

**South Carolina Board of Barber Examiners  
Board Meeting  
9:00 a.m., April 13, 2015  
Synergy Business Park  
Kingstree Building  
110 Centerview Drive, Conference Room 105  
Columbia, South Carolina 29211**

**Meeting Called to Order**

Public notice of this meeting was properly posted at the S. C. Board of Barber Examiner's office, Synergy Business Park, Kingstree Building and provided to all requesting persons, organizations, and news media in compliance with Section 30-4-80 of the South Carolina Freedom of Information Act.

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

**Pledge of Allegiance**

**Introduction of Board Members**

Chairman Paul Robinson called the regular meeting of the Board of Barber Examiners to order. Other Board members in attendance included, Renee Patton, Ed Barnes, Frederick Evans and Patricia Durkin.

**Staff Members Participating in the Meeting**

Mary League, Advice Counsel; Theresa Richardson, Administrator; Roz Bailey-Glover, Matteah Taylor, Staff; Sharon Wolfe, OIE; and Tracey Perlman, ODC.

**Approval of Excused Absences**

Edwin Barnes was absent. Patricia Durkin will be in attendance around 10:00 am.

**MOTION:**

Dr. Evans made a motion to approve the absence of Edwin Barnes. Renee Patton seconded the motion which carried unanimously.

**Approval of the Agenda**

**MOTION:**

Dr. Evans made a motion to approve the agenda. Renee Patton seconded the motion which carried unanimously.

**Approval of the Minutes**

February 23, 2015

**MOTION:**

Renee Patton made a motion to approve the minutes from February 23, 2015. Dr. Evans seconded the motion which carried unanimously.

#### **Chairman's Remarks – Paul Robinson**

Mr. Robinson acknowledged the retirement of Glinda Leggett. She was a long time employee of LLR and the Barber Board.

#### **Administrator Remarks – Theresa Richardson, Administrator**

#### **OIE Report – Sharon Wolfe**

The OIE case report is from January 1, 2015 through April 3, 2015. There were a total of 3 do not open cases and there were no pending Board actions. There were 4 alleged issues, 2 were allowing unlicensed persons to practice, 1 case was unclassified, and 1 was unlicensed practice. There were a total of 18 case statuses, to include 17 closed cases and 1 do not open case. For alleged issues there were a total of 8 cases to include 2 cases for allowing unlicensed persons to practice, 1 case for failure to maintain or providing records of hours, and 5 cases were not classified.

#### **ODC Report – Tracey Perlman**

As of April 6, 2015 there were 13 open cases, 6 pending action cases, 4 pending hearings, 3 pending final order cases, and as of January 27, 2015, 1 case was closed.

#### **Inspection Report – Robbie Boland**

As of March 2015 there were 77 shops attempted to be inspected, 17 of those shops were not opened for business at the time of inspection, and 60 shops were actually inspected. In February 2015 there were 56 shops attempted for inspection, 21 of those shops were not opened for business at the time of inspection, and 35 shops were actually inspected. There were a total of 204 shops to be inspected for the year 2015; 57 of those shops were not opened at the time of the inspection, and 147 of those shops were physically inspected. There were a total of 1,480 active shops through the month of March 2015.

#### **Budget –**

Ms. Richardson explained the Barber Board just started their renewals. The deficit should be making a turn towards the black. The new barber renewal fees are in affect.

As far as the Bill that is before the Senate, Senator Alexander gave a favorable response to the bill.

At the last board meeting it was asked for an examination review committee to be formed. The individuals that were nominated to assist with this committee have accepted and the confidential form from NIC is waiting to be received. Once the confidential forms are received they will be sent to all of the members and information is needed from each member for release to review the examinations. The hair braider examination will be included in this review as well as the barber assistant examination.

In reviewing the statutes the barber apprentice section for renewal would need to be reviewed by the Board. In the past the apprentice licenses were good only for one year and a question of

renewing the apprentice license has come up. This status has never been renewed before and the Board stance is needed on this situation.

### **Old Business**

There was no old business to be discussed.

### **New Business**

#### **Review for Consideration of the Third Student Permit**

##### *Juanita Livingston*

Juanita Livingston appeared before the Board seeking approval of a third student permit. Discussion included but was not limited to explanation pertaining to the issuance of the third student permit. As of May 2014 the records indicate Ms. Living has completed over 1000 hours. Ms. Livingston will attend barbering school part-time.

#### **MOTION:**

Dr. Evans made a motion to grant the third student permit. Renee Patton seconded the motion which carried unanimously.

#### **Review for Consideration of Licensure with Background Report**

##### *Ryan Pyle*

Ryan Pyle appeared before the Board seeking approval of the upgrade of a registered barber license. Discussion included but was not limited to explanation pertaining to his criminal background history, as well as a board order that was issued December 18, 2013. Mr. Pyle was placed on probation for three years. Mr. Pyle brought his attorney, Kent Collins with him along with two character witnesses, Jessica Davis and Joshua Arnold.

#### **MOTION:**

Renee Patton made a motion for a five minute break to give Mr. Collins a chance to review Mr. Pyle's criminal background report in detail. Dr. Evans seconded the motion which carried unanimously.

Mr. Robinson called the meeting back to order.

Patricia Durkin arrived to the Board meeting at 10:20 am.

Mr. Collins explained Mr. Pyle has been charged with some crimes. Under the previous board order it was understood that Mr. Pyle was not to get into any trouble; however, none of the violations are barber related, nothing to make the barbering community look bad. Mr. Pyle expressed that he understood the safety of his barber clients. Mr. Collins explained people will have hick-ups in life. Allow Mr. Pyle to be a productive citizen in society. It is understood that it appears that Mr. Pyle may be a detriment to society but Mr. Pyle is trying to clean his act up to become a productive member in society. Renee Patton explained the Barber profession is taken seriously. One's criminal background does reflect the professional license. All professionals

have to be held accountable for their actions. Ms. Richardson explained the reasons Mr. Pyle was brought before the Board are due to the court documents Mr. Pyle submitted and those charges are not on his SLED report. Mr. Collins suggested that maybe the Board could recommend that Mr. Pyle should be required to be drug tested. Jessica Davis explained Ryan Pyle has been cutting her hair for the past two years. Since she has been allowing Mr. Pyle to cut her hair he has been nothing but professional, dependable and responsible. Joshua Arnold explained that he knows Ryan Pyle both personally and professionally. Mr. Arnold has referred more people to Mr. Pyle because he has not seen anything other than professionalism from Mr. Pyle. Mr. Pyle expressed his barbering license means everything to him and he takes his barbering profession very seriously. He realized that he has made some mistakes but he has never allowed this to interfere with his profession.

**MOTION:**

Dr. Evans made a motion to enter into executive session. Renee Patton seconded the motion which carried unanimously.

**MOTION:**

Dr. Evans made a motion to come back to regular session. Renee Patton seconded the motion which carried unanimously.

During executive session no motions made and no votes were taken.

**MOTION:**

Dr. Evans made a motion to grant Ryan Pyle an upgraded registered barber license on a provisional basis. Mr. Pyle must immediately provide the resolution of the three pending charges. If the charges are dropped there will be no need for Mr. Pyle to appear before the Board. Mr. Pyle's license will remain on probation until December 31, 2017. If the charges are not dropped Mr. Pyle must appear before the Board. Additionally, Mr. Pyle's license will remain on probation until the charges are dropped. The terms of the probation are: A SLED report must be submitted at Mr. Pyle's own expense at the end of each calendar year and if any new charges occur Mr. Pyle's license will be immediately suspended administratively until Mr. Pyle appears before the Board. Renee Patton seconded the motion which carried unanimously.

*Stanley Walker*

Stanley Walker appeared before the Board seeking approval of the upgrade of a registered barber license. Discussion included but was not limited to explanation pertaining to his criminal background history and a previous board order which dated back to August 16, 2013. New charges appeared on Stanley Walker's criminal background history from June 18, 2014. Mr. Walker explained he has completed his YOA responsibilities and is no longer on probation or parole. The violation on the SLED report is for being behind on payment of his probation and parole. None of the criminal activities occurred in or near a barber shop or a school. Marcus Walker is a character witness for Stanley Walker.

**MOTION:**

Dr. Evans made a motion to grant permission for Stanley Walker to receive the upgrade registered barber license, pending submission of proof of the release of his probation. Renee Patton seconded the motion which carried unanimously.

*James Proctor*

James Proctor appeared before the Board seeking approval of the registered barber apprentice licensure. Discussion included but was not limited to the explanation pertaining to his criminal background history. Mr. Proctor was released from prison September 2011 and before the prison sentencing Mr. Proctor had an extensive criminal background. Mr. Proctor was released from probation August 13, 2013. None of the criminal activities occurred in or near a barber shop.

**MOTION:**

Renee Patton made a motion to grant permission for James Proctor to receive a registered barber apprentice license. Dr. Evans seconded the motion which carried unanimously.

*Martin Williams*

Martin Williams appeared before the Board seeking approval for registered barber licensure. Discussion included but was not limited to the explanation pertaining to his criminal background history. Mr. Williams is currently on probation in Georgia. Mr. Williams has paid his restitution with Georgia. The probation is due to end in August or September 2015. Mr. Williams has a previous Board order and was on a one year probationary period with the Barber Board which was dated from March 6, 2013.

**MOTION:**

Dr. Evans made a motion to approve registered barber licensure for Martin Williams with a probationary period of one year. A SLED report is required to be submitted to the Board at Mr. Williams' own expense. If any additional charges occur the license will be immediately suspended administratively. Renee Patton seconded the motion which carried unanimously.

*Corey Floyd*

Corey Floyd appeared before the Board seeking approval master hair care apprentice licensure. Discussion included but was not limited to explanation pertaining to his criminal background history. Mr. Floyd was in prison for 6 years 10 months and was released May 2014. Mr. Floyd is currently on probation for four years. None of the criminal activities occurred in or near a barber shop.

**MOTION:**

Dr. Evans made a motion to grant Corey Floyd a master hair care apprentice license with a probationary period of five years. An annual SLED report is required to be submitted at Mr. Floyd's own expense. If any additional charges occur the license will be immediately suspended administratively. Renee Patton seconded the motion which carried unanimously.

*Nafeesa Stroman*

Nafeesa Stroman appeared before the Board seeking approval for a hair braider registration. Discussion included but was not limited to explanation pertaining to her criminal background

history. Ms. Stroman explained the disposition of the accident she was involved in shows that it was not her fault. Ms. Stroman is currently on probation for four years.

**MOTION:**

Renee Patton made a motion to grant Nafeesa Stroman a hair braider's registration. Dr. Evans seconded the motion which carried unanimously.

**Review for Consideration of the Hair Braiders' Curriculum**

*Lisa Burks*

Lisa Burks appeared before the Board seeking approval of a hair braiders' curriculum. Ms. Burks explained that she has condensed her hair braider's training course to six hours as requested by the Board. Ms. Burks also expressed the handbook that she wrote was also condensed to go along with the curriculum. There will be three lecture hours as well as three lab hours.

Mr. Robinson commended Ms. Burks for condensing the curriculum as the Board asked. Mr. Robinson explained he would like to give the Board members a chance to review the curriculum in detail before a decision is made. A decision will be made at least by the next board meeting. The board will be looking to make sure the statutory guidelines are being followed.

**Review for Consideration of a Barber School Opening**

*The Technology Center*

Zoraida Harley appeared before the Board seeking approval of opening a barber school. Discussion included but was not limited to explanation pertaining to a barber program opening at The Technology Center. Ms. Harley will be the barber instructor. The kit will be the students responsible; although, if a student is not able to afford the kit the school will provide them. The proposed opening date is for the 2015-2016 school year. The paperwork will be timely submitted and properly completed.

**MOTION:**

Dr. Evans made a motion for approval of the barber program at The Technology Center pending the inspection of a LLR inspector and a board member. Renee Patton seconded the motion which carried unanimously.

**Hearings**

**Derek Martin – BI 6710 and BRB 4832 (case 2014-33 and 2014-35)**

Ms. Perlman explained Mr. Martin has signed the MOA agreeing to all of the allegations. On or about June 20, 2001 Mr. Martin admits he was convicted of carrying an unauthorized weapon. Mr. Martin served 135 months in Federal prison. When Mr. Martin applied for the barber examination he answered no to the conviction question. On August 28, 2014 Mr. Martin admitted to an LLR investigator, Tony Sandoval that he failed to disclose his criminal background. Mr. Martin admits that he has violated South Carolina Code of Law Sections 40-7-200, 40-1-110(1)(a), 40-1-110(1)(f), and 40-1-110(1)(h). Mr. Martin has signed the agreement

and has been very cooperative during this entire investigation. Mr. Martin explained upon his release from prison he reached out to a barber friend of his to ask him to complete the barber examination application for him. Mr. Martin explained he asked how did he answer the conviction question and he was told that information was not disclosed. Once he was released and had not heard anything about the examination Mr. Martin submitted a second application and he also did not disclose any conviction information. He realized it was wrong but he did not do anything to correct it.

**MOTION:**

Dr. Evans made a motion to enter executive session. Renee Patton seconded the motion which carried unanimously.

**MOTION:**

Renee Patton made a motion to come back to regular session. Patricia Durkin seconded the motion which carried unanimously.

During executive session no motions were made and no votes were taken.

**MOTION:**

Renee Patton made a motion to accept the MOA. There will be a public reprimand as the sanction. A fine of \$750 is to be paid within six months of the date of the order. The \$750 fine includes \$250 for the barber license application and \$500 for the falsification of the barber instruction application. Patricia Durkin seconded the motion which carried unanimously.

**Devine Cuts Barber Shop – BS 15545 (case 2012-34)**

The respondent was not present. Ms. Perlman asked to proceed in his absence. Mr. Robinson ruled to proceed with the case.

During inspections in 2012 and 2013 it was found that barber chairs needed to be repaired. As of 2015 those chairs have been repaired.

Robbie Boland, Chief Inspector explained that the inspection reports are kept in his department.

The inspection report conducted by MaryAnn Miller, is no longer working for the inspections unit as of February 23, 2012, is noted that the barber shop has 30-days to repair the worn chairs.

Ms. Miller conducted another inspection on March 14, 2012 as a follow-up inspection. The barber shop was found to be in better conditions but the worn chairs were still not repaired. Mr.

Boland explained the worn chairs would be in violation of a sanitation issue. On August 15, 2012

Ms. Miller conducted another inspection and the three chairs were unrepaired. October 31, 2012

Ms. Miller conducted another inspection to make sure the three chairs had been repaired. During

the inspection it was found that the chairs were still in need of repair. Mr. McNally showed Ms.

Miller a receipt where new chairs were ordered. June 2013 another inspection was conducted by SandyLynn Beaty, is no longer employed with LLR, and she reported the worn chairs were still in need of repair. It appears now that Devine Cuts Barber Shop is now in compliance.

Ms. Perlman stated Mr. McNally was aware of this sanitation violation. Mr. McNally should have made a more timely repair to the worn chairs. Ms. Perlman asked that the Board fine

Devine Cuts Barber Shop as the Board deemed necessary since as of today it appears that the worn chairs have been repaired.

**MOTION:**

Patricia Durkin made a motion that the State has proven its case against Devine Cuts Barber Shop. A fine of \$400 is to be paid within 90-days of the order. Dr. Evans seconded the motion which carried unanimously.

**Lashunda Hunter – BHB 1094 (case 2013-2)**

The respondent was not present. Ms. Perlman asked to proceed in his absence. Mr. Robinson ruled to proceed with the case.

Ms. Hunter has been notified a number of times. None of the regular mail has been returned. The certified mail has been returned. Ms. Perlman explained she has spoken with Ms. Hunter and she is aware of the hearing.

Robbie Boland, Chief Inspector was called as the witness due to SandyLynn Beaty being no longer employed with LLR. During an inspection on or about September 13, 2012 at Downtown Beauty Salon it was found that Lashunda Hunter was working outside of her scope of practice. Ms. Hunter was cutting and curling a client's hair. On or about November 16, 2012 a follow-up inspection was conducted and it was found that Ms. Hunter was still working outside the scope of practice of a hair braider because again she was cutting and rolling a client's hair. In closing Ms. Perlman expressed that Ms. Hunter violated South Carolina Code of Law Section 40-7-30 and fine Ms. Hunter according to whatever sanction the Board deemed necessary.

**MOTION:**

Mr. Robinson made a motion that the State has proven its case against Lashunda Hunter for working outside of the hair braider's scope of practice. A fine of \$250 is to be paid within 60-days of the order. If the fine is not paid within the required timeframe Lashunda Hunter's hair braider's registration will be administratively suspended until the fine is paid. Renee Patton seconded the motion which carried unanimously.

**Gary Champion – BOJ 71747 (case 2014-24)**

The respondent was not present. Ms. Perlman explained there was a mix up in this investigation and she does not feel that she can proceed and she is asking that this matter be continued.

Mr. Robinson granted the continuance.

**Charlie Brown's Barber Shop – BS 14865 (case 2014-39)**

The respondent was not present. Ms. Perlman asked to proceed in his absence. Mr. Robinson ruled to proceed with the case.

Ms. Perlman explained the notice of hearing was mailed to Charlie Brown and the certificate receipt was returned signed by Charlie Brown. Ms. Perlman received notification the morning of the hearing stating that Mr. Brown would not be in attendance of the hearing and Mr. Brown asked the board for leniency.



Ms. Perlman explained this case is based on very egregious sanitation violations. Inspector, Jim Kyzer conducted the inspections at Charlie Brown's Barber Shop. Mr. Kyzer inspected the barber shop based on a written complaint. During the inspection pictures were taken of the barber shop. There were roaches and bugs all throughout the barber shop. There were televisions and other electrical items in a pile. Empty peanut cans were found with roaches crawling in and out of them. The roaches were in and out of the barber station drawers with the barber tools and through the money drawers. There were mounds of papers piled up blocking the storage room door which prevented inspection. There was a lot of clutter throughout the entire barber shop. There was a client being serviced in the barber shop at the time of the inspection. In closing Ms. Perlman expressed that the South Carolina Code of Law Section 40-7-30 was violated and fine Charlie Brown's Barber School according to whatever sanction the Board deemed necessary.

**MOTION:**

Renee Patton made a motion to enter into executive session. Patricia Durkin seconded the motion which carried unanimously.

**MOTION:**

Renee Patton made a motion to come back to regular session. Dr. Evans seconded the motion which carried unanimously.

During executive session no motions were made and no votes were taken.

**MOTION:**

Renee Patton made a motion that the State has proved its case against Charlie Brown's Barber Shop. The board would like the following: a public reprimand; \$700 fine payable within six months which includes \$100 fine for every statutory violation; and an immediate suspension of the barber shop license until a satisfactory inspection can be conducted. Dr. Evans seconded the motion which carried unanimously.

**Discussion**

There were no discussions.

**Public Comments**

There were no public comments.

**Adjournment: 1:10 pm**

**MOTION:**

Renee Patton made a motion to adjourn. Dr. Evans seconded the motion which carried unanimously.