

MINUTES
REGULAR MONTHLY MEETING
BOARD OF COSMETOLOGY AND HAIRSTYLING
124 HALSEY STREET - 6TH FLOOR
NEWARK, NEW JERSEY 07102
NOVEMBER 18, 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. 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. Ronald Jerome Brown was absent.

Also in Attendance:

Ms. Gracinda Almeida, Administrative Assistant, Ms. Marisol Rodrigues, Office Supervisor and Ms. Yolanda Morales, Principal Clerk Transcriber.

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.

Mr. Chris Jones indicated that the Board's counsel was not present but was available by phone.

III APPROVAL OF MINUTES (OPEN & CLOSED)

Upon motion made by Mr. Jerry Speziale and seconded by Ms. Janice Alvarez, the Executive Director's report, Committee reports and Minutes of the regular monthly meeting held October 14, 2008 are accepted as read. The motion passed unanimously.

IV PUBLIC PARTICIPATION SESSION

Mr. Ray Testa and Ms. Darlene Fox was in attendance and greeted the Board.

V EXECUTIVE DIRECTOR'S ANNOUNCEMENTS

Mr. Malanga distributed a copy of the Minutes of the meeting of The National Association of Barber Boards of America and additional information received on fish pedicures.

VI FOR BOARD CONSIDERATION

1. Correspondence received from Mr. John Wynn timer, Sales Coordinator, Ultra, Distributed by Denco Division Belcam Inc., Box 38, Rouses Point, New York 12979 in connection with a product of theirs called Denco Easy Grip Foot Smoother was presented to the Board for consideration.

The Board examined the product and stated that it did not endorse any products but did not see a problem

with the use of it in the licensed salon as long as it was properly sanitized after each use according to Board regulations.

2. Senate, No 2187 exempts persons in braiding hair from cosmetology & hairstyling licensing requirements was presented to the Board for consideration.

In its deliberation on this matter, the Board pointed out that it has had numerous discussions on braiding before and has always felt that it should be regulated by the Board and that it does fall under the definition of cosmetology and hairstyling. Also due to the numerous complaints the board receives on braiding issues the Board indicated the practice required oversight.

Upon motion made by Mr. Jack Fornaro and seconded by Mr. Anthony Monaco, the Board is opposed to this bill for the reasons discussed. The motion passed unanimously.

3. Correspondence received from Mr. Jeffrey S. Mickelsen in connection with his conviction of various criminal offenses and his desire to start a term of training as a cosmetologist-hairstylist in December 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. Jeffrey S. Mickelsen is to be allowed to sit for examination upon successful completion of training provided he have no further contact with the criminal justice system. The motion passed unanimously.

4. Correspondence received from Ms. Rachel Dimiceli, 5 Butternut Road, Randolph, New Jersey 07869 in connection with her criminal background information and her application to take the cosmetologist-hairstylist examination was presented to the Board for consideration.

After careful consideration, upon motion made by Ms. Janice Alvarez and seconded by Mr. Joseph Santagata, Ms. Rachel Dimiceli is to be allowed to sit for examination provided she submit a copy of her successful completion of PTI and that she have no further contact with the criminal justice system. The motion passed unanimously.

5. Correspondence received from Ms. Angeline J. Vanaman, t/a Creative Touch Salon, 800 Radio Road, Little Egg Harbor, New Jersey in connection with the outstanding penalty assessed against her in the amount of \$350.00 for the alleged violations resulting out of an inspection of her shop on July 11, 2007 was presented to the Board for consideration. She admitted to the charge of N.J.A.C. 13:28-2.12(a)3 and has paid that penalty (\$50.00) and would like to waive her right to a hearing on the other charges but has furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Mr. Jerry Speziale and seconded by Mr. Anthony Monaco, the Board rescinds the fine of \$50.00 for violation of N.J.A.C. 13:28-2.5(b) but the fine of \$250.00 for violation of N.J.S.A. 45:5B-13(e) stands. The motion passed unanimously.

Ms. Janice Alvarez stated that the illegal services listed on the price list should be addressed in the letter.

6. Correspondence received from Mr. Nguyen Thanh Mach in connection with the outstanding penalty assessed against him 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 Celebrity Nails, 2701 Route 42, Sicklerville, New Jersey on May 25, 2007 was presented to the Board for consideration. He indicated that he would like to waive his right to a hearing but has furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Ms. Janice Alvarez and seconded by Mr. Jack Fornaro, the fine stands. The motion passed unanimously.

7. Correspondence received from Ms. Jun Mi Park 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-7 at All About Nails, 258 Old River Road, Edgewater, New Jersey on April 10, 2008 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but has furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Mr. Jack Fornaro and seconded by Ms. Janice Alvarez, the fine stands with a payment plan. The motion passed unanimously.

8. Correspondence received from Ms. Cheryl A. Lee 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 Zion Salon & Spa, 1361 Fairview Boulevard, Unit L., Delran, New Jersey on December 4, 2007 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but has furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Ms. Janice Alvarez and seconded by Mr. Jack Fornaro, the fine stands. The motion passed unanimously.

The Board directed that Brazilian waxing be addressed in Ms. Lee's letter.

9. Correspondence received from Mr. Hae K. Lee, t/a Clover Beauty Salon, 363 B Avenel Street, Avenel, New Jersey in connection with the outstanding penalties assessed against him in the amount of \$2,700.00 for the alleged violations resulting out of an inspection of his shop on July 26, 2007 was presented to the Board for consideration. He indicated that he would like to waive his right to a hearing but has furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Mr. Jack Fornaro and seconded by Ms. Janice Alvarez, the fine stands. Ms. Hae Lee is to be offered a payment plan. The motion passed unanimously.

10. 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

Annie Chen
Erica Slade t/a Artists in Motion
Mbaye Diass t/a Baba African Hair Braiding
Heriberto Carrion
Ji Eun Bae
Johanny Calderon
Kofi J. Campbell
Lauren Sepulveda
Luis F. Celis
Mariana Bah
Ruddy German t/a Maritza Unisex Salon
Mayra Calle
Moon F. Tran
Pedro D. Chaves
Roland Collins
Scott Skuzinsky, President t/a Salon FX License #WD23266
Silvia Banegas
Sonia Baher
Sook Cha-Shin
Stephanie Lynn Banacky

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

Upon motion made by Mr. Joseph Santagata and seconded by Mr. Jack Fornaro, the Board authorizes the issuance of Default letters as indicated above. The motion passed unanimously.

11. The following Uniform Penalty Letters (UPLs) are recommended for administrative closure due to, including but not limited to, the age of the matter, incorrect address, no forwarding address for the business or licensee, and limited information on the licensee.

NAME DATE OF ISSUE AMOUNT

Laly Castillo Newark, NJ 02/18/93 \$150.00

Angelica Castaneda Union City, NJ 05/04/00 \$150.00

Angela Castillo Harrison, NJ 03/10/00 \$150.00

Diane M. Cassibba Elizabeth, NJ 11/10/93 \$1,500.00

Jose & Maria Melcarejo T/A Casa Maria Jersey City, NJ 11/10/82 \$350.00

Elizabeth Cartreco West New York, NJ 11/09/00 \$150.00

Shonda Carter Orange, NJ 11/04/93 \$150.00

April Carter Jersey City, NJ 06/12/00 \$150.00

Ahmee D. Carter Wilmington, DE 10/15/97-05/13/96 \$400.00

Karen L. Carroll Ocean View, NJ 12/09/93 \$500.00

Leroy Carrington Orange, NJ 04/01/93 \$150.00

Alicia Carrillo Newark, NJ 12/29/00 \$150.00

Claudia Carreno Paterson, NJ 06/25/03 \$300.00

Mercede Carrasquillo Newark, NJ 04/10/96 \$150.00

Kendall Corbin Mount Holly, NJ 02/17/00 \$150.00

Jamie Eudosio Zuniga Cardons Atlantic City, NJ 11/29/01 \$300.00

Rosario Cardoso Newark, NJ 08/30/94 \$150.00

Carl Carmen Orange, NJ 04/15/94 \$150.00

Corey L. Carmichael Camden, NJ 03/24/95 \$150.00

Amnon Caro Wildwood, NJ 01/0700 \$150.00

Leydy Carpio Jersey City, NJ 05/02/95 \$150.00

Victor Manuel Carpio Wayne, NJ 09/18/96 \$1,000.00

Linda Paretti T/A Carolyn's Salon Elmwood Park, NJ 06/14/91 \$100.00

Teresa Crutcher Marietta, GA 11/08/02 \$250.00
Melvin Cordero Newark, NJ 06/14/05 \$300.00
Mariam Coulibaly Jersey City, NJ 06/18/96 \$150.00
Raymond Covington East Orange, NJ 04/21/99 \$1,000.00
Anne Bissell Cox Fort Dix, NJ 09/11/97 \$150.00
Lourdes Coyotl Newark, NJ 01/25/96 \$150.00
Pablo R. Crespo Trenton, NJ 06/14/02-07/09/02 \$2,800.00
Valerie Criss Toms River, NJ 04/26/99 \$150.00
Jennifer Cruz Newark, NJ 02/17/04 \$300.00
Marisol Cruz West New York, NJ 03/19/03 \$300.00
Reyna Cruz New York, NY 03/31/04 \$300.00
Cecil B. Crayne Burlington, NJ 03/19/96-11/28/94 \$400.00
Flora Creadle Lakewood, NJ 08/21/02 \$300.00
Frank Killino T/A Creative Braids Wildwood, NJ 11/16/01 \$800.00
Rey Jaquez T/A Cristobal Barber Shop (aka, Veneno Barber Shop) Passaic, NJ 11/26/02 \$1,100.00
Daysi A. Cruz Passaic, NJ 08/02/01 \$2,500.00
Denisse Cruz New York, NY 07/08/04 \$300.00
Brothers Enterprise T/A California Hair Wraps Location 3801 Wildwood, NJ 11/16/01 \$800.00
Brothers Enterprise T/A California Hair Wraps Location 3367 Wildwood, NJ 11/16/01 \$800.00
Mama Camana Newark, NJ 03/09/95 \$150.00
Bernice Laverne Campfield Pleasantville, NJ 05/20/96 \$150.00
Tran Can Ventnor, NJ 03/13/03 \$300.00
Nguyet Thu Cao Jackson, NJ 09/22/99 \$250.00
Briana Capozzoli Newton, NJ 05/16/91 \$150.00
Nancy Cappuccio Butler, NJ 08/27/93 \$1,000.00
Kate Capra Jersey City, NJ 04/13/87 \$150.00

Upon motion made by Ms. Janice Alvarez and seconded by Mr. Jack Fornaro, the above listed matters are to be administratively closed. The motion passed unanimously.

12. Correspondence received from Mr. Charlie Matthews and Mr. Steve Slebodnik, Owners, C.A.T. Salon Products, LLC, 137 W McClain, Belle Vernon, PA 15012 in connection with a product for Board review

and approval. Said product will be used as a substitute for a towel or neck strip.

After careful consideration, the Board finds that this product does not substitute for the neck strip. Additionally, it stated that it did not endorse any products, but that they did not find any reason to disprove this product provided they still equip the customer with a sanex strip. The motion passed unanimously.

VII EXECUTIVE SESSION

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

Upon motion made by Mr. Jack Fornaro and seconded by Mr. Jerry Speziale, the Board returned to Open Session to announce its decision. The motion passed unanimously.

Upon motion made by Mr. Jerry Speziale and seconded by Ms. Janice Alvarez, the Board withholds decision on this matter pending a copy of Ms. Wang's divorce financial disclosure and a letter from her probation officer stating that she is in compliance. The motion passed unanimously.

VIII OLD BUSINESS

IX NEW BUSINESS

Mr. Chris Jones reminded the Board Members that next month would be elections for chairman and vice chairman.

X ADJOURNMENT

Upon motion made by Ms. Janice Alvarez and seconded by Mr. Joseph Santagata, the meeting was adjourned at 2:30 P.M.. The motion passed unanimously.

CHRIS JONES, Chairman

Countersigned:

JAY A. MALANGA, Executive Director