

MINUTES

FLORIDA BOARD OF COSMETOLOGY
EMBASSY SUITES
225 SHORECREST DRIVE
ALTAMONTE SPRINGS, FLORIDA 32701

Monday, January 8, 2024

The Board of Cosmetology meeting was called to order at approximately 9:25 a.m., by Ms. Adrienne Harvey, Chair.

Board Members Present

Adrienne Harvey, Chair
Robin Tabano, Vice Chair
Jennifer Macku
Marisol Marin
Trena Giddens
Stephania Streit

Board Members Absent

Other Persons Present

Krista Woodard, Executive Director, Department of Business and Professional Regulation (DBPR)
Julie Rowland Duckworth, Government Analyst, DBPR
Larry Harris, Assistant Attorney General, Office of the Attorney General
Andrea Osorio, Assistant General Counsel, Office of the General Counsel, DBPR
Azul Rojas, Court Reporter
Darla Rose
Bill Rose
Jamie Murphy
Hiep Le
Chi Nguyen
Chawadee Kritsadatikarn

The meeting was opened with a roll call and a quorum was established.

DISCIPLINARY MATTERS

Ms. Andrea Osorio, Assistant General Counsel, requested that the board admit into evidence the investigative file and supporting documentation for the cases below.

Informal Hearing

Ms. Osorio presented the following case for consideration by the Board. The Board found that the Respondent was properly served with the Administrative Complaint, the Respondent 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 penalty shown below:

- Nails & Shampoo; Sebastian; Case No. 2023009013
\$800 fine and \$155.54 costs to be paid within six months

Election of Waiver of Rights and Final Order

Ms. Osorio 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:

- Kim Nails & Spa and Kim Nguyen; Delray Beach; Case Nos. 2023029987 & 2023040285
\$500 fine and \$89.82 costs to be paid within six months
- Nail Boutique II and Richard Nguyen; West Palm Beach; Case Nos. 2023018763 & 2023038509
\$700 fine and \$195.90 costs to be paid within six months
- Nails 2K Salon and Spa; Palm Beach Gardens; Case No. 2023012729
\$1,000 fine and \$126.86 costs to be paid within six months
Re-inspection of license CE10009577 within 60 days
- Regal Nails; Micco; Case No. 2023012698
\$850 fine and \$155.46 costs to be paid within six months

Motion for Waiver of Rights and Final Order

Ms. Osorio 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:

- Liliana Valdes Martinez; Miami; Case No. 2022017615
\$95.09 costs only; Revocation of license FS919197
- Darma; West Palm Beach; Case No. 2023005267
\$1,400 fine and \$103.37 costs to be paid within six months
- Eyeconic Lash Studio; Boynton Beach; Case No. 2022059785
\$800 fine and \$101.88 costs to be paid within six months
- Urban Nails; Tallahassee; Case No. 2022046058
\$500 fine and \$60.46 costs to be paid within six months
- Chawadee Kritsadatikarn; West Palm Beach; Case No. 2022019995
\$250 fine and \$105.84 costs to be paid within six months
- Nail Looks; Safety Harbor; Case No. 2023042184
\$500 fine and \$113.24 costs to be paid within six months
- Top Nail Tech; West Palm Beach; Case No. 2023029283
\$1,100 fine and \$137.71 costs to be paid within six months
Suspension of license CE9999609 until successful re-inspection
- Palm Beach Nails Salon; Delray Beach; Case No. 2023029979
\$900 fine and \$123.70 costs to be paid within six months

- New Attitudes (Unisex Salon) by RT; N. Miami; Case No. 2023036102
\$800 fine and \$77.81 costs to be paid within six months
- Lovely Nails; West Palm Beach; Case No. 2023024646
\$1,000 fine and \$89.82 costs to be paid within six months
- His & Hers Nail Spa; Delray Beach; Case No. 2023005469
\$2,700 fine and \$13.94 costs to be paid within six months
Suspension of license CE10033196 until successful re-inspection
- Nailbar 54 & Spa; West Palm Beach; Case No. 2023009874
\$1,300 fine and \$139.20 costs to be paid within six months
- Trang Thien Tran; Delray Beach; Case No. 2023005482
\$1,800 fine and \$188.35 costs to be paid within six months
- Jamie Rapalo Ruiz; Miami; Case No. 2023018357
\$233.67 costs only; Revocation of license FV9627572
- Blooming Nails and Spa; Valrico; Case No. 2023023169
\$500 fine and \$113.24 costs to be paid within six months
Revocation of license CE10016288
- Dolany Garcia; Hialeah; Case No. 2022017440
\$98.18 costs only; Revocation of license FS922798

Settlement Stipulation

Ms. Osorio presented the following cases for consideration by the Board. The Board moved to adopt the Stipulations of the parties as the Board's final action in these matters and incorporate them and all of its terms into a Final Order and imposed the penalties shown below:

- Diamond Spa Nail; Port St. Lucie; Case No. 2022059765
\$1,400 fine and \$137.71 costs to be paid within six months
- Exclusively Yours and Mai Cu; Royal Palm Beach; Case Nos. 2022057388 & 2023001627
\$1,800 fine and \$191.70 costs to be paid within six months
Suspension of license CE9970382 for 60 days
- Bella Rose Day Spa & Salon; Okeechobee; Case No. 2022055854
\$400 fine and \$105.04 costs to be paid within six months
- NQ Nails Spa and Dung Quan Dinh; Lake Worth; Case Nos. 2023023994 & 2023040177
\$500 fine and \$196.73 costs to be paid within six months
- Nails Chic and Phu Troung; Boca Raton; Case Nos. 2023016235 & 2023019289
\$500 fine and \$199.97 costs to be paid within six months
- We Care Nails; Tampa; Case No. 2023040485
\$500 fine and \$113.24 costs to be paid within six months
- Nails So Happy; Panama City Beach; Case No. 2023021825
\$500 fine and \$100.03 costs to be paid within six months
- Sugar Beauty Bar; Port St. Lucie; Case No. 2023027527
\$1,400 fine and \$174.37 costs to be paid within six months

- Oxygenix Nail Spa Lounge; Boynton Beach; Case Nos. 2023013963 & 2023019926
\$600 fine and \$195 costs to be paid within six months
- SL Galaxy Corporation; Palm Springs; Case No. 2023013081
\$500 fine and \$89.82 costs to be paid within six months

Voluntary Relinquishment

Ms. Osorio presented the following case for consideration by the Board. The Board moved to adopt the Stipulations of the parties as the Board's final action in these matters and incorporate them and all of its terms into a Final Order and imposed the penalty shown below:

- Melissa Guerra Vega; Tampa; Case No. 2022033753
\$500 fine and \$88.83 costs to be paid within six months
Voluntary Relinquishment of license CL1296893

APPLICATIONS

Continuing Education Courses

Initial Review

Paragon CET – FL Estheticians CE with Lymphatic Drainage Elective 10 Hour Correspondence

After review, the Board moved to deny the course based on the course content being outside the scope of continuing education of Florida Board of Cosmetology licensees, incorrect information and grammatical errors.

Paragon CET – FL Estheticians CE with Lymphatic Drainage Elective 10 Hour Internet

After review, the Board moved to deny the course based on the course content being outside the scope of continuing education of Florida Board of Cosmetology licensees, incorrect information and grammatical errors.

Paragon CET – FL Cosmetology CE with Skin Care Elective 10 Hour Correspondence

After review, the Board moved to deny the course based on the course content being outside the scope of continuing education of Florida Board of Cosmetology licensees, incorrect information and grammatical errors.

Paragon CET – FL Cosmetology CE with Skin Care Elective 10 Hour Internet

After review, the Board moved to deny the course based on the course content being outside the scope of continuing education of Florida Board of Cosmetology licensees, incorrect information and grammatical errors.

Brilliance Advanced Beauty Education – Safety Concerns as a Beauty or Wellness Professional 3 Hour Internet

After review, the Board moved to deny the course based on incorrect information, and lack of course content.

Brilliance Advanced Beauty Education – HIV & AIDS Prevention as a Beauty or Wellness Professional 1 Hour Internet

After review, the Board moved to deny the course based on incorrect information, and lack of course content.

Brilliance Advanced Beauty Education – Florida Sanitation & HIV/AIDS Course 4 Hour Internet

After review, the Board moved to deny the course based on incorrect information, and lack of course content.

Brilliance Advanced Beauty Education – Domestic Violence Prevention for Beauty or Wellness Professionals 1 Hour Internet

After review, the Board moved to deny the course based on incorrect information, and lack of course content.

USA Discount Continuing Education – Chemical Makeup 1 Hour Internet

After review, the Board moved to deny the course based on incorrect course content, and incorrect information.

USA Discount Continuing Education – Workman’s Comp for Florida Cosmetology .5 Hour Internet

After review, the Board moved to approve the course.

USA Discount Continuing Education – Sanitation & Sterilization for Florida Cosmetology 3 Hour Internet

After review, the Board moved to approve the course with the following contingency; strike “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.

USA Discount Continuing Education – OSHA for Florida Cosmetology .5 Hour Internet

After review, the Board moved to approve the course with the following contingency; strike “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.

USA Discount Continuing Education – State & Federal Laws for Florida Cosmetology 2 Hour Internet

After review, the Board moved to approve the course with the following contingencies; strike “MSDS” and replace with “SDS”, and update laws and rules references. The corrections must be submitted to the Executive Director within 30 days of the date of the order for approval.

USA Discount Continuing Education – Environmental Issues for Florida Cosmetology 1 Hour Internet

After review, the Board moved to approve the course.

USA Discount Continuing Education – Elective Covid & Salons for Florida Cosmetology 1 Hour Internet

After review, the Board moved to approve the course.

Joicy Nails Spa – Acrylic Nails 9 Hour Classroom

After review, the Board moved to deny the course based on lack of course content.

With Purpose Continuing Education – CE Course + Social Media Marketing 10 Hour Internet

After review, the Board moved to deny the course based on lack of course content.

World of Beauty Academy – Continuing Education for Cosmetologists 10 Hour Internet

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, incorrect information, and grammatical errors.

Next Level Continuing Education & Development – Renewal Requirements for FL Licensure 10 Hour Correspondence

Ms. Jamie Murphy was present for the meeting. After review, the Board moved to approve the course with the following contingency; update Milady references. The correction must be submitted to the Executive Director within 30 days of the date of the order for approval.

RECESS

There being no further business, the meeting was recessed at approximately 1:30 p.m.

Tuesday, January 9, 2024

The Board of Cosmetology meeting was called to order at approximately 9:10 a.m., by Ms. Adrienne Harvey, Chair.

Board Members Present

Adrienne Harvey, Chair
Jennifer Macku
Marisol Marin
Trena Giddens

Board Members Absent

Robin Tabano, Vice Chair (excused)
Stephania Streit (unexcused)

Other Persons Present

Krista Woodard, Executive Director, Department of Business and Professional Regulation (DBPR)
Julie Rowland Duckworth, Government Analyst, DBPR
Larry Harris, Assistant Attorney General, Office of the Attorney General
Azul Rojas, Court Reporter

The meeting was opened with a roll call and a quorum was established. The Board excused the absence of Ms. Robin Tabano from the meeting.

APPROVAL OF MINUTES

The Board approved the minutes of the December 18, 2023, Board meeting.

APPLICATIONS

Licensure Applications

Initial Review

Rachel Barrera Vargas

Ms. Vargas was not present for the meeting. After review, the Board moved to deny the application due to the applicant attempting to obtain a license to practice a profession through fraudulent misrepresentation through submission of forged schooling credentials.

Nancy Martinez Martinez

Ms. Martinez was not present for the meeting. After review, the Board moved to deny the application due to the applicant attempting to obtain a license to practice a profession through fraudulent misrepresentation through submission of forged schooling credentials.

Daraynis Gonzalez Sierra

Ms. Sierra was not present for the meeting. After review, the Board moved to deny the application due to the applicant attempting to obtain a license to practice a profession through fraudulent misrepresentation through submission of forged schooling credentials.

Natasha Sanchez

Ms. Sanchez was not present for the meeting. After review, the Board moved to deny the application due to the applicant attempting to obtain a license to practice a profession through fraudulent misrepresentation through submission of forged schooling credentials.

Roxana Baez Lugo

Ms. Lugo was not present for the meeting. After review, the Board moved to deny the application due to the applicant attempting to obtain a license to practice a profession through fraudulent misrepresentation through submission of forged schooling credentials.

Ines Lorenzo Conde

Ms. Conde was not present for the meeting. After review, the Board moved to deny the application due to the applicant attempting to obtain a license to practice a profession through fraudulent misrepresentation through submission of forged schooling credentials.

Lismari Bergantino Perdomo

Ms. Perdomo was not present for the meeting. After review, the Board moved to deny the application due to the applicant attempting to obtain a license to practice a profession through fraudulent misrepresentation through submission of forged schooling credentials.

Claudia Lopez Lima

Ms. Lima was not present for the meeting. After review, the Board moved to deny the application due to the applicant attempting to obtain a license to practice a profession through fraudulent misrepresentation through submission of forged schooling credentials.

Aymee Macias Alba

Ms. Alba was not present for the meeting. After review, the Board moved to deny the application due to the applicant attempting to obtain a license to practice a profession through fraudulent misrepresentation through submission of forged schooling credentials.

Yusimy Alvarez Reyes

Ms. Reyes was not present for the meeting. After review, the Board moved to deny the application due to the applicant attempting to obtain a license to practice a profession through fraudulent misrepresentation through submission of forged schooling credentials.

Gianni Sanchez

Ms. Sanchez was not present for the meeting. After review, the Board moved to deny the application due to the applicant attempting to obtain a license to practice a profession through fraudulent misrepresentation through submission of forged schooling credentials.

Rosmerys Tirado Bazan

Ms. Bazan was not present for the meeting. After review, the Board moved to deny the application due to the applicant attempting to obtain a license to practice a profession through fraudulent misrepresentation through submission of forged schooling credentials.

Nicole Marie Orosa

Ms. Orosa was not present for the meeting. After review, the Board moved to deny the application due to the applicant attempting to obtain a license to practice a profession through fraudulent misrepresentation through submission of forged schooling credentials.

Danay Gonzalez

Ms. Gonzalez was not present for the meeting. After review, the Board moved to deny the application due to the applicant attempting to obtain a license to practice a profession through fraudulent misrepresentation through submission of forged schooling credentials.

Sherelin Delimar Bolivar Vasquez

Ms. Vasquez was not present for the meeting. After review, the Board moved to deny the application due to the applicant attempting to obtain a license to practice a profession through fraudulent misrepresentation through submission of forged schooling credentials.

Roxana Sacerio Herrera

Ms. Herrera was not present for the meeting. After review, the Board moved to deny the application due to the applicant attempting to obtain a license to practice a profession through fraudulent misrepresentation through submission of forged schooling credentials.

Sheila Garcias Vasquez

Ms. Vazquez was not present for the meeting. After review, the Board moved to deny the application due to the applicant attempting to obtain a license to practice a profession through fraudulent misrepresentation through submission of forged schooling credentials.

Yanirys Hernandez Amat

Ms. Amat was not present for the meeting. After review, the Board moved to deny the application due to the applicant attempting to obtain a license to practice a profession through fraudulent misrepresentation through submission of forged schooling credentials.

Alondra Navarrete Castillo

Ms. Castillo was not present for the meeting. After review, the Board moved to deny the application due to the applicant attempting to obtain a license to practice a profession through fraudulent misrepresentation through submission of forged schooling credentials.

Magbis Barzaga Jerez

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

Harmony Nichole-Chere Bignall

Ms. Bignall 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.

NEW BUSINESS

Declaratory Statement – Frank Cogger

After review, the Board declined to respond to Petitioner’s questions because the Petition failed to comply with the requirements of Rule 28-105.002, F.A.C..

OTHER BUSINESS

Executive Director Report

Financial Report for Period Ending September 2023

Ms. Woodard reported that the balance in the Board’s operating account as of September 30, 2023, was over \$2.3 million and the balance in the unlicensed activity account was over \$2.9 million for the same period.

Correspondence

Complaints and Investigative Statistics

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

Cosmetology Examination Summary

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

Elections

Elections will be tabled until the April 2024 board meeting.

Board Member Training

Board member training will be tabled until the April 2024 board meeting.

Dates and Locations of Future Meetings Subject to Change

April 15-16, 2024 – location to be determined
June 1-3, 2024 – Premiere Hair Show – Orlando
July 15-16, 2024 – location to be determined
October 7-8, 2024 – location to be determined
October 2024 – NIC Conference

ADJOURNMENT

There being no further business, the meeting was adjourned at approximately 10:00 a.m.