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IN THE MATTER OF THE DISCIPLINARY

PROCEEDINGS AGAINST

KHAM THAMMALANGSY,

FINAL DECISION AND ORDER

D/B/A NAILS FOR YOU, :

LS00060513BAC

RESPONDENTS

Division of Enforcement Case No. 00 BAC 026

The parties to this action for the purposes of section 227.53 of the Wisconsin statutes are:

*Kham Thammalangsy
Nails For You
7659 W. Leuscher Ave.
Milwaukee, WI 53218*

*Barbering and Cosmetology Examining Board
P.O. Box 8935
Madison, WI 53708-8935*

*Department of Regulation and Licensing
Division of Enforcement
P.O. Box 8935
Madison, WI 53708-8935*

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Board. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Nails For You, 7659 W. Leuscher Ave., Milwaukee, WI 53218, is duly licensed as a manicuring establishment in the state of Wisconsin (license #772). This license was first granted on January 18, 2000. Kham Thammalangsy is listed with the Department of Regulation and Licensing as the owner of Nails For You. As owner, Ms. Thammalangsy was and is at all times relevant to this action responsible for compliance with ch. 454, Stats. and Wisconsin Administrative Code chs. BC 2, 3 and 4.

2. On exact dates unknown, but beginning at least on January 12, 2000 and continuing on through at least January 18, 2000, Nails For You was operating as a manicuring establishment. At no time relevant to this action was Nails For You licensed as a Wisconsin manicuring establishment.

3. On exact dates unknown, but beginning at least in September 1999 and continuing on through January 12, 2000, Yuwarak Soumpholphakdy was employed at Nails For You to provide manicuring services to the public. At no time relevant to this action did Ms. Soumpholphakdy hold a valid and current Wisconsin manicuring license.

4. On exact dates unknown, but at least on January 12, 2000, Nails For You neither disinfected reusable manicure instruments prior to use on patrons nor disposed of the manicure instruments that could not be cleaned and disinfected.

5. On exact dates unknown, but at least on January 12, 2000, Nails For You did not possess a supply of bandages and disposable gloves.

6. In resolution of this matter, Kham Thammalangsy, consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

By the conduct referred to in ¶¶ 2-5 above, Kham Thammalangsy, d/b/a Nails For You, violated secs. 454.04(1)(d), 454.08(1)(b) and 454.15(2)(i), Stats. and Wis. Admin. Code §§ BC 2.04(1), BC 2.06, 3.01(1) and 4.04(2).

ORDER

NOW, THEREFORE, **IT IS HEREBY ORDERED** that Kham Thammalangsy, d/b/a Nails For You shall pay to the Department of Regulation and Licensing a forfeiture of SEVEN HUNDRED dollars (\$700.00). Payment shall be submitted within 30 days from the date of this order. Payment shall be made by **certified check or money order**, payable to the Wisconsin Department of Regulation and Licensing and sent to:

Department Monitor
Division of Enforcement
PO Box 8935
Madison, WI 53708-8935

IT IS FURTHER ORDERED that in the event Kham Thammalangsy fails to timely submit payment of the forfeiture as set forth above, the establishment license of Nails For You (#1568) **SHALL BE SUSPENDED**, without further notice or hearing, until Respondents have complied with the terms of this Order.

This Order shall become effective upon the date of its signing.

BARBERING AND COSMETOLOGY EXAMINING BOARD

By: _

Marvile L. Martin
A member of the Board

June 5, 2000
Date