



**GEORGIA STATE BOARD of
COSMETOLOGY AND BARBERS**
237 Coliseum Drive • Macon, GA 31217
(478) 207-2440 www.sos.ga.gov/plb/cosmetology
**REVOCATION HEARINGS
OPEN SESSION MINUTES
February 19, 2018**

The Georgia State Board of Cosmetology and Barbers met on Monday, February 19, 2018 at the Professional Licensing Boards, 237 Coliseum Drive, Macon, GA 31217.

MEMBERS PRESENT

- David Jones, Vice Chairperson
- Virgil Ergle
- Sarah Scott
- Jennifer Cheely
- Dana Love
- Philamenia Rivers

MEMBERS ABSENT

- Kay Kendrick, Chairperson
- Belinda Sanders
- Betty Carlisle

STAFF PRESENT

- Chris Jones, Executive Director
- Josh Waters, Legal Services
- Valencia Bland, Complaints/Compliance Supervisor
- Debra Helms, Licensing Supervisor
- Sara Nasworthy, Board Support Specialist
- Janet Jackson, Sr. Assistant Attorney General

OPEN SESSION – 9:14 a.m.

David Jones, Vice-Chairperson, established a quorum was present and called the meeting to order at 9:14a.m.

APPROVAL OF AGENDA

Virgil Ergle made a motion, Sarah Scott seconded, and the Board voted unanimously to approve the February 19, 2018 Agenda.

APPROVAL OF MINUTES

Virgil Ergle made a motion, Sarah Scott seconded, and the Board voted unanimously to approve the December 4, 2017, and December 18, 2017 Open Session Minutes.

EXECUTIVE SESSION – 10:24 a.m.

Jennifer Cheely motioned, Sarah Scott seconded, and the Board voted unanimously to enter into executive session in accordance with O.C.G.A. §§ 43-1-2(k), 43-1-19(h), and 50-14-2(1), to deliberate on information received during the Revocation Hearings. The Board committee voted unanimously in favor of the motion.

At the conclusion of the Executive Session, David Jones declared the meeting to be “open” pursuant to the Open and Public Meeting Act, O.C.G.A. § 50-14-1 et seq. No Board votes are held during Executive Session.

OPEN SESSION – 11:22 a.m.

REVOCAION HEARING DOCKET

BRS007693 - Up Next Barber Shop At Camp Creek

A hearing was held in the matter of Up Next Barber Shop At Camp Creek, at which the respondent was present. Dana Love made a motion, Virgil Ergle seconded, and the Board voted unanimously to refer to Legal Services for a Consent Order placing the license on Probation for eight (8) years.

Final Decision

Refer to Legal Services for a Consent Order. Terms of the Consent Order to state that the licensee must comply with all Georgia State Board of Cosmetology and Barbers Board rules, and regulations.

The Hearing adjourned at 11:31 a.m.

OPEN SESSION EXECUTIVE DIRECTOR REPORT

Sarah Scott made a motion, Dana Love seconded, and the Board voted unanimously to accept the following recommendations regarding the Executive Director’s Report as presented by Executive Director, Chris Jones:

- **Silver Scissors Salon:** Owner appeared at the 01/22/2018 Citation Hearings. The Board requested for her to submit additional information for review to support her claim that she was not responsible for the citation. Sarah Scott made a motion, Jennifer Cheely seconded, and the Board voted unanimously to dismiss the citation.

EXECUTIVE SESSION – 12:00 p.m.

Sarah Scott motioned, Jennifer Cheely seconded, and the Board voted unanimously to enter into executive session in accordance with O.C.G.A. §§ 43-1-2(k), 43-1-19(h), and 50-14-2(1), to deliberate on applications and complaint matters, and to receive information on applications, complaint reports, pending cases, and the Attorney General’s report.

At the conclusion of the Executive Session, David Jones declared the meeting to be “open” pursuant to the Open and Public Meeting Act, O.C.G.A. § 50-14-1 et seq. No Board votes are held during Executive Session.

OPEN SESSION – 12:05 p.m.

EXECUTIVE DIRECTOR REPORT CONTINUED

Sarah Scott made a motion, Dana Love seconded, and the Board voted unanimously to accept the following recommendations regarding the Executive Director’s Report as presented by Executive Director, Chris Jones:

- **American Safety Council – Petition for Rule Variance or Waiver Request:**
The Board reviewed a Petition for Rule Variance or Waiver Request from American Safety Council. The Petitioner has requested the Board waive Rule 240-3-.01(11) and be permitted to register as a provider of Continuing Education. The Petitioner failed to submit Continuing Education provider registration prior to the September 1, 2017 deadline: Deny based on granting the waiver or variance will not serve the underlying statute.
- **Georgia Beauty Academy:** No vote required
- **State Rep. James Beverly:** Refer to Attorney General’s office for review for a memorandum of advice to determine if the Board has the legal authority to adopt such a Rule.

EXECUTIVE SESSION –2:05 p.m.

Virgil Egle motioned, Sarah Scott seconded, and the Board voted unanimously to enter into executive session in accordance with O.C.G.A. §§ 43-1-2(k), 43-1-19(h), and 50-14-2(1), to deliberate on applications and complaint matters, and to receive information on applications, complaint reports, pending cases, and the Attorney General’s report.

At the conclusion of the Executive Session, Kay Kendrick declared the meeting to be “open” pursuant to the Open and Public Meeting Act, O.C.G.A. § 50-14-1 et seq. No Board votes are held during Executive Session.

OPEN SESSION – 4:35 p.m.

APPROVAL OF EXECUTIVE SESSION MINUTES

Virgil Egle made a motion, Sarah Scott seconded, and the Board voted unanimously to approve the Attorney General’s Report, and the September 18, 2017, October 16, 2017, and the November 6, 2017 Executive Session Minutes.

ATTORNEY GENERAL'S REPORT

Applicant W.C. 2703373: Senior Assistant Attorney General Janet Jackson met with applicant's attorney regarding the Board's decision to deny licensure. Ms. Jackson presented an affidavit from the applicant for the Board to review. Uphold previous vote to deny licensure.

EXECUTIVE SESSION EXECUTIVE DIRECTOR REPORT

Sarah Scott made a motion, Dana Love seconded, and the Board voted unanimously to accept the following recommendations regarding the Executive Director's Report as presented by Executive Director, Chris Jones:

- **Applicant# N.T.T. 2676859:** At the November 6, 2017 Board meeting, the Georgia State Board of Cosmetology and Barbers voted to refer the applicant referenced above to Legal Services for a Consent Agreement for Licensure to include a \$500 fine for falsifying an application. The applicant is applying by endorsement from Pennsylvania and answered "yes" to the practical exam question in error. Rescind previous vote and issue license.
- **Paul Mitchell The School – Esani Audit:** No Board vote required.
- **BR019438 Notice of Non-Compliance with Child Support Order:** Accept request from DHS and suspend license.
- **Letter from State Representative Rick Williams:** Executive Director, Chris Jones presented a letter from State Representative Rick Williams requesting for the Professional Licensing Boards to reserve the use of the term "Probation" only for very serious infractions or after repeated violations of Rules or Laws. No vote required.

FRAUDULENT APPLICATIONS DENIED REPORT

Sarah Scott made a motion, Jennifer Cheely seconded, and the Board voted unanimously to accept the Board's recommendations regarding the Fraudulent Applications Denied Report as presented by Licensing Supervisor, Debra Helms.

Applicant 2712025 T.M.L. – Master Cosmetologist – Endorsement: Denied on January 30, 2018 for submitting fraudulent documents with their application.

SUPERVISOR'S REPORT

Sarah Scott made a motion, Jennifer Cheely seconded, and the Board voted unanimously to accept the Board's recommendations regarding the Supervisor's Report as presented by Licensing Supervisor, Debra Helms.

Applicant 2697955 P.B – Master Barber Reinstatement: Refer to Legal Services for a Consent Agreement for Licensure to include a \$500 fine for unlicensed practice to be paid prior to the license being issued.

Applicant 2716912 C.B.B.B. – Cosmetology Salon – Initial: Refer to Legal Services for a Consent Agreement for Licensure to include a \$500 fine for unlicensed practice to be paid prior to the license being issued.

Applicant 879978 A.H. – Barber Apprentice: Deny request to appear before Board. Options are to complete different apprenticeship or attend school.

Applicant 851281 Y.H.H.C. – Master Cosmetologist – Renewal: Refer to Legal Services for a Consent Agreement for Renewal to include a \$500 fine for falsifying application information to be paid prior to the license being issued.

Applicant 2680381 N.A.H. – Nail Technician – Endorsement: Refer to Legal Services for a Consent Agreement for Licensure to include a \$500 fine for falsifying application information to be paid prior to the license being issued.

Applicant 2700709 A.D.S. – Master Cosmetologist – Initial: Deny based on 43-10-9(h).

Applicant 2657300 V.K.T. – Nail Technician - Endorsement: Refer to Legal Services for a Consent Agreement for Licensure to include a \$500 fine for falsifying application information to be paid prior to the license being issued.

LEGAL REPORT

Sarah Scott made a motion, Jennifer Cheely seconded, and the Board voted unanimously to accept the Board's recommendations regarding the Legal Report as presented by Deputy Division Director, Josh Waters during Executive Session.

Applicant 2709880 C.B.B. – Master Cosmetologist – Initial: Send letter requesting information about his Level 2 status. Documents requesting what his restrictions are.

Applicant 2705534 W.C.D. – Master Barber – Initial: Issue license.

Applicant 2703855 T.B.A.A.S. & S. – Cosmetology Salon – Initial: Issue license.

Applicant 2715442 C.O.J. – Master Barber – Initial: Issue license.

LEGAL SERVICES CLOSED CASSES REPORT

Sarah Scott made a motion, Jennifer Cheely seconded, and the Board voted unanimously to accept the Board's recommendations regarding the Legal Services Closed Cases Report as presented by Deputy Division Director, Josh Waters during Executive Session.

Legal Services has closed the above referenced cases due to the failure of each of the applicants/respondents to respond to the final attempt email within the thirty (30) day timeframe. Legal Services recommends the Board review the reference case summaries and take the necessary action deemed appropriate.

Applicant 2649121 M.D.M. – Master Barber - Initial

Applicant 2684860 P.K.B.S. – Barber Shop - Initial

Applicant 2634597 R.D.J. – Master Barber Reinstatement

Applicant 2662530 M.H. – Master Cosmetologist - Reinstatement

Applicant 2668775 C.C. – Master Cosmetologist - Reinstatement

Applicant 2668067 M.J. – Master Cosmetologist - Reinstatement

Licensee CO087189 C.G. – Master Cosmetologist

Licensee ES007257 T.A.P. – Esthetician

Applicant 2666261 – Cosmetology Apprentice

Applicant 2669382 C.B.J. – Cosmetology Salon

Applicant 2664132 J. & T. B.L. & S. – Cosmetology Salon

Applicant 2606518 J.B.A.B.S. – Cosmetology Salon

Applicant 2646584 G.R.A.O.C. – Barber School

COMPLAINTS REPORT

Sarah Scott made a motion, Jennifer Cheely seconded, and the Board voted unanimously to accept the Board's recommendations regarding the Complaints Report as presented by Complaints/Compliance Supervisor Valencia Bland.

COS181082: Refer to Investigations

COS181110: Contact Master and request a notarized statement.

CLOSED COMPLAINTS

Sarah Scott made a motion, Jennifer Cheely seconded, and the Board voted unanimously to accept the Board's recommendation to close the attached list of fifty one (51) complaints.

PROBATION STATUS REPORT

Sarah Scott made a motion, Jennifer Cheely seconded, and the Board voted unanimously to accept the Board's recommendations regarding the Probation Status Report as presented by Complaints/Compliance Supervisor Valencia Bland.

The meeting adjourned at 4:36 p.m.

**The next scheduled meeting of the Georgia State Board of Cosmetology and Barbers
is:**

**Monday, March 12, 2018
Professional Licensing Boards Division
237 Coliseum Drive
Macon, Georgia 31217**

Minutes recorded by:

Sara Nasworthy, Board Support Specialist

Minutes reviewed and edited by:

Chris Jones, Executive Director

Kay Kendrick

Kay Kendrick, Board Chair

Chris Jones

Chris Jones, Executive Director

These minutes were approved on: March 26, 2018

Close Complaints – February 12, 2018

| Complaint # | Comments |
|--------------------|-------------------------------|
| 1. BAR120031 | Lapsed |
| 2. BAR160189 | Lapsed |
| 3. COS030517 | Lapsed |
| 4. COS040067 | Lapsed |
| 5. COS050512 | Lapsed |
| 6. COS060043 | Lapsed |
| 7. COS060065 | Lapsed |
| 8. COS060066 | Lapsed |
| 9. COS060210 | Lapsed |
| 10. COS060928 | Lapsed |
| 11. COS061006 | Lapsed |
| 12. COS070288 | Lapsed |
| 13. COS080175 | Lapsed |
| 14. COS100073 | Lapsed |
| 15. COS100074 | Lapsed |
| 16. COS110826 | Lapsed |
| 17. COS120964 | Lapsed |
| 18. COS131831 | Lapsed |
| 19. COS140948 | Lapsed |
| 20. COS150922 | Lapsed |
| 21. COS180565 | Lapsed |
| 22. COS180099 | Inspector found no violations |
| 23. COS180217 | Inspector found no violations |
| 24. COS180645 | Inspector found no violations |

25. COS180653 Inspector found no violations
26. COS180928 Not enough information from Complainant
27. COS180955 Inspector found no violations
28. COS181040 Inspector found no violations
29. COS181042 Inspector found no violations
30. COS181045 Refused to sign C & D (Reinstating)
31. COS181053 Out of Business
32. COS181054 Inspector found no violations
33. COS181055 No long at this locations
34. COS181056 Inspector found no violations
35. COS181065 Inspector found no violations
36. COS181071 No violations reported by Complainant
37. COS181075 No jurisdiction
38. COS181076 Inspector found no violations
39. COS181089 No violations reported by Complainant
40. COS181091 Not enough information from Complaint
41. COS181093 No jurisdiction
42. COS181102 Inspector found no violations
43. COS181103 No violations
44. COS181108 No jurisdiction (letter sent)
45. COS181135 No jurisdiction
46. COS181143 C&D issued (Title 43 letter sent)
47. COS181146 C&D issued (Pending App)
48. COS181177 No jurisdiction
49. COS181182 C&D issued (Title 43 letter sent)
50. COS181185 C&S issued (Pending App)

51. COS181186 Refused to sign C & D