

**MINUTES**

**REGULAR MONTHLY MEETING  
BOARD OF COSMETOLOGY AND HAIRSTYLING  
124 HALSEY STREET - 6TH FLOOR  
NEWARK, NEW JERSEY 07102  
MAY 11, 2010  
PUBLIC SESSION**

**I CALL TO ORDER**

The regular monthly meeting of the Board of Cosmetology and Hairstyling was called to order at 9:30 a.m.

**Roll Call:**

Ms. Janice Alvarez, Ms. Maria Cruz Denzer, Mr. Jack Fornaro, Mr. James J. Forte, Mr. Peter Macri, Mr. Joseph Santagata, Mr. Jerry Speziale, Mr. Jay Malanga, Executive Director, Mr. Patrick J. McNally, Assistant Executive Director and Ms. Barbara Ambroise, Program Development Assistant were present. Mr. Ronald Jerome Brown was absent.

***Also in Attendance:***

Ms. Gracinda Almeida, Administrative Assistant, Ms. Yolanda Morales, Principle Transcriber, Mr. Marc DeCarlo, Paralegal and the Board's counsel.

**II OPEN PUBLIC MEETINGS ACT**

The Chair announced that the time, date and location of the meeting was listed in the Annual Notice Schedule. The Annual Notice Schedule was mailed to Ms. Nina Mitchell Wells, Secretary of State and the Newark Star-Ledger and Trentonian Newspapers on December 9, 2009 and was posted in the Office of the Board of Cosmetology and Hairstyling on December 9, 2009.

**III APPROVAL OF MINUTES (OPEN & CLOSED)**

Upon motion made by Mr. Ronald Brown and seconded by Mr. Peter Macri, the Executive Director's report, Committee reports and Minutes of the regular monthly meeting held April 13, 2010 are accepted as read. The motion passed unanimously.

**IV PUBLIC PARTICIPATION SESSION**

**V EXECUTIVE DIRECTOR'S ANNOUNCEMENTS**

Mr. Malanga stated that the N.C.E.A. registration date has been extended to May 29, 2010 for the teacher continuing education.

## **VI FOR BOARD CONSIDERATION**

1. Correspondence received from Ms. Claudia Moreno, t/a Cuts & Curls By Claudia, 13 North 20<sup>th</sup> Street, Kenilworth, New Jersey in connection with the outstanding penalty assessed against her in the amount of \$600.00 for the alleged violation resulting out of an inspection of her shop on August 19, 2009 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

After careful consideration, upon motion made by Mr. Peter Macri and seconded by Mr. Jack Fornaro, the fine stands. The motion passed unanimously.

2. Correspondence received from Ms. Eliany Silva, 305 North 12<sup>th</sup> Street, Kenilworth, New Jersey 07033 in connection with the outstanding penalty assessed against her in the amount of \$300.00 for the alleged violation of N.J.S.A. 45:5B-7 at Cuts & Curls By Claudia, 13 North 20<sup>th</sup> Street, Kenilworth, New Jersey on August 19, 2009 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

After careful consideration, upon motion made by Mr. Peter Macri and seconded by Mr. Jack Fornaro, the fine stands. The motion passed unanimously.

3. Correspondence received from Ms. Michele Dominguez, Ms. Cora Negra, t/a Cashel, 383 Broad Street, Bloomfield, New Jersey 07003 in connection with the outstanding penalty assessed against her in the amount of \$300.00 for the alleged violation resulting out of an inspection of her shop on August 4, 2009 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

After careful consideration, upon motion made by Mr. Jack Fornaro and seconded by Mr. Peter Macri, the fine stands. The motion passed unanimously.

4. Correspondence received from Ms. Edith Savino, t/a All About Kids & Teens, 1049B Raritan Road, Clark, New Jersey 07066 in connection with the outstanding penalty assessed against her in the amount of \$100.00 for the alleged violation resulting out of an inspection of her shop on June 24, 2008 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

After careful consideration, upon motion made by Ms. Maria Cruz Denzer and seconded by

Mr. Peter Macri, the fine stands. The motion passed unanimously.

5. Correspondence received from Ms. Vanessa Manzo, President, t/a Bamboo, 11645 Route 27, Somerset, New Jersey 07103 in connection with the outstanding penalty assessed against her in the amount of \$100.00 for the alleged violation resulting out of an inspection of her shop on September 25, 2009 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

After careful consideration, upon motion made by Mr. Jerry Speziale and seconded by Mr. James Forte, the fine stands. The motion passed unanimously.

6. Correspondence received from Ms. Sophia Lee, t/a Ellen's Sassy Nail, 597 Ridge Road, North Arlington, New Jersey 07031 in connection with the outstanding penalty assessed against her in the amount of \$1,850.00 for the alleged violation resulting out of an inspection of her shop on February 19, 2004 and April 22, 2009 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

After careful consideration, upon motion made by Mr. Joseph Santagata and seconded by Mr. James Forte, the fine stands with a payment plan and the Board advise that Ms. Lee change the status of her shop to a manicuring shop. The motion passed unanimously.

7. Correspondence received from Mr. Nicholas Milscia, t/a A Cut Above Hair Design, 218 South Livingston Avenue, Livingston, New Jersey 07039 in connection with the outstanding penalty assessed against him in the amount of \$350.00 for the alleged violation resulting out of an inspection of his shop on January 9, 2009 was presented to the Board for consideration. He indicated that he would like to waive his right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

After careful consideration, upon motion made by Mr. James Forte and seconded by Mr. Joseph Santagata, the fine stands. The motion passed unanimously.

8. Disciplinary Matter Pending Conclusion by Default:  
IMO Vincent Urbani

The Board's counsel reviewed the background on this matter with the Board.

Upon motion made by Mr. Joseph Santagata and seconded by Mr. Peter Macri, the matter is to be finalized by Default and a Final Order of Discipline is to be issued. The motion passed unanimously.

9. IMO Michele Eskin Schell request for reinstatement of her expired cosmetologist/hairstylist license #WG023071 was presented to the Board for consideration.

After careful consideration, upon motion made by Mr. Jerry Speziale and seconded by Ms. Maria Cruz Denzer, the Board withheld decision on this matter pending receipt of a medical evaluation of her cognitive function. The motion passed unanimously.

Ms. Maria Cruz Denzer stated that Ms. Schell should at the very least have to take the practical examination since her license has expired (and has not practiced) for more than five years.

10. The Board reviewed an inquiry regarding braiding curriculum/school.

Mr. Jay Malanga stated that there are 12 states that presently have a limited licensed for braiding.

Ms. Janice Alvarez stated that braiding is part of the curriculum in all vocational and proprietary school.

Ms. Janice Alvarez stated that the process of creating limited licensure is similar what the Board did with the barber license.

Mr. James Forte, Mr. Peter Macri, Ms. Maria Cruz Denzer and Ms. Janice Alvarez stated that the Board should select a Committee to review and study this issue further.

## **VII EXECUTIVE SESSION**

Upon motion made by Mr. Jack Fornaro and seconded by Mr. Peter Macri, the Board went into Executive Session.

Upon motion made by Mr. Peter Macri and seconded by Mr. Jerry Speziale, the Board returned to Open Session to announce its decision. The motion passed unanimously.

Investigative Inquiry IMO Michael Martin:

Upon motion made by Mr. Peter Macri and seconded by Mr. James Forte, the Board of Cosmetology & Hairstyling moved that the matter be closed pursuant to Mr. Martin's testimony that he no longer wishes to obtain a cosmetology and hairstyling license. The motion passed unanimously.

## **VIII OLD BUSINESS**

## **IX NEW BUSINESS**

IMO Sweet & Sassy

Upon motion made by Mr. Jerry Speziale and seconded y Ms. Maria Cruz Denzer, a letter is to be sent asking for Ms. Christine Gorham requesting that she respond to the Uniform Penalty Letter within 15 days. If she fails to do so, a Default Order will be entered. The motion passed unanimously.

### **Committee Reports**

#### Examination & Sites:

Ms. Peter Macri reported that all committee work is up to date.

Mr. Malanga stated that the practical mass testing is scheduled to take place on May 24, 25 and June 5th.

#### Education & New Studies:

Ms. Maria Cruz Denzer stated that all committee work is up to date.

#### Public Relations:

Mr. Jerry Speziale reported that all committee work is up to date.

#### Violation:

Mr. Jerry Speziale reported that all committee work is up to date.

#### Regulatory:

Mr. Joseph Santagata reported that all committee work is up to date.

#### School & Department of Education Liaison:

No report was given

#### Legislation:

Mr. Jack Fornaro reported that all committee work is up to date.

**X      ADJOURNMENT**

Upon motion made by Mr. Jerry Speziale and seconded by Mr. James Forte, the meeting was adjourned at 2:30 P.M.. The motion passed unanimously.

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JANICE ALVAREZ, Board Chairperson

Countersigned:

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JAY A. MALANGA, Executive Director