

**Vermont Secretary of State
Office of Professional Regulation
BOARD OF BARBERS AND COSMETOLOGISTS
UNAPPROVED MINUTES
June 16, 2014**

1. The meeting was called to order at 9:02 a.m.

Board Members Present: Jon Somes, Chair; Randy Peace, Vice-Chair; Donna Hendee, Secretary; Joan Kavanaugh; and Judith Wernecke.

OPR Staff Present: Christopher Winters, Director of OPR; Colin Benjamin, Board Counsel; Lauren Hibbert, State Prosecuting Attorney; Carla Preston, Case Manager; and Kara Shangraw, Licensing Board Specialist.

Others Present: Anne Orr and Pam Garcia.

2. The Chair called for approval of the Minutes of the April 21st meeting. Mr. Peace, made a motion, seconded by Ms. Wernecke, to approve the Minutes of the April 21, 2014 meeting as submitted. Motion passed unanimously.

3. **Case Manager's Report/Closing Reports/Follow-Up**

Ms. Preston made her Case Manager's report. There are currently 58 pending cases.

The Board reviewed the request for removal of conditions from LyLy Nail Salon's license (M2014-32). Mr. Peace made a motion, seconded by Mr. Somes, to remove the conditions from LyLy Nail Salon's license. Motion passed unanimously. LyLy Nail Salon will be notified.

2014-203 & 2014-205 - The Board reviewed the report of concluded investigation. Ms. Wernecke, made a motion, seconded by Mr. Somes, to accept the Investigative Team's recommendation and concluded the case without formal prosecution. Motion passed 4-0. Ms. Kavanaugh, Investigative Team member abstained from the vote.

2013-230 - The Board reviewed the report of concluded investigation. Ms. Wernecke, made a motion, seconded by Mr. Peace, to accept the Investigative Team's recommendation and concluded the case without formal prosecution. Motion passed 4-0. Ms. Hendee, Investigative Team member abstained from the vote.

2014-99 & 2014-100 - The Board reviewed the report of concluded investigation. Ms. Wernecke, made a motion, seconded by Mr. Peace, to accept the Investigative Team's recommendation and concluded the case without formal prosecution. Motion passed 4-0. Ms. Hendee, Investigative Team member abstained from the vote.

4. **Hearings/Stipulations**

The Board held a Default Hearing in the matter of 2013-231 (Nga T. Dang). The Respondent was not present. Lauren Hibbert, Prosecuting Attorney was present for the State. Attorney Benjamin presided for the Board. Based on the information submitted, Mr. Somes made a motion, seconded by Ms. Kavanaugh to find Ms. Dang in default. The Board went into deliberative session at 9:43 a.m. and out at 9:52 a.m. Ms. Wernecke made a motion seconded

4. Hearings/Stipulations – Continued:

by Ms. Kavanaugh, to reprimand and indefinitely suspend Nga Dang's license until she has successfully complete the jurisprudence exam and is in compliance with all other licensing requirements. Motion passed 4-0. The respondent will be notified. Ms. Hendee, Investigative Team member abstained from the hearing and vote.

The Board reviewed the *Stipulation and Consent Order* in the matters of 2013-718 (Sensationails by Ruth). The Respondent was not present. Attorney Benjamin presided for the Board. Based on the information submitted, Ms. Hendee, made a motion, seconded by Ms. Wernecke, to accept the *Stipulation and Consent Order* As presented. Motion passed 4-0. Mr. Somes, Investigative team member abstained from the hearing and vote.

5. Reports/Guests/Legislative Updates:

Director Winters spoke to the Board about the lapsed licenses and the process for them. The Board went into Executive Session with Director Winters at 10:40 a.m. and out at 11:00 a.m. Mr. Somes made a motion, seconded by Ms. Hendee, to support the Directors decision regarding inspector contracts. Motion passed unanimously.

6. Correspondence

7. Public Comment/ Other Business

8. There being no other business, the meeting adjourned at 11:19 a.m.

Respectfully submitted,

Kara Shangraw
Licensing Board Specialist