

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN

BEFORE THE BARBERING AND COSMETOLOGY EXAMINING BOARD

**IN THE MATTER OF THE
DISCIPLINARY PROCEEDING**

AGAINST:

**JIMMY D. HO d/b/a NAIL PRO,
Respondent**

**FINAL DECISION AND ORDER
LS0012045BAC**

Division of Enforcement Case No. 00 BAC 023

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

Jimmy D. Ho

d/b/a Nails For You

9075 N. Cumberland Ave.

Niles, IL 60714

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. Nail Pro, 4301 W. Wisconsin #206, Appleton, WI 54975, is duly licensed as a Manicuring Establishment in the State of Wisconsin (license #71-1203). This license was first granted on May 8, 1998. Jimmy D. Ho is listed with the Department of Regulation and Licensing as the owner of Nail Pro.
2. As the owner, Mr. Ho 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.
3. On exact dates unknown, but beginning at least on February 3, 2000 and continuing on through at least June 22, 2000, Nail Pro did not maintain clean, sanitary and safe conditions at the establishment.
4. On exact dates unknown, but at least on February 3, 2000, Nail Pro did not provide a separate container for the immediate storage of soiled linen used at the establishment.

5. In resolution of this matter, JIMMY D. HO, consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

By the conduct referred to in the paragraphs above, JIMMY D. HO, d/b/a Nail Pro, violated the Wis. Admin. Code §§ BC 4.01 (1), 4.01(1)(a), 4.01 (b) and 4.01 (c).

ORDER

NOW, THEREFORE, **IT IS HEREBY ORDERED** that JIMMY D. HO, d/b/a Nail Pro shall pay to the Department of Regulation and Licensing a forfeiture of **TWO HUNDRED** dollars (**200.00**). 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 JIMMY D. HO fails to timely submit payment of the forfeiture as set forth above, the establishment license of Nail Pro(71-1203) **SHALL BE SUSPENDED**, without further notice or hearing, until Respondent has complied with the terms of this Order.

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

BARBERING AND COSMETOLOGY EXAMINING BOARD

By: Barbara Flaherty

12-04-00

A member of the Board

Date