correspondence received from Ms. Rossi Castillo, t/a Hair Impressions by Rossi, 724-E Chestnut Avenue, Vineland, New Jersey in connection with the outstanding penalty assessed against her in the amount of \$2,500.00 for the alleged violation resulting out of an inspection of her shop on April 19, 2013 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.

Upon motion made by Ms. Frances Tomeo and seconded by Ms. Angela Pantaleone, the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

The Board asked that this matter be referred to the Board of Health.

2. Correspondence received from Ms. Saima Yousufzai, t/a Amazing Eye Brows At Essentials, 400 Commons Way, Suite 305, Bridgewater, New Jersey in connection with the outstanding penalty assessed against her in the amount of \$500.00 for the alleged violations resulting out of inspections of her shop on September 2, 2009 and January 30, 2013 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.

Upon motion made by Ms. Frances Tomeo and seconded by Mr. Jerry Speziale, the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

3. Correspondence received from Mr. Seo Gon Kim, t/a New Hair Event, 227 Closter Dock Road, Closter, New Jersey in connection with the outstanding penalties assessed against him in the amount of \$550.00 for the alleged violations resulting out of an inspection of his shop on April 3, 2013 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 its final decision.

Upon motion made by Ms. Frances Tomeo and seconded by Ms. Maria Cruz Denzer, the Board affirms its original decision as set forth in the Uniform Penalty Letter with respect to the violation of N.J.S.A. 45:5B-13(d) (\$300.00), but has dismissed the violation for N.J.S.A. 45:5B-13(g) & N.J.A.C. 13:28-2.13(a) (\$250.00). The motion passed unanimously.

4. Correspondence received from Ms. Diana Fornino, t/a Crimso, 208 Glen Ridge Avenue, Montclair, New Jersey in connection with the outstanding penalties assessed against her in the amount of \$650.00 for the alleged violations resulting out of an inspection of her shop on October 25, 2012 was presented to the Board for consideration. She admitted to the charges of N.J.S.A. 45:5B-13(d) (\$300.00) and N.J.S.A. 45:5B-13(f) & N.J.A.C. 13:28-2.12(a)1 (\$100.00) and paid the penalty (\$400.00) for those violations; and waived her right to a hearing on the other charge (N.J.S.A. 45:5B-13(g) & N.J.A.C. 13:28-2.13(a) (\$250.00)) but furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Ms. Frances Tomeo and seconded by Mr. Jerry Speziale, the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

5. Correspondence received from Ms. Kim Ngoc Thi Nguyen, t/a VK Nail, 1418 Beaverdam Road, Point Pleasant, New Jersey in connection with the outstanding penalties assessed against her in the amount of \$450.00 for the alleged violations resulting out of an inspection of her shop on October 24, 2012 was presented to the Board for consideration. She admitted to the charges of N.J.S.A. 45:5B-13(d) (\$300.00) and paid the penalty (\$300.00) for that violation; and has waived her right to a hearing on the other charge (N.J.A.C. 13:28-2.11 (\$150.00)) but furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Ms. Frances Tomeo and seconded by Ms. Angela Pantaleone, the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

6. Correspondence received from Ms. Vandana Arora, 21 Port Mercer Road, Lawrenceville, New Jersey in connection with the outstanding penalty assessed against her in the amount of \$300.00 for the alleged violation of N.J.S.A. 45:5B-12(g) at 3 Kite Court, Lawrence Township, New Jersey on December 19, 2012 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.

Upon motion made by Ms. Frances Tomeo and seconded by Ms. Angela Pantaleone, the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

7. Correspondence received from Ms. Mary Lucas, t/a Salon VIP and Day Spa, 333 Forsgate Drive, Suite 102, Jamesburg, New Jersey 08831 in connection with the outstanding penalty assessed against her in the amount of \$650.00 for the alleged violations resulting out of inspections of her shop on January 30, 2013 and June 23, 2013 was presented to the Board for consideration. She admitted to the charges of N.J.S.A. 45:5B-13(d) and N.J.A.C. 13:28-2.12(a)2 and paid the penalty (\$400.00) for those violations; and waived her right to a hearing on the other charge N.J.S.A. 45:5B-35 & N.J.S.A. 45:5B-7 (\$250.00)) but furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Ms. Angela Pantaleone and seconded by Mr. Jerry Speziale, the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

8. A request received from Ms. Linda Karas, Robert Fiance Beauty Schools, 312 State Street, Perth Amboy, New Jersey 08861 for approval of an addition of class hours for her manicuring and skin care programs for all of her school locations (Perth Amboy, West New York, North Plainfield and Pitman) was presented to the Board for consideration.

Upon motion made by Ms. Frances Tomeo and seconded by Ms. Angela Pantaleone, the Board approved the addition of the class hours as requested. The motion passed unanimously.

9. A request from Mr. Kevin Perneta, Director, Empire Education Group for Board approval for his schools to provide the student textbooks in an electronic format was presented to the Board for consideration.

Upon motion made by Ms. Frances Tomeo and seconded by Ms. Angela Pantaleone, the Board approved the request for student textbooks to be provided in an electronic format. The motion passed unanimously.

10. A request from Mr. Kevin Pernet, Director, Empire Education Group for Board approval to convert student files and other pertinent documents into electronic form was presented to the Board for consideration.

Upon motion made by Ms. Frances Tomeo and seconded by Ms. Angela Pantaleone, the Board approved the request to convert student files and other pertinent documents into electronic form. The motion passed unanimously.

VII OLD BUSINESS

VIII NEW BUSINESS

Committee Reports

Examination & Sites:

Ms. Janice Alvarez stated that the Committee is planning to meet with partner states to see how they handle the function of the practical test by eliminating live models.

Education & Public Relations:

Ms. Angela Pantaleone reported that all Committee work is up to date.

Violations:

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

Legislation:

Ms. Maria Cruz Denzer reported that all committee work is up to date.

School & Department of Education Liaison:

Ms. Frances Tomeo stated that all committee work is up to date

Regulatory Committee:

Ms. Angela Pantaleone reported that all Committee work is up to date.

Special Committee Assignments:

No report

IX EXECUTIVE SESSION

The Board adjourned the Public Session and moved to the Executive Session for advice of counsel and review of open matters (investigations and deliberations). When and if action is taken, it will be reported in Public Session.

11:00 AM IMO Sherry I. Mayle

Upon motion made by Mr. Joseph Santagata and Mr. Jerry Speziale, the Board did not take any action against Ms. Mayle's license provided she have no further contact with the criminal justice system. The motion passed unanimously.

X ADJOURNMENT

Upon motion made by Mr. Joseph Santagata and seconded by Mr. Jerry Speziale, the meeting was adjourned at 2:20 P.M.. The motion passed unanimously.

JANICE ALVAREZ, Board Chairperson

Countersigned:

JAY A. MALANGA, Executive Director