

BOARD FOR BARBERS AND COSMETOLOGY

MINUTES OF MEETING

The Board for Barbers and Cosmetology met at 9:00 a.m. on Thursday, December 7, 2023, at the Department of Professional and Occupational Regulation Offices, 9960 Mayland Drive, 2nd Floor, Board Room 2, Richmond, Virginia.

The following board members were present:

Matthew D. Roberts
Margaret B. LaPierre
Oanh "Tina" Pham Kim Dang
Marques Blackmon
Gregory Edwards
Emmanuel Gayot
Kailey Blakeney

The following board members were not present:

Bo Machayo
Sandra G. Smith
Claudia Espinoza

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

Kishore Thota, Director
Brian Wolford, Chief Deputy Director
Stephen Kirschner, Deputy Director, Licensing & Regulatory Programs
Kelley Smith, Executive Director
Tamika Rodriguez, Regulatory Operations Administrator
Wendy Duncan, Licensing Operations Administrator

A representative from the Office of the Attorney General was present for the meeting.

Mr. Roberts, Chair, determined a quorum was present and called the meeting to order at 9:14 a.m.

CALL TO ORDER

Mr. Roberts read the Department of Professional & Occupational Regulations mission and stated Board meeting reminders.

Ms. Smith, Executive Director, explained the emergency egress procedure for board room 2.

**EMERGENCY
EGRESS**

Ms. Smith introduced Kishore Thota, Director, and Brian Wolford, Deputy Director.

**DIRECTOR AND
DEPUTY DIRECTOR
INTRODUCTION**

The Board took the agenda under consideration.

**APPROVAL OF
AGENDA**

Ms. LaPierre motioned to approve the agenda, second by Ms. Dang.

The members voting "yes" were Mr. Roberts, Ms. LaPierre, Marques Blackmon, Ms. Dang, Emmanuel Gayot, and Kailey Blakeney. There were no negative votes. The motion carries.

The Board took the minutes of the Board meeting on September 25, 2023, Regulatory Review Committee meetings on September 25, 2023, and November 13, 2023, and the Esthetics Regulatory Advisory Panel on September 29, 2023, under consideration as a block.

**APPROVAL OF
MINUTES AS A
BLOCK**

Ms. LaPierre motioned to approve the minutes as a block, second by Ms. Dang.

The members voting "yes" were Mr. Roberts, Ms. LaPierre, Marques Blackmon, Ms. Dang, Emmanuel Gayot, and Kailey Blakeney. There were no negative votes. The motion carries.

Jonathan Melloul addressed the Board with concerns about lowering the cosmetology training hours and the burden of reporting school instructors.

PUBLIC COMMENT

Penelope Jones asked the Board to consider establishing a body piercing curriculum.

Mr. Davis addressed the Board with barber instructor training hour concerns.

CASES

Disciplinary

In the matter of **File Number 2021-01788, Zahra Ali Lakhani**, Ms. Smith requested the Board to continue the case due to lack of quorum and a request from Ms. Lakhani for a future date.

**File Number 2021-
01788, Zahra Ali
Lakhani**

Zahra Ali Lakhani was in attendance.

Mr. Blackmon motioned to continue the case until spring 2024, second by Ms. Blakeney.

The members voting "yes" were Mr. Roberts, Ms. LaPierre, Marques Blackmon, Ms. Dang, Emmanuel Gayot, and Kailey Blakeney. There were no negative votes. The motion carries.

Mr. Roberts asked if anyone was present to speak on any of the Consent Order cases.

**Consent Orders
Considered as a
Block**

Ms. LaPierre motioned to consider the Consent Order agenda items 2 and 3 as a block and seconded by Mr. Blackmon.

The members voting "yes" were Mr. Roberts, Ms. LaPierre, Marques Blackmon, Ms. Dang, Emmanuel Gayot, and Kailey Blakeney. There were no negative votes. The motion passed unanimously.

In the matter of File Number **2022-02526, AVI Career Training Inc t/a AVI Day Spa**, Board members reviewed the Consent Order as seen and agreed to by AVI Career Training Inc t/a AVI Day Spa.

**File Number 2022-
02526, AVI Career
Training Inc t/a AVI
Day Spa**

A representative of AVI Career Training Inc t/a AVI Day Spa was not present at the meeting.

Ms. LaPierre motioned to adopt the Consent Order and to accept the violations, second by Mr. Blackmon:

Count 1:	18 VAC 41-50-420.C.1	\$2,500.00
Count 2:	18 VAC 41-50-420.C.2	\$2,500.00
Count 3:	18 VAC 41-50-420.A.4	\$1,400.00
Count 4:	18 VAC 41-50-420.C.3	\$2,500.00
Sub-total		\$8,900.00
Board Costs		\$150.00
Total		\$9,050.00

For violation of Counts 1,2,3, and 4, AVI Career Training Inc. agrees to revocation of its Permanent Cosmetic Tattooing School license.

In acknowledgment that AVI Career Training Inc. previously terminated its Permanent Cosmetic Tattooing School license, the Board shall waive the imposition of license revocation and \$6,400.00 in monetary penalties.

Further, AVI Career Training Inc. agrees to the surrender of its Permanent Cosmetic Tattooing School license.

In addition, AVI Career Training Inc. agrees that it shall not apply for a Permanent Cosmetic Tattooing School license for a period of two years.

The members voting "yes" were Mr. Roberts, Ms. LaPierre, Marques Blackmon, Ms. Dang, Emmanuel Gayot, and Kailey Blakeney. There were no negative votes. The motion carries.

In the matter of File Number File Number 2023-01740, CA Nails & Spa, Board members reviewed the Consent Order as seen and agreed to by CA Nails & Spa.

File Number 2023-01740, CA Nails & Spa

A representative of CA Nails & Spa was not present at the meeting.

Ms. LaPierre motioned to adopt the Consent Order and to accept the violations, second by Mr. Blackmon:

Count 1:	18 VAC 41-20-280.14	\$950.00
Count 2:	18 VAC 41-20-260.A	\$100.00
Sub-total		\$1,050.00
Board Costs		\$150.00
Total		\$1,200.00

The members voting "yes" were Mr. Roberts, Ms. LaPierre, Marques Blackmon, Ms. Dang, Emmanuel Gayot, and Kailey Blakeney. There were no negative votes. The motion carries.

Licensing

In the matter of File Number 2023-03114, 2023-03115, 2023-03116, 2024-000001, 2024, 000002, PS Virginia LLC, Board members reviewed the record of the Informal Fact-Finding Conference, which consisted of the Informal Fact-Finding Conference, transcript, investigative file, Report of Findings, and exhibits.

File Number 2023-03114, 2023-03115, 2023-03116, 2024-000001, 2024,

Ms. Smith mentioned Mr. Polatz agreed to proceed with hearing licensing cases for Salon PS Virginia LLC as a block at the previous board meeting. A Salon PS Virginia LLC representative was in attendance but did not address the Board.

000002, Salon PS Virginia LLC Considered as a Block

Mr. Blackmon motioned to consider the Salon PS Virginia LLC licensing cases agenda items 4, 5, 6, 7, and 8 as a block and approve the Salon PS Virginia LLC applications for cosmetology salon, second by Ms. Blakeney.

The members voting "yes" were Mr. Roberts, Ms. LaPierre, Marques Blackmon, Ms. Dang, Emmanuel Gayot, and Kailey Blakeney. There were no negative votes. The motion carries.

In the matter of, **File Number 2024-00003, Sean Weiss**, Board members reviewed the record of the Informal Fact-Finding Conference, which consisted of the Informal Fact-Finding Conference, transcript, investigative file, Report of Findings, and exhibits.

File Number 2024-00003, Sean Weiss

Sean Weiss was in attendance but did not address the Board.

Mr. Blackmon motioned to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Sean Weiss' application for tattoo license, second by Ms. LaPierre.

The members voting "yes" were Mr. Roberts, Ms. LaPierre, Marques Blackmon, Ms. Dang, Emmanuel Gayot, and Kailey Blakeney. There were no negative votes. The motion carries.

Gregory Edwards, Board member, arrived at 9:40 a.m.

Board Member Arrival

In the matter of, **File Number 2024-00102, Jaquade Carty** Board members reviewed the record of the Informal Fact-Finding Conference, which consisted of the Informal Fact-Finding Conference, transcript, investigative file, Report of Findings, and exhibits.

File Number 2024-00102, Jaquade Carty

Jaquade Carty was not in attendance. On behalf of Jaquade Carty, Ms. Carty's mother was in attendance and read written letter from Jaquade Carty to the Board.

Mr. Blackmon motioned to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Jaquade Carty's application for wax license, second by Mr. Gayot.

The members voting "yes" were Mr. Roberts, Ms. LaPierre, Marques Blackmon, Ms. Dang, Emmanuel Gayot, Kailey Blakeney, and Mr. Edwards. There were no negative votes. The motion carries.

In the matter of, **File Number 2024-00181, Chadale Dye Withrow**, Board members reviewed the record of the Informal Fact-Finding Conference, which consisted of the Informal Fact-Finding Conference, transcript, investigative file, Report of Findings, and exhibits.

File Number 2024-00181, Chadale Dye Withrow

Chadale Dye Withrow did not appear at the meeting in person, by counsel, or by any other qualified representative.

Ms. LaPierre motioned to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Chadale Dye Withrow's application for cosmetology license, second by Mr. Blackmon.

The members voting "yes" were Mr. Roberts, Ms. LaPierre, Marques Blackmon, Ms. Dang, Emmanuel Gayot, Kailey Blakeney, and Mr. Edwards. There were no negative votes. The motion carries.

In the matter of, File Number 2024-00204, Gross Ink LLC, Board members reviewed the record of the Informal Fact-Finding Conference, which consisted of the Informal Fact-Finding Conference, transcript, investigative file, Report of Findings, and exhibits.

File Number 2024-00204, Gross Ink LLC

Stefen Gross was in attendance but did not address the Board.

Mr. Edwards motioned to accept the recommendation in the Summary of the Informal Fact-Finding Conference and approve Gross Ink LLC's application for tattoo parlor license, second by Ms. Blackmon.

The members voting "yes" were Mr. Roberts, Ms. LaPierre, Marques Blackmon, Ms. Dang, Emmanuel Gayot, Kailey Blakeney, and Mr. Edwards. There were no negative votes. The motion carries.

REPORTS

Mr. Roberts requested the Board review the examination statistics provided in the electronic agenda.

Examination Statistics

Mr. Roberts requested the Board review the regulatory report provided in the electronic agenda. The Board discussed the regulatory report.

Regulatory Report

Ms. Smith present the Board with new NIC database and membership information. Board will discuss NIC membership in a future 2024 Board meeting.

NIC Annual Conference

NEW BUSINESS

Ms. Smith reviewed the amended final draft of the lowering of cosmetology training hours regulations.

Approval of Final Cosmetology Reduction Hour Regulations

Board and Board staff discussed the amended final draft.

Mr. Gayot motioned to accept the final draft of the lowering of cosmetology training hours regulations, as amended, including the reduction of performances, second by Mr. Edwards.

The members voting "yes" were Mr. Roberts, Ms. LaPierre, Marques Blackmon, Ms. Dang, Emmanuel Gayot, Kailey Blakeney, and Mr. Edwards. There were no negative votes. The motion carries.

Mr. Roberts exited the meeting at 10:35 a.m. Ms. LaPierre filled the Board Chair position.

Board Member Exit Meeting

Ms. Smith reviewed the revision of the remote participation policy.

Remote Participation Policy

Mr. Edwards motioned to adopt the revision to the Board's remote participation policy as amended, second by Ms. Dang.

The members voting "yes" were Ms. LaPierre, Marques Blackmon, Ms. Dang, Emmanuel Gayot, Kailey Blakeney, and Mr. Edwards. There were no negative votes. The motion carries.

RESOLUTION

Ms. LaPierre read the resolution of Renee Gilanshah.

Renee Gilanshah

Department of Professional and Occupational Regulation

Board for Barbers and Cosmetology

Resolution To

Renee H. Gilanshah

WHEREAS, Renee H. Gilanshah faithfully and diligently served as a member of the Virginia Board for Barbers and Cosmetology from 2019 to 2023; and

WHEREAS, Renee H. Gilanshah has given generously of her knowledge, time, and talent to the Board, including serving as a member of the Board's Standing Committee on Training, the Board's Regulatory Review Committee, chairing numerous Informal Fact-finding Conferences, and providing expertise to the Board as needed; and

WHEREAS, Renee H. Gilanshah endeavored always to protect the health, safety, and well-being of the public by rendering fair and wise decisions, which were in the best interest of the Board and the Commonwealth's citizens; and

WHEREAS, the Board for Barbers and Cosmetology acknowledges its gratitude and deepest appreciation for the devoted service of Renee H. Gilanshah who is highly regarded by the members of the Board and the citizens of the Commonwealth.

NOW, THEREFORE, BE IT RESOLVED, by the Board for Barbers and Cosmetology this thirteenth day of November, in the year two-thousand and twenty-three, that Renee H. Gilanshah be given all honors and respect due her for his outstanding service to the Commonwealth, its citizens, and the Board for Barbers and Cosmetology; and

BE IT FURTHER RESOLVED, that this Resolution be presented to her and be made a part of the official minutes of the Board so that all may know of the high regard in which she is held.

The Board agreed to this resolution by consensus.

Ms. LaPierre invited all Board members to participate in the Conflict of Interest Act Training. The Board members who completed the training were Margaret LaPierre, Oanh Pham Kim "Tina" Dang, Gregory Edwards, Kailey Blakeney, Emmanuel Gayot, and Marques Blackmon.

**CONFLICT OF
INTEREST ACT
TRAINING**

Ms. LaPierre reminded the Board the next scheduled Board meeting is January 29, 2024.

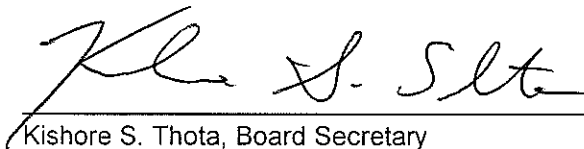
Next Board Meeting

There being no further business to be brought before the Board, Ms. LaPierre adjourned the meeting at 11:05 a.m.

Adjourn



Matthew Roberts, Board Chair



Kishore S. Thota, Board Secretary

STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name Kailey Blakeney
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Barbers and Cosmetology
(Name of Board)
4. Meeting/IFF Date: 12/07/2023

5. Do you have a personal interest in the following transaction?

No; I **do not** have a personal interest in any transactions taken at this meeting.

Yes - If yes, please answer the following questions.

A. _____
(Agenda Item)

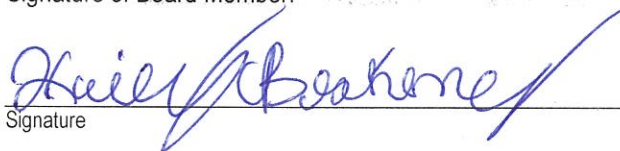
B. Nature of Personal Interest Affected by Transaction:

C. I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

D. I am able to participate in this transaction fairly, objectively, and in the public interest. or

I did not participate in the transaction.

6. Signature of Board Member:


Signature

December 7, 2023

Date

STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name Tina Dang
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Barbers and Cosmetology
(Name of Board)
4. Meeting/IFF Date: 12/07/2023

5. Do you have a personal interest in the following transaction?

No; I **do not** have a personal interest in any transactions taken at this meeting.

Yes - If yes, please answer the following questions.

A.

(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

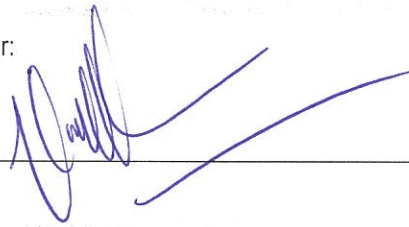
C. I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

D. I am able to participate in this transaction fairly, objectively, and in the public interest. or

I did not participate in the transaction.

6. Signature of Board Member:

Signature



December 7, 2023

Date

STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name Marques Blackmon
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Barbers and Cosmetology
(Name of Board)
4. Meeting/IFF Date: 12/07/2023

5. Do you have a personal interest in the following transaction?

- No; I **do not** have a personal interest in any transactions taken at this meeting.
- Yes - If yes, please answer the following questions.

A.

(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

C. I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- D. I am able to participate in this transaction fairly, objectively, and in the public interest. or
- I did not participate in the transaction.

6. Signature of Board Member:


Signature

December 7, 2023

Date

STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name Gregory Edwards
(Name of Board Member)
2. Title: Board Member
3. Agency: DPOR/Board for Barbers and Cosmetology
(Name of Board)
4. Meeting/IFF Date: 12/07/2023

5. Do you have a personal interest in the following transaction?

- No; I **do not** have a personal interest in any transactions taken at this meeting.
- Yes - If yes, please answer the following questions.

A.

(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

C. I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- D. I am able to participate in this transaction fairly, objectively, and in the public interest. or
- I did not participate in the transaction.

6. Signature of Board Member:


Signature

December 7, 2023

Date

STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name Matthew Roberts
(Name of Board Member)
2. Title: Board Chair
3. Agency: DPOR/Board for Barbers and Cosmetology
(Name of Board)
4. Meeting/IFF Date: 12/07/2023

5. Do you have a personal interest in the following transaction?

- No; I **do not** have a personal interest in any transactions taken at this meeting.
- Yes - If yes, please answer the following questions.

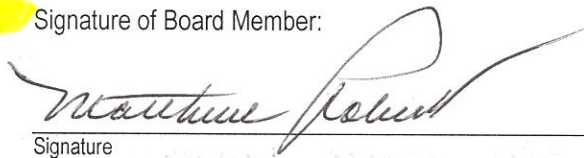
A. _____
(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

C. I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- D. I am able to participate in this transaction fairly, objectively, and in the public interest. or
- I did not participate in the transaction.

6. Signature of Board Member:


Signature

December 7, 2023

Date

STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name Margaret LaPierre
(Name of Board Member)
2. Title: Board Vice Chair
3. Agency: DPOR/Board for Barbers and Cosmetology
(Name of Board)
4. Meeting/IFF Date: 12/07/2023

5. Do you have a personal interest in the following transaction?

- No; I **do not** have a personal interest in any transactions taken at this meeting.
- Yes - If yes, please answer the following questions.

A.

(Agenda Item)

B. Nature of Personal Interest Affected by Transaction:

C. I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- D. I am able to participate in this transaction fairly, objectively, and in the public interest. or
- I did not participate in the transaction.

6. Signature of Board Member:

M B LaPierre
Signature

December 7, 2023

Date