

# MINUTES

## FLORIDA BOARD OF COSMETOLOGY TELEPHONE CONFERENCE CALL MEETING

Monday, January 11, 2021

The Board of Cosmetology meeting was called to order at approximately 9:00 a.m., by Ms. Rhonda Griffis, Chair.

### **Board Members Present**

Robin Tabano  
Rhonda Griffis, Chair  
Stephania Streit  
Fran Poppell

### **Board Members Absent**

Adrienne Harvey (excused)  
Laurel Candelario (excused)  
Jared Sutherland (excused)

### **Other Persons Present**

Krista Woodard, Executive Director, Department of Business and Professional Regulation (DBPR)  
Julie Rowland, Government Analyst, DBPR  
Lynette Norr, Assistant Attorney General, Office of the Attorney General  
Crystal Stephens, Assistant General Counsel, Office of the General Counsel, DBPR  
Goliath Davis, Assistant General Counsel, Office of the General Counsel, DBPR  
Skye Esry, Assistant General Counsel, Office of the General Counsel, DBPR  
Ray Convery, Court Reporter  
Trang Pham  
Genie Jean  
Kathy Oldham  
Monique Waters  
Amber Kirby  
Kerol Romeias  
Lisa Waltrip  
Fred Koberlein  
Garry Joinville  
Gladimya Demesmin  
Shana Kay Turner  
Linda Sue Fontenot  
Alexandria Proudfoot  
Lucinda Crowe Layne

The meeting was opened with a roll call and a quorum was established. The Board excused the absences of Ms. Adrienne Harvey, Mr. Jared Sutherland, and Ms. Laurel Candelario from the meeting.

## **DISCIPLINARY MATTERS**

### **Election of Waiver of Rights and Final Order**

Mr. Goliath Davis and Ms. Skye Esry, Assistant General Counsels, 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 these matters, that the Board accept the allegations as stated in the Administrative Complaints and adopt them as the findings of fact and conclusions of law of the Board and imposed the penalties shown below:

- LA Nails FWB and David Son; Shalimar; Case Nos. 2020003678 & 2019064091

\$500 fine and \$208.13 costs to be paid within six months

- Cong Pham; Riviera Beach; Case No. 2020014347  
\$146.49 costs only; reprimand of license FV9608193
- Kerol Romeias; Orlando; Case No. 2020004431  
\$1,000 fine and \$134.17 costs to be paid within six months
- Kendra McNish; Gainesville; Case No. 2020016665  
\$1,000 fine and \$236.84 costs to be paid within six months  
Reprimand of license HB14486
- Lisa Hill Waltrip; Lake City; Case No. 2020021828  
\$500 fine and \$280.77 costs to be paid within six months
- Oanh Nguyen; Tampa; Case No. 2020015660  
\$75.17 costs only; revocation of license FV9614868
- Phi Nguyen; Tampa; Case No. 2020015671  
\$95.59 costs only; revocation of license FV9613740
- Stay Sharp Lux; Boynton Beach; Case No. 2020041301  
\$550 fine and \$117.12 costs to be paid within six months

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

Mr. Davis and Ms. Esry presented the following cases for consideration by the Board. The Board found that the Respondents were properly served with the Administrative Complaint, and have elected to waive their rights to a hearing in these matters. The Board moved to 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:

- (KKK) Krispy Klean Kutz; Lauderdale Lakes; Case No. 2019012064  
\$250 fine and \$82.19 costs to be paid within six months
- Lien Thi Kim Pham; Lake Worth; Case No. 2020016649  
Reprimand of license FS907776
- Sinh Nguyen; Riverview; Case No. 2020015662  
\$84.39 costs only; revocation of license FV9614397
- Georgia Tolbert; West Palm Beach; Case No. 2020005103  
\$1,000 fine and \$162.83 costs to be paid within six months
- Dominic Cleveland; Altamonte Springs; Case No. 2020029173  
\$1,000 fine and \$284.85 costs to be paid within six months
- Bao Nguyen; Port Charlotte; Case No. 2020015667  
\$182.16 costs only; revocation of license FV9614039
- My Nguyen; Tampa; Case No. 2020015658  
\$252.96 costs only; revocation of license FS911744
- Nguyen Le; Miami; Case No. 2020016198  
\$150.44 costs only; revocation of license FV9617207

- Slay Queen Beauty Bar; Ft. Lauderdale; Case No. 2020017551  
\$500 fine and \$135.85 costs to be paid within six months
- Thi Nguyen; Tampa; Case No. 2020015868  
\$140.41 costs only; revocation of license FS913262
- Truc Nguyen; Tampa; Case No. 2020016157  
\$68.71 costs only; revocation of license FS911732
- Thi Nguyen; Riverview; Case No. 2020015860  
\$75.63 costs only; revocation of license FS913270
- Duc Nguyen; Tampa; Case No. 2020015871  
\$109.34 costs only; revocation of license FV9617591
- Lien Tran; Gibsonton; Case No. 2020016194  
\$70.21 costs only; revocation of license FB9771422
- Thi Tran; Miami; Case No. 2020016199  
\$55.66 costs only; revocation of license FS912776
- Thien Nguyen; Port Orange; Case No. 2020015519  
\$75.39 costs only; revocation of license FV9618144
- Quoc Nguyen; Tampa; Case No. 2020015492  
\$79.19 costs only; revocation of license FV9617861
- Prime Time Hair & Nails; Delray Beach; Case No. 2020037018  
\$800 fine and \$28.16 costs to be paid within six months  
Suspension of license CE9977033 until all prior fines and costs are paid in full
- Xuan Hong Le; Stuart; Case No. 2020036258  
\$850 fine and \$179.16 costs to be paid within six months  
Suspension of license FS903899 for six months
- Hien Nguyen; Tampa; Case No. 2020015442  
\$25.30 costs only; revocation of license FV9618152
- Minh Nguyen; Tampa; Case No. 2020015527  
\$92.52 costs only; revocation of license FV9617964
- Hoa Nguyen; Tampa; Case No. 2020015564  
\$71.44 costs only; revocation of license FV9618151
- Just4Body; Miami Lakes; Case No. 2020003498  
\$1,050 fine and \$66.59 costs to be paid within six months
- Tam Le; Tampa; Case No. 2020015462  
\$39.48 costs only; revocation of license FV9617833
- Derya Capollo; Ft. Lauderdale; Case No. 2020010926  
\$500 fine and \$82.56 costs to be paid within six months  
Suspension of license FS888640 for six months
- Lucy Barbosa; Hollywood; Case No. 2019063810  
\$154.80 costs only; revocation of license FS902203

- Exclusive Beauty Spa; Miami; Case No. 2020005468  
\$1,000 fine and \$43.56 costs to be paid within six months
- Minh Le; St. Petersburg Beach; Case No. 2020016203  
\$127.02 costs only; revocation of license FV9617227
- Long Tran; Gibsonton; Case No. 2020015856  
\$114.61 costs only; revocation of license FV9617851
- Trang Doan; Tampa; Case No. 2020016166  
\$83.26 costs only; revocation of license FV9616642
- Hang Do; St. Peter, Minnesota; Case No. 2020016208  
\$127.02 costs only; revocation of license FV9617293
- Sang Tran; Fruitland Park; Case No. 2020016165  
\$116.40 costs only; revocation of license FV9616593
- Toan Nguyen; Wesley Chapel; Case No. 2020015673  
\$35.13 costs only; revocation of license FV9613695
- Tu Nguyen; Tampa; Case No. 2020016210  
\$71.92 costs only; revocation of license FV911744

### **Settlement Stipulation**

Mr. Davis 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:

- Plush Nails & Day Spa; Oldsmar; Case No. 2020034191  
\$500 fine and \$82.36 costs to be paid within six months
- Anna Beckett; Delray Beach; Case No. 2020037966  
\$500 fine and \$89.18 costs to be paid within six months
- Polished Nail Spa; Palm Beach Gardens; Case No. 2020029818  
\$1,050 fine and \$154.62 costs to be paid within six months
- Vision Hair Beauty Salon; Miami; Case No. 2020034534  
\$150 fine and \$55.13 costs to be paid within six months
- Metro Nails and Spa; Stuart; Case No. 2020035845  
\$250 fine and \$142.50 costs to be paid within six months
- Star Nails; N. Lauderdale; Case No. 2020039138  
\$500 fine and \$50.50 costs to be paid within six months
- Dwayne Henderson; Vero Beach; Case No. 202006222  
\$800 fine and \$162.83 costs to be paid within six months

### **Motion for Informal**

Ms. Esry presented the following case for consideration by the Board. The Board found that the Respondent was properly served with the Administrative Complaint, and have elected to waive their

rights to a hearing in this matter. The Board moved to 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:

- Genie Jean; Miami; Case No. 2019044679  
\$500 fine and \$284.33 costs to be paid within six months

### **Department Attorney Report**

Ms. Esry informed the Board that as of December 3, 2020, there were 150 open cosmetology cases in the legal section.

## **APPLICATIONS**

### **Continuing Education Courses**

#### **Initial Review**

##### **Jumozy – Paraffin Treatments: Face & Décolleté 3 Hour Internet**

Ms. Kathy Oldham was present for the meeting. After review, the Board moved to approve the course.

##### **Jumozy – Paraffin Treatments: Hands, Feet and Back 3 Hour Internet**

Ms. Oldham was present for the meeting. After review, the Board moved to approve the course with the following contingency: add sentence that in Florida a cosmetologist can perform this service on the hands and feet, and a facial specialist can perform this service on the back. The correction must be submitted to the Executive Director within 30 days of the date of the order for approval.

##### **Jumozy – Anti-Aging Treatments for Combination Skin 2 Hour Internet**

Ms. Oldham was present for the meeting. After review, the Board moved to approve the course with the following contingency: strike references to “serrated edge”. The correction must be submitted to the Executive Director within 30 days of the date of the order for approval.

##### **Jumozy – Anti-Aging Treatments for Dry Skin 2 Hour Internet**

Ms. Oldham was present for the meeting. After review, the Board moved to approve the course.

##### **Jumozy – Anti-Aging Treatments for Oily Skin 2 Hour Internet**

Ms. Oldham was present for the meeting. After review, the Board moved to approve the course.

##### **Jumozy – Dry Room Treatments: Body Scrubs Part 1 3 Hour Internet**

Ms. Oldham was present for the meeting. After review, the Board moved to deny the course based on the course content being outside the scope of practice of Florida Board of Cosmetology licensees.

##### **Jumozy – Dry Room Treatments: Body Scrubs Part 2 3 Hour Internet**

Ms. Oldham was present for the meeting. After review, the Board moved to deny the course based on the course content being outside the scope of practice of Florida Board of Cosmetology licensees.

##### **Jumozy – European Facials Part 1 3 Hour Internet**

Ms. Oldham was present for the meeting. After review, the Board moved to approve the course.

##### **Jumozy – European Facials Part 2 3 Hour Internet**

Ms. Oldham was present for the meeting. After review, the Board moved to approve the course.

##### **Jumozy – European Facials Part 3 3 Hour Internet**

Ms. Oldham was present for the meeting. After review, the Board moved to approve the course.

Jumozy – Men’s Facial Techniques 4 Hour Internet

Ms. Oldham was present for the meeting. After review, the Board moved to approve the course.

Jumozy – Facial Equipment Techniques 5 Hour Internet

Ms. Oldham was present for the meeting. After review, the Board moved to approve the course.

Jumozy – Facial Techniques for Treating Acne 3 Hour Internet

Ms. Oldham was present for the meeting. After review, the Board moved to approve the course.

Jumozy – Advanced Chemical Peels: Beta Hydroxy Peels 2 Hour Internet

Ms. Oldham was present for the meeting. After review, the Board moved to approve the course.

Jumozy – Advanced Chemical Peels: Alpha Hydroxy Peels 2 Hour Internet

Ms. Oldham was present for the meeting. After review, the Board moved to approve the course.

Jumozy – Advanced Chemical Peels: Medical Grade Peels 2 Hour Internet

Ms. Oldham was present for the meeting. After review, the Board moved to deny the course based on the course content being outside the scope of practice of Florida Board of Cosmetology licensees.

Jumozy – Advanced Chemical Peels: Microdermabrasion Peels 2 Hour Internet

Ms. Oldham was present for the meeting. After review, the Board moved to approve the course.

Jumozy – Microdermabrasion: Crystal-Free Techniques 5 Hour Internet

Ms. Oldham was present for the meeting. After review, Ms. Oldham requested that the course application be tabled to the April meeting.

A Beauty School of Tampa – CE Course 10 Hour Internet

After review, the Board moved to deny the course based on incorrect information, incorrect references, outdated references, and grammatical errors.

A Beauty School of Tampa – CE Course 10 Hour Classroom

After review, the Board moved to deny the course based on incorrect information, incorrect references, outdated references, and grammatical errors.

Wax Unique – Dermaplane Pro Training 5.5 Hour Classroom

Ms. Monique Waters was present for the meeting. After review, the Board moved to approve the course with the following contingencies: strike references to “barbacide” and replace with “EPA disinfectant”, strike references to “needle sticks”, and remove all branding references from the course. The corrections must be submitted to the Executive Director within 30 days of the date of the order for approval.

Wax Unique – HIV/AIDS 1 Hour Internet

Ms. Waters was present for the meeting. After review, the Board moved to approve the course with the following contingency: strike references to “needle sticks”. The correction must be submitted to the Executive Director within 30 days of the date of the order for approval.

Wax Unique – OSHA .5 Hour Internet

Ms. Waters was present for the meeting. After review, the Board moved to approve the course with the following contingency: strike references to “MSDS” and replace with “SDS”. The correction must be submitted to the Executive Director within 30 days of the date of the order for approval.

Wax Unique – Sterilization and Sanitation 3 Hour Internet

Ms. Waters was present for the meeting. After review, the Board moved to approve the course with the following contingencies: strike references to “medical waste and contaminated sharps” from the course materials, strike references to “barbacide” and replace with “EPA disinfectant”. The corrections must be submitted to the Executive Director within 30 days of the date of the order for approval.

Hollywood Beauty Academy – Continuing Education Course 16 Hour Internet

After review, the Board moved to deny the course based on incorrect references to hair braiders, hair wrappers, and body wrappers, incorrect references to continuing education hours, Incorrect references on MMA in Florida, and incorrect references to safety data sheets.

Ross Beauty Academy – Cosmetology CE Course 10 Hour Internet

Ms. Amber Kirby was present for the meeting. After review, the Board moved to approve the course with the following contingencies: strike references to hair braiders, hair wrappers, and body wrappers, update hours of continuing education from 16 hours to 10 hours. The corrections must be submitted to the Executive Director within 30 days of the date of the order for approval.

#1 Premiere CE Advanced Associates – HIV/AIDS Renewal 2 Hour Internet

After review, the Board moved to approve the course.

Futura Career Institute – Florida Continuing Education Course 10 Hour Classroom

After review, the Board moved to approve the course.

Martell Beauty – Eyelash Course 8 Hour Classroom

After review, the Board moved to approve the course.

**RECESS**

There being no further business, the meeting was recessed at approximately 1:35 p.m.

**Tuesday, January 12, 2021**

The Board of Cosmetology meeting was called to order at approximately 9:00 a.m., by Ms. Rhonda Griffis, Chair.

**Board Members Present**

Rhonda Griffis, Chair  
Robin Tabano  
Stephania Streit  
Fran Poppell

**Board Members Absent**

Laurel Candelario (excused)  
Adrienne Harvey (excused)  
Jared Sutherland (excused)

**Other Persons Present**

Krisa Woodard, Executive Director, Department of Business and Professional Regulation (DBPR)  
Julie Rowland, Government Analyst, DBPR  
Lynette Norr, Assistant Attorney General, Office of the Attorney General  
Crystal Stephens, Assistant General Counsel, Office of the General Counsel, DBPR  
Goliath Davis, Assistant General Counsel, Office of the General Counsel, DBPR  
Skye Esry, Assistant General Counsel, Office of the General Counsel, DBPR  
Ray Convery, Court Reporter  
Zuleidy Diaz  
Yni Fernandez  
Rosali Fernandez Puche  
Delaquese Jernigan, Gadsden Correctional Facility  
Johnalyn Head, Gadsden Correctional Facility  
Juliana Spence  
Chenoa Townsend  
Misty Maynard  
Nancie Laventure  
Lisa Luft  
Janice Jordan  
Rachael Jones  
Michelle Beckner  
Ellaina Baker  
Christopher Ashton  
Linda Fontenot  
Petra Roebing  
Shana Kay Turner

The meeting was opened with a roll call and recessed until 11:00 a.m. in order to establish a quorum. The Board excused the absences of Ms. Adrienne Harvey, Mr. Jared Sutherland, and Ms. Laurel Candelario from the meeting.

**APPROVAL OF MINUTES**

The Board approved the minutes of the following Board meetings:

- May 18, 2020
- July 20-21, 2020
- September 21, 2020
- October 12-13, 2020
- November 15, 2020

**APPLICATIONS**

**Licensure Applications**

**Initial Review**

Zuleidy Diaz



Ms. Diaz and Ms. Yni Fernandez were present for the meeting. After review, the Board moved to approve the application with the following contingencies: update application to indicate previous denial within 30 days.

Cherrelle Davis

Ms. Davis was not present for the meeting. After review, the Board moved to approve the application. The Board also imposed probation on the license to run concurrent with her criminal probation.

Rosali Fernandez Puche

Ms. Puche was present for the meeting. After review, the Board moved to approve the application with the following contingencies: update application to indicate previous denial, and all prior costs must be paid to the Department within 30 days.

Anita Choquette

Ms. Choquette was not present. Ms. Delaquese Jernigan and Ms. Johnlyn Head were present for the meeting. After review, the Board moved to approve the application.

Juliana Spence

Ms. Spence, Ms. Jernigan, and Ms. Head were present for the meeting. After review, the Board moved to approve the application. The Board also imposed probation on the license to run concurrent with her criminal probation.

Ellaina Baker

Ms. Baker, Ms. Jernigan, and Ms. Head were present for the meeting. After review, the Board moved to approve the application. The Board also imposed probation on the license to run concurrent with her criminal probation.

Chenoa Townsend

Ms. Townsend, Ms. Jernigan, and Ms. Head were present for the meeting. After review, the Board moved to approve the application.

Joan Williams

Ms. Williams was not present. Ms. Jernigan and Ms. Head were present for the meeting. After review, the Board moved to approve the application. The Board also imposed probation on the license to run concurrent with her criminal probation.

Pennie Proctor

Ms. Proctor was not present. Ms. Jernigan and Ms. Head were present for the meeting. After review, the Board moved to approve the application. The Board also imposed probation on the license to run concurrent with her criminal probation.

Patrice Powell

Ms. Powell was not present. Ms. Jernigan and Ms. Head were present for the meeting. After review, the Board moved to approve the application. The Board also imposed probation on the license to run concurrent with her criminal probation.

Misty Maynard

Ms. Maynard, Ms. Jernigan, and Ms. Head were present for the meeting. After review, the Board moved to approve the application. The Board also imposed probation on the license to run concurrent with her criminal probation.

Karen Lee-Mahon

Ms. Lee-Mahon was not present. Ms. Jernigan and Ms. Head were present for the meeting. After review, the Board moved to approve the application. The Board also imposed probation on the license to run concurrent with her criminal probation.

Nancie Laventure

Ms. Laventure was present for the meeting. After review, the Board moved to approve the application.

Lisa Luft

Ms. Luft was present for the meeting. After review, the Board moved to approve the application.

Janice Jordan

Ms. Jordan was present for the meeting. After review, the Board moved to approve the application.

Christopher Ashton

Mr. Ashton was present for the meeting. After review, the Board moved to approve the application.

Jiyoung Privette / South Korea

Ms. Privette was not present for the meeting. After review, the Board moved to approve the application.

Petra Roebing / Czech Republic

Ms. Roebing was not present for the meeting. After review, the Board moved to approve the application.

Rachael Jones

Ms. Jones, Ms. Jernigan, and Ms. Head were present for the meeting. After review, the Board moved to approve the application.

Dawn Krull

Ms. Krull was not present. Ms. Jernigan and Ms. Head were present for the meeting. After review, the Board moved to approve the application.

Thi Be Thuy Nguyen

Ms. Nguyen was not present for the meeting. After review, the Board moved to approve the application.

Michelle Beckner

Ms. Beckner, Ms. Jernigan, and Ms. Head were present for the meeting. After review, the Board moved to approve the application. The Board also imposed probation on the license to run concurrent with her criminal probation.

Carmen Baez

Ms. Baez was not present for the meeting. After review, the Board moved to approve the application.

## **OTHER BUSINESS**

### **Board Attorney Report**

#### 61G5-18.00015, (FAC) – Cosmetologist and Compensation Defined (definitions)

Ms. Lynette Norr, Assistant Attorney General, advised that the current changes to Rule 61G5-18.00015, FAC would become effective on January 24, 2021. She stated that she tried to postpone

the effective date due to current ongoing discussions between the board and interested parties, but was unsuccessful. She informed that although the changes to the rule had become effective, that it did not prohibit the board from continuing the discussion and making changes as deemed appropriate.

Ms. Fontenot and other members of the public provided clarification and insight into language that would assist the board in their discussion. Ms. Norr advised that she would bring this rule back to the April 2021 meeting for further discussion and input.

The State of State-Action Immunity: What States Can Do to Delegate Successfully

Ms. Norr informed the Board that the correspondence was included in the agenda for informational purposes.

**Executive Director Report**

Financial Report for Period Ending September 2020

Ms. Krista Woodard, Executive Director, reported that the balance in the Board's operating account as of September 30, 2020, was over \$2.4 million, and the balance in the unlicensed activity account was \$3.3 million for the same period.

**Correspondence**

Complaints and Investigative Statistics – July 2020 – October 2020

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

Cosmetology Examination Summary – January 2020 – November 2020

Ms. Woodard informed the Board that the Cosmetology Examination Summary was included in the agenda for informational purposes.

**Dates and Locations of Future Meetings**

April 19-20, 2021 – Location to be determined

July 19-20, 2021 – Orlando

October 11-12, 2021 – Sarasota

**ADJOURNMENT**

There being no further business, the meeting was adjourned at approximately 2:00 p.m.