



50 **Administrator's Remarks – Theresa Richardson**

51 There were no remarks.

52

53 **Old Business – There was none**

54

55 **NEW BUSINESS**

56

57 **Consideration of Requiring Disciplinary Classes within Consent Agreements**

58 The board members discussed requiring licensees with consent agreements to also take a three  
59 (3) hour law class or sanitation class. A brief discussion ensued.

60

61 **MOTION:**

62 Mr. Jones made a motion to defer consideration to require disciplinary classes with consent  
63 agreements until the January 11, 2016 meeting. Ms. Brown seconded the motion which carried  
64 unanimously.

65

66 **The Board deviated from the scheduled agenda to review Case Hearings. As the Hearing  
67 Officer, Mr. Jones recused himself.**

68

69 **Review of Hearing Officer's Recommendations – Tracey Pearlman**

70

71 **CASE: 2011-272** – The respondent was absent. Ms. Pearlman presented the case and asked the  
72 Board to accept the Hearing Officer's recommendation of a public reprimand and a \$500 fine.

73

74 **MOTION:**

75 Ms. Walters made a motion to accept the Hearing Officer's recommendation(s) for case #2011-  
76 272. Ms. Horton seconded the motion which carried unanimously.

77

78 **CASE: 2012-57-** The respondent was present. Ms. Pearlman presented the case and asked the  
79 Board to accept the Hearing Officer's recommendation of a public reprimand, and a \$250 civil  
80 penalty to be paid within sixty days (60) of the final Order.

81

82 **MOTION:**

83 Ms. Walters made a motion to accept the Hearing Officer's recommendation(s) for case #2012-  
84 57. Ms. Brown seconded the motion which carried unanimously.

85

86 **CASE: 2012-59** – The respondent was absent. Ms. Pearlman presented the case and asked the  
87 Board to accept the Hearing Officer's recommendation of a public reprimand, a \$500 fine, and  
88 an immediate license suspension if the fine is not paid timely.

89

90 **MOTION:**

91 Ms. Brown made a motion to accept the Hearing Officer's recommendation(s) for case # 2012-  
92 59. Ms. Horton seconded the motion which carried unanimously.

93

94 **CASE: 2012-63** – Respondent did not attend the hearing. Ms. Pearlman presented the case  
95 indicating multiple sanitation violations. The recommendation for the combined violations  
96 totaled \$1500. The fine must be paid within sixty days of the final Board Order. A law and  
97 sanitation class must also be completed in ninety days (90) and an immediate license suspension  
98 will be imposed if the fine is not paid timely.

99 **MOTION:**  
100 Ms. Walters made a motion to go into executive session for legal advice. Ms. Horton seconded  
101 the motion which carried unanimously.

102  
103 **MOTION:**  
104 Ms. Brown made a motion to return to public session. Ms. Walters seconded the motion which  
105 carried unanimously.

106  
107 **MOTION:**  
108 Ms. Horton made a motion to accept the findings of fact, and the Hearing Officer's  
109 recommendation(s) for case # 2012-63 with a modification to suspend the license for ninety days  
110 (90) as of the date of the final Order. Also, a three (3) hour sanitation class and three (3) hour law  
111 class must be taken within ninety (90) days. The fines are accepted. Ms. Brown seconded the  
112 motion which carried unanimously.

113  
114 **CASE: 2012-137** – The respondent, Mr. Hung M. Nguyen – was present. Ms. Pearlman presented  
115 the case and asked the Board to accept the Hearing Officer's recommendations of a public  
116 reprimand, a fine of \$500 each for the six violations, totaling \$3,000. Fines must be paid within  
117 sixty (60) days. Also, a three (3) hour sanitation and three (3) hour law class must be taken.

118  
119 Mr. Nguyen explained that he completed both classes last year and in 2012. Staff researched the  
120 records and determined that only the law class was taken in 2014.

121  
122 **MOTION:**  
123 Ms. Walters made a motion to accept the Hearing Officer's recommendation(s) for case #2012-  
124 137. The law class can be removed, but the sanitation class must be taken. Ms. Brown seconded  
125 the motion which carried unanimously.

126  
127 **CASE: 2013-62** – The respondent was not present. Ms. Pearlman presented the case and asked  
128 the Board to accept the Hearing Officer's recommendation of a \$750 fine and a memorandum of  
129 agreement (MOA). Failure to pay the fine within sixty (60) days of the final Order will result in  
130 an immediate license suspension for nail technician license #59114 and salon license #86376.

131  
132 **MOTION:**  
133 Ms. Walters made a motion to accept the Hearing Officer's recommendation(s) for case #2013-  
134 62. Ms. Horton seconded the motion which carried unanimously.

135  
136 The hearings were concluded and Mr. Jones rejoined the board meeting.

137  
138 **Consideration of DACA Status - Tooba Imran Gaya**

139 Ms. Gaya appeared before the Board seeking licensure with the DACA immigration status. Ms.  
140 Gaya stated her legal status has not changed, and that she has been in this country for thirteen  
141 years. Ms. League, Advice Council, explained to Ms. Gaya that she must have a legal presence  
142 in the United States in order to be licensed in South Carolina. Further, Ms. Gaya is work eligible,  
143 but not eligible for a professional license. The school Ms. Gaya attended should have explained  
144 that to her since the schools were notified.

145  
146  
147

148 **MOTION:**  
149 Mr. Jones made a motion to deny a professional license based on the current DACA immigration  
150 status. Ms. Horton seconded the motion which carried unanimously.

151

152 **Consideration of DACA Status - Maritza Gomez Verduzco**

153 Ms. Verduzco was properly notified, but did not appear before the Board. The Board decided  
154 the case in her absence.

155

156 **MOTION:**

157 Mr. Jones made a motion to deny a professional license based on failure to appear before the  
158 Board. Ms. Horton seconded the motion which carried unanimously.

159

160 **Consideration for Licensure with Criminal Background Checks - Shelly Gifford**

161 Ms. Gifford appeared before the Board with a lengthy, twelve year background report. Ms.  
162 Gifford explained she committed credit card fraud to fund her drug addiction. She stated she has  
163 been clean for seven years now. Her parole will end as of February 2016, for the ten year  
164 sentence she received. Ms. Gifford stated she is not on probation.

165

166 **MOTION:**

167 Ms. Horton made a motion to approve the license with a two year probationary period. Licensee  
168 will provide the Board with a current SLED report at the end of each year, at the license's  
169 expense. Any additional charges received will result in an automatic administrative suspension  
170 and reappearance before the Board. Ms. Walters seconded the motion which carried  
171 unanimously.

172

173 **Consideration for Licensure with Criminal Background Checks - Robert Orr**

174 Mr. Orr appeared before the Board and stated he was young and made bad decisions. He never  
175 served time for his actions. He turned his life around and is not on probation, or parole.

176

177 **MOTION:**

178 Ms. Walters made a motion to approve the license with a two year probationary period. Licensee  
179 will provide the Board with a current SLED report at the end of each year, at the license's  
180 expense. Any additional charges received will result in an automatic administrative suspension  
181 and reappearance before the Board. Ms. Horton seconded the motion which carried  
182 unanimously.

183

184 **Consideration for Licensure with Criminal Background Checks - Tiffany Towne**

185 Ms. Towne appeared before the Board and explained that her Georgia license is currently on  
186 probation due to her background report. She explained that while working at a utility company  
187 she got in trouble for not properly billing customers. No money was taken. She returned the  
188 company computer, but the company said she did not. Ms. Towne stated she paid restitution of  
189 eleven to twelve thousand dollars. In Georgia, she's now in a manager position at Sports Clips  
190 where she has been employed for four years. Ms. Towne wants to advance her career by working  
191 in a South Carolina at Sports Clips. The Board discussed the fact that if a South Carolina license  
192 is awarded, the Georgia Board must be notified if Ms. Towne works in another state for more  
193 than ten days.

194

195

196

197 **MOTION:**  
198 Ms. Walters made a motion to approve the license with a two year probationary period. Licensee  
199 will provide the Board with a current SLED report at the end of each year, at the license's  
200 expense. Any additional charges received will result in an automatic administrative suspension  
201 and reappearance before the Board. Ms. Horton seconded the motion which carried unanimously.  
202

203 **Consideration for Licensure with Criminal Background Checks - Kathleen Cauthen**

204 Ms. Cauthen appeared before the Board with federal felony convictions. Ms. Cauthen was an  
205 attorney who set up company businesses. Ms. Cauthen stated she learned about the company's  
206 fraudulent behavior and that the businesses were bogus, but she still helped them. Ms. Cauthen  
207 explained her circumstances and is currently cooperating with the federal government to resolve  
208 her case.  
209

210 **MOTION:**

211 Ms. Walters made a motion to go into executive session for legal advice. Ms. Horton seconded  
212 the motion which carried unanimously.  
213

214 **MOTION:**

215 Ms. Brown made a motion to return to public session. Ms. Horton seconded the motion which  
216 carried unanimously.  
217

218 **MOTION:**

219 Mr. Jones made a motion to approve the license with a five year probationary period. Licensee  
220 will provide the Board with a current SLED report at the end of each year, at the license's  
221 expense. Any additional charges received will result in an automatic administrative suspension  
222 and reappearance before the Board. Ms. Horton seconded the motion which carried unanimously.  
223

224 **Consideration of School Changes/Openings**

225  
226 **Williamsburg Technical College – Re-location of Labs**

227 Ms. Danielle Webb and Clifton Elliott appeared before the Board requesting permission to  
228 relocate the cosmetology and nail technology program lab. A brief discussion ensued. The  
229 location has not been inspected.  
230

231 **MOTION:**

232 Ms. Brown made a motion to approve the relocation of the labs at Williamsburg Technical  
233 College. Ms. Walters seconded the motion which carried unanimously.  
234

235 Ms. Curtis informed the school officials that even though the labs are ready, classes cannot start  
236 until an inspection has been conducted.  
237

238 **Aiken School of Cosmetology – Name Change**

239 Angela Morrison and Trina Greenwood appeared before the Board requesting a name change for  
240 the school to Aiken School of Cosmetology and Barbering. There are two separate building, one  
241 for cosmetology and one for barbering.  
242  
243  
244  
245

246 **MOTION:**

247 Ms. Walters made a motion to approve the name change from Aiken School of Cosmetology to  
248 Aiken School of Cosmetology and Barbering. Ms. Horton seconded the motion which carried  
249 unanimously.

250

251 **Studio Essence Beauty College – New School Opening**

252 Ms. Thessa Smith and Brenda Moore appeared before the Board seeking approval to open a new  
253 school in January 2016. The facility is currently a salon. Ms. Curtis stated that the square  
254 footage for a school must be a minimum of 2,500 square feet. Ms. Smith did not know the  
255 correct size of the location, but stated the landlord told them the space was 2,500 square feet. Ms.  
256 Smith will contact the school to determine the true size and report back to the Board. The school  
257 would need twenty (20) work stations, but only ten (10) appear on the floor plan.

258

259 **MOTION:**

260 Mr. Jones made a motion to defer the new school opening for Studio Essence until the January,  
261 2016 meeting where the corrected floor plan and all other school documents will be reviewed.  
262 The school owners must review the state regulations regarding the opening of a school. Ms.  
263 Horton seconded the motion which carried unanimously.

264

265 **Discussion**

266

267 Vice Chairperson, Ms. Curtis had to leave the meeting for another appointment. She excused  
268 herself and turned the session over to board member, Mr. Jones. There was no discussion.

269

270 **Board Members Reports – There were none.**

271

272 **Public Comments**

273

274 Mr. Steven Dawson commented about offering disciplinary classes for January to non-English  
275 speaking licensees.

276

277 Ms. Chesley Phillips stated that the Board does a wonderful job.

278

279 **Adjournment**

280

281 **MOTION:**

282 Ms. Brown made a motion to adjourn the meeting. Ms. Walters seconded the motion which  
283 carried unanimously.

284

285 The meeting ended at 12:25 p.m.

286

287 **The next meeting of the SC Board of Cosmetology is scheduled for January 11, 2016**