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**APPROVED MINUTES**  
**South Carolina Board of Barber Examiners**  
**9:00 A.M., June 10, 2013**  
**Synergy Business Park**  
**Kingstree Building, Conference Room 105**  
**110 Centerview Drive, Columbia, SC 29210**

8 *These minutes are a record of the motions/ official actions taken by the Board, and a brief summary of the*  
9 *meeting. A transcript of this meeting providing more detail will be available upon request to the Board.*

10 **Meeting Called to Order**

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12 **Public Notice:**

13 Chairman Robinson announced that public notice of this meeting was properly posted at the SC Board of Barber  
14 Examiners Office, Synergy Business Park, Kingstree Building, and provided to all requesting persons, organizations,  
15 and news media in compliance with Section 30-4-80 of the South Carolina Freedom of Information Act.

16 **Pledge of Allegiance:** All present recited the Pledge of Allegiance.

17 **Rules of the Meeting Read by Chairman**

18  
19 **Introduction of Board Members Present**

20 Chairman Paul Robinson called the meeting to order of the SC Board of Barber Examiners at 9:00 a.m. Other Board  
21 members participating in the meeting included: Renee Patton Vice Chairman, Frederick M. G. Evans.

22  
23 **Staff Members**

24 Sarah McCatha, Advice Counsel; Tracey McCarley, Administrator; Roz Bailey-Glover, Matteah Taylor,  
25 Administrative Staff; Yolanda Rodgers, George Barr, Investigations; Cecelia P. Englert, Court Reporter.

26  
27 **Others participating in the meeting included:**

28 Sergio Mealing, Dante' Taylor, Nathan Williams, Martin Vernon, R. Kenneth Burnsel, Stanley Walker, Barron Hart  
29 III, Wanda Short, Demetrice Fruster, Charles Adams, Patricia Washington

30 **Approval of Excused Absences:** Edwin Barnes

31 **Motion:**

32 Mr. Evans made a motion to approve absence of Mr. Barnes. Ms. Patton seconded the motion, which carried  
33 unanimously.

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35 **Approval of Agenda -** Agenda accepted by the Board as written.

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37 **Motion:**

38 Mr. Evans made a motion to approve the agenda as written. Ms. Patton seconded the motion, which carried  
39 unanimously.

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41 **Approval of the Meeting Minutes from April 8, 2013**

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43 **Motion:**

44 Ms. Patton made a motion to approve the minutes as information. Mr. Evans seconded the motion, which carried  
45 unanimously.

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47 **Chairman's Remarks – Paul E. Robinson**

48 Mr. Robinson reserved his comments for later during the meeting.

49 **Administrator's Remarks, for Information – Tracey McCarley**  
50 Ms. McCarley turned the meeting over to Mr. Barr for the OIE Report.

51 **OIE Report – Office of Investigations and Enforcement – George Barr**  
52 Mr. Barr appeared before the board to review the OIE Report. Mr. Barr stating that for the period of January 1, 2013  
53 through June 6, 2013, there were 2 active investigations, 1 closed and 1 listed as do not open case. The Board  
54 accepted the report as information.

55 **OGC Report – Office of General Counsel – Andrew Rogers**  
56 Mr. Rogers reviewed the OGC report as information. Mr. Rogers stated that there were 47 open cases, 35 pending  
57 action, 9 CA/MOA's, 1 pending hearing, and 2 pending final order. The Board accepted the report as information.  
58 Mr. Rogers let the Board know that he has been transferred from the Barber Board and the new attorney would be  
59 Ms. Prentiss Shealey.

60  
61 Mr. Rogers explained what happens to a cease and desist order mailed to respondents. Once the respondent accepts  
62 the terms, they sign the document and return it to LLR. The Board Administrator receives the signed copy and  
63 forwards to the Board Chairman for electronic signature. The final copy, with all signatures, is sent to the  
64 respondent from OGC.

65  
66 **Inspection Report – Robbie Boland**  
67 Mr. Boland reviewed the Inspections Report as information. Mr. Boland stated that from July 2012 through May  
68 2013 there were a total of 1,401 inspections completed. The total number of inspections also includes attempted  
69 inspections. **Mr. Evans asked Mr. Boland to separate the attempted inspections from the actual inspections in future**  
70 **reports.**

71 **Budget – March and April 2013**  
72 A budget report was given to Board members for information purposes only. Mr. Robinson stated that the Board  
73 continues to run a deficit.

74  
75 **Clarification of law 17-51 (1-3) – Minimum Requirements for Licensing of Cosmetologist as Master Hair Care**  
76 **Specialists.**

77  
78 The Board members reviewed a document containing questions and answers used as policy by an LLR staff member.  
79 The Board also received a copy of the law 17-51 (1-3). Mr. Robinson stated that the current law has not changed and  
80 that the information contained in the question and answer document as policy was incorrect and should not have been  
81 referred to by staff as policy. Ms. McCartha stated that she will work with the Board to ensure that any policy  
82 currently existing will be removed and the law clarified with staff. Mr. Robinson stated that for a cosmetologist to  
83 cross over into the Master Hair Care Specialist category, they are required to take a practical examination which  
84 consists of a tapered cut and shave.

85  
86 **2014 Barber Board Meeting Schedule**  
87 The Board was provided with the 2014 Barber Board Meeting Schedule as follows:

2/10/2014	9:00 AM - 1:00 PM	Kingstree Bldg., room 108	Board meeting
4/14/2014	9:00 AM - 1:00 PM	Kingstree Bldg., room 108	Board meeting
6/9/2014	9:00 AM - 1:00 PM	Kingstree Bldg., room 108	Board meeting
8/11/2014	8:00 AM - 1:00 PM	Kingstree Bldg, room 108	Board meeting
10/13/2014	9:00 AM - 1:00 PM	Kingstree Bldg, room 108	Board meeting
12/8/2014	9:00 AM - 1:00 PM	Kingstree Bldg, room 108	Board meeting

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91 **Motion:**  
92 Mr. Evans made a motion to approve the 2014 Barber Board Meeting Schedule. Ms. Patton seconded the motion,  
93 which carried unanimously.  
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95 **Approval 87<sup>th</sup> Annual Conference of the National Association - 2 Board Members Attending**  
96 Mr. Robinson confirmed that the 87<sup>th</sup> Annual Conference of the National Association would be held on September  
97 14-19, 2013 in Oklahoma City, Oklahoma. Ms. Patton and Mr. Barnes will be in attendance. Mr. Robinson stated  
98 that, neither he nor Mr. Evans will be attending.  
99

100 **Motion:**  
101 Mr. Evans made a motion to approve attendance to the national conference for Ms. Patton and Mr. Barnes. Ms.  
102 Patton seconded the motion, which carried unanimously.  
103

104 Ms. Patton stated that she will need for LLR Staff to provide a report to the Board for the conference.  
105

106 **Resolution Guidelines to Set Fines – Robbie Boland**  
107 Mr. Boland submitted a copy of the Cosmetology Boards resolution guidelines along with an example for the Barber  
108 Board’s guidelines. The Cosmetology Board guidelines were provided as an example of what the Barber Board can  
109 do for consistency during the IRC meetings. Mr. Evans rejected the document and felt that the Cosmetology Board  
110 guidelines should not be used by the Barber Board as a comparison. Mr. Evans felt that by using the information  
111 provided, it could inadvertently lay the foundation for a possible merger of the two boards. Ms. McCartha clarified  
112 that no merger could occur without a statutory change. Mr. Robinson stated that the Barber Board would make all of  
113 the decisions that they want the inspectors to follow and does not want a comparison to any other board. The Barber  
114 Board is confined to a maximum fine of \$500 and he wants the inspectors to keep in mind the severity of the charges  
115 and not to overcharge licensees. Mr. Robinson stated that the Board members will be prepared to cover this topic on  
116 the Barber Board Guidelines at the next scheduled board meeting. Mr. Rogers stated that part of the reason for bring  
117 the guidelines to the Board stemmed from previous concerns about the fines given on consent agreements and LLR’s  
118 need to be consistent with the Boards wishes. The intent was not to compare the boards, but only to obtain direction  
119 from the boards. The Board Administrator will ensure that Mr. Barnes receives a copy of the Barber Inspection  
120 Guidelines for the next board meeting.  
121

## 122 **Old Business**

123  
124 **Approval of Background Check – Martin Vernon (reconsideration)**  
125 Mr. Vernon appeared before the Board to request reconsideration of a previous license denial. Mr. Vernon appeared  
126 before the Board on April 11, 2011. The Board denied his license based on the criminal background report submitted  
127 for consideration. Mr. Vernon provided additional information to the Board for review. Mr. Vernon stated to the  
128 Board that he completed his On-the-Job training and has not gotten into any trouble since the first hearing in April.  
129 Mr. Vernon stated that he was ready to go to work and feels that he deserves to have a license. Mr. Vernon stated  
130 that he was currently under probation for another year and a half.

131 **Motion:**  
132 Mr. Evans made a motion to go into executive session for legal advice. Ms. Patton seconded the motion, which  
133 carried unanimously.  
134

135 **Motion:**  
136 Ms. Patton made a motion to return to public session. Mr. Evans seconded the motion, which carried unanimously.  
137  
138 While in executive session, no motions were made or votes taken.  
139

140 Mr. Vernon let the Board know that he submitted the two documents required by the Board. Mr. Robinson let Mr.  
141 Vernon know that additional medical information has been received by the Board in his case and the Board has made  
142 their decision.

143 **Motion:**  
144 Mr. Evans made a motion that based on the additional medical information received by the Board, per section 40-7-  
145 140 and 40-1-140, the Board has determined that Mr. Vernon is unfit to practice in the Barber industry. Ms. Patton  
146 seconded the motion, which carried unanimously.

147  
148 Mr. Evans stated that as a public board member, the charges against Mr. Vernon are serious enough that the Board  
149 can disapprove the license. Mr. Vernon objected to the Board's final decision. Mr. Vernon stated that the judge  
150 dropped the charges against him for assault and battery. Mr. Evans stated that the Board would not address any of  
151 Mr. Vernon medical condition and that the motion was made and accepted, and that the matter is now over. Nothing  
152 will reverse the Board's motion today. Mr. Vernon stated that he should have been told that he would not get a  
153 license. Mr. Vernon left the meeting very angry and upset.

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155 **New Business**

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157 **Hearing – Inner Vision Barber Shop – Larry E. Dreher**

158 Mr. Rogers appeared before the Board to present information regarding a notice of hearing and formal complaint  
159 against Inner Vision Barber Shop. Supporting documentation was given to the Board and the court reporter as State's  
160 Exhibit 1. The respondent is not available for today's hearing, but Mr. Dreher was notified that the hearing would  
161 move forward without him.

162  
163 **Motion:**

164 Ms. Patton made a motion to proceed with the hearing in the absence of the respondent, Mr. Larry E. Dreher. Mr.  
165 Evans seconded the motion, which carried unanimously.

166  
167 Mr. Rogers stated that Mr. Dreher was not present. The formal complaint is against license #BS 70887, case #2012-  
168 13. Mr. Rogers stated that on September 14, 2011 a site inspection revealed one employee working without a barber  
169 license and one hair braider sewing weaves and extensions on a customer in violation of section 40-1-110 K. The  
170 State is charging one count of unlicensed practice for the barber, and one count for the hair braider working outside  
171 the scope of practice.

172 Inspector Mary Ann Miller was called to testify for the State. Ms. Miller stated she has been an inspector for over  
173 thirteen years, mainly inspecting for the Barber Board, and that she is also a licensed cosmetologist. She inspected  
174 Inner Vision Barber Shop on September 14, 2011 in Greenville, SC and submitted a copy of the inspection report to  
175 the Board. Ms. Miller conducted her inspection without the owner present. Ms. Miller stated that when she identified  
176 herself, one person left a client without completing the service and walked outside. Ms. Miller asked the person not  
177 to leave, but he went outside anyway. Ms. Miller followed him out and she questioned him and he identified himself  
178 as Martin L. Williams. Ms. Miller told the gentleman in the shop that she needed to speak with the manager about the  
179 unlicensed practice. Ms. Miller also observed Ms. Tia N. Dillard, a hair braider, doing extensions on a customer.  
180 Ms. Miller explained to Ms. Dillard she is only allowed to do natural hair. She apologized and continued to work on  
181 the client. Ms. Miller stated she spoke to Mr. Dreher who confirmed the identity of Mr. Williams. Mr. Dreher stated  
182 he did not realize the braider could not do extensions. Mr. Dreher told Ms. Miller that Mr. Williams was in the  
183 process of getting his cosmetology license. Ms. Miller contacted LLR and LLR staff could not confirm Mr.  
184 Williams' cosmetology schooling.

185  
186 Mr. Dreher passed the 2<sup>nd</sup> inspection and no one was working unlicensed on the day of the second inspection. Mr.  
187 Rogers concluded the State's case against the barber shop license. Mr. Rogers stated that there are two separate  
188 charges before the Board, one for unlicensed practice in a barber shop and one charge for a hair braider working  
189 outside the scope of practice. Mr. Dreher was aware of the Barber without a license however, he did not know the  
190 hair braider could not do extensions. Mr. Rogers asked the Board to find in favor of the State's evidence.

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192 Mr. Rogers stated a motion needed to be made on the violations and the sanctions. As a matter of correction, the  
193 civil penalty of \$5,000 should be \$500 as there was a typo on the documents.

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197 **Motion:**  
198 Mr. Evans made a motion that on the first count of unlicensed practice, the Board has determined that a violation of  
199 unlicensed practice is proven by the State. Ms. Patton seconded the motion, which carried unanimously.  
200  
201 **Motion:**  
202 Ms. Patton made a motion that on the second offense for a hair braider operating outside of her scope of practice, the  
203 State has proven it's case. Mr. Evans seconded the motion, which carried unanimously.  
204  
205 **Motion:**  
206 Ms. Patton made a motion that on the first offense the maximum of a \$500 penalty be issued for unlicensed practice.  
207 Mr. Evans seconded the motion, which carried unanimously.  
208  
209 **Motion:**  
210 Ms. Patton made a motion that on the second offense of operating outside of the scope of practice for a hair braider,  
211 the maximum of \$500 penalty be issued. Mr. Evans seconded the motion, which carried unanimously.  
212  
213 Mr. Rogers concluded the States case stating the Board can grant at least 90 days from the date of notification to the  
214 respondent to pay the fines, but the timeframe remained at the discretion of the Board.  
215  
216 **Approval of Third Student Permit – Nathan Williams**  
217 Mr. Williams appeared before the Board and stated he wants to complete his training to become a master hair care  
218 specialist. However, he experienced employment problems trying to maintain employment and paying for the school  
219 hours at the same time. He has completed 861 hours so far, and would like to attend school part-time.  
220  
221 **Motion:**  
222 Ms. Patton made a motion to approve the third permit. Mr. Evans seconded the motion, which carried unanimously.  
223  
224 Mr. Robinson let Mr. Williams know that the Board does not issue a fourth permit. So he must complete his hours.  
225  
226 **Approval of Third Student Permit – Dante' Taylor**  
227 Mr. Taylor appeared before the Board and stated that a month after he started school, there was a death in the family  
228 and he had to move to a rural area without transportation. He has 426 hours left to complete his training. He now  
229 has transportation and has 1,074 hours completed. All hours were submitted to LLR.  
230  
231 **Motion:**  
232 Mr. Evans made a motion to approve the third permit. Ms. Patton seconded the motion, which carried unanimously.  
233  
234 Mr. Robinson let Mr. Williams know that the Board does not issue a fourth permit. So should use his time wisely.  
235  
236 **Approval of Background Check – Barron Hart**  
237 Mr. Hart appeared before the Board seeking approval for an instructor's license. Mr. Hart stated he wants to assist  
238 other students in becoming a barber and share his experience. Mr. Hart stated he was not on parole and the recent  
239 background check shows that he was driving too fast. Mr. Hart stated that he experienced being shot in the past so he  
240 had a fire arm in his possession. Mr. Evans asked Mr. Hart about his previous charge from March 2012. Mr. Hart  
241 stated the charges were dismissed. Mr. Hart stated he submitted documents that the charge was dismissed. None of  
242 the events took place in a barber shop. The Board gave Mr. Hart a copy of his background report showing charges  
243 from January 12, 2012 and December 21, 2011. Mr. Hart stated that he paid the fine and the possession of a fire arm  
244 was dismissed. For the domestic violence charge, Mr. Hart stated that he went to anger management classes.  
245  
246 **Motion:**  
247 Ms. Patton made a motion to grant the barber instructor license by examination. Mr. Evans seconded the motion,  
248 which carried unanimously.  
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**Approval of Background Check – Stanley Walker**

Mr. Walker appeared before the Board to obtain his license by examination and to testify about his background report. Mr. Anthony Gerard Rivers was sworn in as a witness for Mr. Walker. Mr. Walker stated he was sincerely sorry about his past record, and that fortunately, Mr. Rivers gave him a second chance in life. Mr. Walker stated he was currently on a one year probation which will end on September 2013. Mr. Walker stated that he was eighteen years old at the time of the incident. On November 1, 2011, he was arrested for parole violation because he changed his address and did not report it to the Parole Board. Since November 15, 2011, he has been working with Mr. Rivers. He is now attending Trident Technical College seeking a degree. He has attended counseling classes from 8:30 a.m. until 10:00 a.m., since his 2010 release.

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Mr. Rivers testified that he has been a barber for many years and that he has known Mr. Walker all of his life. Mr. Rivers stated that he has been working with Mr. Walker to give him another chance. All of his students have passed their examinations, and he is confident that Mr. Walker will succeed.

**Motion:**

Ms. Patton made a motion to grant the barber license by examination with a two year probationary period. A SLED report must be provided to the Board at the end of each year, at his own expense. Mr. Evans seconded the motion, which carried unanimously.

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**Approval of Background Check – Demetrice Fruster**

Mr. Fruster appeared before the Board to answer questions about his background report. Mr. Fruster stated that he was now thirty-five years old and has made his background a thing of the past. He wants to give back to the community and change his life for the better. He has a job with Hair Workshop in Greenville, SC and none of the incidents took place in a barber shop. Mr. Fruster stated he passed both examinations and is ready to work.

**Motion:**

Mr. Evans made a motion to grant the barber apprentice license. Ms. Patton seconded the motion, which carried unanimously.

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**Approval of Background Check – Charles Adams**

Mr. Adams appeared before the Board seeking approval for a master hair care apprentice license and to answer questions about his background report. Ms. Patricia G. Washington was sworn in as a witness for Mr. Adams. Ms. Washington stated that Mr. Adams was her student for barbering and that he is now trying to be a productive citizen. Mr. Adams stated that he is not on probation or on parole at this time. Mr. Adams stated that he completed his probation in Florida in March 2011, and started training as a barber after his probation was completed. Mr. Adams explained the charges on his background report. He stated that the South Carolina charge was for possession, the Georgia charge was a serious charge and the last situation was in Florida which happened around 2009. It was an unfortunate situation. Mr. Adams stated that he has a cosmetology license in Florida and now wants a license in South Carolina. Ms. Washington stated that she met Mr. Adams last year and wanted to help him to learn barbering and to obtain his master hair care license. She stated that Mr. Adams is trying to get back into society and she has helped him to get a part-time job with a friend. Ms. Washington stated that Mr. Adams has changed his life and is now asking the Board to help him to continue.

**Motion:**

Mr. Evans made a motion to approve the license with a two year probationary period with a SLED report provided to the Board at the end of each year at his own expense. Ms. Patton seconded the motion, which carried unanimously.

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**Approval of Background Check – Archie McCullough**

Mr. McCullough appeared before the Board to reinstate his license with a criminal background report. Mr. McCullough stated that the last incident was in 2008. He went to prison in 2011 and was released March of 2013. He is now trying to get his life and his license back in order. He has a job at McCullough's Barber Shop with his father. Mr. McCullough stated that the disposition of the 2009 charge was not resolved. In 2010 he had a misdemeanor while driving with a suspended license. He is currently helping his father on the farm until he gets his license back.

303 There is no disposition on the February 2009 charge yet.

304

305 **Motion:**

306 Ms. Patton made a motion to reinstate the license with a two year probationary period and a SLED report to the  
307 Board at the end of each year, at his own expense. Mr. Evans seconded the motion, which carried unanimously.

308

309 Mr. Robinson let Mr. McCullough know that if the other charge comes up, he will have to reappear before the Board.

310

311 **Approval of Background Check – Sergio Mealing**

312 Mr. Mealing appeared before the Board to answer questions about his background report. Mr. Mealing explained  
313 that he chose a bad path in his past life. He has a family now and has to provide a better example for them. Mr.  
314 Mealing stated that he completed a class for the last charge but did not have any documents for the board to review.  
315 He attended classes for twenty-six weeks and recently completed the program. He has a job at Professional Barber  
316 Shop in Edgefield, SC.

317

318 **Motion:**

319 Ms. Patton made a motion to approve the license with a one year probationary period. At the end of the year a SLED  
320 report must be submitted to the Board at his own expense. Mr. Evans seconded the motion, which carried  
321 unanimously.

322

323 **Approval of Barber School Opening – Billionaire Academy of Hair Designers – Wanda Short**

324 Ms. Short appeared before the Board to answer questions about the barber school application. Ms. Short stated that  
325 she started her career as a cosmetologist in 1991 and in 1998 became a registered barber and instructor. She has been  
326 a school owner since 1991. She provides training mainly for master hair care professionals. Ms. Short stated that she  
327 is currently living in North Carolina and has South Carolina instructor's license. Mr. Robinson let Ms. Short know  
328 that the Board requires the names and license numbers for all instructors on hand, and that there must be one  
329 instructor for every twenty students. Ms. Short provided a layout for the school space and stated she already mailed  
330 in a copy with her application. Mr. Robinson let Ms. Short know that the owner and the instructors must be fully  
331 aware of South Carolina's Barber Board statutes and regulations. Mr. Short stated that she was licensed in North and  
332 South Carolina. Ms. Short stated she would like to open on the second week in August of 2013. There is some  
333 construction being done and she is waiting for equipment. Mr. Robinson stated that the primary and secondary  
334 instructor names and licenses numbers must be provided to the board as soon as possible. LLR staff indicated that  
335 the floor plan was not included with the initial application for the school. Mr. Robinson stated that a provisional  
336 approval with the floor plan and list of all instructors, (one instructor for every 20 students) along with the names of  
337 any substitute instructors must be provided to the Board as soon as possible. If Ms. Short plans to be the primary  
338 instructor and not traveling back and forth to North Carolina, the Board could consider provisional approval.

339

340 **Motion:**

341 Ms. Patton made a motion to extend a provisional approval for the new school pending the resubmission of the floor  
342 plan, instructor names and license numbers. Once all is received by the Board, an inspector will inspect the premises.  
343 Mr. Evans seconded the motion, which carried unanimously.

344

345 **Approval of Barber School Opening – Baptist Hill Middle / High School – Mr. Robert Burnsed**

346 Mr. Burnsed appeared before the Board to answer questions about the new school. Mr. Burnsed stated that the  
347 program is designed to prepare students to become barbers or master hair care specialist. There are currently fifty-six  
348 students competing for the eighteen open slots. The school is part of the Charleston County Schools. They plan to  
349 open on August 21, 2013. The building is currently under construction and is not ready yet. The school is looking at  
350 Mr. Marwin McKnight from Beaufort to be the instructor. If the school is not opened and licensed by opening day,  
351 the school cannot provide barber classes. Mr. Burnsed stated that at present, the floor plans are crude, and with  
352 eighteen students, the school will need at least ten stations. Mr. McKnight let Mr. Burnsed know that the school will  
353 need twelve stations. Mr. Burnsed will submit an updated floor plan to the Board for provisional licensing.

354

355 **Motion:**

356 Ms. Patton made a motion to extend provisional licensing to Baptist Hill middle/High School with the submission to

357 the Board of a new floor diagram (must be received prior to the inspection), and a list of instructors. Mr. Evans  
358 seconded the motion, which carried unanimously.

359  
360 Mr. Robinson let Mr. Burnsed know that a Board member will visit both schools. If the application is not complete,  
361 Mr. Burnsed must let the Board know immediately.

362  
363 **Styletrends Barber and Hairstyling Academy** – Charlene McCleod.

364 **Seeking Clarification Regarding School Regulation – TB Testing.**

365 Ms. McCleod was not present to answer questions from the Board. No decision was made by the Board.

366 **Discussion**

367 Mr. Evans stated that the Board may want to have a future discussion, regarding the creation of a school  
368 sustainability plan, to go on record, as a backup plan to sustain the operation of a school.

369 **Board Member Reports – There were none.**

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371 **Public Comments – There were none.**

372 **Adjournment**

373 **Motion:**

374 Mr. Evans made a motion to adjourn. Ms. Patton seconded the motion, which carried unanimously.

375 **The next meeting of the South Carolina Board of Barber Examiners is scheduled for August 12, 2013**

376