

SOUTH CAROLINA DEPARTMENT OF
LABOR, LICENSING & REGULATION
SOUTH CAROLINA BOARD OF BARBER EXAMINERS
BOARD MEETING
OCTOBER 10, 2011

BOARD MEMBERS:

EDWIN BARNES, CHAIRMAN

PAUL ROBINSON, JR.

FREDERICK M.G. EVANS

RENEE PATTON

SHERIDON SPOON, ESQUIRE

DORIS CUBITT, ADMINISTRATOR

This hearing held in Room 108 at the South Carolina Department of Labor, Licensing and Regulation, The Kingstree Building, 110 Centerview Drive, Columbia, South Carolina, reported by Cecelia P. Englert, Verbatim Court Reporter and Notary Public in and for the State of South Carolina; said meeting/hearing being held on the 10th day of October, 2011, scheduled for 9:00 a.m. and commencing at 9:13 a.m.

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20 Court Reporter's note:

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22 -- indicates interruption; incomplete phrases; trailing

23 off; unfinished sentences

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1 MR. BARNES: Want to call this meeting to
2 order. Public notice of this meeting was properly
3 posted at the South Carolina Board of Barber
4 Examiners, Synergy Business Office, Kingstree
5 Building and provided to all requesting persons,
6 organizations and news media in compliance with
7 Section 30-4-80 of the South Carolina Freedom of
8 Information Act. Let's stand a pledge allegiance to
9 the flag.

10 (Board members recite the pledge.)

11 MR. BARNES: Don't sit down. At this time, I'd like to
12 ask for us to go into executive session, and I need
13 a second.

14 MS. PATTON: I second.

15 MR. BARNES: So I need you to clear the room.

16 (Executive Session.)

17 MR. BARNES: Sorry if it inconvenienced. Sorry it took
18 you so long, but we had some things we had to
19 discuss. Approval of the August 8th, 2011 minutes.

20 MR. ROBINSON: Mr. Chairman, I make a motion that we
21 delay the approval of the August 8th minutes until
22 our following meeting.

23 MS. PATTON: Second.

24 MR. BARNES: All in favor?

25 MR. EVANS: Aye.

1 MR. BARNES: That's -- what is that December what?

2 MR. EVANS: 12th.

3 MR. BARNES: 12th? Okay. I just want to thank all this
4 board for assisting me with what I think was one of
5 the most successful conferences we've had in quite
6 some time in Myrtle Beach. I appreciate you. I
7 applaud you for your efforts, and thank y'all for
8 the participation that you did the whole time you
9 were there and thank you for assisting me in
10 everything you did. Congratulations in order to Ms.
11 Patton. She was elected fifth national vice
12 president and I'm very proud of that. So
13 congratulations to you. You know, she would be the
14 only second person ever from South Carolina elected
15 as fifth vice president, and she'll move through the
16 chairs and hopefully one day she'll be president of
17 the national board. So that's the reason we have to
18 keep her on this board.

19 MR. EVANS: First female from South Carolina.

20 MR. BARNES: First female from South Carolina; that's
21 right. But we're very proud of you and do you have
22 any comments?

23 MS. PATTON: I was honored by the nomination and election
24 to the board and it's my desire to see barbering to
25 continue to flourish in all capacities. So work

1 hard; see that happens.

2 MR. BARNES: And, of course, as most people that didn't
3 know, and you can tell Ms. Templeton I'm very upset
4 with her at this particular point because I was to
5 be the first inductee into the National Hall of Fame
6 of Barbering. Most of y'all don't have any idea
7 what that is, but I'm passing that on to her. I
8 have not received one call from her; I was even in
9 the paper. And tell her I'm very upset with her,
10 and I'm picking, of course. But anyway, that's
11 quite an honor for me and I'm the first person ever
12 from South Carolina elected into the hall of fame,
13 so --

14 MS. CUBITT: Congratulations.

15 MR. BARNES: -- I'm very proud of that. As I was told
16 right after the meeting, didn't know I could get
17 that emotional, but I can. When something of that
18 nature hits your life, you will understand. That's
19 as far as you can go in barbering, as far as I'm
20 concerned. But anyway, it's been a long, hard road
21 and I appreciate all the assistance I had from this
22 staff in helping me get there. And I thank you
23 again. I applaud you.

24 We have a new administrator. Ms. Doris, would
25 you like to say something?

1 MS. CUBITT: Well, it's very nice to meet all of you.
2 It's nice to be here as the administrator. I have
3 been with LLR for going on 11 years now. And I
4 started out with the Accountancy Board, and I still
5 have the Accountancy Board. And I have the Funeral
6 Board and the Cemetery Board. And then I've
7 recently been appointed administrator for the Barber
8 Board, Cosmetology and Massage Therapy. So I know
9 I'm a new face to y'all, but if you have any issues
10 that you need help with or you think we need to
11 address, please feel free to call me and I will
12 assist you in any way that I can.

13 I have handed out a financial report to y'all,
14 and it covers the -- it's a summary report that we
15 get from finance. It shows your position in June of
16 '11 and then starting the fiscal year, July of '11
17 and August of '11. I'll get the other months to you
18 as they come up, and will be glad to answer any
19 questions about those. And I'll probably have to
20 research it if you have any questions, since I've
21 just started going through them.

22 MR. BARNES: Being just a barber and looking at all these
23 figures and everything, I'd have to sit down and
24 really basically go over them. But am I reading
25 this correct? Are we in the red? or black? Which

1 is --

2 MS. CUBITT: We're in the red.

3 MR. BARNES: That's what I thought. So we're looking at
4 a possibility of changing things around. I know
5 that we only get -- I mean, basically, what, eight
6 boards, ten boards, whatever you're involved in, and
7 we only get just a portion of -- our money goes to
8 assisting staff-wise, and then we get a portion of
9 this. This concerns me. In other words, are we
10 looking at headed up to increasing our fees?

11 MS. CUBITT: It is something that we need to evaluate and
12 I need to do some in-depth research on it and see
13 kind of what happened. And I am looking at staff
14 assignments, to make sure that only the people that
15 should be charged to this board are charged to this
16 board. Currently, you're not paying any salary for
17 me, and I'm sure you were paying a portion of
18 Eddie's. That's, you know, no longer in the mix,
19 so --

20 MR. BARNES: Well, that's something that we really need
21 to put to -- if you can do a little more in-depth
22 study for us.

23 MS. CUBITT: Okay.

24 MR. BARNES: Because I think this board still -- we've
25 always been in the black for a long time. And I

1 want to remain there or get back there. However we
2 have to get there.

3 MS. CUBITT: Okay.

4 MR. BARNES: We hadn't increased license fees in quite
5 some time. The economy has been so bad, I hate to
6 do it in the future. But we're obviously headed to
7 that direction, if we're in the red because to
8 remain as one -- I want to remain as one, you have
9 to be listed in the black. So if we can do a little
10 bit more in-depth study of that, and it looks like
11 we're a pretty good bit in the hole. How many
12 licensed barbers do we have? Around 5,000? It's
13 just right around 5,000?

14 MS. HAWSEY: Something like that.

15 MR. BARNES: So you know, that's the key to it. In other
16 words, get more barbers into this industry and we
17 get packets full of people wanting to come into this
18 industry, but we don't ever get them, though, or
19 they don't stay, and I don't understand. Because
20 they obviously the financial situation is there and
21 the situation today. But anyway, so y'all have any
22 questions about that?

23 MR. EVANS: I do, Mr. Chairman.

24 MR. BARNES: Okay. Go ahead.

25 MR. EVANS: The acronyms that are used within the

1 financial report --

2 MS. CUBITT: Yes, sir.

3 MR. EVANS: -- are you planning to submit an updated copy
4 of this?

5 MS. CUBITT Yes, sir. You will get one that -- we've had
6 the September one; it's probably coming out right
7 away. And then it's usually about 15 or 20 days
8 after the end of the month before we get another
9 one.

10 MR. EVANS: Okay. Is there any way that you can, I
11 guess --

12 MS. CUBITT: You want me to explain those things to you
13 down through there?

14 MR. EVANS: Well, write out the acronyms, you know, the
15 meaning, such as like -- I notice from FY, Fiscal
16 year '10 and '11, everything appeared to remain
17 consistent as far as total expenditures. And then
18 Fiscal year '12 under total expenditures, there is a
19 B and BB added. And I don't know what that means, B
20 and BB.

21 And then the next question would be percentages
22 there, such as 3.260 percent. What does that mean?
23 Is that 3.260 expenditures? And then it's sort of
24 based on what? I'm --

25 MS. CUBITT: Okay. They took the previous year, which

1 would have been the fiscal year that ended June 30th
2 of '11. And whatever your total expenditures were
3 for that year, they've assigned you a percentage of
4 three percent of your total previous expenditures.

5 So --

6 MR. EVANS: And which we retain?

7 MS. CUBITT: No. Which is going --

8 MR. EVANS: Or we paid out?

9 MS. CUBITT: You're paying that much out to those
10 sections. And so the BB and B, I don't know why
11 they've listed it that way. We've asked for it to
12 be changed. But our office where we are now is
13 called the Office of Board Services, so it should be
14 OBS. And so they're charging you administrative
15 expenses from OBS. You were previously, if you
16 notice, OLC dealt with the Office of Licensure and
17 Compliance, and that was disbanded. There were
18 charges for that in '10 and '11, but in '12, there
19 won't be any, because that was disbanded in '11.

20 OIE is the Office of Investigations and
21 Enforcements, and so that would be the inspectors
22 and those type of people.

23 MR. EVANS: Okay. I guess I'm going to say this, and
24 then I'll just wait for the updated report. This is
25 where I'm confused. When you look at the total

1 revenue, I look at the last page --

2 MS. CUBITT: Okay.

3 MR. EVANS: -- of fiscal year 2011.

4 MS. CUBITT: Uh-huh.

5 MR. EVANS: And then fiscal year '12 is saying that we're
6 in the black. And then when I look at the small
7 percentages there, I'm trying to figure out how
8 we're in the black. I know I have to run the math,
9 but --

10 MR. BARNES: We're not in the black.

11 MR. ROBINSON: Number in parenthesis would mean it's
12 a deficit.

13 MS. CUBITT: Yeah, we're in the red.

14 MS. PATTON: We carried over a deficit from the
15 previous --

16 MR. ROBINSON: You carry the deficit from the previous
17 year.

18 MR. EVANS: I'm sorry, yes, a negative.

19 MS. CUBITT: Yeah.

20 MR. ROBINSON: A negative. I shouldn't use the color
21 terminology, but a negative. We are short money.

22 MS. CUBITT: You started fiscal year '10 in the hole with
23 the \$56,000, and then there's the revenue and
24 expenditures, and the expenditures are the actual
25 total expenditures, staff salary, the amount of rent

1 we're charged, based on square footage, the
2 insurance and things like that, supplies are taken
3 out. And then the other are transfers to the other
4 areas of the building. And so, you know, you can
5 see we, of course, started the year out in the red
6 for fiscal year '11, which would have been July 1st
7 of '10. And even though you took in a lot of money
8 that year, the expenditures and transfers were so
9 high that you still increased what you were in the
10 red, so --

11 MR. EVANS: Yeah, that's why I'm a little confused here.
12 We took in over \$407,000 and then when I run the
13 numbers here just mentally, unless I'm reading this
14 wrong; that's why I need a detailed --

15 MS. CUBITT: Yeah, I will. And I'll be glad to --

16 MR. EVANS: -- snapshot.

17 MS. CUBITT: -- sit down with you and answer any questions
18 about it.

19 MR. EVANS: Well, I guess if you give me the snapshot, I
20 can figure it out.

21 MS. CUBITT: Okay.

22 MR. EVANS: Yes, ma'am. Uh-huh. Okay. Thank you.

23 MS. CUBITT: Thank you.

24 MR. BARNES: Yeah. I think it's a little more defined
25 situation.

1 MS. CUBITT: That's all I have.

2 MR. EVANS: Okay. Thank you.

3 MR. BARNES: Anything else, Office of General Counsel.
4 We don't have no Advisory Opinions right now, I
5 don't think. Do we?

6 MS. CUBITT: Not that I'm aware of, sir.

7 MR. BARNES: Okay. Legislative Update. We don't have
8 anything going on in the legislature right now, so,
9 obviously, we need to think about, you know, what's
10 going to happen with the budget and see what the
11 overview is. And we'll have that in December, so
12 that we can think in terms of what we're going to
13 do. Okay. Any other questions about that?

14 Going back just a fraction, and I need to put
15 this on the record, in Myrtle Beach, we had several
16 speakers and we want to recognize Mr. Steven E.
17 Thomas. He's assistant city manager of North Myrtle
18 Beach. He came and spoke to us, so we'd like that
19 to be put in the records, please. That's Steven E.
20 Thomas. He is the assistant city manager of North
21 Myrtle Beach.

22 OIE Report, Office of Investigations and
23 Enforcement.

24 MR. TAYLOR: Good morning.

25 BOARD MEMBERS: Good morning.

1 MR. TAYLOR: Bobby Taylor from Investigation. We don't
2 have any cases to bring before you today for board
3 approval, so I'll just give you a report. From
4 January 1 this year to today, which will be 1/1/11
5 to 10/10/11, we have received 17 cases, 17
6 complaints. We have been able to close six. Same
7 time last year, from 1/1/10 to 10/10/2010, we
8 received 24. And at this time, we were able to
9 close all 24 of those. That's all I have for you,
10 as far as the investigation report.

11 MR. BARNES: Y'all have any questions?

12 (NO RESPONSE.)

13 MR. BARNES: Okay. We don't need to vote on nothing
14 there. That was just for information, right?

15 MR. SPOON: Yes, sir.

16 MR. BARNES: Okay.

17 MR. TAYLOR: Thank you.

18 MR. BARNES: Office of General Counsel, we just asked
19 you.

20 MR. SPOON: In addition to that, that would be any cases
21 that were assigned to the litigation side of the
22 legal function. Skip on down the agenda and we'll
23 see if we can -- there is a report on that, OGC,
24 from the Office of General Counsel.

25 MR. BARNES: Inspection Report.

1 MS. CUBITT: Have you got an inspection report?

2 MR. TAYLOR: I don't have anything on inspection.

3 MS. CUBITT: They have not given us one. I apologize for
4 that.

5 MR. BARNES: Unfinished Business.

6 (Off-the-record discussion.)

7 MR. BARNES: Any Unfinished Business?

8 MS. CUBITT: None that I know of, sir.

9 MR. BARNES: It says "Old Business" right here. Seeking
10 approval for licensure due to board's recommendation
11 from the last meeting, that he must show proof, Mr.
12 Rodney Talbert.

13 MR. ROBINSON: Yeah, he was supposed to show us the
14 disposition of his last --

15 MS. PATTON: Violation.

16 MR. BARNES: Is Mr. Talbert here? Is Mr. Rodney Talbert
17 here?

18 MR. ROBINSON: Mr. Chairman, I believe we just asked for
19 him to show or send the office notification of the
20 disposition of the charge. And that depended upon
21 him receiving his license.

22 MR. BARNES: All right. Do we need to discuss this?

23 MR. ROBINSON: Notifications from the CDV charge, as
24 indicated in our packet that the charges were
25 dismissed, dated September 29, 2011. And that was

1 the charge that we were concerned about.

2 MR. BARNES: Yeah, I had a question about that.

3 MS. CUBITT: That was the last charge on his criminal
4 record?

5 MR. BARNES: Uh-huh. Yes.

6 MS. CUBITT: And it didn't have an outcome, and so that
7 was what that letter is telling you about.

8 MR. ROBINSON: Correct.

9 MR. BARNES: All right. Is there anything we need to
10 vote on, to go ahead with him? Or we need to
11 discuss this further? Or what do y'all want to do?
12 This is for information and we're just holding up
13 his going to work, right?

14 MS. CUBITT: Yes, sir. I think you would make a ruling
15 now that satisfies your requirements, you could
16 approve for us to license. If it doesn't, then you
17 would have to tell us what else you wanted him to
18 bring.

19 MR. BARNES: Y'all want to discuss this?

20 MR. ROBINSON: No, sir.

21 MR. BARNES: I don't either, but we have to.

22 MR. ROBINSON: Well pursuant to the minutes that we did
23 not approve, indicated on Page 6, conversation that
24 we had with Mr. Talbert, Rodney Talbert, beginning
25 at Line 285, talks about this situation. And at the

1 time was not approved because of the disposition of
2 the charge was not final.

3 MR. SPOON: Do we have a copy of his order as well?

4 MS. CUBITT: Yes. In the packet.

5 MR. BARNES: He can work on the letter he received from
6 the testing service until a permanent license can be
7 issued. So do we go ahead with his permanent
8 license?

9 MR. ROBINSON: Yes, sir, in my opinion. On Page 7, Line
10 316, says "The Board and Mr. Talbert will review
11 additional documents supplied by the staff," which I
12 think was done. And Mr. Talbert agreed to make new
13 documents part of the record," which is what he's
14 done through this letter.

15 MR. BARNES: Do we need a motion?

16 MS. PATTON: I make a motion that we allow Mr. Talbert to
17 be licensed.

18 MR. ROBINSON: Second.

19 MR. BARNES: All in favor?

20 BOARD MEMBERS: Aye.

21 MR. BARNES: Y'all will notify him by letter, please.

22 Any other old business?

23 (NO RESPONSE.)

24 MR. BARNES: New business, approval of DRC report.

25 MR. ROBINSON: That's the IRC.

1 MR. BARNES: Uh-huh. DRC report.

2 MS. CUBITT: Lisa, was DRC held?

3 MS. HAWSEY: This is all that they -- this is what she's
4 calling it, but it's really the DRC. We didn't have
5 an IRC. We have DRC.

6 MR. BARNES: That's what I thought. That's why I'm just
7 so confused.

8 MS. HAWSEY: It's just the -- I'm sure that she meant to
9 type DRC there. I apologize. But that's what she
10 -- this is what you need to approve.

11 MR. BARNES: So that's what I kept looking at --

12 MS. HAWSEY: This is what you need to approve.

13 MR. BARNES: -- that why I'm so confused.

14 MS. HAWSEY: Uh-huh.

15 MR. BARNES: So it's suppose to say DRC.

16 MS. HAWSEY: Yeah.

17 MR. BARNES: Okay. That's where my confusion was with
18 Bobby Taylor. And he's left, so we can't even ask
19 him about any of this; can we? Y'all have any
20 questions about that?

21 MS. PATTON: What's "a strong letter of caution" mean?

22 MR. ROBINSON: Just big words.

23 MS. PATTON: All caps?

24 MR. ROBINSON: Yeah, all caps.

25 MS. PATTON: Just curious.

1 MR. SPOON: A letter of caution is a form of dismissal.
2 It's when -- there may be some variation from board
3 to board, but I don't think there's too much. It's
4 when you have a case, when it comes through the
5 investigation process and the IRC process and it's
6 authorized, recommended -- recommended by the IRC to
7 you as a formal complaint. And you authorize it as
8 such. Wait a minute; I misspoke.

9 It falls short of a formal complaint. It is a
10 form of dismissal. So it would be coming from the
11 IRC to you, recommended for a letter of caution,
12 which is one form of a dismissal. And those are
13 mentioned, actually, in the letter of concern or
14 letter of caution, those are mentioned. But it is a
15 form of dismissal of the case. And there's a letter
16 that goes out that sort of mentions to the person
17 about the possible violation, to avoid that type
18 thing in the future.

19 MR. BARNES: All right. When it says "consent
20 agreement," and it says "statute violation," they
21 just pay the fine? Is that what that means?

22 MR. SPOON: Where it says "consent agreement," again,
23 that is a formal complaint. And if the violation is
24 such that it falls within the types of things that
25 the board has seen before and has authorized or

1 delegated back to the staff, to offer that person a
2 consent agreement, which they may or may not choose
3 to sign.

4 MR. BARNES: And that's where it says "statute
5 violation." So I'm just --

6 MR. SPOON: Right.

7 MR. BARNES: And so they're just going along with what's
8 been done in the past, financially-wise? Is that
9 what --

10 MR. SPOON: Right. And those are based on your
11 parameters that you set out and delegated to the
12 staff to say "this is the type of -- these are the
13 terms of the consent agreement that we can offer,
14 based on your authorization.

15 MS. CUBITT: And then you get to see it after it's signed
16 by them. You'll get to see the consent agreement.
17 It will have the facts.

18 MR. BARNES: Okay. You know, it always behooves me the
19 fact that this money that is being collected on
20 behalf of the barbers, but we don't get any of it.
21 So that doesn't go towards any of our money that
22 we're behind on. It always gets me, the fact that
23 the state gets to use the money, but we don't. So
24 where does that money actually go? Does it go to
25 legislature?

1 MS. CUBITT: Yes, sir. I believe so. Goes to the
2 general fund after --

3 MR. BARNES: It's not used in this agency, no matter
4 what.

5 MS. CUBITT: My understanding is, we have the capability
6 -- which is something that I'm going to look at now
7 because of our budget situation -- that we go back
8 and show our actual cost and we can recover the cost
9 for like the inspectors and the cases and things
10 like that. And you can request that back out of the
11 fund.

12 MR. BARNES: That would help. Certainly help. Because
13 I'm trying to keep license fees down, so.

14 MS. CUBITT: Right.

15 MR. BARNES: Okay. That would certainly help the
16 situation anyway. Okay. Do we need a motion for
17 the approval of the DRC report?

18 MR. ROBINSON: Mr. Chairman, make a motion that we accept
19 the DRC report as information.

20 MS. PATTON: Second.

21 MR. BARNES: Any other questions? All in favor?

22 BOARD MEMBERS: Aye.

23 MR. BARNES: Approval of new school. Karen Stacks,
24 Master's Haire Kare Academy. Is she here?

25 MR. SPOON: Just to let you know, the OGC report that you

1 referenced earlier, Ms. Lewis is here to briefly
2 give you that at the appropriate time.

3 MR. BARNES: Okay. Well, since I've already called her,
4 let's do this one first.

5 MR. SPOON: Wanted to make you aware she was here.

6 MR. BARNES: We'll come back. Karen Stacks, Master Haire
7 Kare Academy. Where would you like for her to sit?

8 MS. HAWSEY: I guess we don't have a podium. I could not
9 find one this morning. So would you like her to sit
10 at the --

11 MS. CUBITT: Yeah, she could sit right there on the end,
12 right there.

13 MS. HAWSEY: Okay.

14 MR. BARNES: This hearing is called to order. This is
15 the matter of Karen Stacks. Does any of the board
16 have any reason to excuse himself or herself from
17 consideration from this application?

18 (NO RESPONSE.)

19 MR. BARNES: I assume that silence means none. The
20 purpose of this hearing is to determine whether the
21 applicant should be granted a license as a barber
22 school. Everyone is reminded that the proceedings
23 are being recorded and all witnesses must be sworn
24 before they testify. All remarks should be directed
25 to the chairman. Administrator, Doris, is the

1 complete application of this package in our
2 materials?

3 MS. CUBITT: Yes, sir. She was -- yes, sir.

4 MR. BARNES: Okay. What questions does staff have
5 concerning this application?

6 MS. CUBITT: She was requested to be present today to
7 seek approval for inspection of her new barber
8 school.

9 MR. BARNES: Did staff subpoena any other persons to be
10 here today to answer questions we might have?

11 MS. CUBITT: No, sir.

12 MR. BARNES: Is this applicant present? State your full
13 name for me, please.

14 THE WITNESS: Karen B. Stacks.

15 MR. BARNES: Are you represented by counsel?

16 THE WITNESS: No, sir., I'm not.

17 MR. BARNES: You understand that you have the right to be
18 represented by counsel of your own choosing in this
19 matter?

20 THE WITNESS: Yes, sir.

21 MR. BARNES: You elected to waive that right and
22 represent yourself instead, correct?

23 THE WITNESS: Correct.

24 MR. BARNES: Do you have any witnesses you intend to call
25 or testify on your behalf?

1 THE WITNESS: No.

2 MR. BARNES: At this time, all persons who may testify --
3 I'm sorry. Are you ready to show us -- Ms. Stacks,
4 are you ready to show us why you should be granted a
5 license, despite the questions raised by our staff?

6 THE WITNESS: Yes. I wasn't aware of any questions.

7 MR. BARNES: I didn't either.

8 THE WITNESS: Yes, sir.

9 MS. CUBITT: She needs to be sworn in.

10 MR. BARNES: Oh, okay. You need to be sworn in.

11 (The witness is sworn in.)

12 MR. BARNES: I need to go back and ask these questions
13 again, Mr. Counsel?

14 MR. SPOON: Oh, no, sir.

15 MR. BARNES: Ms. Stacks, would you like to continue and
16 tell us why you're here, about this school?

17 THE WITNESS: I came before the board to, I guess, seek
18 approval for a new academy that I'm trying to open
19 up in Orangeburg, South Carolina. It's a new
20 facility that we're just actually trying to open.
21 It's a 3500 square foot building, and I think we've
22 met the requirements for the material that you have
23 asked to be in there, such as your stations, your
24 chairs, shampoo bowls, classroom, all this. I think
25 we've met that requirement.

1 MR. BARNES: Y'all can ask questions, if y'all need to.

2 MR. EVANS: Yes, Mr. Chairman, just point of order, for
3 clarification, please. Please forgive me, but I'm a
4 little confused.

5 MR. BARNES: Me, too.

6 MR. EVANS: Because I need to understand what rules we're
7 playing by. What was read was a script for a
8 hearing. Is this a hearing? Or approval of
9 application? Or what? I need to understand.

10 MR. SPOON: I can get the answer to that. It's an
11 application hearing.

12 MR. EVANS: Application hearing.

13 MR. SPOON: It's an application hearing, yes, sir. And
14 there's a format that you will see that is followed.
15 And you'll see that format probably comes into play
16 more where there's some more issues that the
17 application might present. But we just want to try
18 to go ahead and start using that format. It is an
19 application hearing. I think I hear what you're
20 saying, because there was some language in there
21 that makes it sound like it's a hearing that you
22 might have for someone who's already licensed.

23 MR. EVANS: Yes.

24 MR. SPOON: But there are some similarities to it, but
25 those things do apply also to an application hearing

1 as well. And so because there's a court reporter
2 present and things of that nature, that we just want
3 to make sure that we give the person the opportunity
4 to ask them things like about their representation,
5 about whether there's any witnesses they intend to
6 call, and have them under oath. And that's the
7 purpose of that script. It's just a format. We
8 call it a script, but it's just basically a format
9 that makes sure that things are not -- things are
10 not omitted.

11 MR. EVANS: Are there any special rules that I need to be
12 concerned about, before we move forward?

13 MR. SPOON: Other than the rules of -- the Rules of
14 Evidence, which are somewhat relaxed, you might say,
15 when it comes to an application hearing, it is not
16 an adversarial process. There's no opposing counsel
17 here as you would have in another type hearing like,
18 for instance, a disciplinary case.

19 MR. EVANS: Correct.

20 MR. SPOON: In general, the Rules of Evidence supply the
21 rules that are set out in the Administrative
22 Procedures Act and of course, to more or less, to
23 some extent, in your Practice Act itself.

24 MR. EVANS: Okay. Okay. Thank you, Counsel. Thank you,
25 Mr. Chairman.

1 MR. BARNES: Y'all have any questions for her about
2 her --

3 MR. ROBINSON: Yes. Ms. Stacks, how you doing?

4 THE WITNESS: I'm fine.

5 MR. ROBINSON: On your application -- you have a copy of
6 your application in front of you?

7 THE WITNESS: No.

8 MR. ROBINSON: Okay. There are a couple of questions, at
9 least on my copy, that information was not provided
10 or omitted. The year of issue for Teacher No. 1
11 that's listed, Ms. Riley, I believe her name is, as
12 well as Social Security Number.

13 THE WITNESS: I had it. It looks like someone whited it
14 out.

15 MS. CUBITT: We white out all Social Security Numbers for
16 privacy. But we did have a copy of it.

17 MR. ROBINSON: Well, you know, there's a Social Security
18 Number on this same page that's not whited out;
19 that's why I asked.

20 MS. CUBITT: Okay. I'm sorry; we overlooked that.

21 MR. ROBINSON: Okay. The year of issue for her license,
22 as well as for Eusebio?

23 THE WITNESS: Eusebio.

24 MR. ROBINSON: Eusebio.

25 COURT REPORTER: Can you spell that?

1 THE WITNESS: E-U-S-E-B-I-O.

2 MR. ROBINSON: All right. We give issue for his license.

3 That's why -- he is the second instructor?

4 THE WITNESS: Correct.

5 MR. ROBINSON: Okay. Are you a licensed barber or

6 instructor Ms. Stacks yourself?

7 THE WITNESS: Licensed master hair care specialist, but

8 I'm not an instructor. I did submit my packet. I'm

9 waiting for PCS to --

10 MR. ROBINSON: So you'll be one of the instructors,

11 assuming you successfully pass the exam.

12 THE WITNESS: Yes, sir.

13 MR. ROBINSON: Okay.

14 MR. BARNES: It's normal that somebody from here goes and

15 checks the shop. It's your area. Will you handle

16 that?

17 MR. ROBINSON: I can. Yes, sir.

18 MR. BARNES: And are you ready to start your classes?

19 THE WITNESS: Yes, sir, I am.

20 MR. BARNES: How many students you going to have?

21 THE WITNESS: Right now, I think we're somewhere upwards

22 of probably about 20 students. But I have set the

23 facility where I don't want to take over about 40.

24 MR. BARNES: And I still can't figure out -- we've got

25 all these schools in South Carolina, and I'm not

1 talking about you, ma'am. But we got all these
2 schools in South Carolina and we can't get more than
3 5,000 barbers. I don't understand, you know, what
4 goes on. I mean, there's plenty area out there for
5 people to work and make money and so forth. But,
6 you know, I wish you luck. I hope you get 20 to 40
7 students and y'all become very successful.

8 MS. PATTON: I make a motion that Ms. Stacks be granted
9 the ability to open her new school, Master Haire
10 Kare, upon inspection of Mr. Robinson.

11 MR. BARNES: I need a second? I need a second.

12 MR. ROBINSON: I don't think you did yet. I don't think
13 we do not have the paper.

14 MR. BARNES: Your case is submitted and the board's ready
15 to make a decision. That's your alternative here.

16 MR. SPOON: If you feel like probably is not in this case.
17 That's the point in the hearing, where you could go
18 into executive session. If you don't feel that
19 that's necessary, you could go ahead and make a
20 motion, second and vote on that, as far as the
21 decision on the application.

22 MR. EVANS: Second the motion.

23 MR. BARNES: All in favor?

24 BOARD MEMBERS: Aye.

25 MR. ROBINSON: Ms. Stacks, I will get your number and

1 I'll come by -- I'm back up here tomorrow, so I'll
2 just need to get your number, call you and come by.

3 MR. BARNES: Do you understand?

4 THE WITNESS: I do, sir.

5 MR. BARNES: Do you want to give your number to him or
6 write it on a piece of paper and hand it to him?

7 THE WITNESS: I'll be sure I give it to him.

8 MR. BARNES: All right. Thank you.

9 *****

10 MR. BARNES: Shanita Peppers, B-Unique Barber Academy.

11 THE WITNESS: Yes.

12 MR. BARNES: Come forward please. This hearing is called
13 to order. This is the matter of Shanita Peppers.
14 Does any member of this board have any reason to
15 excuse him or herself from consideration of this
16 application?

17 (NO RESPONSE.)

18 MR. BARNES: I assume silence means no, you do not. The
19 purpose of the hearing is to determine whether the
20 applicant should be granted a barber school license.
21 Everyone is reminded the proceedings are being
22 recorded and all witnesses must be sworn in before
23 they testify. All remarks must be directed to the
24 chairman. Ms. Cubitt, is the complete application
25 of this package in our materials?

1 MS. CUBITT: Yes, sir.

2 MR. BARNES: Okay. What questions did the staff have
3 concerning this application?

4 MS. CUBITT: She was requested to be present today to
5 seek approval of the school and inspection.

6 MR. BARNES: Did staff subpoena any other persons to
7 answer questions we might have?

8 MS. CUBITT: No, sir.

9 MR. BARNES: Would you state your full name for the
10 record, please.

11 THE WITNESS: Shanita E. Peppers.

12 MR. BARNES: We need to swear her in now?

13 MR. SPOON: Yes, sir.

14 MR. BARNES: Would you swear her in, please?

15 (The witness is sworn in.)

16 MR. BARNES: Ms. Peppers, do you have witnesses you
17 intend to call to testify on your behalf?

18 THE WITNESS: No.

19 MR. BARNES: Ms. Peppers, are you ready to show us why
20 you should be granted a license, despite the
21 questions raised by the staff?

22 THE WITNESS: Yes.

23 MR. SPOON: Just for the record, there were no -- there
24 were no issues made by staff.

25 MR. BARNES: Well, it didn't say that, but I'm just

1 reading what you tell me I got to read here. All
2 right, board members, y'all can ask her questions.
3 Ms. Peppers, how many students are you planning on
4 having?

5 THE WITNESS: This location? Thirty.

6 MR. BARNES: Thirty. So in the last two barber schools,
7 I'm looking at 70. I'm excited, in other words, and
8 I just hope that they all qualify and get out and
9 make great money, which can happen in the barbering
10 industry, contrary to belief. Okay. Y'all got
11 questions about her classroom?

12 MR. ROBINSON: Yes, ma'am. Ms. Peppers, on your
13 application, I see the teacher that you have listed
14 did not sign the application.

15 THE WITNESS: Okay.

16 MR. ROBINSON: Is she no longer going to be an
17 instructor?

18 THE WITNESS: Yes, she is going to be.

19 MR. ROBINSON: Okay. It's incomplete in that area. The
20 classroom on your diagram is sort of indelible.
21 You have a copy of your diagram with you?

22 THE WITNESS: No.

23 MR. ROBINSON: On the diagram that I'm looking at, it
24 appears if you have about ten stations, you have a
25 open area, and you have a back room in a open area,

1 and classroom in a open area. That's not really
2 descriptive on your diagram. I think that needs to
3 be looked at and a proper diagram --

4 THE WITNESS: Okay.

5 MR. ROBINSON: -- submitted, so that it will reflect
6 accurately the layout of the school.

7 THE WITNESS: Okay.

8 MR. ROBINSON: And on the same diagram, it looks as if --
9 could you sort of explain to us the station --
10 there's three stations. I'm looking at the lower
11 left-hand section of the page. Are those private --
12 is that a private area?

13 THE WITNESS: Yes, sir.

14 MR. ROBINSON: And what is that for?

15 THE WITNESS: That's for practice on both sides. There
16 will be three in one room and then two in the other.

17 MR. ROBINSON: So each of those have different
18 entrances --

19 THE WITNESS: Right. Yes.

20 MR. ROBINSON: -- from the general floor --

21 THE WITNESS: Yes, sir.

22 MR. ROBINSON: -- for instruction. Okay. And who is
23 your second instructor?

24 THE WITNESS: Myself.

25 MR. ROBINSON: Is Ms. Rena Glenn -- and question to the

1 staff, Ms. Glenn and I didn't ask for the other
2 school, but I need to find that out too. Ms.
3 Peppers and Ms. Glenn are in good standing with the
4 boards.

5 COURT REPORTER: That a yes?

6 MS. PEPPERS: Yes.

7 MR. ROBINSON: Is this a reopening of a school? Or an
8 additional --

9 THE WITNESS: It's a second location.

10 MR. ROBINSON: Second location.

11 MR. BARNES: Any other questions? Ms. Patton, you're
12 going to take a look at it?

13 MS. PATTON: Are you ready for operation?

14 THE WITNESS: Yes.

15 MS. PATTON: And your number, 905?

16 THE WITNESS: Yes.

17 MS. PATTON: I can reach you at that?

18 THE WITNESS: Yes, ma'am.

19 MS. PATTON: Now, are you going back there today?

20 THE WITNESS: I won't be back there today. I have to go
21 to Charleston today.

22 MS. PATTON: Okay. Well, then it will be the following
23 Monday before I can get to you.

24 THE WITNESS: That will be fine.

25 MS. PATTON: I'll call you and set up a time.

1 MR. BARNES: Any other questions?

2 MR. EVANS: No questions, Chairman. Just like to make a
3 motion.

4 MR. BARNES: Okay.

5 MR. EVANS: Like to make a motion that the barber school
6 application for B-Unique Barber Academy be approved,
7 be accepted, pending the receipt of Rena Glenn's
8 signature, of which hopefully the staff can accept a
9 fax copy in.

10 MR. BARNES: And also, Ms. Patton's approval.

11 MR. EVANS: Right. And also the board member's approval.

12 MR. BARNES: Did we get that? Okay. All right. Any
13 other discussion? Do I hear a second?

14 MS. PATTON: Second.

15 MR. BARNES: Any other discussion? All in favor?

16 BOARD MEMBERS: Aye.

17 MR. BARNES: Good luck.

18 THE WITNESS: Thank you.

19 *****

20 MR. BARNES: Okay. We're going back to OGC. Where did
21 she go?

22 MR. SPOON: She had a meeting at 10:30.

23 MR. BARNES: We can't get her here.

24 MR. SPOON: I'll be happy to just go over this, if you
25 don't have any objection.

1 MR. BARNES: No. Go ahead.

2 MR. SPOON: I think you've seen this before. And it just
3 says -- and again, this is the litigation side of
4 the legal function. For the Barber Board, we have
5 two cases that are open to pending actions, and
6 three that have been closed after -- and this
7 indicates closed after July 1st of 2010, and this
8 date is as of October of '11. And remember, these
9 are just different from the IRC. These are the
10 cases that have gone to the -- the formal complaints
11 that have gone to litigation.

12 MR. BARNES: Okay. Y'all have any questions about the
13 OGC?

14 (NO RESPONSE.)

15 MR. BARNES: This is just for your information.

16 MR. SPOON: Yes, sir.

17 *****

18 MR. BARNES: Approval of third student permit. Deshawn
19 Grimmage, come forward, please. Did I pronounce
20 that right?

21 THE WITNESS: Deshawn.

22 MR. BARNES: Deshawn. Grimmage?

23 THE WITNESS: Yeah.

24 MR. BARNES: This hearing is called to order. This is
25 the matter of Deshawn Grimmage. Does any member of

1 the board have reason to excuse him or herself for
2 consideration of this application?

3 (NO RESPONSE.)

4 MR. BARNES: I assume that silence means no. The purpose
5 of this hearing is to determine whether the
6 applicant should be granted a license, third student
7 permit. Everyone is reminded that the proceedings
8 are being recorded and all witnesses must be sworn
9 before they testify. All remarks should be directed
10 to the chairman or president. Doris, is this the
11 complete application of this applicant in our
12 materials?

13 MS. CUBITT: Yes, sir.

14 MR. BARNES: What questions did staff have concerning
15 this application?

16 MS. CUBITT: He has requested to meet with you because he
17 seeks approval for a third student permit, and that
18 requires your approval.

19 MR. BARNES: Did staff subpoena any other persons to be
20 here today to answer questions that we might have?

21 MS. CUBITT: No, sir.

22 MR. BARNES: Is this applicant present? Yes, he has just
23 stated his full name. Will you be sworn in, please.

24 (The witness is sworn in.)

25 MR. BARNES: Are you ready to show us why you should be

1 granted a license, despite the questions raised by
2 our staff?

3 THE WITNESS: Yes, sir.

4 MR. BARNES: Board members, you can ask questions.

5 MR. ROBINSON: Mr. Grimmage, where do you plan to finish
6 your training?

7 THE WITNESS: Integrity Barber Cuts.

8 MR. ROBINSON: And who is that OJT instructor?

9 THE WITNESS: Magill.

10 MR. ROBINSON: Integrity Barber Shop?

11 THE WITNESS: Yes. But I was planning on moving to
12 Columbia soon.

13 MR. ROBINSON: Well, you need to be advised. If you get
14 a permit at this location, you can't move it. You'd
15 be better advised to find an OJT instructor here,
16 especially if you're going to move within a short
17 period of time, or you won't be able to complete
18 your hours. How many hours do you have now, as far
19 as you know?

20 THE WITNESS: I need 500.

21 MR. ROBINSON: And when do you plan on moving?

22 THE WITNESS: January.

23 MR. BARNES: January.

24 MR. ROBINSON: January. That's pushing it a little
25 close. Full-time, you could get 192 hours per

1 month, conceivably. So, you know, you wouldn't be
2 able to move prior to that time, if you were given a
3 third permit today. So you need to be at this shop
4 long enough to complete your 500 hours. And you
5 have to be sure you got -- you need 500 more hours.

6 THE WITNESS: Yes. Five, five-fifties, around the range.

7 MR. ROBINSON: Be advised now, you come from Denmark
8 Tech. So the hours you need are going to change.
9 You need 1920 to complete now.

10 THE WITNESS: Okay.

11 MR. ROBINSON: So you think you have around 1300 --

12 THE WITNESS: Uh-huh.

13 MR. ROBINSON: -- hours from Denmark Tech.

14 THE WITNESS: Yes.

15 MR. ROBINSON: Can you verify that?

16 THE WITNESS: Yes.

17 MR. ROBINSON: Because you need to be sure. If you come
18 to Columbia to work on that permit, that's a
19 violation. You won't get a fourth permit. You
20 don't look too sure.

21 THE WITNESS: Can you repeat that?

22 MR. ROBINSON: Okay. If you're issued a third permit
23 under Mr. Magill -- I think that's his first name?

24 THE WITNESS: Yes.

25 MR. ROBINSON: -- at barber shop, where? Where is the

1 barbershop?

2 THE WITNESS: Dillon, South Carolina.

3 MR. ROBINSON: In Dillon?

4 THE WITNESS: Yes.

5 MR. ROBINSON: And you have 500 hours remaining to
6 finish. If you move, that invalidates your permit.
7 Your permit is no good. If you're going to move
8 within two or three months, it would be better --
9 you'd be more advised to get a instructor in
10 Columbia, where you'd have enough time to finish
11 your hours. The maximum hours you can get is 192
12 hours per month. So you're looking at -- you're
13 looking at three months in order to finish. If you
14 move before the three months, then the permit is no
15 good. You have to stay with that instructor, stay
16 in that barber shop.

17 THE WITNESS: I got you.

18 MR. ROBINSON: And if you went to Denmark Tech, you had
19 two permits. You probably don't have 1300 hours.
20 If you went to Denmark Tech --

21 THE WITNESS: Total, I have -- I should have 950 hours.

22 MR. ROBINSON: Okay. So you're making my point for me.

23 THE WITNESS: Yeah.

24 MR. ROBINSON: You need to find a place -- if you're
25 going to move soon, you need to find some place in

1 the city that you're going to be living in.

2 THE WITNESS: Okay.

3 MR. ROBINSON: Okay?

4 THE WITNESS: Yes, sir.

5 MR. ROBINSON: That's what I would advise you. Of

6 course, the decision is yours. If you get a permit

7 and move, that invalidates your permit. You got to

8 stay with an OJT instructor. And at Denmark Tech,

9 you got 1500 hours to complete. When you go OJT,

10 you have 1920 to complete. So you're looking at

11 needing a thousand hours. If you got nine and some

12 change, you're almost at a thousand hours that you

13 have to finish before you can take a test.

14 THE WITNESS: I understand.

15 MR. ROBINSON: Okay.

16 MR. BARNES: How many hours do you think you got at

17 Denmark Tech?

18 THE WITNESS: Nine fifty.

19 MR. BARNES: Nine hundred and fifty.

20 THE WITNESS: Yes, sir.

21 MR. BARNES: So you're going to lack another thousand.

22 THE WITNESS: Uh-huh.

23 MR. BARNES: Now, what happens if you're incompatible

24 with this person that you're going to go a thousand

25 hours with? You going full time?

1 THE WITNESS: Yes.

2 MR. BARNES: And you're not planning on starting till
3 January?

4 THE WITNESS: I have a question.

5 MR. BARNES: Answer my question first. Are you planning
6 on starting in January?

7 THE WITNESS: Soon as possible.

8 MR. ROBINSON: He said he was moving to Columbia --

9 MS. HAWSEY: Yeah.

10 MR. BARNES: And you're not going to be able to get no
11 thousand hours in. And where's this job going to
12 be?

13 THE WITNESS: Dillon, South Carolina. But if I can get
14 in the shop in Columbia soon as possible, then --

15 MR. ROBINSON: You have to have a shop.

16 THE WITNESS: Yes. That would be best.

17 MR. ROBINSON: So you're going to find a shop and come
18 back to us.

19 THE WITNESS: Yes.

20 MR. BARNES: So you don't really need approval today.

21 MR. ROBINSON: Not today. He'd need to find a OJT
22 instructor and a shop in Columbia.

23 MR. BARNES: Ms. Hawsey, would you like to make a
24 comment?

25 MS. HAWSEY: Yes.

1 MR. BARNES: Does she need to be sworn in?

2 MR. SPOON: That's all right.

3 MR. BARNES: Well, I just wanted to make sure.

4 MS. HAWSEY: You can go ahead and approve it today.

5 We've done this in the past. And then when he comes
6 to Columbia in January, we'll already have it in the
7 computer that he was already approved; he doesn't
8 have to come back. That's perfectly fine, if you
9 want to do it like that.

10 MR. BARNES: All right. I just didn't want him to lose
11 his time.

12 MS. HAWSEY: No. We have it recorded in our system that
13 he was approved on such-and-such a date, and I'll
14 look at that.

15 MR. BARNES: But he's got a year from that date once we
16 approve him; does he not?

17 MR. ROBINSON: No.

18 MS. HAWSEY: No.

19 MR. ROBINSON: Issue date.

20 MR. BARNES: Issue date.

21 MS. HAWSEY: We've had people come before and waited six
22 months or something before they came back for their
23 third permit application to us.

24 MR. ROBINSON: You understand that, Mr. Grimmage?

25 THE WITNESS: Yes, sir.

1 MR. ROBINSON: We approve you today. Whenever you find a
2 shop in Columbia, you let the office know, the OJT
3 instructor in the shop, and then you can get your
4 third permit. That's it. Understand that?

5 THE WITNESS: Yes, sir.

6 MR. ROBINSON: Well, if you understand that, I'll make a
7 motion to approve your third permit.

8 MR. EVANS: Second.

9 MR. BARNES: Any discussion? All in favor?

10 BOARD MEMBERS: Aye.

11 MR. BARNES: Before we move on, I'd like to call a five
12 minute break.

13 (Off the record.)

14 MR. BARNES: I want to call this meeting back to order.
15 Approval of reciprocity from Egypt, Sameh --

16 MR. ROBINSON: Sameh Awad.

17 MR. BARNES: Well, come on up. Have a seat there,
18 please. All right. If I can get this right, the
19 hearing is called to order. This is the matter of
20 Sam --

21 THE WITNESS: Sameh Awad. Sameh Awad.

22 MR. BARNES: Sam Awad. Is that right? Am I close? Does
23 any of the board have any reason to excuse him or
24 herself from consideration of this application?

25 (NO RESPONSE.)

1 MR. BARNES: The purpose of this hearing is to determine
2 whether the applicant should be granted a license,
3 master care or registered barber through
4 reciprocity. Everyone is reminded that the
5 proceedings are being recorded and all witnesses
6 must be sworn before they testify. All remarks
7 should be directed to the chairman. Ms. Doris, is
8 this complete application package in our material --
9 in my materials?

10 MS. CUBITT: Yes, sir.

11 MR. BARNES: What question did staff have concerning this
12 application?

13 MS. CUBITT: He was requested to meet with you because he
14 seeks approval for licensure through reciprocity
15 from Egypt.

16 MR. BARNES: Did staff subpoena any other persons here
17 today to answer questions that we might have?

18 MS. CUBITT: No, sir.

19 MR. BARNES: Does anybody read Egyptian? I need somebody
20 because I've got questions.

21 MS. CUBITT: It's interpreted on the back page.

22 MR. ROBINSON: It has a page in there that --

23 MR. BARNES: Okay. But who did the interpretation?

24 (NO RESPONSE.)

25 MR. BARNES: Okay. That's what I don't know. I

1 cannot --

2 MR. EVANS: I appreciate your question.

3 MR. BARNES: I can't justify something I don't know who
4 did the interpretation; that's my problem. It just
5 says "translation." I cannot go forward with this
6 till I know who --

7 MS. PATTON: Did the translation.

8 MR. ROBINSON: Ask him.

9 MR. BARNES: Who did the interpretation? Do you know,
10 sir?

11 THE WITNESS: When I'm -- when I'm coming from Egypt? Or
12 my paper?

13 MR. BARNES: The paperwork here.

14 THE WITNESS: I -- I did it at the computer.

15 MR. BARNES: Okay. See, I can't --

16 MR. ROBINSON: Okay.

17 THE WITNESS: And we -- we -- we got five people at
18 Raleigh who always translate for us, our paper, when
19 we send it in Arabic, to translate it in English.

20 MR. ROBINSON: So somebody in Raleigh?

21 THE WITNESS: In Raleigh, yeah. It's like office for
22 translation from Arabic to English, English to
23 Arabic.

24 MR. ROBINSON: For the state of North Carolina?

25 THE WITNESS: Yeah, North Carolina.

1 MR. SPOON: I think in the application packet, you've
2 noticed an issue that might -- that you're going to
3 want to ask the applicant about. I would again, if
4 you would, kind of go through that -- go through
5 that format.

6 THE WITNESS: Excuse me.

7 MR. SPOON: And that's what I'm getting to, sir. Go
8 through that format and give you the opportunity to
9 -- now is not that time.

10 THE WITNESS: Excuse me. I got papers translated from
11 the -- the American Embassy.

12 MR. BARNES: All right. Just hold it.

13 (Talking over one another.)

14 MR. BARNES: Just hold on a minute, sir. Hold on a
15 minute. Let me get finished with my comments here.

16 MR. SPOON: For no other reason that at some point we're
17 going to have you under oath and ask you some
18 questions and follow the same format that we have
19 followed for the previous applications and the ones
20 that will come after you. So you will, I promise
21 you, be given the opportunity to be heard.

22 THE WITNESS: Thank you, sir. Thank you.

23 MR. BARNES: Is this applicant present? He is here,
24 obviously.

25 MR. BARNES: Do you have witnesses that you intend to

1 call to testify on your behalf?

2 THE WITNESS: No, sir.

3 MR. BARNES: At this time, all persons who may -- we need
4 to swear him in.

5 (The witness is sworn in.)

6 MR. BARNES: Are you ready to show us why you should be
7 granted a license, despite the questions raised by
8 this staff?

9 THE WITNESS: Yes, sir.

10 MR. BARNES: Would you like to go ahead and comment about
11 what you're here for?

12 THE WITNESS: Yes, sir.

13 MR. BARNES: Go ahead.

14 THE WITNESS: I'd like to say to you that I'm a -- I'm a
15 barber from 1994 in Egypt. I got my own -- own my
16 own business in Egypt. Until now, I still open it.
17 And I studied bachelor degree after my high school,
18 two years, and that's -- but after that, I love to
19 be a barber and I studied two years in a barber
20 school in Egypt. Then I got my license and I'm
21 working till 1994 until now.

22 MS. PATTON: How long have you been in the states?

23 THE WITNESS: From '07. But I'm here in the state
24 between -- between -- between here and there. I'm
25 traveling back to take care of my business in Egypt,

1 because I still got my business. And I want to get
2 my license here, to be here in USA.

3 MS. PATTON: So you're not doing any barbering in the
4 States at this time.

5 THE WITNESS: No, ma'am, because I like to be legal.

6 MR. BARNES: Have you had a license in North Carolina?

7 THE WITNESS: No, sir.

8 MR. BARNES: So this would be your first license in
9 America?

10 THE WITNESS: I wish.

11 MR. BARNES: All right. I have questions because of the
12 fact that we do not have an interpreter here. How
13 many hours did you do in your -- in Egypt?

14 THE WITNESS: How many hours --

15 MR. BARNES: Yeah. When you went to school, how many
16 hours? Did you go to school for barbering? Or --

17 THE WITNESS: Barbering. Barbering school.

18 MR. BARNES: It says something here, going back,
19 Commercial Technical Institute of Accountancy? What
20 does that mean?

21 THE WITNESS: It's a -- it's a barber school in Egypt.
22 That's the name of the barber --

23 MR. BARNES: Accountancy Barber School? Or what?

24 THE WITNESS: Excuse me?

25 MR. BARNES: It says Commercial Technical Institutes of

1 Accounting.

2 MS. PATTON: Accountancy.

3 MR. BARNES: I mean, we don't see anything about
4 barbering. In other words, it's what --

5 THE WITNESS: It's -- it's a barber school. I study like
6 more than 2,000 hours in this school.

7 MR. BARNES: So you had more than 2,000 hours.

8 THE WITNESS: Yeah. Before I start.

9 MR. BARNES: I think I'm going to need some
10 documentation --

11 THE WITNESS: Is this -- is this certification from my
12 associate degree?

13 MS. PATTON: For your associate degree in accounting?

14 THE WITNESS: Yeah.

15 MS. PATTON: Yes.

16 MR. ROBINSON: That's the first school he went to.

17 THE WITNESS: That's the first school after the high
18 school. And after that, I went to the barber school
19 after this.

20 MR. BARNES: Where is the barber school?

21 THE WITNESS: It's in Cairo.

22 MR. BARNES: Certificate, though?

23 THE WITNESS: In Cairo.

24 MR. ROBINSON: Cairo.

25 MR. BARNES: But I still don't see it in my paperwork.

1 THE WITNESS: No. I -- I -- I bring a paper for my -- my
2 license from the barber school. And I got all the
3 grades from my school and all the hours. If need to
4 bring it to you, I will bring it to you.

5 MR. ROBINSON: That's what he's asking.

6 THE WITNESS: I -- I -- I will -- I can translate it and
7 bring it to you.

8 MR. BARNES: That's what I really need.

9 THE WITNESS: Yes, sir.

10 MR. BARNES: The reason, because I want to make sure that
11 the requirements in reciprocity requires the hours
12 that, for instance, I'm going to just use North
13 Carolina as an example. Just an example.

14 THE WITNESS: Okay.

15 MR. BARNES: If North Carolina only requires a thousand
16 hours, we require 1500, then they owe us 500 hours,
17 as far as I'm concerned, in other words as far as
18 reciprocity goes.

19 THE WITNESS: Yes, sir.

20 MR. BARNES: We have a problem with the State of New
21 York. We do not follow anybody from the State of
22 New York because they pretty much can get a license.
23 In Alabama, you can pretty much get a license, so,
24 without even having to go to school. So we don't
25 accept reciprocity from those particular areas. And

1 I just utilized North Carolina as a example. But
2 they do have more than 900 hours, but --

3 THE WITNESS: Yes, sir.

4 MR. BARNES: -- but I just utilize them. I got to make
5 sure that everything is above board here. And I
6 hope you understand, I'm not coming down on you or
7 anything.

8 THE WITNESS: No, I understand sir. Thank you.

9 MR. BARNES: I'm just making sure that for the public
10 that we have everything in order.

11 THE WITNESS: Yes, sir.

12 MR. BARNES: And the problem that I have -- and the staff
13 is going to have to help me with this -- is the fact
14 that we can go on -- once we get the other
15 information from you, then we can have it translated
16 too on our own computer, or whatever the case may
17 do, or whatever we have to do, to make sure that we
18 got everything accordingly to where it is, because I
19 do not read Egyptian. And I'm sure what you've
20 stated here is correct, but --

21 THE WITNESS: Thank you, sir.

22 MR. BARNES: -- I have to make sure --

23 THE WITNESS: Yes, sir. Yes, sir.

24 MR. BARNES: -- that it is, because of that. Now, like I
25 said, I'll need to know how many hours. I need to

1 see that in some kind of writing form. I see that
2 you -- I didn't quite -- the health certificate. I
3 see it not signed by any M.D. at the end. I have a
4 question mark about that, and health certification
5 under what we got. I just need to make sure that I
6 see all that signed, sealed and delivered, unless
7 I'm missing something somewhere.

8 MS. PATTON: You said you moved here when?

9 THE WITNESS: '07, ma'am.

10 MS. PATTON: '07. And what have you been doing in the
11 states? Going back an forth between here and Egypt
12 and --

13 THE WITNESS: Yeah. I'm between here and there, ma'am.
14 I'm going to --

15 MS. PATTON: Do you work at Fort Mill? Do you work in
16 Fort Mill now?

17 THE WITNESS: No, ma'am.

18 MS. PATTON: Not cutting hair, but do you work?

19 THE WITNESS: No, ma'am.

20 MS. PATTON: You just live here.

21 THE WITNESS: My wife and my son here and I want to be by
22 them. But just I live here.

23 MS. CUBITT: Mr. Chairman, can I ask a question?

24 MR. BARNES: Yes.

25 MS. CUBITT: Do you have a Visa to work here in the

1 United States?

2 THE WITNESS: I have a Green Card.

3 MS. CUBITT: You have a Green Card.

4 THE WITNESS: Yeah. Maybe next year. I will apply.

5 MS. CUBITT: And we would need copies of the original
6 documents where you graduated and the originals from
7 school, we need those as well. And then they also
8 want you to have them interpreted by someone else.
9 I know you can interpret them, but we need an
10 official interpretation.

11 THE WITNESS: Just so you're aware, I can do it. To be
12 the right way, I'll do it.

13 MS. CUBITT: Okay.

14 MR. BARNES: All right. Going back, you're stating here
15 that you a United States citizen.

16 THE WITNESS: It's '07?

17 MR. BARNES: In your application, you've stated that you
18 are a United States citizen. And you're saying
19 you're not at this particular time.

20 THE WITNESS: Excuse me?

21 MR. BARNES: Let me ask him a question first.

22 THE WITNESS: Excuse me?

23 MR. BARNES: You say, "I am a United States citizen or a
24 legal permanent resident 18 years or older." What
25 does that mean?

1 MS. HAWSEY: That's the form that everyone that comes to
2 our state to work with a license has to fill out the
3 affidavit of eligibility. That is to prove that
4 they are a U.S. citizen, prior to becoming licensed.

5 MR. BARNES: But he checked --

6 MS. HAWSEY: "I am." Or "legal permanent resident."

7 MR. BARNES: Well, that's what I'm saying. There are
8 legal permanent residents. Does that count?

9 MR. SPOON: I tell you what I'll do, if you'll let me --

10 MR. BARNES: Sure.

11 MR. SPOON: -- clarify for the applicant what the
12 question is, to make sure you understand. Part of
13 the application, part of every application, is the
14 Affidavit of Eligibility. Okay, you recall
15 completing that. There's three choices there as far
16 as, this is pursuant to South Carolina Code of Laws,
17 Title 8, Chapter 29, Section 10. You have to
18 complete the Affidavit of Eligibility. And it talks
19 about lawful presence in the United States,
20 according to our state and federal law.

21 You had indicated -- again, I'm not advising
22 you how to fill out the Affidavit of Eligibility,
23 but the question is: Are you under Part 1 that you
24 checked, which is you're a United States citizen or
25 legal permanent resident 18 years of age or older?

1 That's No. 1 that you checked. Or are you No. 2?

2 And I think that's more the question.

3 I'm not sure I'm really qualified to answer
4 that question on his behalf or anybody's behalf.
5 But I think without giving legal advice, inasmuch as
6 you may have to do some additional work for some
7 additional -- get some additional information on
8 this application anyway, if you would, read this at
9 that point as well, to make sure that your affidavit
10 is -- because after all, it is an affidavit -- to
11 make sure that it's accurate. Does that make sense?

12 THE WITNESS: Yes, that's great. But I have my Green
13 Card and Social Security and everything legal here
14 in U.S. I'm a permanent resident since '07.

15 MR. SPOON: Okay. All right.

16 MS. HAWSEY: Chairman Barnes.

17 MR. BARNES: Yes, ma'am.

18 MS. HAWSEY: One thing I need to add, and I hate to do
19 this. One of the requirements to become licensed as
20 a registered master barber in South Carolina through
21 reciprocity is the applicant must show proof that
22 they have worked the last calendar year in the state
23 or the country they're coming from, full time, as a
24 barber. And I know his statements say that from the
25 two barbers that verified that and it was notarized.

1 And then he just stated that he's been here since
2 '07. So I'm trying to figure out how has he been
3 working the last full calendar year there, if he's
4 been here.

5 MR. BARNES: I refer back to Mr. Counsel.

6 MR. SPOON: What you're saying is that is a question that
7 you have or that the --

8 MS. HAWSEY: That I just got because this indicates that
9 he's been there the last calendar year, working.

10 MR. BARNES: Go ahead. You want to explain that to her?

11 MR. SPOON: All I can do is read you what it says in
12 Section 300 of your Practice Act.

13 MR. BARNES: Okay.

14 MR. SPOON: Talks about equivalency of the requirements
15 of your Practice Act in that state or country. You
16 have the notarized statements. This is what the
17 question was about, "Establishing that the person
18 has been licensed and actively has practiced
19 barbering for the preceding calendar year."

20 MR. BARNES: Preceding calendar year.

21 MR. SPOON: That's the way it was --

22 MR. BARNES: Do you understand, sir?

23 THE WITNESS: Yes, sir.

24 MR. BARNES: I don't know which way to direct him,
25 though. All the information by now needs to be --

1 MR. SPOON: There's several things that are here, in the
2 pot here as far as what you may want to have the
3 applicant --

4 MR. BARNES: Do y'all have any questions before we go on
5 to what needs to be done for him? Rest of the board
6 members, y'all have any questions?

7 MS. PATTON: How often are you going back to Egypt? Once
8 a month? Once every -- how often do you go back to
9 Egypt to work at your shop?

10 THE WITNESS: After I get healed from my leg.

11 MS. PATTON: Okay.

12 THE WITNESS: I -- I rather stay with my family because
13 -- until I heal.

14 MS. PATTON: But prior to, what were you doing? What was
15 your schedule like prior to your broken leg?

16 THE WITNESS: What my schedule to do?

17 MS. PATTON: What did you do this past year? How did you
18 work from here and in Egypt? How did you work --

19 THE WITNESS: I just -- I just work in Egypt for --
20 because I got my business there --

21 MS. PATTON: Yes.

22 THE WITNESS: -- I -- I take care of my business. And
23 when I got vacation, I just come to spend vacation
24 with my family here.

25 MS. PATTON: So you're talking a month out of a year?

1 THE WITNESS: Maybe less sometime.

2 MS. PATTON: Maybe less.

3 MR. BARNES: So what you're saying is, you've been
4 working in Egypt cutting hair.

5 THE WITNESS: I'm working like full time, maybe sometime
6 more than full time, more than 40 hours -- 40 hours
7 a week.

8 MR. BARNES: Okay. Any other questions?

9 MR. ROBINSON: Mr. Awad.

10 THE WITNESS: Yes, sir.

11 MR. ROBINSON: You said that the American Embassy
12 translated your documents --

13 THE WITNESS: Yeah. My -- my documents, my associate
14 degree, when I come to -- to America from Egypt to
15 here, they translate my paper. They need special
16 place to -- to stand from the embassy police.

17 MR. ROBINSON: Okay. And the location of this embassy
18 was where?

19 THE WITNESS: In Cairo.

20 MR. ROBINSON: The American Embassy in Cairo translated
21 before you came.

22 THE WITNESS: Yes.

23 MR. ROBINSON: Your documents.

24 THE WITNESS: Yes, sir.

25 MR. ROBINSON: Okay. Would you happen to have any

1 contact information? Or a person, a phone number,
2 at the American Embassy who can verify that?

3 THE WITNESS: I don't.

4 MR. ROBINSON: I was just asking.

5 THE WITNESS: Yes, sir.

6 MR. BARNES: All right. Any other question?

7 MR. ROBINSON: Staff, do we -- well, I know it's a long
8 shot. I see that this -- Egypt has a Board of
9 Barber Licences --

10 THE WITNESS: Yes, sir.

11 MR. ROBINSON: -- that a Dr. -- the name is attached to.
12 It doesn't have a page number on the translation.

13 THE WITNESS: Yes, sir.

14 MR. ROBINSON: Do we have any way of contacting that
15 board to verify this?

16 MS. CUBITT: I don't have any contact information. I
17 could try and obtain some. I will tell you that you
18 usually you will have -- on a translation, you'll
19 have the original document, and then you'll have the
20 translation attached to it, and I don't see all
21 that.

22 MR. ROBINSON: Well, the original's in Egypt, in
23 Egyptian. And the one following it is the
24 translation.

25 MR. BARNES: But it's nothing on it that --

1 MR. ROBINSON: But there's no --

2 MR. BARNES: -- seal or nothing.

3 MR. ROBINSON: -- signature.

4 MR. BARNES: Let's stop here because I think we're just
5 beating the thing. We need several updated matters,
6 okay? We all know what they are. First of all, we
7 need to know that this is the translation. We need
8 some kind of document, a seal or something, a raised
9 seal or something somebody --

10 THE WITNESS: That's from Egypt?

11 MR. BARNES: That's doing this. I mean, that's reading
12 this. Whether it be from here or whatever. In
13 other words, if we can do it from here, you get
14 somebody here to do it, that's fine, as long as they
15 got a notary of some kind or some kind of raised
16 seal that we can assure that this is verifying that
17 what this says is accurate. That is not on here at
18 this particular point.

19 I need some kind of documentation for how many
20 hours that you have from your school, and I need it
21 to say something about barbering and how many hours
22 you went to school on that particular matter.

23 THE WITNESS: They can fix it.

24 MR. BARNES: I need the Affidavit of Eligibility to make
25 sure that we are correct, where it says "I am a

1 United States citizen." I need to make sure
2 everything there is correct.

3 THE WITNESS: I can get that.

4 MR. BARNES: That's fine. I'll just tell you what I
5 need.

6 THE WITNESS: Yes, sir.

7 MR. BARNES: And then we can go forward with that. Is
8 there anything else I'm lacking on what we need?

9 MR. SPOON: I think that was about everything.

10 MR. BARNES: Okay. There's no use in continuing on, till
11 we get all those matters. Do y'all see anything
12 else in here that we can go forward with? But we
13 need raised seals. You know what I'm talking about?

14 THE WITNESS: Yes, sir. We -- we got the barber
15 institution seal, if you need it, we can --

16 MR. BARNES: Your barber license from over there, or --

17 THE WITNESS: Yes, sir.

18 MR. BARNES: -- something from the school, a copy of
19 something that we can see that has been notarized of
20 some kind of shape or form.

21 THE WITNESS: I -- I sent one. I have it here.

22 MR. BARNES: Okay. But we still --

23 THE WITNESS: Because we --

24 MR. BARNES: I need to see how many hours --

25 THE WITNESS: Yeah, how many hours. I will get it.

1 MR. BARNES: Get all that for me and everything, and then
2 I think we can go forward with the situation. But I
3 have to make sure everything is protected. But --

4 THE WITNESS: Yeah.

5 MR. BARNES: -- we're not getting anywhere with, you
6 know, us calling or whatever. That's your job.

7 THE WITNESS: Thank you, sir.

8 MR. BARNES: Is there any other questions for him?

9 MS. CUBITT: Mr. Chairman, we did have a list of three
10 translation services that the Cosmetology Board
11 accepts; they've had to use in the past. And we'll
12 be glad to give him that information.

13 MR. BARNES: Okay. That's fine. Do y'all have any other
14 questions for him?

15 (NO RESPONSE.)

16 MR. BARNES: Have you got any questions for us?

17 THE WITNESS: Thank you. Thank you very much.

18 MR. BARNES: Thank you.

19 THE WITNESS: Thank you, sir.

20 MR. BARNES: Your case is submitted and the board will
21 take it under advisement. And once you do
22 everything -- I don't think I got to read anything
23 else.

24 MR. SPOON: It sounded like -- I don't want to speak on
25 the board's or the applicant's behalf, but it

1 sounded like there was enough questions and enough
2 and it's the opinion of the board, the application
3 was not yet complete. So the board is going to not
4 render a decision on the application, up or down,
5 until you complete the application. And I think
6 that's --

7 THE WITNESS: Can I complete it and send it here? And
8 then let me because -- or you need me to come again
9 here?

10 MR. SPOON: That's within your desecration, if you want
11 to -- if the applicant submits more complete
12 information, do you authorize the administrator to
13 approve it? Or do you want to have the applicant
14 reappear before you?

15 MR. BARNES: What do y'all want to do?

16 THE WITNESS: I will happy if you -- if I send some paper
17 and you approve me, and I will be with my family
18 here.

19 MR. BARNES: Come back. We want him to come back, make
20 sure everything's -- so he's here to answer under
21 oath. So if there's any questions concerning, we'd
22 prefer you come back.

23 THE WITNESS: Okay.

24 MR. BARNES: Thank you very much.

25 THE WITNESS: Thank you very much. Thank you.

1 *****

2 MR. BARNES: Approval of apprentice registered master
3 hair care application. Tymon D. Greer. Tymon D.
4 Greer. Tymon D. Greer. One last time, according to
5 Robert's Rules, Tymon D. Greer, are you here? We're
6 moving on.

7 Rondeal Woods? Rondeal Woods. Rondeal Woods.
8 It's another thick one. We're going on.

9 Nelson L. Wheaton?

10 THE WITNESS: Here.

11 MR. BARNES: Will you come forward, please.

12 (The witness comes forward.)

13 MR. BARNES: Have a seat there, Mr. Wheaton. This
14 hearing is called to order. This is the matter of
15 Nelson L. Wheaton. Does any member of this board
16 have any reason to excuse him or herself from
17 consideration from this application?

18 (NO RESPONSE.)

19 MR. BARNES: I assume that silence means none; you do
20 not. The purpose of this hearing is to determine
21 whether the applicant should be granted a license,
22 apprentice registered barber license. Everyone is
23 reminded that these proceedings are being recorded
24 and all witnesses must be sworn before they testify.
25 All remarks must be directed to the chairman. Is

1 the complete application of this package in our
2 materials?

3 MS. CUBITT: Yes, sir.

4 MR. BARNES: What questions did staff have concerning
5 this application?

6 MS. CUBITT: He was requested to meet with you because he
7 submitted a criminal background report with his
8 application.

9 MR. BARNES: Did staff subpoena any other person here
10 today to answer questions we might have?

11 MS. CUBITT: No, sir.

12 MR. BARNES: Are you represented by counsel?

13 THE WITNESS: No, sir.

14 MR. BARNES: You understand that you have the right to be
15 counseled?

16 THE WITNESS: Yes, sir.

17 MR. BARNES: So you're electing to waive the right and
18 represent yourself instead, correct?

19 THE WITNESS: Correct, sir.

20 MR. BARNES: Do you have witnesses that you intend to
21 call?

22 THE WITNESS: No, sir.

23 MR. BARNES: Will you state your full name for the record
24 and be sworn in, please.

25 THE WITNESS: Nelson L. Wheaton.

1 (The witness is sworn in.)

2 MR. BARNES: Mr. Wheaton, are you ready to show us why
3 you should be granted a license, despite the
4 questions raised by staff?

5 THE WITNESS: Well, ever since I was 14, I wanted to be a
6 barber, you know what I mean, but --

7 COURT REPORTER: Excuse me one second. You've got to
8 talk louder, because I'm not hearing you.

9 MR. BARNES: Speak a little louder for me, please.

10 THE WITNESS: Since I've been young, as a kid, I been
11 wanting to be a barber. And so, you know, I made
12 some mistakes in my life, you know, throughout my
13 life and so. But I finally realized what my call
14 is, and that's -- that's to be a barber. So, you
15 know what I mean, despite my past, I am a changed
16 man, despite the things that's on the record. And I
17 would just ask that -- I -- I worked -- I worked
18 real hard to get this license. You know, I studied
19 real hard, you know, I put the proper hours in to
20 obtain this. And I would just like -- hope that
21 y'all would help me obtain my license.

22 MS. PATTON: Are you on probation right now?

23 THE WITNESS: Well, the situation has been -- no, I'm not
24 on probation.

25 MR. BARNES: Do you have any other charges against you

1 now?

2 THE WITNESS: No, sir.

3 MR. BARNES: Anything pending?

4 THE WITNESS: No, sir.

5 MS. PATTON: When did you come off of probation?

6 THE WITNESS: Well, they have like -- they gave me --
7 tell you truth, they had gave me some time on this
8 charge. And so it was like the federal system. I
9 have to do -- like in two more months, they will
10 pick me up, you know what I mean, to do some time on
11 this. But I was asking, is there any kind of way
12 that I can still obtain my license throughout
13 meanwhile I am incarcerated to like -- you know,
14 because I have paid -- I have got the -- you know
15 what I mean, get the license legally. And so I was
16 asking, any kind of way that I can continue to
17 obtain this, so I could pay my fees or whatever
18 throughout the year, so when I do get out, that I
19 can resume where I left off from.

20 MS. PATTON: So you've been in -- you have been
21 imprisoned --

22 THE WITNESS: Before, but --

23 MS. PATTON: -- before.

24 THE WITNESS: This -- I mean, but on a record -- the
25 charge that was on -- on my paper now, it has been

1 -- that's the charge that they had gave me time on.

2 MS. PATTON: And then you broke the violation of
3 probation. So is this why you're going back into
4 prison?

5 THE WITNESS: Yeah. Yes. But this -- it is a -- yeah,
6 it's like violation probation. I mean, not really.
7 It's just a charge I had caught -- I got caught with
8 something, you know, two years ago. So I was like
9 -- you know, I started changing my life and I
10 realized I had to go another way. And I realized
11 this is the way, you know, doing things the right
12 way. So I had made a mistake, but the -- the charge
13 came back on me now that they had gave me time on
14 after I obtained my license.

15 MS. CUBITT: Mr. Chairman, it could be -- is it '09, the
16 October of '09 when you were arrested? That's what
17 you're going --

18 THE WITNESS: Yes.

19 MS. CUBITT: And how long are you sentenced to?

20 THE WITNESS: They -- they gave me 80 months.

21 MS. CUBITT: Eighty?

22 THE WITNESS: Yes, ma'am.

23 MS. PATTON: Did you say 8-0?

24 MS. CUBITT: 8-0, eighty months. And that would be for
25 the charge on the next to last page of the criminal

1 report, 10/3 of '09.

2 THE WITNESS: But I don't have to do the whole 80. I
3 don't have to do -- a year off. More time off; it
4 will be less than that, maybe 60 to 50 months.

5 MR. ROBINSON: And when did you finish barbering school?

6 THE WITNESS: I finished that -- not really knowing the
7 time. But it would be about eight months ago. I
8 mean, about somewhere in there -- somewhere in
9 there. It would have been a good bit of time. And
10 so I -- I been working as a apprentice. Then I went
11 ahead and got my license -- I mean, went ahead and
12 took the tests, all the tests I needed, and I passed
13 all of them.

14 MR. BARNES: Were you arrested in Richland? or Lexington?

15 THE WITNESS: No, it was South Carolina. I mean,
16 Anderson.

17 MR. BARNES: Anderson.

18 THE WITNESS: Like two years ago.

19 MR. BARNES: And in 2010, 7/20/2010, you had a firearm?

20 THE WITNESS: Yes, sir.

21 MR. BARNES: So that's the reason you're back on --

22 THE WITNESS: That's the reason I'm going back.

23 MR. BARNES: Which has been -- hadn't even been a year,
24 right?

25 THE WITNESS: No, it been almost two year.

1 MR. BARNES: 2010?

2 THE WITNESS: I mean, that happened like, that was
3 October --

4 MR. BARNES: That was in July.

5 THE WITNESS: No, I got arrested -- I ain't have no
6 firearm then. I don't know what --

7 MR. BARNES: "Failed to comply with direction of a
8 police, firearm" --

9 MR. ROBINSON: That's a traffic violation.

10 MR. BARNES: Oh, okay.

11 THE WITNESS: Traffic violation.

12 MR. BARNES: Oh, okay. I was thinking firearm. Okay.
13 I'm sorry.

14 THE WITNESS: It was a failure to stop; I just kept -- I
15 mean, I did stop eventually.

16 MR. BARNES: Okay.

17 MR. ROBINSON: Mr. Wheaton, are you aware that on your
18 transcript, you didn't get your transcript notarized
19 by a Notary Public?

20 THE WITNESS: Yeah, I have got -- I mean, it was a man
21 that -- I got it notarized by a Notary Public in my
22 area. It was signed by a Notary Public.

23 MR. ROBINSON: I see a signature, but there's no stamp or
24 a date that his commission expires.

25 THE WITNESS: Okay. I can get -- I can get --

1 MR. ROBINSON: Okay.

2 MR. SPOON: Yeah. Thank you.

3 MR. EVANS: Mr. Chairman, I just have a few questions.

4 MR. BARNES: Go right ahead.

5 MR. EVANS: Thank you, Mr. Chairman. Mr. Wheaton.

6 THE WITNESS: Yes, sir.

7 MR. EVANS: I'm actually the public member on the board.

8 I'm not a barber, okay. Just have a few questions

9 for you. First of all, I appreciate your honesty

10 for informing the board that you are about to go

11 back and serve five or six years, okay, of being

12 incarcerated. My question to you is really the

13 nature of your visit to the board today. Even if we

14 agree with your request, or what are you planning on

15 doing two or three years when your license expired

16 and you are incarcerated.

17 THE WITNESS: I mean, is there any kind of way I could

18 pay the -- the -- the amount that I has to pay each

19 year, so I can just keep it going until I can get

20 back on my feet, you know? Any kind of way that I

21 could pay?

22 MR. EVANS: You mean like what, pay in advance?

23 THE WITNESS: No, like -- you know how you -- when the

24 license time to pay the fees come around? Any way I

25 can just pay them fees until I can just get out and

1 actually do the work?

2 MR. EVANS: So therefore, the true nature of your visit
3 today is that if approval is granted, you're trying
4 to protect your license while you're incarcerated.

5 THE WITNESS: Yes, sir.

6 MR. EVANS: So once you're released, you can go back to
7 work.

8 THE WITNESS: Yes, sir.

9 MR. EVANS: Oh, okay. Did any of these charges on your
10 arrest record with respect to over the past six or
11 seven years take place in a barbershop?

12 THE WITNESS: No, sir. No.

13 MR. EVANS: Near a barbershop?

14 THE WITNESS: No, sir.

15 MR. EVANS: I have no further questions.

16 MR. BARNES: I'm going to have to refer to counsel. Can
17 we grant him a license while he's in --

18 MR. SPOON: You may want to go into executive session on
19 that.

20 COURT REPORTER: What did you say?

21 MR. SPOON: May want to go into executive session. I'd
22 be happy to try to wrestle with that question --

23 MR. BARNES: Okay.

24 MR. SPOON: Could I ask a question just for
25 clarification?

1 MR. BARNES: Yes, go ahead.

2 MR. SPOON: Mr. Wheaton.

3 THE WITNESS: Yes, sir.

4 MR. SPOON: And I'm not a member of the board. I'm just
5 sitting up here. I'm an attorney that's assigned to
6 advise the board. Just to clarify, where you sit
7 now, you testified earlier that you are -- you've
8 been sentenced?

9 THE WITNESS: Yeah, just recently, like last week. But
10 I've been --

11 MR. SPOON: Last week?

12 THE WITNESS: Yes, sir.

13 MR. SPOON: And what was the sentence for?

14 THE WITNESS: It was a firearm. And then it had like --
15 had drug, like 1.8, but --

16 MR. SPOON: Do you know as far as -- I don't know if you
17 have a copy of your SLED report in front of you, and
18 I can show you mine. Which charge was that that you
19 were sentenced for last week?

20 THE WITNESS: I was sentenced for the -- the firearm and
21 the 1.8 grams.

22 MR. SPOON: Do you know about when that occurred? When
23 was the offense date for that?

24 THE WITNESS: It was October the 3rd --

25 MR. SPOON: Of 2009?

1 THE WITNESS: -- 2009.

2 MR. SPOON: Okay. That answers -- and you were
3 sentenced, and what was your sentence for? Or what
4 was the length of your sentence?

5 THE WITNESS: It was 80 months.

6 MR. SPOON: Eighty months.

7 THE WITNESS: Yes, sir. But then he gave me time for
8 drug classes, a year for drug classes; that's a year
9 off. And so other -- you know, you're going to get
10 some more time off, good time served. So it should
11 be, with the good time served and everything, maybe
12 60 to 50 months of that -- that time. So it would
13 be less than 80.

14 MR. SPOON: And are there any other -- and you may not
15 know the answer to this question right now, but are
16 there any other charges on your SLED report that are
17 outstanding?

18 THE WITNESS: What cha mean?

19 MR. SPOON: Sometimes when you look at these things --
20 and the reason I ask the question, sometimes you
21 look at these things and you will see something that
22 is several years old, and it's something that would
23 have been disposed of by that time. But at the same
24 time, when you look at the SLED report, it shows an
25 open charge.

1 THE WITNESS: Oh, no, I have no open charges, no.

2 MR. SPOON: To your knowledge, you don't have anything --

3 THE WITNESS: Yeah, to my knowledge.

4 MR. SPOON: -- other than the one from '09 that you've
5 already talked about.

6 THE WITNESS: Exactly. I'm pretty sure I have no more
7 open.

8 MR. SPOON: I mean, like just to give you an example, the
9 July of '10, and if it jogs your memory, it involves
10 the Clemson Police Department, okay. And that was a
11 misdemeanor traffic charge. You know, that even
12 just according to the SLED record, there is no
13 disposition shown, that I see. Maybe I'm just
14 missing it. And I'm just using that as an example.

15 THE WITNESS: I paid the fine.

16 MR. SPOON: Right. And I understand that. It's just
17 that the SLED report that the board looks at
18 oftentimes requires somebody to go in and update it,
19 you know. And as an applicant, that will be your
20 primary responsibility because after all, it's your
21 SLED report. So I'm just using the Clemson thing.
22 Thank you. No more questions.

23 MS. CUBITT: Mr. Chairman, may I ask one question?

24 MR. BARNES: Yes, ma'am. Go ahead.

25 MS. CUBITT: On your January 18th, '02, when you were

1 convicted and sentenced to nine years, when were you
2 released from that?

3 THE WITNESS: I was released from that 2008.

4 MS. CUBITT: 2008.

5 THE WITNESS: Yes, ma'am.

6 MS. CUBITT: And then you got caught with a gun in
7 October of 2009, right?

8 THE WITNESS: Yes, ma'am.

9 MS. CUBITT: Okay. Thank you.

10 MR. BARNES: Okay. Y'all have any other questions for
11 him? I think we need to go to executive session for
12 this one. Don't y'all agree?

13 MR. EVANS: I just have one question.

14 MR. BARNES: Thank you, Mr. Chairman. Mr. Wheaton, have
15 you ever received any counseling or anything? Any
16 type of counseling?

17 THE WITNESS: No. For just -- counseling for what? Like
18 my charges? Or just daily life?

19 MR. EVANS: Well, I'm just looking over your 16/17 year
20 track record here --

21 THE WITNESS: I mean, I know I -- I have a regular bad
22 and everything. But I go to -- I mean, my -- my
23 counselor I go to church every week. I mean, that's
24 the best counseling I get. And I'm a changed
25 person. Everybody see in my home town. They --

1 they just amazed at how I changed my life, and
2 that's why I just -- I hope that y'all will give me
3 a chance to keep my life on a positive keel and just
4 keep doing something positive. Because this is the
5 only thing I ever, ever, ever accomplished. So I --

6 MR. EVANS: Okay. I just need you understand that I'm
7 not your judge.

8 THE WITNESS: Okay.

9 MR. EVANS: But my job is to protect the citizens of the
10 State of South Carolina, as it comes to the -- you
11 know, comes down to the barbering industry. So I
12 need to be certain that however I vote, that I
13 understand all of the issues, okay? So I think that
14 from reading over your record, counseling is a fair
15 question. It's a very fair question. But I hear
16 that you are receiving spiritual counseling --

17 THE WITNESS: Yes, sir.

18 MR. EVANS: -- is that correct?

19 THE WITNESS: Yes, sir.

20 MR. EVANS: Okay.

21 THE WITNESS: And I wish I could have a witness. They
22 can tell you -- like my -- my own pastor everybody
23 -- everybody now, you know, so I have that trust
24 with the people. I have -- that just --

25 MR. EVANS: Oh, I believe everything that you're saying

1 because you were honest enough to come in here to
2 let us know before you even started talking, that
3 you're about to serve 50 or 60 months. I believe
4 what you're telling me. Thank you very much.

5 MR. BARNES: Any other questions?

6 (NO RESPONSE.)

7 MR. BARNES: I think we need to take this under executive
8 session. I don't want to go into executive session
9 right now because we may have other things. Can we
10 wait, Counsel?

11 MR. SPOON: Yes, sir. If you want to do the other
12 application hearings before that time.

13 MR. BARNES: Let me do the other applications. At this
14 particular time, we're going to just let you sit for
15 a little bit. Then we'll come back to you. We'll
16 eventually go into executive session and discuss
17 this matter a little bit further. And so you are
18 not asked to remain here till we have an answer for
19 you, okay?

20 THE WITNESS: Can I wait in the lobby?

21 MR. BARNES: You can wait in the lobby, wait here inside
22 this room.

23 THE WITNESS: Okay. Thank you.

24 MR. BARNES: Just don't go over far.

25 THE WITNESS: No, I won't.

1 MR. BARNES: Okay?

2 THE WITNESS: All right. Thank you.

3 MR. BARNES: All right. Thank you, sir.

4 *****

5 MR. BARNES: Tyrone Gleaton.

6 THE WITNESS: Yes, sir.

7 MR. BARNES: Tyrone Gleaton, come forward, please. This
8 hearing is called to order. This is the matter of
9 Tyrone Gleaton. Is there any member of this board
10 have any reason to excuse himself for consideration
11 of this application?

12 (NO RESPONSE.)

13 MR. BARNES: The purpose of this hearing is to determine
14 whether the applicant should be granted a registered
15 barber license. Everyone is reminded that the
16 proceedings are being recorded and all the witnesses
17 should be sworn before they testify. All remarks
18 must be directed to the chairman. Is the complete
19 application of this package in our materials, Ms.
20 Doris?

21 MS. CUBITT: Yes, sir.

22 MR. BARNES: What question did staff have concerning this
23 application?

24 MS. CUBITT: He was required to meet with you because he
25 submitted a criminal background report with his

1 application. He was a registered barber and his
2 license lapsed in 2002. And he is required to take
3 the practical exam to reinstate.

4 MR. BARNES: Did staff subpoena any other persons here to
5 answer questions?

6 MS. CUBITT: No, sir.

7 MR. BARNES: Are you represented by counsel?

8 THE WITNESS: No, sir.

9 MR. BARNES: You understand that you have the right to be
10 represented by counsel of your own choosing in this
11 matter?

12 THE WITNESS: Yes, sir.

13 MR. BARNES: You have elected to waive that right and
14 represent yourself, correct?

15 THE WITNESS: Yes, sir.

16 MR. BARNES: Do you have any witness that you intend to
17 call to testify on your behalf?

18 THE WITNESS: No, sir.

19 MR. BARNES: Will you be sworn in, please.

20 (The witness is sworn in.)

21 MR. BARNES: Mr. Gleaton, are you ready to show us why
22 you should be granted a license, despite the
23 questions raised by the staff?

24 THE WITNESS: Yes, sir.

25 MR. BARNES: Y'all go ahead and ask questions, or you can

1 go ahead and tell us why you should be granted.

2 THE WITNESS: Well, I was incarcerated in '02. And
3 during my incarceration, I let my license expire.
4 And I got out in last year, October 19th, 2010. And
5 during my -- during -- while I was out, I re-
6 attained my license and -- and that's what the --
7 that's the field I'm going to go into right now. So
8 I just ask that you give me a chance to get my life
9 back on the right track by giving -- granting me my
10 license back.

11 MS. PATTON: So you got them again in 2010?

12 THE WITNESS: Yes, ma'am.

13 MS. PATTON: And they're already expired?

14 THE WITNESS: They're not -- they were expired, and I had
15 to take the test back over once I got out because of
16 the expired.

17 MR. ROBINSON: Mr. Wheaton, are you currently on
18 probation or parole?

19 THE WITNESS: Yes, sir.

20 MR. ROBINSON: How long? How long do you have?

21 THE WITNESS: Five years.

22 MR. ROBINSON: And that began when?

23 THE WITNESS: October last year.

24 MR. ROBINSON: October last year.

25 THE WITNESS: Yes, sir.

1 MR. BARNES: Basically, four years left.

2 THE WITNESS: Yes, sir.

3 COURT REPORTER: I didn't hear --

4 MR. BARNES: Basically, four years left?

5 MR. ROBINSON: Do you have a barbershop to work in?

6 THE WITNESS: Yes, sir.

7 MR. ROBINSON: What's the name of that shop?

8 THE WITNESS: Creative Artistic Cuts.

9 MR. ROBINSON: And where is that located?

10 THE WITNESS: Blackville, South Carolina.

11 MR. BARNES: Have you taken any anger management classes,
12 sir?

13 THE WITNESS: Yes, sir.

14 MR. BARNES: Have you completed them?

15 THE WITNESS: Yes, sir. I -- I took it while I was
16 incarcerated.

17 MR. BARNES: I'm sorry. Took it while you were
18 incarcerated; is that what you said?

19 THE WITNESS: Ask that again.

20 MR. BARNES: You did them while you were incarcerated?

21 THE WITNESS: Yes, sir.

22 MR. BARNES: Was it required of you at that time?

23 THE WITNESS: No, it wasn't required. I just took it.

24 MR. BARNES: Y'all got other questions?

25 MR. EVANS: Mr. Gleaton.

1 THE WITNESS: Yes, sir.

2 MR. EVANS: What were you incarcerated for?

3 THE WITNESS: Possession, with the intent to distribute.

4 MR. EVANS: Was that ten years?

5 THE WITNESS: Yes, sir.

6 MR. EVANS: Did that take place in a barbershop?

7 THE WITNESS: No, sir.

8 MR. EVANS: Near a barbershop?

9 THE WITNESS: No, sir.

10 MR. EVANS: Okay. And you still reside at the -- are you
11 here in Columbia? Or near where you're planning on
12 to --

13 THE WITNESS: Near where I'm planning on working.

14 MR. EVANS: Okay. And so the address here in Columbia is
15 part of what you're doing now with your probation.

16 THE WITNESS: The address I give, that's on that?

17 MR. EVANS: Uh-huh.

18 THE WITNESS: No, I -- I live in Springfield. That was
19 when I was -- the address on here is -- I think
20 is --

21 MR. EVANS: Is that a halfway house?

22 THE WITNESS: -- that's where I was in the halfway house.

23 MR. EVANS: Right. Right. I was trying not to say that,
24 but since you said it, then in the halfway house.
25 Yes, sir. Yes. Okay. Okay. So you're back in

1 Springfield now.

2 THE WITNESS: Yes, sir.

3 MR. EVANS: Okay. I understand. I was just --

4 MR. BARNES: Where are you planning on working? In
5 Springfield?

6 THE WITNESS: Blackville.

7 MR. BARNES: Blackville.

8 MR. EVANS: Blackville.

9 THE WITNESS: It's like ten miles --

10 MR. BARNES: I know where Blackville is.

11 THE WITNESS: Okay.

12 MR. BARNES: Been through there many times, hunting down
13 in Allendale. Okay. Anymore questions for the
14 gentleman?

15 MR. EVANS: No further question.

16 MR. BARNES: And you're currently on -- you've got four
17 years approximately left of probation, right?

18 THE WITNESS: Yes, sir.

19 MR. BARNES: Concurrent?

20 THE WITNESS: Yes, sir.

21 MR. BARNES: Somebody have a motion?

22 MR. EVANS: I'd like to make a motion, Mr. Chairman, Mr.
23 Gleaton be granted the privilege to apply for
24 reinstatement of his registered barber license upon
25 approval, that his license run concurrent with his

1 probation, which I think he stated four years. And
2 according to his record, it's four year.

3 MR. ROBINSON: Second.

4 MR. BARNES: Any other discussion?

5 (NO RESPONSE.)

6 MR. BARNES: All in favor?

7 BOARD MEMBERS: Aye.

8 MR. BARNES: Do you understand, sir?

9 THE WITNESS: Not really.

10 MR. BARNES: You just got your license back, but you're
11 going to be on probation. And every year from now
12 on, you have to submit a SLED report at your own
13 expense, to make sure that you --

14 THE WITNESS: Not in any trouble.

15 MR. BARNES: -- not in any trouble. And if you get in
16 any trouble, your license will be stopped, okay?

17 THE WITNESS: Yes, sir.

18 MR. SPOON: And would it be possible, just as a paperwork
19 matter, to have Mr. Gleaton provide the
20 administrator with a current letter from the
21 Department of Probation that would tell her when the
22 probation -- unless you already have it -- when the
23 probation began and when it will end, so we can
24 write a better order for that.

25 MR. BARNES: Can you take care of that?

1 THE WITNESS: Yes, sir.

2 MR. BARNES: Okay. All right. You understand everything
3 you got to do?

4 THE WITNESS: Yes, sir.

5 MR. EVANS: You understand to get that letter back to the
6 state office?

7 THE WITNESS: Yes, sir.

8 MR. EVANS: Okay. Good luck to you, sir.

9 THE WITNESS: All right. Thank you.

10 *****

11 MR. BARNES: Petty J. Middleton. This hearing is called
12 to order. This is the matter of Petty J. Middleton.
13 Does any member of this board have any reason to
14 excuse himself or herself from consideration from
15 this application?

16 (NO RESPONSE.)

17 MR. BARNES: The purpose of this hearing is to determine
18 whether the applicant should be granted a license,
19 apprentice registered barber license. Everyone is
20 reminded that these proceedings are being recorded
21 and that all witnesses must be sworn before they
22 testify. All remarks must be directed to the
23 chairman. Is this complete application package in
24 our materials?

25 MS. CUBITT: Yes, sir.

1 MR. BARNES: What question did staff have concerning this
2 application?

3 MS. CUBITT: He was requesting to meet with you because
4 he submitted a criminal background report with his
5 application.

6 MR. BARNES: Did staff subpoena any other persons here
7 today to answer questions we might have?

8 MS. CUBITT: I'm sorry?

9 MR. BARNES: Did staff subpoena any other persons to be
10 here today to answer questions --

11 MS. CUBITT: No, sir.

12 MR. BARNES: -- we might have?

13 MR. BARNES: Is the applicant present?

14 THE WITNESS: Present.

15 MR. BARNES: Are you represented by counsel?

16 THE WITNESS: No.

17 MR. BARNES: You understand you had a right to be
18 represented by counsel of your own choosing in this
19 response?

20 THE WITNESS: Yes.

21 MR. BARNES: You elected to waive that right and
22 represent yourself, correct?

23 THE WITNESS: Correct.

24 MR. BARNES: Do you have any witnesses that you intend to
25 call on your behalf?

1 THE WITNESS: No.

2 MR. BARNES: Will you raise your right hand and be sworn
3 in, please.

4 (The witness is sworn in.)

5 MR. BARNES: Are you ready to show us why you should be
6 granted a license, despite the questions raised by
7 our staff?

8 THE WITNESS: Yes.

9 MR. BARNES: Okay. Go ahead. Tell us why we should give
10 you a license.

11 THE WITNESS: Well, since high school, I pretty much
12 wasn't doing anything with my life and time. So I
13 decided to go back to school, which was barbering
14 school, and completed the hours and completed the
15 tests and the --

16 MR. BARNES: You got to speak up for me. I'm sorry, I
17 can't --

18 THE WITNESS: I went back to barber school and completed
19 the 1500 hours, took the written exam, practical
20 exam. And completed everything and filled out all
21 the applications, sent it in, and came back to me
22 with a meet with the state barber board for the
23 criminal background report. And came here, asking
24 permission to receive a registered barber license.

25 MR. BARNES: Do you have any other charges pending you

1 right now?

2 THE WITNESS: No.

3 MS. PATTON: Any probation?

4 THE WITNESS: No.

5 MR. BARNES: Have you taken -- have you been
6 incarcerated?

7 THE WITNESS: No.

8 MR. BARNES: I didn't think so. Everything seemed to be
9 more or less, one burglary. Was that disposed of?

10 THE WITNESS: Correct.

11 MR. BARNES: No charge? So everything is pretty much a
12 misdemeanor. It appears that you've had a alcohol
13 problem because you've been caught several times
14 with that. Is that a problem?

15 THE WITNESS: No.

16 MS. PATTON: Do you have a shop that you work in?

17 THE WITNESS: Yes.

18 MS. PATTON: Okay.

19 THE WITNESS: Where is it?

20 MS. PATTON: What's the name and where?

21 THE WITNESS: It's called Darnel's Barbershop and it's
22 located in Hollywood, South Carolina.

23 MR. ROBINSON: Can't be but one shop there, right?

24 THE WITNESS: Sir?

25 MR. ROBINSON: It's only one shop in Hollywood.

1 THE WITNESS: Think it's like --

2 MR. ROBINSON: It's two?

3 THE WITNESS: -- three. Two, three, four.

4 MR. BARNES: Do y'all realize there's two Hollywood,
5 South Carolina's?

6 MS. PATTON: No.

7 MR. BARNES: There is. The one up close to Saluda.

8 You're talking about the other one, I would assume.

9 THE WITNESS: Yes.

10 MR. BARNES: There was a Hollywood High School years ago.

11 So the reason I know, my cousin and them went there,
12 so. It's still listed, I think, as a town. Okay.

13 Y'all have any other questions for him?

14 MR. EVANS: Just a few, Mr. Chairman. Mr. Middleton, how
15 are you doing today? This morning?

16 THE WITNESS: Fine.

17 MR. EVANS: Good. Did any of these alleged crimes take
18 place in a barbershop?

19 THE WITNESS: No.

20 MR. EVANS: Near a barbershop?

21 THE WITNESS: No.

22 MR. EVANS: Just a point of privilege, Mr. Chairman, and
23 I said to you, Mr. Middleton, you're a very lucky
24 young man.

25 THE WITNESS: Thank you.

1 MR. EVANS: It appears that since high school, you have
2 been in and out of trouble with the law and nothing
3 really never stuck. I just want to say to you that
4 if you get an opportunity today, make us a promise
5 that you'll be on the straight and narrow and move
6 forward, okay?

7 THE WITNESS: Yes, sir.

8 MR. EVANS: Because generally, track records like this
9 generally end up, you know, with someone serving
10 some serious time. And I hope that this is, you
11 know, a wake-up call, like a reality call. And
12 we're sitting here talking to you, asking you
13 questions about your arrest record, and you are able
14 to sit here and respond, okay?

15 THE WITNESS: Yes.

16 MR. EVANS: Well, thank you very much, and I wish you the
17 best, sir. I really do.

18 THE WITNESS: Thank you.

19 MR. EVANS: I have no further questions. Thank you.

20 MS. PATTON: I make a motion that Mr. Middleton be
21 granted an apprentice registered barber license.

22 MR. ROBINSON: Second.

23 MR. BARNES: Any other discussion? All in favor?

24 BOARD MEMBERS: Aye.

25 MR. BARNES: Okay. You understand what just happened?

1 You just got your license.

2 THE WITNESS: Thank you.

3 MR. ROBINSON: Good luck, sir.

4 MR. EVANS: Good luck, sir.

5 *****

6 MR. BARNES: Teresa Jean Harmeyer. Pronounce your last
7 name for me again.

8 THE WITNESS: Harmeyer.

9 MR. BARNES: Harmeyer. This hearing is called to order.

10 It is the matter of Teresa Jean Harmeyer. Does any
11 member of this board have any reason to excuse
12 himself or herself from consideration of this
13 application?

14 (NO RESPONSE.)

15 MR. BARNES: The purpose of this hearing is to determine
16 whether the applicant should be granted a license,
17 apprentice barber license. Everyone is reminded
18 that the proceedings are being recorded and that all
19 witnesses must be sworn before they testify. All
20 remarks should be directed to the chairman. Is this
21 complete application package in our material?

22 MS. CUBITT: Yes, sir.

23 MR. BARNES: What questions did staff have concerning
24 this application?

25 MS. CUBITT: She was requested to meet with you because

1 she submitted a criminal background report with her
2 application.

3 MR. BARNES: Did staff subpoena any persons to be here
4 today to answer questions we might have?

5 MS. CUBITT: No, sir.

6 MR. BARNES: Do you understand that you have the right to
7 be represented by counsel?

8 THE WITNESS: Yes, sir.

9 MR. BARNES: You have counsel here?

10 THE WITNESS: No, sir.

11 MR. BARNES: Did you receive the notice of this hearing
12 that was sent out?

13 THE WITNESS: Yes, sir.

14 MR. BARNES: Do you have witnesses to call to testify on
15 your behalf?

16 THE WITNESS: No, sir.

17 MR. BARNES: Would you swear her in, please.

18 (The witness is sworn in.)

19 MR. BARNES: Are you ready to show us why you should be
20 granted a license, despite the questions raised by
21 this staff?

22 THE WITNESS: Well, yes, sir. I started out in 1982. I
23 had an apprentice license and had been in beauty
24 many years, through high school. Enjoyed going to
25 the Spartanburg College of Hair and Skin Care. Bob

1 Cheetwood was my instructor. I have recently taken
2 another 2,000 -- well, right at 2,000 hours with Ms.
3 Rita Cook in Inman, South Carolina. I've been
4 married twice. You asked a question earlier why
5 people don't seem to stay in this profession.
6 What's difficult for me, I think as a woman, because
7 I chose family rather than a career.

8 I have kept, of course, my beauty tips up and
9 have remained in some type of fashion world. I have
10 recommendations here from Phillips Van Heusen. I
11 was also during this time a den mom with a
12 Blackwater District in Georgetown, South Carolina.
13 I have a two year pin with working with children. I
14 have an 18 year old who is now finishing high
15 school. I have a 24 year old who is serving in our
16 armed forces, Fort Benning. I feel as if I should
17 be granted this opportunity because this is a new
18 change in my life.

19 And I have had issues. I have a strong armed
20 robbery in 2003. I am a very small person. This
21 did take some toll on me, but I have come above it.
22 I do have a pending criminal domestic violence in
23 the county of Spartanburg. If you are -- or if the
24 police is called out to your home or a residence
25 where there's a problem, one party of the argument

1 is going to have to step up. In my case, I don't
2 work on a full-time basis. I'm a care-giver at this
3 time. I do have a few ideas of where I'd like to
4 go, if approved for this.

5 But I had to take -- well, I didn't have to
6 take the responsibility when the police came out,
7 but it was to my family's best interest. My son is
8 a high school student. He wants all of everything
9 that comes with it, and I cannot provide that for
10 him. So I was requested to take a class in anger
11 management which I am now in my last fourth class.

12 And I got subpoenaed -- well, invited to come
13 here today. I did request a new SLED report. I've
14 had some identity theft. It's now in the position
15 where they really can't give me one. I will be glad
16 to send you another one when it's cleared. I've had
17 problems with people using it in Wisconsin and
18 John's Island, South Carolina.

19 I feel like I am a good person inside. People
20 enjoy my company. I enjoy working with people, with
21 the public, and I have a flair for hair, so --

22 MR. BARNES: Do y'all have any questions for her?

23 MS. PATTON: The barber school that you attended, Cutting
24 Corner, there's a barber school? Or --

25 THE WITNESS: She -- she's a master.

1 MS. CUBITT: Is it a shop? Or is it a barber school?

2 THE WITNESS: She's a shop. Yes, I got on-job training.

3 I got to catch back up.

4 MR. ROBINSON: Ms. Harmeyer, what is the disposition of
5 the April 2010 shoplifting offense?

6 THE WITNESS: Oh, it was discarded. As I said, I
7 sometimes can be more outspoken than I should be.
8 And because of the facility, I made a statement and
9 then returned to the store, and was accused -- was
10 handled inappropriately. No one showed, and it was
11 dismissed. I have a copy of that.

12 MR. SPOON: You have a copy of what?

13 THE WITNESS: It says that I was dismissed of all
14 charges. They didn't show.

15 MR. SPOON: Do you want to make that a part of the
16 record?

17 THE WITNESS: If you would like.

18 MR. ROBINSON: Yes.

19 THE WITNESS: It was -- far as I've -- as far as I'm
20 concerned, my statement says that it shouldn't even
21 be showing.

22 MR. SPOON: If you have something relevant to the
23 shoplifting charge --

24 THE WITNESS: I do have.

25 MR. SPOON: -- you've got a question about, I'd be happy

1 to show that to the chairman and let him review
2 that.

3 MR. ROBINSON: You stated, Ms. Harmeyer that --

4 (Witness is obtaining the document.)

5 MR. BARNES: Wait till she finishes.

6 THE WITNESS: This was a check on one of the charges.

7 And I think that's about all I have.

8 MR. SPOON: It has to do with the shoplifting.

9 MR. BARNES: According to what you're saying, you have a
10 pending charge; am I correct?

11 THE WITNESS: From what I understand from going to court,
12 the judge sentenced me to either time, which I
13 declined, or to go to the anger management classes.
14 I chose anger management. And I have now been
15 attending -- well, you're supposed to attend 26
16 weeks, and I have four classes to go.

17 MR. BARNES: All right. Do you have anything of record
18 to that?

19 THE WITNESS: I have a name and number that you are
20 welcome to call. The person's name is Ray Plott. I
21 attend every Tuesday. The number is 864-895-8231.

22 MR. BARNES: Did you get that?

23 COURT REPORTER: I got it on mine.

24 MR. BARNES: You got it on yours. What was the number
25 again?

1 THE WITNESS: Area code 864-895-8231.

2 MR. SPOON: And ma'am, what you would need to do, if
3 that's an issue, if that continues to be an issue
4 with your application, Mr. White, who I assume is
5 your counselor or something who --

6 THE WITNESS: He's over the facility.

7 MR. SPOON: Whoever Mr. White is, if it's relating to a
8 pending CDB charge, you would need to contact him
9 yourself, get information from him and provide that
10 to the court.

11 THE WITNESS: Stating?

12 MR. SPOON: The board's not going to --

13 THE WITNESS: I have a book in my car.

14 MR. SPOON: -- contact or research your application.

15 THE WITNESS: I'm not quite understanding what you're
16 asking for.

17 MR. SPOON: Mr. White is relevant to the CDB charge --

18 THE WITNESS: Uh-huh.

19 MR. SPOON: -- correct? All right. What I'm suggesting
20 to you is that if there's anything you want to make
21 part of the record with Mr. White, you need to have
22 Mr. White send something to the board in writing.
23 The board cannot contact Mr. White on your behalf.

24 THE WITNESS: I understand.

25 MR. EVANS: Just have a few questions.

1 MR. BARNES: Go right ahead.

2 MR. EVANS: Ms. Teresa, tell me about this 2003 strong
3 armed robbery charge.

4 THE WITNESS: What?

5 MR. EVANS: You stated when you were talking --

6 THE WITNESS: Strong armed robbery?

7 MR. EVANS: Yes, in 2003.

8 THE WITNESS: I was living with my husband in Georgetown,
9 South Carolina. I was going into a Piggly Wiggly in
10 Georgetown. A gentleman approached me, showed me a
11 gun, pushed me down in my van, fondled me --

12 MR. EVANS: Oh, so you were robbed.

13 THE WITNESS: Yes. I was robbed.

14 MR. EVANS: Oh, I'm sorry. I'm sorry. I stand to be
15 corrected. But when we're talking about your arrest
16 record, you spoke of a 2003 strong armed robbery --

17 THE WITNESS: That strung into some behaviors that were
18 not born into me. Does that make sense?

19 MR. EVANS: Were you charged with strong armed robbery?

20 THE WITNESS: No, sir. I was assaulted and robbed.

21 MR. EVANS: Oh, okay. I'm sorry. Thank you. Thank you.
22 I misunderstood because I was reading over your
23 arrest record --

24 THE WITNESS: Yes.

25 MR. EVANS: -- and I did not see that.

1 THE WITNESS: Well, most of this has been erased,
2 expunged. But I cannot prove that because I cannot
3 get a SLED record. I could have chose to come in
4 here in December and had plenty of time to wipe this
5 away, and you guys wouldn't be asking any of these
6 questions.

7 MR. EVANS: Okay. Thank you. Just let me ask you, any
8 of these convictions on your arrest record, did any
9 of these crimes take place in a barbershop?

10 THE WITNESS: No, sir.

11 MR. EVANS: I have no further questions. Thank you.

12 MR. ROBINSON: No questions. No further questions.

13 MR. BARNES: Executive session? Got something pending;
14 that's what bothers me.

15 MS. PATTON: Yeah.

16 MR. BARNES: Yeah. We did with that first thing that we
17 allowed domestic violence.

18 MS. PATTON: Then we should.

19 MR. BARNES: So what do y'all want to do?

20 MR. ROBINSON: Executive session. Mr. Chairman, I make a
21 motion that we go into executive session, relative
22 to Ms. Teresa Harmeyer's application.

23 MR. BARNES: Okay.

24 THE WITNESS: Thank you very much.

25 MR. BARNES: Do you understand?

1 THE WITNESS: Yes, sir, I do.

2 MR. BARNES: Just hang around and we'll have some kind of
3 answer. Okay.

4 THE WITNESS: Thank you.

5 MR. BARNES: All in favor, aye.

6 BOARD MEMBERS: Aye.

7 *****

8 MR. BARNES: Do we have any -- before we go in executive
9 session, do we have any public comments?

10 MR. FIELDER: Mr. Chairman, I request permission to
11 address the board.

12 MR. SPOON: What is your name, sir?

13 MR. FIELDER: My name is Gregory Fielder, F-I-E-L-D-E-R.

14 MR. SPOON: Hold that thought, Mr. Fielder. Is it
15 Fielder?

16 MR. FIELDER: Gregory Fielder.

17 MR. SPOON: Okay. I thought you were going to -- I
18 thought you may have been one of the people who
19 previously -- who case was previously called.

20 MR. FIELDER: No.

21 MR. BARNES: Come forward, please.

22 MR. SPOON: Mr. Fielder, I have to ask you: Are you on
23 the agenda for today's meeting?

24 MR. FIELDER: No, I am not. And the reason I make the
25 request is because I had submitted paperwork to be

1 on the agenda, and I didn't know what happened with
2 it.

3 MR. SPOON: All right. You're not on the agenda, you're
4 not going to be able -- the board's not going to be
5 able to hear what you have to say. If you submitted
6 an application, that's something that the staff will
7 process that application, answer any questions that
8 you might have. And if they have questions about
9 your application, then you may have to appear, you
10 may not have to appear before the board. But it's
11 unfortunate in that you cannot address the board
12 about pending application that they haven't seen
13 yet. Okay? I just didn't -- I just needed to find
14 out why you -- what the purpose of your request was.

15 MR. FIELDER: Okay.

16 MR. SPOON: Be happy to put you in touch with Ms. Cubitt
17 and speak to her about your application. She's the
18 administrator right here.

19 MR. FIELDER: Okay.

20 MR. SPOON: You may be able to continue the process with
21 her, and then you'll be placed on the agenda if you
22 have to appear at another meeting.

23 MR. FIELDER: Is it possible I could get that done today?

24 MR. SPOON: That is according to Ms. Cubitt's schedule.
25 Board office is going to handle the applications

1 before they get to the board.

2 MS. CUBITT: And I can talk to you this afternoon after
3 the meeting, when the meeting's over.

4 MR. ROBINSON: He's not applying.

5 MR. BARNES: He's not applying for anything, I don't
6 think.

7 MS. CUBITT: I understood him to say that he had applied
8 and that he didn't make the agenda. Did you --

9 MR. FIELDER: I had submitted a request to be on today's
10 agenda.

11 MS. CUBITT: For what?

12 MR. FIELDER: That -- that is the -- think it's
13 (inaudible) actually. I attempted to send it by the
14 31st. And I didn't know what the disposition was,
15 if it was received or --

16 MR. BARNES: Okay. We've got to move on. Y'all can go
17 outside. At this point, we're going into executive
18 session, so I'm asking you to clear the room,
19 please.

20 MR. ROBINSON: Motion.

21 MS. PATTON: I make a motion we go into executive
22 session.

23 MR. ROBINSON: Second.

24 MR. BARNES: All in favor.

25 BOARD MEMBERS: Aye.

1 MR. BARNES: All right. Let's go into executive session
2 at this moment.

3 (Executive Session.)

4 MR. BARNES: We are in open session. We have come out of
5 executive session. Let's go backwards here. Ms.
6 Harmeyer, will you come back forward?

7 (The witness comes forward.)

8 MR. BARNES: Who is handling that one? I forgot.

9 MS. PATTON: Got it.

10 MR. BARNES: You got it. Do we need to get her to state
11 her name again?

12 MS. PATTON: No.

13 MR. BARNES: Okay. All right.

14 MS. PATTON: The board, Ms. Teresa, you will need to
15 provide us with documentation, the final disposition
16 of your CDV charge, a receipt of that. Then you
17 will be able to -- and approval, be able to apply
18 for your apprentice barber license.

19 THE WITNESS: Okay. Question. I've taken my test; I've
20 passed both. So now, I'm completing my anger
21 management. I have someone fax or bring here to
22 this office, not Credential Services, correct?

23 MS. PATTON: To this office.

24 THE WITNESS: To this office, and stating that I have
25 fulfilled my --

1 MS. PATTON: Obligations.

2 THE WITNESS: -- obligations. Now, then I'm going to
3 have to reapply?

4 MR. BARNES: No.

5 THE WITNESS: Okay. Well, I didn't understand that part.

6 MR. EVANS: Need a court disposition; is that correct?

7 MR. BARNES: Yeah.

8 MR. SPOON: If you've got an application that you
9 submitted --

10 MR. BARNES: Go ahead; go ahead.

11 MR. SPOON: You've submitted an application. The issue
12 arose on your "yes" answer on the criminal issue.
13 You testified you had a criminal pending charge and
14 you talked about when you complete the class, I
15 think that's what you need to do to get a
16 disposition. Get something in writing. Not giving
17 you legal advice here, but what the board would
18 typically accept as acceptable, acceptable
19 supporting documentation would be something in
20 writing from the court that says the charge has been
21 disposed of. If that includes completion of the
22 class that you're taking, make sure to include that
23 it says that you've completed the class.

24 THE WITNESS: Okay. And once completing the class, I can
25 have my apprentice license?

1 MR. SPOON: At that point, I'm going to let the board
2 look at what you submit before they answer that
3 question. But that's what they're telling you today
4 is that's some documentation that is outstanding.

5 THE WITNESS: Okay.

6 MR. SPOON: Do this -- Ms. Cubitt understands --

7 THE WITNESS: Yes, sir.

8 MR. SPOON: She can --

9 THE WITNESS: She can answer them for me? Can I ask her
10 now?

11 MR. SPOON: She's going to have --

12 MS. CUBITT: Have to finish the meeting first.

13 THE WITNESS: Yes, ma'am.

14 MR. SPOON: Hold that till the end, perhaps.

15 MR. EVANS: Mr. Chairman, if I may, I think that the
16 bottom line here is that we need a final disposition
17 from the courts.

18 THE WITNESS: I'm not -- I'm not so much concerned with
19 that.

20 MR. EVANS: No, I'm telling you. I'm telling you what we
21 need --

22 THE WITNESS: Yes, sir.

23 MR. EVANS: -- in an effort to help you.

24 THE WITNESS: Yes, sir.

25 MR. EVANS: We just need closure to that CDV charge.

1 THE WITNESS: Yes, sir.

2 MR. EVANS: If part of that criteria is that you complete
3 your anger management class, then report back to
4 your local Solicitor's Office, or what have you, or
5 to the courts, to bring closure.

6 THE WITNESS: Yes, sir. There is a certificate --

7 MR. EVANS: Yes.

8 THE WITNESS: -- that I will receive.

9 MR. EVANS: That's all we need. And then you would touch
10 bases with the state office.

11 THE WITNESS: All right. Okay.

12 MR. EVANS: Okay?

13 THE WITNESS: My misunderstanding here is that when you
14 first apply and you start paying your fees and you
15 start going to your hours, whether it be a school or
16 a shop, you're required to submit information. I as
17 allowed to fulfill all of the requirements. I was
18 allowed time, even, to take testing, because I had
19 to, you know, feed myself and take care of my home
20 and do the things on a daily basis. So I'm very
21 happy with that. The State of South Carolina has
22 been very lenient.

23 I don't quite understand -- it's the last
24 minute -- and I can go through -- I can do all this,
25 but if there's a stipulation at the very end that

1 borders on my future.

2 MR. EVANS: That's closure.

3 THE WITNESS: You understand that?

4 MR. EVANS: That's what we're asking you for, the
5 closure. So you can continue on. Your charge is
6 still open because if --

7 THE WITNESS: Unfortunately.

8 MR. EVANS: -- because if you should stop attending your
9 classes now, something else would happen. Do you
10 agree?

11 THE WITNESS: No, sir.

12 MR. EVANS: Okay. Nothing would happen if you just quit
13 attending your classes.

14 THE WITNESS: I would have to pay a fine, and that would
15 be it.

16 MR. EVANS: Okay. And then once you pay that fine, then
17 that's considered closure; is that correct?

18 THE WITNESS: Yes, sir.

19 MR. EVANS: Okay. And then you will let the state office
20 know, then you can move forward. Either way, we
21 need closure.

22 THE WITNESS: But I will -- I will receive an apprentice
23 license; is that correct?

24 MR. EVANS: It's whatever you applied for here?

25 THE WITNESS: Yes. Yes, sir.

1 MR. EVANS: Yes.

2 THE WITNESS: I will; is that correct?

3 MS. PATTON: Uh-huh.

4 MR. SPOON: What will happen is I will write an order
5 based on the board's decision. Chairman will sign
6 the order and then you'll be able to see exactly
7 what it is that you need to do to get your --
8 ultimate, get your license. Okay?

9 MR. BARNES: We're not trying to prolong this, but we
10 have to protect the public.

11 THE WITNESS: Yes, sir.

12 MR. BARNES: We have to do the right things. And we've
13 been very consistent. If you heard this morning, we
14 read one that -- the first one we did is one that he
15 wasn't here. But we were putting closure to that
16 situation. His case has been -- we had something
17 from the judge, stating that the case was over.

18 THE WITNESS: Yes, sir.

19 MR. BARNES: And so we put closure to it, and the man
20 will get his license, okay? But we got to put
21 closure to your situation. So, you know, when
22 you're on probation, so be it. But your situation
23 is defined on whether you pay a fine or whether you
24 finish this anger management class. We're not
25 trying to hurt you. We're trying to help you.

1 THE WITNESS: Yes, sir, I understand. Just making sure
2 that I didn't work very hard to -- and also take a
3 -- I'm going to tell you personally, if my -- if my
4 spouse had taken the responsibility for this, he
5 would have served three years.

6 MR. BARNES: I'm going to have to just cut you off. Your
7 case is submitted. You will get an order.

8 THE WITNESS: Thank you very much.

9 MR. BARNES: If you need to talk to --

10 MR. SPOON: You can appeal it.

11 MR. BARNES: -- to her afterwards, you can. We got to
12 move on because we got --

13 THE WITNESS: That's all right.

14 MR. BARNES: -- some things we got to do too.

15 THE WITNESS: Thank you.

16 MR. BARNES: Thank you. Make sure you get that as soon
17 as you can.

18 THE WITNESS: Yes, sir, I will.

19 MR. BARNES: And take care of it.

20 *****

21 MR. BARNES: All right, Mr. Wheaton, will you come
22 forward, please.

23 (The witness comes forward.)

24 MR. ROBINSON: Mr. Wheaton, after listening to your
25 testimony and reviewing your application, the board

1 has decided to deny your application, based solely
2 on the fact that you will be returning to prison for
3 an extended period of time. That is our decision.

4 I do want to add to that statement, this
5 decision will ultimately work to your best
6 advantage, because once you complete your time, you
7 will be able to apply without having to retake the
8 test. If you were given the license and you went
9 through your time and your license lapsed at all,
10 you would have to retake the test. Okay? So this
11 is our decision.

12 MS. EVANS: Make a motion.

13 THE WITNESS: Can I ask a question?

14 MR. SPOON: Hold that thought.

15 MR. BARNES: Do you have a second?

16 MS. PATTON: Second.

17 MR. BARNES: Anymore discussion?

18 MR. EVANS: None.

19 MR. BARNES: All in favor?

20 BOARD MEMBERS: Aye.

21 MR. BARNES: Okay. Now --

22 THE WITNESS: So you're saying after I do my time, I can
23 come by and if I reapply, if I just --

24 MR. EVANS: Just reapply.

25 THE WITNESS: -- reapply.

1 MR. BARNES: Just reapply and you get your license. But
2 there again, you will have a background check. Then
3 you'll have to come before us again probably. But
4 you'll be completed everything you supposed to be
5 done, so -- okay?

6 THE WITNESS: Just reapply.

7 MS. PATTON: Yeah.

8 MR. EVANS: You'll just pick up. Just like you did
9 today.

10 *****

11 MR. BARNES: Ms. Harmeyer, will you come back forward,
12 please?

13 THE WITNESS: Yes.

14 MR. BARNES: And I'm going to tell you why.

15 THE WITNESS: Okay.

16 MR. BARNES: We did not get finished completely. We had
17 a motion, but I never had a second.

18 THE WITNESS: That's correct.

19 MR. SPOON: Apologize.

20 MR. BARNES: I never had a second.

21 MR. EVANS: Second.

22 MR. BARNES: All right. All in favor?

23 BOARD MEMBERS: Aye.

24 MR. BARNES: Okay. Thank you. And he had one question
25 for you.

1 MR. ROBINSON: I wanted to just make a statement. I hope
2 this clarifies a little bit for you. You stated in
3 your testimony that they gave you a choice. You
4 could pay the fine or do the class.

5 THE WITNESS: Yes, sir.

6 MR. ROBINSON: And it was your decision to do the class.

7 THE WITNESS: I did not have the funding to pay. There
8 was no way.

9 MR. ROBINSON: So at either rate, the decision was in
10 your ball park to do the class, because you didn't
11 have the funds to pay the fine. So --

12 THE WITNESS: Right. That gives you a chance to pay the
13 fine slowly.

14 MR. ROBINSON: -- that's exactly why we have made the
15 decision that we have made. And you won't be able
16 to get that license until you complete that class,
17 so --

18 THE WITNESS: But at least I know that I will be able to
19 have --

20 MR. ROBINSON: Sure.

21 THE WITNESS: -- my apprentice. That is a very -- you're
22 shaking your head on me there. I am going to be
23 able to have my apprentice?

24 MR. ROBINSON: I think we made that clear, yes.

25 THE WITNESS: Okay. Great. That's all I needed.

1 MR. ROBINSON: The sweat's over.

2 THE WITNESS: Okay. I am in progress of trying to
3 reconcile a few of these. So perhaps it will get
4 wrapped up a little earlier. Thank you very much.

5 MR. BARNES: Thank you. You can still stay and talk with
6 her. Do we have anything else today?

7 MR. EVANS: Just one, Mr. Chairman. I would like the
8 state office to please send Mrs. Steven E. Thomas,
9 the assistant city manager of North Myrtle Beach,
10 South Carolina a thank you letter on behalf of the
11 South Carolina Board of Barber Examiners, serving as
12 a guest speaker during the National Barber Board's
13 Association of America annual meeting. I have the
14 card; I can give it to --

15 MR. BARNES: Okay. We have anything else for today?

16 (NO RESPONSE.)

17 MR. BARNES: Do I hear a motion?

18 MR. ROBINSON: So moved.

19 MR. EVANS: Second.

20 MR. BARNES: All in favor, we're adjourned.

21 *****

22 (Whereupon, the hearings were concluded at
23 12:39 p.m.)

24

25

1 CERTIFICATE OF REPORTER

2 I, CECELIA P. ENGLERT, COURT REPORTER AND NOTARY
3 PUBLIC IN AND FOR THE STATE OF SOUTH CAROLINA AT LARGE,
4 HEREBY CERTIFY THAT I RECORDED AND TRANSCRIBED THE SOUTH
5 CAROLINA DEPARTMENT OF LABOR, LICENSING AND REGULATION,
6 BOARD OF BARBER EXAMINERS BOARD MEETING ON THE 10TH DAY
7 OF OCTOBER, 2011, AND THAT THE FOREGOING 115 PAGES
8 CONSTITUTE A TRUE AND CORRECT TRANSCRIPTION OF THE SAID
9 HEARINGS.

10 I FURTHER CERTIFY THAT I AM NEITHER ATTORNEY NOR
11 COUNSEL FOR, NOR RELATED TO OR EMPLOYED BY ANY OF THE
12 PARTIES CONNECTED WITH THIS ACTION, NOR AM I FINANCIALLY
13 INTERESTED IN SAID CAUSE.

14 I FURTHER CERTIFY THAT THE ORIGINAL OF SAID
15 TRANSCRIPT WAS THEREAFTER SEALED BY ME AND DELIVERED TO
16 LISA HAWSEY, ASSISTANT ADMINISTRATOR, SCLLR - BOARD OF
17 BARBER EXAMINERS, KINGSTREE BUILDING, 110 CENTERVIEW
18 DRIVE, COLUMBIA, SOUTH CAROLINA, WHO WILL RETAIN THIS
19 SEALED ORIGINAL TRANSCRIPT.

20 IN WITNESS WHEREOF, I HAVE SET MY HAND AND SEAL THIS
21 10TH DAY OF OCTOBER, 2011.

22

23 _____
CECELIA P. ENGLERT, COURT REPORTER

24 MY COMMISSION EXPIRES JUNE 03, 2018

25