

# MINUTES

FLORIDA BARBERS' BOARD  
TAMPA MARRIOTT WESTSHORE  
1001 N. WESTSHORE BLVD.  
TAMPA, FLORIDA 33607

Sunday, January 22, 2017

The Florida Barbers' Board meeting was called to order at approximately 9:00 a.m., by Mr. Bill Gilbert, Chair.

## **Board Members Present**

Bill Gilbert, Chair  
Monica Smith, Vice Chair  
Edwin Stewart  
Veronica Wold  
Michelino Nibaldi  
Antonett Munchalfen

## **Board Members Absent**

Lionel Rodriguez

## **Other Persons Present**

Julie Rowland, Government Analyst, Department of Business and Professional Regulation (DBPR)  
Marlene Stern, Assistant Attorney General, Office of the Attorney General  
Dillon Jess, Assistant General Counsel, Office of the General Counsel, DBPR  
Liz Nieves, Court Reporter  
Josue Sanchez  
Robert Batista  
Maxmillian Littman  
Eduardo Gomez  
Maya Thomas  
Victor Colon  
Josue Torres Resto

The meeting was opened with a roll call and a quorum was established. The Board excused the absence of Mr. Lionel Rodriguez from the meeting.

## **APPROVAL OF MINUTES**

The Board approved the minutes from the October 17, 2016, Board meeting.

## **DISCIPLINARY MATTERS**

### **Informal Hearing**

Mr. Dillon Jess, Assistant General Counsel, presented the following cases for consideration by the Board. The Board found that the Respondents were properly served with the Administrative Complaint, that there was competent and substantial evidence to support the allegations as set forth in the Administrative Complaint and adopts them as the findings of fact and conclusions of law of the Board and imposed the penalties shown below:

- Anthony Arguinzoni; Kissimmee; Case No. 2015049623  
\$500 fine and \$232.63 costs to be paid within six months
- UpNorth Cutmasters; Margate; Case No. 2016022818

\$500 fine and \$67.19 costs to be paid within six months

- Moises Torres; Coconut Creek; Case No. 2016022815  
\$500 fine and \$75.52 costs to be paid within six months

### **Motion for Waiver of Rights and Final Order**

Mr. Jess presented the following cases for consideration by the Board. The Board found that the Respondents were properly served with the Administrative Complaint, the Respondents failed to respond within 21 days thereby waiving their right to elect a hearing in this matter, that the Board accept the allegations as stated in the Administrative Complaint and adopt them as the findings of fact and conclusions of law of the Board and imposed the penalties shown below:

- Juan Pablo Agredo Mendoza; Naples; Case No. 2016001595  
\$500 fine and \$240.91 costs to be paid within six months
- Supremacy Cutz; Orlando; Case Nos. 2016008212, 2015047594 & 2015047047  
\$500 fine and \$803.01 costs to be paid within six months
- Michael Denton Torres; Kissimmee; Case No. 2015051129  
\$500 fine and \$243.13 costs to be paid within six months
- Pedro Ruiz-Aviles; Orlando; Case No. 2015049999  
\$500 fine and \$262.63 costs to be paid within six months
- The Spot Barbershop; Miami; Case No. 2016019922  
\$1,000 fine and \$43.45 costs to be paid within six months
- Xavier Vega Roman; Port St. Lucie; Case No. 2016004923  
\$500 fine and \$130.13 costs to be paid within six months
- Ramon Rodriguez Arroyo; Port St. Lucie; Case No. 2016004930  
\$500 fine and \$132.73 costs to be paid within six months
- Fades to Fro's Barbershop; Orlando; Case No. 2016000926  
\$500 fine and \$426.16 costs to be paid within six months
- SWAG Upscale Men's Barbershop; West Palm Beach; Case No. 2016035459  
\$500 fine and \$134.73 costs to be paid within six months
- Hall of Fame Barbershop X; Coral Springs; Case No. 2016030963  
\$800 fine and \$121.57 costs to be paid within six months

### **Settlement Stipulation**

Mr. Jess presented the following case for consideration by the Board. The Board moved to adopt the Stipulation of the parties as the Board's final action in this matter and incorporate it and all of its terms into a final order and imposed the penalties shown below:

- SND Signature Cut & Salon; Miramar; Case No. 2016021041  
\$300 fine and \$117.06 costs to be paid within six months

### **Voluntary Relinquishment**

- Robert Batista; Weston; Case No. 2016030735  
Voluntary relinquishment of license BR4247

### **Department Attorney Report**

Mr. Jess informed the Board that as of January 10, 2017, there were 55 open barber cases in the legal section.

## **APPLICATIONS**

### **Licensure Applications**

#### **Informal Hearing**

##### Victor Colon

Mr. Colon was present for the meeting and was sworn in by Ms. Liz Nieves, Court Reporter. Ms. Julie Rowland, Government Analyst, informed the Board that the application was denied at the October 16, 2016, Board meeting, based on unverifiable documentation. After review, Mr. Eddie Stewart moved to approve the application. Ms. Veronica Wold seconded the motion and the motion passed unanimously.

##### Saul Reyes Rivera

Mr. Rivera was not present for the meeting. Ms. Rowland informed the Board that the application was denied at the October 16, 2016, Board meeting, based on unverifiable documentation. After review, Mr. Stewart moved to approve the application. Ms. Wold seconded the motion and the motion passed unanimously.

#### **Initial Review**

##### Warren Fournier

Mr. Fournier was not present for the meeting. After review, Mr. Stewart moved to approve the application with the following contingency: all outstanding fines and costs must be paid in full prior to licensure. Ms. Wold seconded the motion and the motion passed unanimously.

##### Melvin Alvarez

Mr. Alvarez was not present for the meeting. After review, Vice Chair Monica Smith moved to approve the application. Mr. Stewart seconded the motion and the motion passed unanimously.

##### Akeem Johannes / Virgin Islands

Mr. Johannes was not present for the meeting. After review, Ms. Wold moved to deny the application as the application fails to demonstrate that the applicant meets the requirements of Section 476.144(6), Florida Statutes, and Rule 61G3-16.005, Florida Administrative Code. Mr. Michelino Nibaldi seconded the motion and the motion passed unanimously.

##### David Huls

Mr. Huls was not present for the meeting. After review, Vice Chair Smith moved to deny the application based on the noted criminal history. Mr. Nibaldi seconded the motion and the motion passed unanimously.

##### Maxmillion Littman

Mr. Littman was present for the meeting and was sworn in by the Court Reporter. After review, the Board tabled the application until the April 23, 2017, Board meeting. Mr. Littman verbally waived the deemer clause to afford him time to resolve the noted criminal history.

##### Anthony Ortiz Quinones

Mr. Quinones was not present for the meeting. After review, Mr. Stewart moved to approve the application with the following contingency: submit a current HIV/AIDS course completion certificate. Ms. Wold seconded the motion and the motion passed unanimously.

Josue Torres Resto

Mr. Resto was present for the meeting and was sworn in by the Court Reporter. After review, Mr. Stewart moved to approve the application. Ms. Wold seconded the motion and the motion passed unanimously.

Eduardo Gomez

Mr. Gomez was present for the meeting and was sworn in by the Court Reporter. After review, Mr. Stewart moved to approve the application with the following contingency: submit a current HIV/AIDS course completion certificate. Ms. Wold seconded the motion and the motion passed unanimously.

Felix Diaz

Mr. Diaz was not present for the meeting. After review, Mr. Stewart moved to approve the application with the following contingency: submit a current HIV/AIDS course completion certificate. Ms. Wold seconded the motion and the motion passed unanimously.

Jonathan Cintron / North Carolina

Mr. Cintron was not present for the meeting. After review, Mr. Nibaldi moved to deny the application based on discrepancies in the documentation provided. Ms. Wold the motion and the motion passed unanimously.

Josue Sanchez Ortiz

Mr. Ortiz was present for the meeting and was sworn in by the Court Reporter. After review, Ms. Wold moved to approve the application. Vice Chair Smith seconded the motion and the motion passed unanimously.

**OTHER BUSINESS**

**Board Attorney Report**

Rule 61G3-21.012, Florida Administrative Code – Notice of Non-Compliance

Ms. Marlene Stern, Assistant Attorney General, informed the Board that the amendment will be effective on February 7, 2017.

**Executive Director Report**

Financial Report for Period Ending September 2016

Ms. Rowland reported that the balance in the Board's operating account as of September 30, 2016, was over \$2.7 million, and the balance in their unlicensed activity account was over \$300,000 for the same period.

**Correspondence**

Complaints and Investigative Statistics – July 2016 – November 2016

Ms. Rowland informed the Board that the Complaints and Investigative Statistics Report was included in the agenda for informational purposes.

Barber Examination Summary – January 2015 – November 2016

Ms. Rowland informed the Board that the Barber Examination Summary was included in the agenda for informational purposes.

**Dates and Locations of Future Meetings**

April 23, 2017 – Fernandina Beach  
July 16, 2017 – Celebration  
October 15, 2017 – Hutchison Island  
January 22, 2018 – Destin

**ADJOURNMENT**

There being no further business, the meeting was adjourned at approximately 12:45 p.m.