



**MINUTES FOR THE
ARIZONA BOARD OF BARBERS
January 26, 2015**

Call to Order – Gary Roberts presided and called the meeting to order at 9:40 a.m.

Roll Call -- Roll was called with four members present. Also present were Mona Baskin, Assistant Attorney General; Sam LaBarbera, Executive Director; Sam Barcelona, Assistant Director; Joyce Voss, Administrative Assistant III and Mary Jane Jones, Administrative Assistant II.

Present:	Gary Roberts	Steve Sandler
	Marshall Knox	Ron Thomas
Absent:	John Lewis	

Declaration of Recusal or Conflict of Interest – there were no declarations

Review, Discussion and Approval of Board Meeting Minutes for November 17, 2014 – Ron Thomas moved to adopt the minutes. Steve Sandler seconded the motion; motion passed unanimously.

Review, Discussion and Legal Action on Formal Hearings. None

Review, Discussion and Legal Action on Informal Interviews. In order to speed up these proceedings the following matters did not follow the order given in the Amended Agenda.

Case No:	2014-037	Inspection Report No.	25242
Licensee:	Kyra Whitton	License No(s):	0118-E
Possible Violation(s):	Allowing an employee to practice barbering with a lapsed license		
By Sam Barcelona	Allowing an employee to practice barbering without posting a license		
Staff Report	Certified mail was accepted 12-10-14 by A Nieto. Regular mail was not returned.		

Sam LaBarbera reported the certified mail had been accepted but we have not received anything from Kyra Whitton. Mr Roberts moved to hold a formal hearing in this case. Mr Thomas seconded the motion; motion passed unanimously.

Case No:	2014-038	Inspection Report No.	25216
Licensee:	Mario Bueno-Diaz	License No(s):	5815
Possible Violation(s):	License not posted and unsanitary work stand		
By Sam Barcelona			
Staff Report	Consent Agreement was returned and civil penalty paid.		

Case No:	2014-046	Inspection Report No.	25233
Licensee:	Korina Rascon Molina	License No(s):	1178-E
Possible Violation(s):	Unlicensed barber		
By Sam Barcelona			
Staff Report	Consent Agreement was signed 12-31-14 and civil penalty paid.		

Case No: **2015-011** Inspection Report No. **25486**
Licensee: **Adriana Gomez** License No(s): **788**
Possible Violation(s) **Lapsed license and license not posted**
By Sam Barcelona
Staff Recommends **Consent Agreement was signed and civil penalty of \$260 was paid.**

Case No: **2015-016** Inspection Report No. **24700**
Licensee: **Ricardo S Medina** License No. **6157**
Possible Violation(s) **Inadequate dip sanitizer and unsanitary tool drawer**
By Sam Barcelona
Staff Report **Consent Agreement was signed and \$50 civil penalty was paid.**

Mr Roberts reported Mario Bueno-Dias, Case No. 2014-038; Korina Rascon Molina, Case No. 2014-046; Adriana Gomez, Case No. 2015-011 and Ricardo S Medina, Case No. 2015-016 had paid their civil penalty and these cases are closed.

Case No: **2014-039** Inspection Report No. **25216**
Licensee: **Gerardo Rivera** License No(s): **3138**
Possible Violation(s): **Working with a lapsed license**
By Sam Barcelona
Staff Report **Certified mail was returned. Regular and certified mail to home were not returned.**

Mr LaBarbera reported we have no confirmation notice the informal interview was received nor have we heard from him. Both the regular and certified mail were returned. Mr. Rivera was not present. Mr Roberts moved to hold a formal hearing for Gerardo Rivera, Case No. 2014-039. Mr Sandler seconded the motion; motion passed unanimously.

Case No: **2014-042** Inspection Report No. **25201**
Licensee: **Ezequiel R Lopez** License No(s): **1274-E**
Possible Violation(s): **Allowing an employee to practice barbering with a lapsed license**
By Sam Barcelona **Allowing an employee to practice barbering without posting a license**
Staff Report **Certified and regular mail sent to shop and home address. Certified mail to shop was returned. No other mail was returned.**

Mr LaBarbera reported we have no confirmation notice of the informal interview was received nor have we heard from him. Ezequiel R Lopez was not present. Mr Roberts moved to hold a formal hearing for Ezequiel R Lopez, Case No. 2014-042. Mr Thomas seconded the motion; motion passed unanimously.

Case No: **2014-043** Inspection Report No. **25213**
Licensee: **Emmanuel J Menchaca** License No(s): **1196**
Possible Violation(s): **Inadequate dip sanitizer, unsanitary work stand, unsanitary neck duster**
By Sam Barcelona
Staff Report **Certified mail was received 12-1-6-14 by L Dillard.**

Mr LaBarbera reported notice of the informal interview was received by L Dillard but we not heard from him. Emmanuel J Menchaca was not present. Mr Thomas moved to hold a formal hearing for Emmanuel J Menchaca, Case No. 2014-043. Mr Sandler seconded the motion; motion passed unanimously.

Case No: **2014-044** Inspection Report No. **25213**
Licensee: **Ralph Miller** License No(s): **4231**
Possible Violation(s): **Unsanitary work stand and unsanitary neck duster**
By Sam Barcelona
Staff Report **Certified mail was received 12-15-14 by James Lockett.**

Mr LaBarbera reported notice of the informal interview was received by James Lockett but we have not heard from Ralph Miller. Ralph Miller was not present. Mr Roberts moved to hold a formal hearing for Ralph Miller, Case No. 2014-044. Mr Sandler seconded the motion; motion passed unanimously.

Case No:	2015-004	Inspection Report No.	25283
Student:	Julian Atencio, Jr	Barber Student Card No.	8493
Possible Violation(s) By Sam Barcelona Staff Report	Working as a barber while a student Certified and regular mail sent to home and both were returned. Regular mail sent to shop but not returned.		

Mr LaBarbera reported we have no confirmation notice of the informal interview was received nor have we heard from him. Julian Atencio, Jr was not present. Mr Roberts moved to hold a formal hearing for Julian Atencio, Jr, Case No. 2015-004. Mr Knox seconded the motion; motion passed unanimously.

Case No:	2015-010	Inspection Report No.	25486
Licensee:	Terrence Vyfhuis	License No(s):	5969
Possible Violation(s) By Sam Barcelona Staff Recommends	unsanitary work stand and unsanitary tool drawer Notice was sent by certified mail and regular mail to home address and regular mail to shop. Service was accepted 12-22-14 by T Vyfhuis.		

Mr LaBarbera reported notice of the informal interview was received by T Vyfhuis but we have not heard from him. Terrence Vyfhuis was not present. Mr Roberts moved to hold a formal hearing for Terrence Vyfhuis, Case No. 2015-010. Mr Thomas seconded the motion; motion passed unanimously.

Case No:	2015-007	Inspection Report No.	25465
Licensee:	Jose Gonzalez	License No(s):	5883
Possible Violation(s) By Sam Barcelona Staff Report	Unsanitary work stand Certified mail was accepted 12-24-14 by Jose Gonzalez.		

Mr Gonzales was present and represented himself. He said he was unable to pay his civil penalty because he was out of the state. He requested that he be allowed to pay the \$50 today for Case No. 2015-007. Mr Roberts accepted the civil penalty and the case was closed.

Review, Discussion and Legal Action on Consent Orders.

Case No:	2015-026	Inspection Report No.	25957
Licensee:	Headliners Barber Shop LLC	License No(s):	0369-E
Possible Violation(s) By Joyce Voss Staff Recommends	2 employees working with a lapsed license Certified mail sent to shop address was received 12-26-2014 by G. Guzo and certified mail sent to mailing address was received 12-26-2014 by Felipe Samano. Response date was 1-21-2015.		

Case No:	2015-027	Inspection Report No.	25965
Licensee:	LaRon Cook	License No(s):	2675
Possible Violation(s) By Joyce Voss	Inadequate dip sanitizer		
Staff Recommends	Consent Agreement was signed 1-9-2014 and \$50 civil penalty was paid.		
Case No:	2015-028	Inspection Report No.	25965
Licensee:	Oscar G Wulf-Ornelas	License No(s):	217
Possible Violation(s) By Joyce Voss	Lapsed license Unsanitary work stand Unsanitary neck duster		
Staff Recommends	Certified mail was received 12-27-2014 by Oscar Ornelas. Response date was 1-22-2015.		
Case No:	2015-029	Inspection Report No.	25965
Licensee:	Donneil L Perryman	License No(s):	5525
Possible Violation(s) By Joyce Voss	Inadequate dip sanitizer Unsanitary tool drawer		
Staff Recommends	Certified mail was received 12-26-2014 by Mica Walker. Response date was 1-21-2015.		
Case No:	2015-030	Inspection Report No.	25965
Student:	Manuel Flores	License No.	5769
Possible Violation(s) By Joyce Voss	Inadequate dip sanitizer Unsanitary work stand		
Staff Recommends	Certified mail was received 12-26-2014 by (no name given). Response date was 1-21-2015.		
Case No:	2015-031	Inspection Report No.	25965
Licensee:	Arturo Martinez	License No(s):	6064
Possible Violation(s) By Joyce Voss	Lapsed license Unsanitary tool drawer		
Staff Recommends	Certified mail was received on 12-26-14 by Clarissa (illegible). Response date was 1-21-2015.		
Case No:	2015-032	Inspection Report No.	25965
Licensee:	Juan D Redondo	License No.	5654
Possible Violation(s) By Joyce Voss	Lapsed license		
Staff Recommends	Certified mail was received 12-26-2014 by Pedro Redondo. Response date was 1-21-2015.		
Case No:	2015-033	Inspection Report No.	25965
Licensee:	Henry A Chamberlain	License No.	4791
Possible Violation(s) By Joyce Voss	Inadequate dip sanitizer		
Staff Recommends	Consent Agreement was signed 1-9-2014 and \$50 civil penalty was paid.		
Case No:	2015-034	Inspection Report No.	25965
Licensee:	Headliners Barber Shop LLC	License No.	0447-E
Possible Violation(s) By Joyce Voss	3 employees working with a lapsed license		
Staff Recommends	Certified mail sent to shop address was received 12-26-2014 by G. Guzo and certified mail sent to mailing address was received 12-26-2014 by Felipe Samano. Response date was 1-21-2014.		

Mr Roberts moved to call the following cases in for an informal interview because they had not responded to the consent agreement that had been sent to them. Mr Sandler seconded the motion; motion passed unanimously.

Headliners Barber Shop LLC	Case No. 2015-026	Oscar G Wulf-Orneals	Case No. 2015-028
Donneil L Perryman	Case No. 2015-029	Manuel Flores	Case No. 2015-030
Arturo Martinez	Case No. 2015-031	Juan D Redondo	Case No. 2015-032
Headliners Barber Shop LLC	Case No. 2015-034		

Mr Roberts moved that the following cases had responded to the consent agreement sent to them and had accepted the consent agreement and paid their civil penalty. Mr. Sandler seconded the motion; motion passed unanimously.

LaRon Cook	Case No. 2015-027	Henry A Chamberlain	Case No. 2015-033
------------	-------------------	---------------------	-------------------

Review, Discussion and Legal Action on Investigative and Inspection Reports.

The Board decided to hear the “discussion and consideration of raising the civil penalty for an unsanitary neck duster” now instead of after reviewing the investigative reports. After discussion, Mr Roberts moved to raise the civil penalty to a barber for using an unsanitary neck dusters to \$100 and to assess the same penalty to the shop owner. This increase is effective for any inspection conducted after today. Mr Thomas seconded the motion; motion passed unanimously.

Case No:	2015-078	Inspection Report No.	27047
Licensee:	Alejandro Gamboa	License No(s):	3208
Possible Violation(s):	Unsanitary workstand		
By Sam Barcelona			
Staff Recommends	Consent Agreement for Barber License No. 3208 with a \$50 civil penalty for an unsanitary workstand for a <u>total of a \$50 civil penalty</u> , this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .		

Case No:	2015-079	Inspection Report No.	27047
Licensee:	Marina Martinez	License No(s):	2768
Possible Violation(s):	Unsanitary workstand		
By Sam Barcelona	Unsanitary tool drawer		
	Dirty neck duster		
Staff Recommends	Consent Agreement for Barber License No. 2768 with a \$50 civil penalty for working with an unsanitary workstand, a \$50 civil penalty for working with an unsanitary tool drawer and a \$100 civil penalty for working with a dirty neck duster for a <u>total of a \$200 civil penalty</u> , this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled.		

Case No:	2015-080	Inspection Report No.	27047
Licensee:	Antonio Martinez	License No(s):	716 & 0735-E
Possible Violation(s):	For Barber License 716		
By Sam Barcelona	License not current		
	License not posted		
	Unsanitary tool drawer		
	For Establishment License No. 0735-E		

Unsanitary neck duster

Staff Recommends Consent Agreement for Barber License No. 289 with a \$160 civil penalty for working with a lapsed license, a \$100 civil penalty for working without posting a license and \$50 civil penalty for working with an unsanitary workstand, for Establishment License No. 0735-E a civil penalty of \$100 for an employee working with a dirty neck duster for a total of a \$510 civil penalty, this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled.

Case No:	2015-081	Inspection Report No.	26882
Licensee:	Curtis Enokian	License No(s):	6315
Possible Violation(s):	Unsanitary workstand		
By Joyce Voss	Unsanitary neckduster		
Staff Recommends	Consent Agreement for Barber License No.6315 with a \$50 civil penalty for working with an unsanitary workstand and a \$100 civil penalty for working with an unsanitary duster for a <u>total of a \$150 civil penalty</u> , this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled.		

Joyce Voss reported on these two inspections.

Mr. Roberts moved to offer a consent agreement with a civil penalty to each of the following:

Case No. 2015-078, Alejandro Gamboa, License No 3208, with a \$50 civil penalty

Case No. 2015-079, Marina Martinez, License No. 2768, with a \$150 civil penalty

Case No. 2015-080, Antonio Martinez, License No. 716 and 0735-E, with a \$460 civil penalty and

Case No. 2015-081, Curtis Enokian, License No. 6315, with a \$100 civil penalty and each of these consent agreements needs to be returned within 21 days with the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .

Ron Thomas seconded the motion; motion passed unanimously.

Case No:	2015-082	Inspection Report No.	26869
Licensee:	B Christina Zavala	License No(s):	3563
Possible Violation(s):	Unsanitary workstand		
By Joyce Voss	Unsanitary tool drawer		
Staff Recommends	Consent Agreement for Barber License No. 3563 with a \$50 civil penalty for working with an unsanitary workstand and a \$50 civil penalty for working with an unsanitary tool drawer for a <u>total of a \$100 civil penalty</u> , this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled.		

Case No:	2015-083	Inspection Report No.	26869
Licensee:	Jorge A Rivera	License No(s):	5746
Possible Violation(s):	Unsanitary tool drawer		
By Joyce Voss			
Staff Recommends	Consent Agreement for Barber License No. 5746 with a \$50 civil penalty for an working with an unsanitary tool drawer for a <u>total of a \$50 civil penalty</u> , this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled.		

Case No:	2015-084	Inspection Report No.	26869
Licensee:	Arturo Alvarenga	License No(s):	5830
Possible Violation(s): By Joyce Voss	Inadequate wet sanitizer		
Staff Recommends	Consent Agreement for Barber License No. 5739 with a \$50 civil penalty for working with an inadequate wet sanitizer a <u>total of a \$50 civil penalty</u> , this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled.		

Case No:	2015-085	Inspection Report No.	26893
Licensee:	Maria Galvan	License No(s):	1469-E
Possible Violation(s): By Joyce Voss	Unlicensed barber		
Staff Recommends	Consent Agreement for Establishment License No. 1469-E with a \$500 civil penalty for hiring an unlicensed barber for a <u>total of a \$500 civil penalty</u> , this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled.		

Joyce Voss reported on these two inspections.

Mr. Roberts moved to offer a consent agreement with a civil penalty to each of the following:

Case No. 2015-082, B Christina Zavala, License No 3563, with a \$100 civil penalty

Case No. 2015-083, Jorge A Rivera, License No. 5746, with a \$50 civil penalty

Case No. 2015-084, Arturo Alvarenga, License No. 5830, with a \$50 civil penalty and

Case No. 2015-085, Maria Galvan, License No. 1469-E, with a \$500 civil penalty and each of these consent agreements needs to be returned within 21 days with the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .

Ron Thomas seconded the motion; motion passed unanimously

Case No:	2015-086	Inspection Report No.	27110
Licensee:	Patricia G Vasconcelos	License No(s):	989
Possible Violation(s): By Joyce Voss	Unsanitary tool drawer Unsanitary neck duster		
Staff Recommends	Consent Agreement for Barber License No. 989 with a \$50 civil penalty for working with an unsanitary tool drawer and a \$100 civil penalty for an unsanitary neck duster for a <u>total of a \$150 civil penalty</u> , this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled.		

Case No:	2015-087	Inspection Report No.	27110
Licensee:	Christian Munive	License No(s):	3487
Possible Violation(s): By Joyce Voss	Unsanitary tool drawer Unsanitary neck duster		
Staff Recommends	Consent Agreement for Barber License No. 3487 with a \$50 civil penalty for working with an unsanitary tool drawer and a \$100 civil penalty for an unsanitary neck duster for a <u>total of a \$150 civil penalty</u> , this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .		

Case No: 2015-088 Inspection Report No. 27110
Licensee: Xavier Sotelo License No(s): 6047
Possible Violation(s): Inadequate wet sanitizer
By Joyce Voss Unsanitary workstand
Staff Recommends Consent Agreement for Barber License No. 6047 with a \$50 civil penalty for working with an inadequate wet sanitizer and a \$50 civil penalty for working with an unsanitary workstand for a total of a \$100 civil penalty, this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .

Case No: 2015-089 Inspection Report No. 27110
Licensee: Jose Vasconcelos License No(s): 1653-E
Possible Violation(s): Dirty floors
By Joyce Voss
Staff Recommends Consent Agreement for Establishment License No. 1653-E with a \$100 civil penalty for dirty floors for a total of a \$100 civil penalty, this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .

Case No: 2015-090 Inspection Report No. 27111
Licensee: Charles Muhammad License No(s): 4823
Possible Violation(s): Inadequate wet sanitizer
By Joyce Voss Unsanitary neck duster
Staff Recommends Consent Agreement for Barber License No. 4823 with a \$50 civil penalty for working with an inadequate wet sanitizer and a \$100 civil penalty for working with an unsanitary neck duster for a total of a \$150 civil penalty, this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .

Case No: 2015-091 Inspection Report No. 26952
Licensee: Alan Peck License No(s): 2129
Possible Violation(s): Inadequate wet sanitizer (bugs in sanitizer jar)
By Joyce Voss
Staff Recommends Consent Agreement for Barber License No. 2129 with a \$50 civil penalty for working with an inadequate wet sanitizer for a total of a \$50 civil penalty, this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .

Joyce Voss reported on these three inspections.

Mr. Roberts moved to offer a consent agreement with a civil penalty to each of the following:

Case No. 2015-086, Patricia G Vasconcelos, License No 989, with a \$100 civil penalty

Case No. 2015-087, Christian Munive, License No. 3487, with a \$100 civil penalty

Case No. 2015-088, Xavier Sotelo, License No. 6047, with a \$100 civil penalty
Case No. 2015-089, Jose Vasconcelos, License No. 1653-E, with a \$100 civil penalty
Case No. 2015-090, Charles Muhammad, License No. 4823, with a \$100 civil penalty and
Case No. 2015-091, Alan Peck, License No. 2129, with a \$50 civil penalty and agreements needs to be returned within 21 days with the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .
Ron Thomas seconded the motion; motion passed unanimously

Case No:	2015-092	Inspection Report No.	26966
Licensee:	Mechthilde Hamel	License No(s):	1468
Possible Violation(s): By Joyce Voss	Lapsed license Inadequate wet sanitizer		
Staff Recommends	Consent Agreement for Barber License No. 1468 with a \$160 civil penalty for working with a lapsed license and a \$50 civil penalty for working with an inadequate wet sanitizer for a <u>total of a \$210 civil penalty</u> , this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .		
Case No:	2015-093	Inspection Report No.	26976
Licensee:	Mary M Converse	License No(s):	2878
Possible Violation(s): By Joyce Voss	Inadequate wet sanitizer Unsanitary work stand Unsanitary tool drawer		
Staff Recommends	Consent Agreement for Barber License No. 2878 with a \$50 civil penalty for working with an inadequate wet sanitizer, a \$50 civil penalty for working with an unsanitary workstand and a \$50 civil penalty for working with an unsanitary tool drawer for a <u>total of a \$150 civil penalty</u> , this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .		
Case No:	2015-094	Inspection Report No.	26984
Licensee:	Reynaldo S Dominguez	License No(s):	2982
Possible Violation(s): By Joyce Voss	Unsanitary tool drawer		
Staff Recommends	Consent Agreement for Barber License No. 2982 with a \$50 civil penalty for working with an unsanitary tool drawer for a <u>total of a \$50 civil penalty</u> , this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .		
Case No:	2015-095	Inspection Report No.	26984
Licensee:	Julio Diaz	License No(s):	1266
Possible Violation(s): By Joyce Voss	Unsanitary tool drawer		
Staff Recommends	Consent Agreement for Barber License No. 1266 with a \$50 civil penalty for working with an unsanitary tool drawer for a <u>total of a \$50 civil penalty</u> , this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .		

Case No: 2015-096 Inspection Report No. 26984
Licensee: Victor Contreras License No(s): 1754
Possible Violation(s): Lapsed license
By Joyce Voss Unsanitary tool drawer
Staff Recommends Consent Agreement for Barber License No. 1654 with a \$160 civil penalty for working with a lapsed license and a \$50 civil penalty for working with an unsanitary tool drawer for a total of a \$210 civil penalty, this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .

Case No: 2015-097 Inspection Report No. 26984
Licensee: Sergio Beas License No(s): 306
Possible Violation(s): Unsanitary tool drawer
By Joyce Voss
Staff Recommends Consent Agreement for Barber License No. 306 with a \$50 civil penalty for working with an unsanitary tool drawer for a total of a \$50 civil penalty, this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .

Case No: 2015-098 Inspection Report No. 26984
Licensee: Andrew Ordonez License No(s): 4488
Possible Violation(s): Lack of a tool drawer
By Joyce Voss
Staff Recommends Consent Agreement for Barber License No. 4488 with a \$50 civil penalty for working without a tool drawer for a total of a \$50 civil penalty, this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .

Case No: 2015-099 Inspection Report No. 26984
Licensee: Claudia Cisneros License No(s): 0377-E
Possible Violation(s): Unlicensed barber
By Joyce Voss
Staff Recommends Consent Agreement for Establishment License No. 0377-E with a \$500 civil penalty for having an unlicensed barber for a total of a \$500 civil penalty, this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .

Case No:	2015-100	Inspection Report No.	26988
Licensee:	Antonio Alvillar	License No(s):	6138
Possible Violation(s): By Joyce Voss	Lack of a tool drawer		
Staff Recommends	Consent Agreement for Barber License No. 6138 with a \$50 civil penalty for working without a tool drawer for a <u>total of a \$50 civil penalty</u> , this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .		

Joyce Voss reported on these five inspections.

Mr. Roberts moved to offer a consent agreement with a civil penalty to each of the following:

Case No. 2015-092, Mechthilde Hamel, License No 1468, with a \$210 civil penalty

Case No. 2015-093, Mary M Converse, License No. 2878, with a \$150 civil penalty

Case No. 2015-094, Reynaldo S Dominguez, License No. 2982, with a \$50 civil penalty

Case No. 2015-095, Julio Diaz, License No. 1266, with a \$50 civil penalty

Case No. 2015-096, Victor Contreras, License No. 1754, with a \$210 civil penalty

Case No. 2015-097, Sergio Beas, License No. 306, with a \$50 civil penalty

Case No. 2015-098, Andrew Ordonez, License No. 4488, with a \$50 civil penalty

Case No. 2015-099, Claudia Cisneros, License No. 0377-E, with a \$500 civil penalty and

Case No. 2015-100, Antonio Alvillar, License No. 6138, with a \$50 civil penalty each of these consent agreements needs to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .

Ron Thomas seconded the motion; motion passed unanimously.

Case No:	2015-101	Inspection Report No.	26994
Licensee:	Ana Summers	License No(s):	6260
Possible Violation(s): By Joyce Voss	License not posted		
Staff Recommends	Consent Agreement for Barber License No. 6260 with a \$100 civil penalty for working without posting a license for a <u>total of a \$100 civil penalty</u> , this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .		

Case No:	2015-102	Inspection Report No.	26994
Licensee:	Gilberto Melendez	License No(s):	6039
Possible Violation(s): By Joyce Voss	Inadequate wet sanitizer Unsanitary workstand Unsanitary tool drawer Unsanitary neck duster		
Staff Recommends	Consent Agreement for Barber License No. 6039 with a \$50 civil penalty for working with an inadequate wet sanitizer, a \$50 civil penalty for working with an unsanitary workstand, a \$50 civil penalty for working with an unsanitary tool drawer and a \$100 civil penalty for working with an unsanitary neck duster for a <u>total of a \$250 civil penalty</u> , this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .		

Case No: 2015-103 Inspection Report No. 27138
 Licensee: Jerome Hinton License No(s): 4504
 Possible Violation(s): Inadequate wet sanitizer
 By Joyce Voss Unsanitary workstand
 Unsanitary tool drawer
 Unsanitary neck duster
 Dirty mirror
 Staff Recommends Consent Agreement for Barber License No. 4504 with a \$50 civil penalty for working with an inadequate wet sanitizer, a \$50 civil penalty for working with an unsanitary workstand, a \$50 civil penalty for working with an unsanitary tool drawer. a \$100 civil penalty for working with an unsanitary neck duster and a \$50 civil penalty for working with a dirty mirror for a total of a \$300 civil penalty, this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .

Case No: 2015-104 Inspection Report No. 27138
 Licensee: Timothy Taylor License No(s): 2957 & 0040-E
 Possible Violation(s): For Barber License No. 2957
 By Joyce Voss Inadequate wet sanitizer
 Unsanitary workstand
 For Establishment License No. 1003-E
 Dirty floors
 Dirty mirrors
 Staff Recommends Consent Agreement for Barber License No. 2957 with a \$50 civil penalty for working with an inadequate wet sanitizer and with a \$50 civil penalty for working with an unsanitary tool drawer and for Establishment License No. 0040-E a civil penalty of \$100 for dirty floors and a \$50 civil penalty for dirty mirrors for a grand total of a \$250 civil penalty, this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .

Case No: 2015-105 Inspection Report No. 27139
 Licensee: David Chavez License No(s): 5811
 Possible Violation(s): Unsanitary workstand
 By Joyce Voss
 Staff Recommends Consent Agreement for Barber License No. 5811 with a \$50 civil penalty for working with an unsanitary workstand for a total of a \$50 civil penalty, this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .

Case No: 2015-106 Inspection Report No. 27139
 Licensee: Maura Arvayo License No(s): 5059
 Possible Violation(s): Unsanitary workstand
 By Joyce Voss Unsanitary tool drawer
 Staff Recommends Consent Agreement for Barber License No. 2982 with a \$50 civil penalty for working with an unsanitary workstand and a civil penalty of \$50 for working with an unsanitary tool drawer for a total of a \$100 civil penalty, this consent

agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .

Case No:	2015-107	Inspection Report No.	27140
Licensee:	Elva Betancourt	License No(s):	2264
Possible Violation(s): By Joyce Voss	Unsanitary workstand		
Staff Recommends	Consent Agreement for Barber License No. 2264 with a \$50 civil penalty for working with an unsanitary workstand for a <u>total of a \$50 civil penalty</u> , this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .		

Case No:	2015-108	Inspection Report No.	27140
Licensee:	Carmargo's Barber Shop LLC	License No(s):	1052-E
Possible Violation(s): By Joyce Voss	Dirty restrooms Dirty floors Dirty sinks		
Staff Recommends	Consent Agreement for Establishment License No. 1052-E with a \$100 civil penalty for a dirty restroom, \$100 civil penalty for dirty floors and a \$50 civil penalty for dirty sinks for a <u>total of a \$250 civil penalty</u> , this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .		

Case No:	2015-109	Inspection Report No.	26969
Licensee:	Manuel Mejias	License No(s):	6040 & 0521-E
Possible Violation(s): By Joyce Voss	For Barber License No. 6040 Practicing barbering with a lapsed license Practicing in an unlicensed shop For Establishment License No. 0521-E Operating a shop without a license		
Staff Recommends	Consent Agreement for Barber License No. 6040 with a \$160 civil penalty for practicing barbering without a current license and a \$250 civil penalty for barbering in an unlicensed shop and for Establishment License No. 0521-E a \$250 civil penalty for operating an unlicensed shop for a <u>total of a \$660 civil penalty</u> , this consent agreement to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .		

Joyce Voss reported on these five inspections.

Mr. Roberts moved to offer a consent agreement with a civil penalty to each of the following:

Case No. 2015-101, Ana Summers, License No 6260, with a \$100 civil penalty

Case No. 2015-102, Gilberto Melendez, License No. 6039, with a \$200 civil penalty

Case No. 2015-103, Jerome Hinton, License No. 4504, with a \$250 civil penalty

Case No. 2015-104, Timothy Taylor, License No. 2957 and 0040-E, with a \$250 civil penalty

Case No. 2015-105, David Chavez, License No. 5811, with a \$50 civil penalty
Case No. 2015-106, Maura Arvayo, License No. 5059, with a \$100 civil penalty
Case No. 2015-107, Elva Betancourt, License No. 2264, with a \$50 civil penalty
Case No. 2015-108, Carmargo's Barber Shop, License No. 1052-E, with a \$250 civil penalty and
Case No. 2015-109, Manuel Mejas, License No. 6040 and 0521-E, with a \$660 civil penalty each of these consent agreements needs to be returned within 21 days and the civil penalty to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled. .
Ron Thomas seconded the motion; motion passed unanimously.

Review, Discussion and Legal Action on General Agency Operations.

Report from Assistant Attorney General -- none

Report from Executive Director

- 1. Discussion and consideration of raising the civil penalty for an unsanitary neck duster –**
This was already done before the “Review, Discussion and Legal Action on Investigative and Inspection Reports”.
- 2. Discussion of signage as it pertains to barber shops –** There was a discussion about signage designating a barber shop when a shop is between barber employees. It is inappropriate to be advertising a barber is on the staff when there is no barber employed. Mr LaBarbera suggested that a change in signage might be appropriate is a barber has not been working at the business for a six-month period. Mr. Barcelona suggested a magnetic might be appropriate for these types of cosmetology/barber establishments. Mona Baskin was asked to contact the Cosmetology Board. This matter was moved to the next agenda and Ms Baskin was asked to prepare a letter which might be sent to the offenders.

Establishment of Future Meeting Dates -- March 16, 2015

Call to the Public -- none

Discussion of Items to be placed on a future meeting agenda -- none

Adjournment --

Sincerely,

January 26, 2015

Gary Roberts, Chairman

Mary Jane Jones, Secretary