

BOARD FOR BARBERS AND COSMETOLOGY

DRAFT MINUTES OF MEETING

The Board for Barbers and Cosmetology met on Monday, November 14, 2016, at the Offices of the Department of Professional and Occupational Regulation, 9960 Mayland Drive, 2nd Floor, Board Room 4, Richmond, Virginia. The following board members were present:

Norma J. Dorey
Robert D. Jones II
T. Daniel Jones
Margaret B. LaPierre
Anne R. McCaffrey
Jonathan Wayne Minor
Lonnie Quesenberry
Marie F. Quinn
Daniella Tsamouras
Tony Miles Williams

DPOR staff present for all or part of the meeting included:

Demetrios J. Melis, Executive Director
Stephen Kirschner, Regulatory Operations Administrator
Tamika Rodriguez, Licensing Operations Administrator
Cathy Clark, Administrative Assistant

Representative from the Office of the Attorney General was present for all or part of the meeting:

Elizabeth B. Peay, Assistant Attorney General

Mr. Quesenberry, Chair, determined a quorum was present and called the meeting to order at 9:05 A.M.

Call to Order

The Board took the agenda under consideration.

**Approval of
Agenda**

Upon a motion by Ms. McCaffrey and seconded by Ms. Tsamouras, the Board voted to adopt the amended Agenda.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

The Board took the minutes of the August 8, 2016 and August 29, 2016 Board Meetings under consideration.

**Approval of
Minutes for the**

Upon a motion by Mr. R. Jones and seconded by Ms. LaPierre, the Board voted to approve the August 8, 2016 and August 29, 2016 Board for Barbers and Cosmetology Board Meeting minutes.

**August 8, 2016
and August 29,
2016 Board
Meetings**

The members voting ‘yes’ were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

There were no written communications to be reviewed.

Communication

Mr. Quesenberry asked if there was any public comment.

Public Comment

Ms. LaFarn Burton, of LB Beauty Academy, addressed the Board regarding the transition from NTN/Ergometrics to Professional Credential Services as exam vendor and difficulty scheduling exams. Ms. Burton also spoke to the Board about the Board’s Guidance Document related to the transfer of student hours, and the requirements for obtaining a Tattoo instructor certification. The Board took Ms. Burton’s comments under advisement.

Mr. Matt England, Master Esthetics Instructor at LAT, Inc./Institute of Advanced Medical Esthetics, regarding the transition to the National-Interstate Council of State Boards of Cosmetology (NIC) exams under Professional Credential Services, noting that the NIC exams allow for the use of a mannequin head or live model, depending on the state, and suggesting that the Board consider the use of mannequin heads only. Mr. England also spoke with the Board on the topic of the waxing portion of the practical exam and the use of hard wax vs. simulated soft wax. Additionally, Mr. England asked the Board to consider omitting make-up application from the esthetician practical exam. The Board took Mr. England’s comments under advisement.

Ms. Christine Werne, of the Chrysm Institute of Esthetics, reiterated Mr. England’s comments and concerns, and further addressed the Board on the topic of location, referring specifically to the Chrysm Institute’s physical location and layout. Mr. Melis indicated that this issue is an agenda item for discussion by the Board later in the meeting, and the Board took Ms. Werne’s comments under advisement.

Mr. McKinley Stockton, owner and instructor at Barber College in Woodbridge, VA, spoke to the Board regarding transfer of student hours from another school, and asked that the Board consider eliminating the requirement that both schools be accredited by an accrediting agency recognized by the U.S.

Department of Education, per the Board's Guidance Document dated May 12, 2014. The Board took Mr. Stockton's comments under advisement.

There was no additional public comment.

Ms. Tsamouras recused herself from the meeting.

In the matter of **File Number 2014-02490, Hollywood Training Academy, Inc.**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, investigative file, Report of Findings, transcript and exhibits. Vivian T. Tran, owner, appeared in person at the meeting and addressed the Board.

Concerning Count 1, upon a motion by Mr. Minor and seconded by Ms. LaPierre, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and the Summary of the Informal Fact-Finding Conference, and found substantial evidence that Hollywood Training Academy, Inc. violated the following sections of its Regulations:

	(Effective July 1, 2003)
Count 1:	18 VAC 41-20-280.A.4
Count 2:	18 VAC 41-20-280-B.3

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. Tsamouras was not present, did not participate in the discussion, and did not vote on this matter.

Concerning Counts 1 and 2, upon a motion by Ms. Dorey and seconded by Ms. LaPierre, the Board voted to accept the recommended sanctions contained in the Summary of the Informal Fact-Finding Conference and to impose the following sanction(s):

Count 1:	18 VAC 41-20-280.A.4	\$ 2,500.00
Count 2:	18 VAC 41-20-280.B.3	\$ 2,500.00

TOTAL (MONETARY PENALTIES)		\$ 5,000.00

Cases

Ms. Tsamouras
Recused

File Number
2014-02490,
Hollywood
Training
Academy, Inc.

In addition, for violation of Counts 1 and 2, revocation of Hollywood Training Academy, Inc.'s cosmetology school license, number 1205001223, was imposed.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. Tsamouras was not present, did not participate in the discussion, and did not vote on this matter.

In the matter of **File Number 2015-02102, Vivian T. Tran**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, investigative file, Report of Findings, transcript and exhibits. Vivian T. Tran appeared in person at the meeting and addressed the Board.

File Number
2015-02102,
Vivian T. Tran

Concerning Counts 1 and 2, upon a motion by Ms. LaPierre and seconded by Ms. Dorey, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and the Summary of the Informal Fact-Finding Conference, and found substantial evidence that Vivian T. Tran violated the following sections of its Regulations:

(Effective July 1, 2003)

Count 1: 18 VAC 41-20-280.A.4
Count 2: 18 VAC 41-20-280.A.4

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. Tsamouras was not present, did not participate in the discussion, and did not vote on this matter.

Concerning Counts 1 and 2, upon a motion by Mr. R. Jones and seconded by Mr. Williams, the Board voted to accept the recommended sanctions contained in the Summary of the Informal Fact-Finding Conference and to impose the following sanction(s):

Count 1: 18 VAC 41-20-280.A.4 \$ 2,500.00
Count 2: 18 VAC 41-20-280.A.4 \$ 2,500.00

TOTAL (MONETARY PENALTIES) \$ 5,000.00

In addition, for violation of Counts 1 and 2, revocation of Vivian T. Tran's Nail Technician Instructor license, number 1207000397, was imposed.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. Tsamouras was not present, did not participate in the discussion, and did not vote on this matter.

In the matter of **File Number 2015-02107, Vivian T. Tran**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, investigative file, Report of Findings, transcript and exhibits. Vivian T. Tran appeared in person at the meeting and addressed the Board.

File Number
2015-02107,
Vivian T. Tran

Concerning Count 1, upon a motion by Mr. Williams and seconded by Mr. R. Jones, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and the Summary of the Informal Fact-Finding Conference, and found substantial evidence that Ha Thu Nguyen violated the following sections of its Regulations:

(Effective July 1, 2003)
Count 1: 18 VAC 41-20-260.A.4
Count 2: 18 VAC 41-20-260.A.4

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. Tsamouras was not present, did not participate in the discussion, and did not vote on this matter.

Concerning Counts 1 and 2, upon a motion by Ms. Dorey and seconded by Ms. McCaffrey, the Board voted to accept the recommended sanctions contained in the Summary of the Informal Fact-Finding Conference and to impose the following sanction(s):

Count 1: 18 VAC 41-20-260.A.4 \$ 2,500.00
Count 2: 18 VAC 41-20-260.A.4 \$ 2,500.00

TOTAL (MONETARY PENALTIES)

\$ 5,000.00

In addition, for violation of Counts 1 and 2, revocation of Vivian T. Tran's Wax Technician Instructor license, number 1215000027, was imposed.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. Tsamouras was not present, did not participate in the discussion, and did not vote on this matter.

In the matter of **File Number 2014-03291, Kimberly Tracey Nhan**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, investigative file, Report of Findings, transcript and exhibits. Kimberly Tracey Nhan did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number
2014-03291,
Kimberly Tracey
Nhan

Concerning Count 1, upon a motion by Mr. R. Jones and seconded by Ms. LaPierre, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and the Summary of the Informal Fact-Finding Conference, and found substantial evidence that Kimberly Tracey Nhan violated the following sections of its Regulations:

(Effective July 1, 2003)
Count 1: 18 VAC 41-20-280.A.3

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. Tsamouras was not present, did not participate in the discussion, and did not vote on this matter.

Concerning Count 1, upon a motion by Ms. LaPierre and seconded by Ms. McCaffrey, the Board voted to accept the recommended sanctions contained in the Summary of the Informal Fact-Finding Conference and to impose the following sanction(s):

Count 1: 18 VAC 41-20-260.A.3 \$ 1,250.00

TOTAL (MONETARY PENALTIES) \$ 1,250.00

In addition, for violation of Count 1, revocation of Kimberly Tracey Nhan's Nail Technician license, number 1206020171, was imposed.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. Tsamouras was not present, did not participate in the discussion, and did not vote on this matter.

Mr. T. Jones recused himself from the meeting.

Mr. T. Jones
Recused

In the matter of **File Number 2015-01181, John D. Fauls, Jr.**, the Board reviewed the record which consisted of the Summary of the Informal Fact-Finding Conference, investigative file, Report of Findings, transcript and exhibits. John D. Fauls, Jr. appeared in person at the meeting and addressed the Board.

File Number
2015-01181, John
D Fauls Jr

Concerning Count 1, upon a motion by Ms. Dorey and seconded by Ms. McCaffrey, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and the Summary of the Informal Fact-Finding Conference, and found substantial evidence that John D. Fauls, Jr. violated the following sections of its Regulations:

(Effective April 1, 2007)
Count 1: 18 VAC 41-60-220.A.4

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As Board representatives in this case, Ms. Tsamouras and Mr. T. Jones were not present, did not participate in the discussion, and did not vote on this matter.

Concerning Count 1, upon a motion by Ms. LaPierre and seconded by Ms. Dorey, the Board voted to accept the recommended sanctions contained in the Summary of the Informal Fact-Finding Conference and to impose the following sanction(s):

Count 1:	18 VAC 41-60-220.A.4	\$ 750.00

TOTAL (MONETARY PENALTIES)		\$ 750.00

In addition, for violation of Count 1, revocation of John D. Fauls, Jr.'s Body-Piercer license, number 1241000128, was imposed.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As Board representatives in this case, Ms. Tsamouras and Mr. T. Jones were not present, did not participate in the discussion, and did not vote on this matter.

Mr. T. Jones returned to the meeting.

Ms. Dorey recused herself from the meeting.

Ms. Dorey
Recused

In the matter of **File Number 2016-01071, Jeanette Anderson James**, the Board reviewed the record, which consisted of the Consent Order. Jeanette Anderson James did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number
2016-01071,
Jeanette
Anderson James

By signing the Consent Order, Jeanette Anderson James acknowledges an understanding of the charges and admits to the violation of the Count as outlined in the Report of Findings and consents to the following term(s):

Count 1:	18 VAC 41-20-280.A.4	\$ 1,500.00

TOTAL (MONETARY PENALTIES)		\$ 1,500.00
BOARD COSTS		\$ 150.00
TOTAL		\$ 1,650.00

Upon a motion by Ms. LaPierre and seconded by Ms. McCaffrey, the Board voted to accept the Consent Order.

The members voting 'yes' were Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As Board representatives in this case, Ms. Dorey and Ms. Tsamouras were not

present, did not participate in the discussion, and did not vote on this matter.

In the matter of **File Number 2016-02187, Shawn A. Claitt**, the Board reviewed the record, which consisted of the Consent Order. Shawn A. Claitt did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number
2016-02187,
Shawn A Claitt

By signing the Consent Order, Shawn A. Claitt acknowledges an understanding of the charges and admits to the violation of the Count as outlined in the Report of Findings and consents to the following term(s):

Count 1:	18 VAC 41-20-280.A.3	\$ 0.00

TOTAL (MONETARY PENALTIES)		\$ 0.00
BOARD COSTS		\$ 150.00
TOTAL		\$ 150.00

In addition, for violation of Count 1, Shawn A. Claitt agrees to a one (1) year probation of his license as of the effective date of the Order. During the one (1) year probation, Mr. Claitt agrees to comply with the regulations of the Board for Barbers and Cosmetology; agrees to report any disciplinary actions taken against his barber's license in other jurisdictions; and agrees to report any change of address to the Board within 30 days of said change.

Upon a motion by Ms. LaPierre and seconded by Mr. Minor, the Board voted to accept the Consent Order.

The members voting 'yes' were Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As Board representatives in this case, Ms. Dorey and Ms. Tsamouras were not present, did not participate in the discussion, and did not vote on this matter.

Ms. Dorey and Ms. Tsamouras returned to the meeting.

Mr. Quesenberry recused himself from the meeting. Ms. LaPierre assumed the Chair.

Mr. Quesenberry
Recused

In the matter of **File Number 2016-02517, Selamawit Solomon-N-Garcia**, the Board reviewed the record, which consisted of the Consent Order. Selamawit Solomon-N-Garcia did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number
2016-02517,
Selamawit
Solomon-N-

Garcia

By signing the Consent Order, Selamawit Solomon-N-Garcia acknowledges an understanding of the charges and admits to the violation of the Count as outlined in the Report of Findings and consents to the following term(s):

Count 1:	18 VAC 41-20-280.A.1	\$ 750.00

TOTAL (MONETARY PENALTIES)		\$ 750.00
BOARD COSTS		\$ 150.00
TOTAL		\$ 900.00

Upon a motion by Mr. Minor and seconded by Mr. R. Jones, the Board voted to accept the Consent Order.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board Representative in this case, Mr. Quesenberry was not present, did not participate in the discussion, and did not vote on this matter.

Mr. Quesenberry returned to the meeting and assumed the Chair.

Upon a motion by Ms. Tsamouras and seconded by Ms. LaPierre, the Board voted to accept the six (6) remaining Consent Order cases as a block.

**Board Considers
and Accepts
Remaining
Consent Order
Cases As Block**

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-00776, Tuan Cao Do**, the Board reviewed the record, which consisted of the Consent Order. Tuan Cao Do did not appear at the meeting in person, by counsel, or by any other qualified representative.

**File Number
2014-00776, Tuan
Cao Do**

By signing the Consent Order, Tuan Cao Do acknowledges an understanding of the charges and admits to the violation of the Counts as outlined in the Report of Findings and consents to the following term(s):

Count 1:	18 VAC 41-20-280.A.5	\$ 250.00

TOTAL (MONETARY PENALTIES)		\$ 250.00

BOARD COSTS	\$ 150.00
TOTAL	\$ 400.00

In addition, for violation of Count 1, Tuan Cao Do agrees to revocation of his cosmetologist license, number 1201121117.

Upon a motion by Ms. Tsamouras and seconded by Ms. LaPierre, the Board voted to accept the Consent Order.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2016-01328, University Barber Shop**, the Board reviewed the record, which consisted of the Consent Order. University Barber Shop did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number
2016-01328,
University
Barber Shop

By signing the Consent Order, University Barber Shop acknowledges an understanding of the charges and admits to the violation of the Counts as outlined in the Report of Findings and consents to the following term(s):

Count 1:	18 VAC 41-20-280.C.2	\$ 550.00

TOTAL (MONETARY PENALTIES)		\$ 550.00
BOARD COSTS		\$ 150.00
TOTAL		\$ 700.00

Upon a motion by Ms. Tsamouras and seconded by Ms. LaPierre, the Board voted to accept the Consent Order.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2016-02438**, the Board reviewed the record, which consisted of the Consent Order. Eduyiges E. Youngs did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number
2016-02438,
Eduyiges E
Youngs

By signing the Consent Order, Eduyiges E. Youngs acknowledges an

understanding of the charges and admits to the violation of the Counts as outlined in the Report of Findings and consents to the following term(s):

Count 1:	18 VAC 41-20-280.A.3	\$ 250.00

TOTAL (MONETARY PENALTIES)		\$ 250.00
BOARD COSTS		\$ 150.00
TOTAL		\$ 400.00

Upon a motion by Ms. Tsamouras and seconded by Ms. LaPierre, the Board voted to accept the Consent Order.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2016-02460, Amber Lyvonne Salmon**, the Board reviewed the record, which consisted of the Consent Order. Amber Lyvonne Salmon did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number
2016-02460,
Amber Lyvonne
Salmon

By signing the Consent Order, Amber Lyvonne Salmon acknowledges an understanding of the charges and admits to the violation of the Counts as outlined in the Report of Findings and consents to the following term(s):

Count 1:	18 VAC 41-20-280.A.5	\$ 00.00

TOTAL (MONETARY PENALTIES)		\$ 00.00
BOARD COSTS		\$ 150.00
TOTAL		\$ 150.00

In addition, for violation of Count 1, Amber Lyvonne Salmon agrees to revocation of his cosmetologist license, number 1201121117.

Upon a motion by Ms. Tsamouras and seconded by Ms. LaPierre, the Board voted to accept the Consent Order.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2016-02603, Salon Diva & Spa, Inc.**, the Board reviewed the record, which consisted of the Consent Order. Salon Diva & Spa, Inc. did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number
2016-02603, Salon
Diva & Spa Inc.

By signing the Consent Order, Salon Diva & Spa, Inc. acknowledges an understanding of the charges and admits to the violation of the Counts as outlined in the Report of Findings and consents to the following term(s):

Count 1:	18 VAC 41-20-280.C.2	\$ 650.00

TOTAL (MONETARY PENALTIES)		\$ 650.00
BOARD COSTS		\$ 150.00
TOTAL		\$ 800.00

Upon a motion by Ms. Tsamouras and seconded by Ms. LaPierre, the Board voted to accept the Consent Order.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2016-02683, Salon Antoine Ltd.**, the Board reviewed the record, which consisted of the Consent Order. Salon Antoine Ltd. did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number
2016-02683, Salon
Antoine Ltd

By signing the Consent Order, Salon Antoine Ltd. acknowledges an understanding of the charges and admits to the violation of the Counts as outlined in the Report of Findings and consents to the following term(s):

Count 1:	18 VAC 41-20-280.C.2	\$ 650.00

TOTAL (MONETARY PENALTIES)		\$ 650.00
BOARD COSTS		\$ 150.00
TOTAL		\$ 800.00

Upon a motion by Ms. Tsamouras and seconded by Ms. LaPierre, the Board voted to accept the Consent Order.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2016-03231, Chantel Rawson**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Chantel Rawson appeared at the meeting in person and addressed the Board.

File Number
2016-03231,
Chantel Rawson

Upon a motion by Mr. R. Jones and seconded by Ms. Tsamouras, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Chantel Rawson's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2016-03252, Richard S. Edwards**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Richard S. Edwards did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number
2016-03252,
Richard S
Edwards

Upon a motion by Mr. Minor and seconded by Ms. Dorey, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Richard S. Edwards' license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2017-00005, Christina Marie Crown**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Christina Marie Crown appeared at the meeting in person and addressed the Board.

File Number
2017-00005,
Christina Marie
Crown

Upon a motion by Ms. Tsamouras and seconded by Ms. Dorey, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Christina Marie Crown's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2017-00169, Jose Ramon Pizarro**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Jose Ramon Pizarro appeared at the meeting in person and addressed the Board.

File Number
2017-00169, Jose
Ramon Pizarro

Upon a motion by Ms. Tsamouras and seconded by Mr. Williams, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and deny Jose Ramon Pizarro's license application based upon the record, including the information obtained from the Central Criminal Records Exchange, and in consideration of the criteria outlined in §54.1-204.B.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. The member abstaining was Mr. Minor. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2017-00178, Charles H. Robinson, Jr.**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Charles H. Robinson, Jr. did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number
2017-00178,
Charles H
Robinson Jr

Upon a motion by Ms. Tsamouras and seconded by Ms. Dorey, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Charles H. Robinson, Jr.'s license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2017-00184, Marlon Fowler**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Marlon Fowler appeared at the meeting in person and addressed the Board.

File Number
2017-00184
Marlon Fowler

Upon a motion by Mr. Williams and seconded by Ms. Dorey, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding

Conference and approve Marlon Fowler's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2017-00242, Crystal Jean Boykin**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Crystal Jean Boykin appeared at the meeting in person and addressed the Board.

File Number
2017-00242,
Crystal Jean
Boykin

Upon a motion by Mr. R. Jones and seconded by Ms. LaPierre, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Crystal Jean Boykin's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2017-00263, Samantha Gregory**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Samantha Gregory did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number
2017-00263,
Samantha
Gregory

Upon a motion by Mr. Minor and seconded by Ms. Tsamouras, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Samantha Gregory's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Ms. Tsamouras recused herself from the meeting.

Ms. Tsamouras
Recused

In the matter of **File Number 2017-00266, Hao Nguyen**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Hao Nguyen appeared at the meeting in person and addressed the Board.

File Number
2017-00266, Hao
Nguyen

Upon a motion by Ms. LaPierre and seconded by Mr. R. Jones, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Hao Nguyen's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, and Mr. Williams. There were no negative votes. The motion passed unanimously.

As a Board representative in this case, Ms. Tsamouras was not present, did not participate in the discussion, and did not vote on this matter.

Ms. Tsamouras returned to the meeting.

In the matter of **File Number 2017-00272, Victoria O'Bier**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Victoria O'Bier did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number
2017-00272,
Victoria O'Bier

Upon a motion by Mr. Williams and seconded by Mr. Minor, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Victoria O'Bier's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2017-00276, Nathan Williams**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Nathan Williams appeared at the meeting in person and addressed the Board.

File Number
2017-00276,
Nathan Williams

Upon a motion by Ms. Tsamouras and seconded by Mr. T. Jones, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and deny Nathan Williams' license application based upon the record, including the information obtained from the Central Criminal Records Exchange, and in consideration of the criteria outlined in §54.1-204.B.

The members voting 'yes' were Ms. Dorey, Mr. T. Jones, Mr. Quesenberry, and Ms. Tsamouras. The members abstaining were Mr. R. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Ms. Quinn, and Mr. Williams. There were no negative

votes. The motion failed.

Upon a motion by Mr. R. Jones and seconded by Mr. T. Jones, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and deny Nathan Williams' license application based upon the record, including the information obtained from the Central Criminal Records Exchange, and in consideration of the criteria outlined in §54.1-204.B.

The members voting 'yes' were Ms. Dorey, Mr. T. Jones, Ms. McCaffrey, Mr. Quesenberry, and Ms. Tsamouras. The members abstaining were Mr. R. Jones, Ms. LaPierre, Mr. Minor, Ms. Quinn, and Mr. Williams. There were no negative votes. The motion passed by a majority.

In the matter of **File Number 2017-00284, Emanuel Lavon Johnson, Sr.**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Emanuel Lavon Johnson, Sr. appeared at the meeting in person and addressed the Board.

File Number
2017-00284,
Emanuel Lavon
Johnson Sr

Upon a motion by Ms. Tsamouras and seconded by Ms. LaPierre, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Emanuel Lavon Johnson, Sr.'s license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2017-00285, Tony Jerome Fuller**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Tony Jerome Fuller appeared at the meeting in person and addressed the Board.

File Number
2017-00285, Tony
Jerome Fuller

Upon a motion by Mr. R. Jones and seconded by Ms. LaPierre, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Tony Jerome Fuller's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2017-00393, Lakyn Wells**, the Board reviewed

File Number

the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Lakyn Wells did not appear at the meeting in person, by counsel, or by any other qualified representative.

2017-00393,
Lakyn Wells

Upon a motion by Mr. Minor and seconded by Mr. Williams, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Lakyn Wells' license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2017-00494, Mark Alexander McQuinn**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Mark Alexander McQuinn appeared at the meeting in person and addressed the Board.

File Number
2017-00494,
Mark Alexander
McQuinn

Upon a motion by Ms. Tsamouras and seconded by Mr. Minor, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Mark Alexander McQuinn's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2017-00541, Ashleigh Dowell**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Ashleigh Dowell appeared at the meeting in person and addressed the Board.

File Number
2017-00541,
Ashleigh Dowell

Upon a motion by Mr. Minor and seconded by Ms. Dorey, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Ashleigh Dowell's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2017-00592, Arian Grieco**, the Board reviewed

File Number

the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Arian Grieco did not appear at the meeting in person, by counsel, or by any other qualified representative.

2017-00592,
Arian Grieco

Upon a motion by Mr. T. Jones and seconded by Ms. LaPierre, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and deny Arian Grieco's license application based upon the application record...

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2017-00689, Alton Sylvester Brooken**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Alton Sylvester Brooken did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number
2017-00689, Alton
Sylvester
Brooken

Upon a motion by Mr. Minor and seconded by Ms. Tsamouras, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Alton Sylvester Brooken's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2017-00690, Chaz Caderro Brogdon**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Chaz Caderro Brogdon did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number
2017-00690, Chaz
Caderro Brogdon

Upon a motion by Mr. Williams and seconded by Ms. Tsamouras, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and deny Chaz Caderro Brogdon's license application based upon the record, including the information obtained from the Central Criminal Records Exchange, and in consideration of the criteria outlined in §54.1-204.B.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms.

LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2017-00691, Mark Anthony Allison**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Mark Anthony Allison did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number
2017-00691,
Mark Anthony
Allison

Upon a motion by Mr. Williams and seconded by Mr. Minor, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Mark Anthony Allison's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2017-00692, Ryan Keith Armstead**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Ryan Keith Armstead did not appear at the meeting in person, by counsel, or by any other qualified representative.

File Number
2017-00692, Ryan
Keith Armstead

Upon a motion by Mr. Minor and seconded by Ms. LaPierre, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Ryan Keith Armstead's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2017-00705, Latoya Jordan**, the Board reviewed the record which consisted of the application file, transcript, exhibits, and the Summary of the Informal Fact-Finding Conference. Latoya Jordan appeared at the meeting in person and addressed the Board.

File Number
2017-00705,
Latoya Jordan

Upon a motion by Ms. Tsamouras and seconded by Ms. Dorey, the Board voted to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Latoya Jordan's license application.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board voted to accept the violations and sanctions of the twelve (12) Prima Facie cases as a block.

**Board Considers
and Accepts
Prima Facie
Cases As Block**

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-02745, Xuan Thi Tran**, the Board reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Xuan Thi Tran did not appear at the meeting in person, by counsel or by any other qualified representative.

**File Number
2014-02745, Xuan
Thi Tran**

Concerning Count 1, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Xuan Thi Tran violated the following sections of its Regulations.

Count 1: (Effective July 1, 2003)
18 VAC 41-20-280.A.3
(Three violations)

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Count 1, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board voted to accept the sanctions contained in the Recommendation and to impose the following monetary penalties:

Count 1: 18 VAC 41-20-280.A.3 \$ 7,500.00
(Three violations at \$2,500 per violation)

TOTAL (MONETARY PENALTIES) \$ 7,500.00

The Board also imposes the following sanction:

Revocation of Xuan Thi Tran's cosmetologist license, number 1201114744, for violations of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-03261, Duong Binh Thai**, the Board reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Duong Binh Thai did not appear at the meeting in person, by counsel or by any other qualified representative.

File Number
2014-03261,
Duong Binh Thai

Concerning Count 1, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Duong Binh Thai violated the following sections of its Regulations.

(Effective July 1, 2003)
Count 1: 18 VAC 41-20-280.A.3
(Four violations)

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Count 1, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board voted to accept the sanctions contained in the Recommendation and to impose the following monetary penalties:

Count 1: 18 VAC 41-20-280.A.3 \$ 10,000.00
(Four violations at \$2,500 per violation) -----
TOTAL (MONETARY PENALTIES) \$ 10,000.00

The Board also imposes the following sanction:

Revocation of Duong Binh Thai's cosmetologist license, number 1201119622, for violations of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-03280, Thao T. Ly** the Board reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Thao T. Ly did not appear at the meeting in person, by counsel or by any other qualified representative.

File Number
2014-03280, Thao
T Ly

Concerning Count 1, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Thao T. Ly violated the following sections of its Regulations.

(Effective July 1, 2003)
Count 1: 18 VAC 41-20-280.A.3
(Four violations)

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Count 1, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board voted to accept the sanctions contained in the Recommendation and to impose the following monetary penalties:

Count 1:	18 VAC 41-20-280.A.3	\$ 10,000.00
	(Four violations at \$2,500 per violation)	

TOTAL (MONETARY PENALTIES)		\$ 10,000.00

The Board also imposes the following sanction:

Revocation of Thao T. Ly's cosmetologist license, number 1201119592, for

violations of Count 1.

The members voting ‘yes’ were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-03286, Nahn Thi Thanh Nguyen**, the Board reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Nhan Thi Thanh Nguyen did not appear at the meeting in person, by counsel or by any other qualified representative.

File Number
2014-03286, Nhan
Thi Thanh
Nguyen

Concerning Count 1, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Nhan Thi Thanh Nguyen violated the following sections of its Regulations.

Count 1: (Effective July 1, 2003)
18 VAC 41-20-280.A.3
(Four violations)

The members voting ‘yes’ were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Count 1, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board voted to accept the sanctions contained in the Recommendation and to impose the following monetary penalties:

Count 1:	18 VAC 41-20-280.A.3	\$ 10,000.00
	(Four violations at \$2,500 per violation)	

TOTAL (MONETARY PENALTIES)		\$ 10,000.00

The Board also imposes the following sanction:

Revocation of Nhan Thi Thanh Nguyen’s cosmetologist license, number 1201119639, for violations of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-03288, Hue T. Phan**, the Board reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Hue T. Phan did not appear at the meeting in person, by counsel or by any other qualified representative.

File Number
2014-03288, Hue
T Phan

Concerning Count 1, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Hue T. Phan violated the following sections of its Regulations.

Count 1: (Effective July 1, 2003)
18 VAC 41-20-280.A.3
(Four violations)

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Count 1, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board voted to accept the sanctions contained in the Recommendation and to impose the following monetary penalties:

Count 1:	18 VAC 41-20-280.A.3	\$ 10,000.00
	(Four violations at \$2,500 per violation)	

TOTAL (MONETARY PENALTIES)		\$ 10,000.00

The Board also imposes the following sanction:

Revocation of Hue T. Phan's cosmetologist license, number 1201119547, for violations of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms.

Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-03289, Sopheak Sok**, the Board reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Sopheak Sok did not appear at the meeting in person, by counsel or by any other qualified representative.

File Number
2014-03289,
Sopheak Sok

Concerning Count 1, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Sopheak Sok violated the following sections of its Regulations.

(Effective July 1, 2003)
Count 1: 18 VAC 41-20-280.A.3
(Three violations)

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Count 1, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board voted to accept the sanctions contained in the Recommendation and to impose the following monetary penalties:

Count 1:	18 VAC 41-20-280.A.3	\$ 7,500.00
	(Three violations at \$2,500 per violation)	

TOTAL (MONETARY PENALTIES)		\$ 7,500.00

The Board also imposes the following sanction:

Revocation of Sopheak Sok's cosmetologist license, number 1201119273, for violations of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-03299, Tam Ngoc Pham**, the Board reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Tam Ngoc Pham did not appear at the meeting in person, by counsel or by any other qualified representative.

File Number
2014-03299, Tam
Ngoc Pham

Concerning Counts 1 and 2, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Tam Ngoc Pham violated the following sections of its Regulations.

(Effective July 1, 2003)
Count 1: 18 VAC 41-20-280.A.3
(Three violations)
Count 2: 18 VAC 41-20-280.A.5

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Counts 1 and 2, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board voted to accept the sanctions contained in the Recommendation and to impose the following monetary penalties:

Count 1:	18 VAC 41-20-280.A.3 (Three violations at \$2,500 per violation)	\$ 7,500.00
Count 2:	18 VAC 41-20-280.A.5	\$ 2,500.00
TOTAL (MONETARY PENALTIES)		----- \$ 10,000.00

The Board also imposes the following sanction:

Revocation of Tam Ngoc Pham's cosmetologist license, number 1201113659, for violations of Counts 1 and 2.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-03309, Huong Thi Vuong**, the Board reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Tam Ngoc Pham did not appear at the meeting in person, by counsel or by any other qualified representative.

File Number
2014-03309,
Huong Thi
Vuong

Concerning Counts 1 and 2, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Tam Ngoc Pham violated the following sections of its Regulations.

(Effective July 1, 2003)
Count 1: 18 VAC 41-20-280.A.3
(Four violations)
Count 2: 18 VAC 41-20-280.A.5

The members voting ‘yes’ were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Counts 1 and 2, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board voted to accept the sanctions contained in the Recommendation and to impose the following monetary penalties:

Count 1:	18 VAC 41-20-280.A.3 (Four violations at \$2,500 per violation)	\$ 10,000.00
Count 2:	18 VAC 41-20-280.A.5	\$ 2,500.00
TOTAL (MONETARY PENALTIES)		----- \$ 12,500.00

The Board also imposes the following sanction:

Revocation of Huong Thi Vuong’s cosmetologist license, number 1201115165, for violations of Counts 1 and 2.

The members voting ‘yes’ were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-03425, Thao Cam Le**, the Board reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Thao Cam Le did not appear at the meeting in person, by counsel or by any other qualified representative.

File Number
2014-03425, Thao
Cam Le

Concerning Count 1, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Thao Cam Le violated the following sections of its Regulations.

Count 1: (Effective July 1, 2003)
18 VAC 41-20-280.A.3
(Three violations)

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Count 1, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board voted to accept the sanctions contained in the Recommendation and to impose the following monetary penalties:

Count 1:	18 VAC 41-20-280.A.3	\$ 7,500.00
	(Three violations at \$2,500 per violation)	

TOTAL (MONETARY PENALTIES)		\$ 7,500.00

The Board also imposes the following sanction:

Revocation of Thao Cam Le's cosmetologist license, number 1201119458, for violations of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-03427, Tham Ho**, the Board reviewed the

File Number

record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Tham Ho did not appear at the meeting in person, by counsel or by any other qualified representative.

2014-03427,
Tham Ho

Concerning Count 1, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Tham Ho violated the following sections of its Regulations.

(Effective July 1, 2003)
Count 1: 18 VAC 41-20-280.A.3
(Three violations)

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Count 1, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board voted to accept the sanctions contained in the Recommendation and to impose the following monetary penalties:

Count 1:	18 VAC 41-20-280.A.3	\$ 7,500.00
	(Three violations at \$2,500 per violation)	

TOTAL (MONETARY PENALTIES)		\$ 7,500.00

The Board also imposes the following sanction:

Revocation of Tham Ho's cosmetologist license, number 1201119312, for violations of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-03428, Hang N. Giang**, the Board reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Hang N. Giang did not appear at the meeting in person, by counsel or by any other qualified

File Number
2014-03428, Hang
N Giang

representative.

Concerning Count 1, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Hang N. Giang violated the following sections of its Regulations.

(Effective July 1, 2003)
Count 1: 18 VAC 41-20-280.A.3
(Four violations)

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Count 1, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board voted to accept the sanctions contained in the Recommendation and to impose the following monetary penalties:

Count 1:	18 VAC 41-20-280.A.3	\$ 10,000.00
	(Four violations at \$2,500 per violation)	

TOTAL (MONETARY PENALTIES)		\$ 10,000.00

The Board also imposes the following sanction:

Revocation of Hang N. Giang's cosmetologist license, number 1201119201, for violations of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

In the matter of **File Number 2014-03430, Kim Phuong Thi Dien**, the Board reviewed the record, which consisted of the Notice of Prima Facie Case, Report of Findings, including exhibits, and the Recommendation. Kim Phuong Thi Dien did not appear at the meeting in person, by counsel or by any other qualified representative.

File Number
2014-03430, Kim
Phuong Thi Dien

Concerning Count 1, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board adopted the Report of Findings which contains the facts regarding the regulatory and/or statutory issues in this matter, and found substantial evidence that Kim Phuong Thi Dien violated the following sections of its Regulations.

(Effective July 1, 2003)
Count 1: 18 VAC 41-20-280.A.3
(Three violations)

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Concerning Count 1, upon a motion by Ms. Dorey and seconded by Ms. Tsamouras, the Board voted to accept the sanctions contained in the Recommendation and to impose the following monetary penalties:

Count 1:	18 VAC 41-20-280.A.3	\$ 7,500.00
	(Three violations at \$2,500 per violation)	

TOTAL (MONETARY PENALTIES)		\$ 7,500.00

The Board also imposes the following sanction:

Revocation of Kim Phuong Thi Dien's cosmetologist license, number 1201118540, for violations of Count 1.

The members voting 'yes' were Ms. Dorey, Mr. R. Jones, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Mr. R. Jones left the meeting following a brief break at 10:50 a.m. and did not return.

Mr. R. Jones
Leaves the
Meeting

OLD BUSINESS

Examinations

Mr. Kirschner reported to the Board regarding passing examination rates, which he reported were down from the last report, with the exception of barber and tattoo exam scores, which have improved.

Exam Statistics

Mr. Melis advised the Board that Prometric would begin administering theory examinations, through the new examination vendor, Professional Credential Services, Inc. (PCS), beginning January 2, 2017, with an anticipated start date of February 6, 2016 for practical examinations. Mr. Melis requested that Ms. LaPierre and Mr. Quesenberry continue to consult with staff and PCS during the transition, to which they both agreed. Ms. Tsamouras suggested that a barber representative from the Board should also provide consultation. Mr. Minor agreed to provide consultation as part of the transition.

Report on Vendor Transition

Regulatory Report

Mr. Kirschner advised the Board that the Esthetics Regulations have been approved by the Governor, and that a Public Comment Period would take place from December 12, 2016 to January 12, 2017. The regulations will become effective after this public comment period.

Status Report on Regulatory Actions

Mr. Kirschner further reported that the Barbers and Cosmetology Regulations were currently in the Governor's Office for approval.

Mr. Kirschner reported to the Board on his recent attendance at the Annual Conference of the National-Interstate Council of State Boards of Cosmetology Inc. (NIC), held in Tampa, Florida in late September 2016. Topics discussed by the participants included the state of the industry, regulatory trends, model laws, and best practices for infection control. Also included in the discussions were the regulation of dry bars, eyelash extensions only, and non-chemical barbering. Mr. Kirschner informed the Board that Virginia staff will participate in a group considering uniform curriculum and training hours.

NIC Conference Report

Mr. Kirschner advised the Board that staff has been reviewing the best way to update the Standards of Apprenticeship to reflect the new expiration of the apprenticeship licenses approved at the August 8, 2016 Board meeting. Mr. Kirschner indicated that more study by staff will be required.

Change to Apprenticeship Standards for Tattooers and Body-Piercers

NEW BUSINESS

Regulations

Mr. Kirschner discussed with the Board a proposed fast-track regulatory action to allow esthetics instructors to teach individual wax technician programs in approved wax technician schools.

**Discussion –
Esthetician
Instructors
Teaching Wax**

Upon a motion by Ms. Tsamouras and seconded by Mr. Williams, the Board voted to approve the submission of a fast-track change to the regulations to allow esthetics instructors to teach wax technician courses.

The members voting ‘yes’ were Ms. Dorey, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Mr. Kirschner initiated a discussion of removing the term “tuberculocidal” from the safety regulations. The Board agreed to table further discussion until all new regulations have been fully approved, so that the matter may be addressed with regard to the regulations for all license types at the same time.

**Discussion –
Removal of
“Tuberculocidal”
from safety
regulations**

Mr. Kirschner initiated a discussion of Regulation 18 VAC 41-20-200.1, with regard to holding a school license for each and every school location. After discussion, and upon a motion by Ms. Tsamouras, seconded by Mr. Minor, the Board voted to offer its guidance that a school location for licensing purposes would identify a school as operating in a single location if all facilities are “under one roof and no more than 500 feet from the main office” of the school.

**Board-Guidance
– 18 VAC 41-20-
200.1 – What Is A
Location For
School Licensing
Purposes**

The members voting ‘yes’ were Ms. Dorey, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Mr. Melis provided background information regarding the federal ‘gainful employment standard’ and reported on the closing of Regency Beauty Schools.

**Gainful
Employment
Standard Update**

Health Education

Mr. Kirschner reported to the Board recent incidences of health education fraud among applicants for Limited Term Tattooer licenses. He indicated that staff is verifying training and identifying instances of fraud, which will be handled through the Informal Fact Finding (IFF) process.

**Recent Limited
Term Tattooer
Health Education
Documentation**

Mr. Kirschner brought to the Board’s attention a proposal submitted by health education training company, Body Art Training Group, to provide online training for blood borne pathogen training only. Board members had been

**Guidance
Document – New
Certifying**

provided with the proposal for review prior to the meeting.

Upon a motion by Ms. LaPierre, and seconded by Ms. Tsamouras, the Board voted to amend its Guidance Document, "Approved Health Education Certifying Agencies," issued on May 11, 2015, to include Body Art Training Group's blood borne pathogen training for tattooers and body-piercers.

The members voting 'yes' were Ms. Dorey, Mr. T. Jones, Ms. LaPierre, Ms. McCaffrey, Mr. Minor, Mr. Quesenberry, Ms. Quinn, Ms. Tsamouras, and Mr. Williams. There were no negative votes. The motion passed unanimously.

Mr. Melis advised the Board that staff will be working in the coming months with the Department of Labor and Industry (DOLI), and its Apprenticeship Division Director, Patricia Morrison, to review the possibility of DOLI administering the tattoo and body-piercer apprenticeships.

Mr. Melis provided in-service training for the Board members, which included an overview of Licensing IFFs and the Criminal History matrix, as well as an outline of the new Post-Adjudication and Licensing section (PAL), led by Jessica Eldridge, as Presiding Officer, and the Board's role in reviewing licensing cases.

There being no further business to be brought before the Board, Mr. Quesenberry adjourned the meeting at 12:25 p.m.

**Agency, Body Art
Training Group
(blood borne
pathogen only)**

**Tattoo and Body-
Piercing
Apprenticeships
and the
Department of
Labor and
Industry**

**In-Service
Training**

Adjourn

Lonnie Quesenberry, Board Chair

Jay W. DeBoer, Board Secretary