

**MINUTES  
REGULAR MONTHLY MEETING  
BOARD OF COSMETOLOGY AND HAIRSTYLING  
124 HALSEY STREET - 6TH FLOOR  
NEWARK, NEW JERSEY 07102  
DECEMBER 11, 2007  
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. 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. Anthony Monaco 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 13, 2006 and was posted in the Office of the Board of Cosmetology and Hairstyling on December 13, 2006.

**III APPROVAL OF MINUTES (OPEN & CLOSED)  
& Approval of Committee 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 (including committee minutes) of the regular monthly meeting held November 13, 2007 are accepted as read. The motion passed unanimously.

**IV PUBLIC PARTICIPATION SESSION**

Mr. Raymond Testa stated that he submitted information to the Board office that he would like to be placed on the agenda.

**V EXECUTIVE DIRECTOR'S ANNOUNCEMENTS**

Mr. Malanga distributed information to the Board including a copy of a newspaper article submitted by Mr. Patrick McNally on African-American barbers add health services, a copy of NCEA newsletter and a copy of the NIC Bulletin.

**VI FOR BOARD CONSIDERATION**

1. Pursuant to N.J.S.A. 45:5B-5, the Board is asked to elect from it's membership a chairperson and a vice chairperson to serve for the period of January 1, 2008 to December 31, 2008.

Mr. Joseph Santagata nominated Mr. Chris Jones for chairman and the nomination was accepted.

Mr. Chris Jones asked whether there were any other nominations.

Mr. Jack Fornaro nominated Ms. Janice Alvarez, but Ms. Alvarez declined the nomination.

A motion was made by Mr. Joseph Santagata and seconded by Mr. Jerry Speziale to close the nomination for chairman position. The motion passed unanimously.

Upon motion made Mr. Joseph Santagata and seconded by Mr. Ronald Brown, the nomination for chairman position was presented to the Board for a vote. The motion passed unanimously.

The Board voted unanimously to re-elect Mr. Chris Jones to serve for a second term.

Mr. Jerry Speziale nominated Mr. Anthony Monaco for vice chairman position.

Mr. Chris Jones informed the Board that Mr. Monaco had previously submitted a letter of acceptance if he was nominated.

Mr. Chris Jones asked whether there were any other nominations but there were none.

A motion was made by Mr. Joseph Santagata and seconded by Mr. Jerry Speziale to close the nominations for vice chairman position. The motion passed unanimously.

Upon motion made Mr. Joseph Santagata and seconded by Mr. Ronald Brown, the nomination for vice chairman position was presented to the Board for a vote. The motion passed unanimously.

The Board voted unanimously to re-elect Mr. Chris Jones to serve for a second term.

2. Pursuant to N.J.S.A. 10:4-6, the Board is asked to establish and file with the Secretary of State an Annual Notice Schedule for the period of January 1, 2008 through December 31, 2008.

Upon motion made by Mr. Ronald Brown and seconded by Mr. Jerry Speziale, the regular monthly meetings of the Board for the period of January 1, 2008 through December 31, 2008 are to be conducted on the second Tuesday of each month (unless there is any conflict with state holidays, then to conduct the meeting the following Tuesday); and Mr. Jay Malanga is to file the required Annual Notice Schedule with the Secretary of State. The motion passed unanimously.

3. Assembly No. 4455 provides for licensure of massage and bodywork therapists and registration of their employers was presented to the Board for comment.

The Board is concerned with page 6, 13 (b) and (c) in that a person should not be allowed to get a temporary license while in this state temporarily, either they are licensed or not and in item (c) it reads as if massage & bodywork therapists could only do massage to the feet, hands and head.

Upon motion made by Mr. Jack Fornaro and seconded by Ms. Janice Alvarez, the Board is in favor of Assembly Bill No. 4455 with the comments subject to the Division overall position. The motion passed unanimously.

4. Correspondence received from Ms. Amparo Franco, t/a Premier Hair Styling, 407 45th Street, Union City, New Jersey in connection with the outstanding penalties assessed against her in the amount of \$500.00 for the alleged violations resulting out of an inspection of her shop on December 21, 2006 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.

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

5. Correspondence received from Ms. Terri A. Hunsicker, t/a Time-Out Full Service Salon, 35 Fourth Avenue, Roebling, New Jersey 08554 in connection with the outstanding penalties assessed against her in the amount of \$250.00 for the alleged violations resulting out of an inspection of her shop on September 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.

Mr. Chris Jones felt that Ms. Hunsicker's explanation was credible.

In the Board's deliberation on this matter, the Board pointed out that if the inspector had not gone in and cited the violations, they may have continued to operate in that manner and that it was only after the investigation was done that the repairs took place.

Upon motion made by Mr. Jack Fornaro and seconded by Ms. Janice Alvarez, the fine stands. Mr. Chris Jones opposed the motion, but the motion passed.

6. Correspondence received from Mr. Frank Sisinni, t/a Reflections, 860 Fisher Boulevard, Toms River, New Jersey in connection with the outstanding penalties assessed against her in the amount of \$900.00 for the alleged violations resulting out of an inspection of her shop on May 18, 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.

After careful consideration, upon motion made by Mr. Jack Fornaro and seconded by Ms. Janice Alvarez, the fine stands with a payment plan of \$300.00 per month. The motion passed unanimously.

7. Correspondence received from Mr. Paul Fernandez, Esquire on behalf of his client, Ms. Luz Guillen in connection with the outstanding penalty assessed against her in the amount of \$2,700.00 for the alleged violations resulting out of an inspection of her shop, Intuition Beauty Salon, 22-24 Broadway, Fair Lawn, New Jersey on April 12, 2007 was presented to the Board for consideration. He indicated that Ms. Guillen would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

In its discussion on this matter, the Board pointed out that Ms. Guillen accepted the client and performed the service.

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

8. Correspondence received from Ms. Ohenewa Ziah, t/a D & B African Hair Braiding Salon, 77 17th Avenue, Newark, New Jersey 07105 in connection with the outstanding penalties assessed against her in the amount of \$250.00 for the alleged violations resulting out of an inspection of her shop on November 1, 2006 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.

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

9. Correspondence received from Ms. Linda Karas, Associate Director, New Horizons Institute of Cosmetology, 5518 Bergenline Avenue, West New York, New Jersey in connection with her desire to obtain Board approval for the change of class schedule for New Horizons Institute of Cosmetology was presented to the Board for consideration.

Upon motion made by Mr. Jack Fornaro and seconded by Mr. Jerry Speziale, the class schedule submitted for New Horizons Institute of Cosmetology is approved. The motion passed unanimously.

10. Correspondence received from Mr. Kevin Pernet, Director of Licensing and Accreditation, Empire

Education Group, 396 Pottsville-St. Clair Highway, PO Box 2002, Pottsville, PA in connection with the trial period of his six-week registration cycle program and his desire to proceed with the six-week cycle on a permanent basis and has submitted the dates for calendar year 2008 for Board approval was presented to the Board for consideration.

Mr. Jay Malanga indicated that to date there has been no difficulty at the Board office with the six-week cycle.

Upon motion made by Ms. Janice Alvarez and seconded by Mr. Jack Fornaro, the Board approved the six-week cycle for European Academy of Cosmetology, Concorde School of Hair Design, Bloomfield & Ocean, Natural Motion Institute of Hair Design and Empire Beauty Schools, Cherry Hill, Bordentown and Laurel Springs and approved the schedule of start dates for 2008. The motion passed unanimously.

#### 11. 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

Luis M. Cartagena Choon S. Horge  
Fatima R. Castellano Mira Park  
Cristian Corona Maria Pichisaca  
Pedro Gordillo Maria Lizarazo, t/a Illusion Spa(WM002292)  
Amina Hamady Deung Ho Lim, t/a Yume Nail(WM01944)

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

The Board's counsel asked that the Board withdraw the above listed items from the agenda to be replaced by the items in the supplemental agenda for Board review.

Upon motion made by Mr. Ronald Brown and seconded by Mr. Jerry Speziale, item 11 of the Agenda is to be replaced with item 1 of the Agenda Supplement. The motion passed unanimously.

#### 12. IMO Book II Im

The Provisional Orders of Discipline (POD) was issued and no written response from Respondent has been received by the Board to date. This matter was subject to finalization 30 days after issuance. The Attorney General seeks the entry of a Final Order of Discipline with modification.

Upon motion made by Ms. Janice Alvarez and seconded by Mr. Ronald Brown, the Board approves the entry of a Final Order of Discipline with modification. The motion passed unanimously.

#### 13. IMO Anne Hi Soon Lee

The Provisional Orders of Discipline (POD) was issued and no written response from Respondent has been received by the Board to date. This matter was subject to finalization 30 days after issuance. The Attorney General seeks the entry of a Final Order of Discipline with modification.

Upon motion made by Ms. Janice Alvarez and seconded by Mr. Ronald Brown, the Board approves the entry of a Final Order of Discipline with modification. The motion passed unanimously.

### **AGENDA SUPPLEMENT**

#### 1. 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

Kevin Powell, t/a Superior Image Barber & Beauty Salon (unlicensed)  
Ramona Romero, t/a Be You Beauty (WD018081)  
Trang Mai Thi Tran, t/a Nails 4 U II (WM001445)  
Ganeshan Harichandran & Terri Bond Harichandran  
t/a Terri & G's Hair Zone (unlicensed)  
Orazio & Ernesto Renda, t/a Act II (WD19099)  
James McAnny, t/a Washington Barber Shop (unlicensed)  
Cuong Nguyen, t/a The Groove (WD023109)  
Ramona Rodriguez, t/a Alter Ego Professional Hair Spa (WD26266)  
Avis B. Harold, t/a Avi's Heavenly Styles (WD025167)  
Dulce Espailat, t/a Dulce's Beauty Salon Unisex (WD023558)  
Maria Lizarazo, t/a Illusion Spa (WM002292)  
Deung Ho Lim, President, t/a Yume Nail (WM01944)

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. Jerry Speziale, the Board authorizes the issuance of Default letters as indicated above. The motion passed unanimously

## **VII EXECUTIVE SESSION**

11:00 A.M. Investigative Inquiry

Mr. Patrick McNally called for Ms. Eun H. Lim allowed in the hallway and there was no response, it being 11:36, upon motion made by Mr. Jerry Speziale and seconded by Mr. Jack Fornaro, the matter is to be scheduled peremptorily for the next meeting. The motion passed unanimously.

## **VIII OLD BUSINESS**

Mr. Chris Jones stated that Mr. Malanga would be making a statement with regard to Mr. Testa's e-mail request on computer based testing (CBT) and early testing.

Mr. Jay Malanga stated that on the CBT initiative, the matter has been submitted to the Division of Purchase and Procurement and it will take its course. Regarding the early testing initiative, the Board finds that after careful analysis and review, the initiative would add another layer to the application process. This inevitably would put more stress on our already downsized office staff and reduced resources. Therefore, due to logistical problems and difficulties, the Board is not able to handle this initiative at this time.

## **IX NEW BUSINESS**

### **COMMITTEE REPORTS**

Public Relations

No report was given.

School

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

Legislation

Mr. Chris Jones reported that Carlo has e-mailed him that all committee work is up to date.

#### Regulatory

Mr. Chris Jones reported that the committee has met and covered a substantial portion of the regulation. The committee will continue to meet to complete the process.

#### Examination & Sites

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

#### Violation

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

### **X ADJOURNMENT**

Upon motion made by Mr. Jack Fornaro and seconded by Mr. Jerry Speziale, the meeting was adjourned at 3:00 P.M.. The motion passed unanimously.

Christian R. Jones, Chairman

Countersigned:

JAY A. MALANGA, Executive Director