

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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FILE COPY

STATE OF WISCONSIN
BEFORE THE BARBERING AND COSMETOLOGY EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	
	:	FINAL DECISION AND ORDER
LAURA ZAUTNER,	:	
ANNETTE TIGHE,	:	96 BAC 073
d/b/a/ SIGNATURE STUDIOS,	:	
RESPONDENTS.	:	

The parties to this action for the purposes of Wis. Stats. sec. 227.53 are:

Laura Zautner
Signature Studios
3716 W. Washington St.
West Bend, WI 53095

Annette Tighe
Studio A By Annette
3716 W. Washington St.
West Bend, WI 53095

Barbering and Cosmetology Examining Board
Bureau of Business and Design Professions
Post Office 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. Laura Zautner (DOB 11/21/47), 3716 W. Washington St., West Bend, WI 53095, is duly licensed in the State of Wisconsin as a barbering and cosmetology manager, license # 26569. This license was granted on September 11, 1996.

2. Annette Tighe (DOB 11/13/64), 607 8th St., West Bend, WI 53095, is duly licensed in the State of Wisconsin as a barbering and cosmetology manager, license # 17987. This license was granted on August 10, 1987.

3. At all times material to this complaint, Ms. Tighe was the primary lessee of the location known as Signature Studios, 3716 W. Washington St., West Bend, WI 53095.

4. As the owner/operator of Signature Studios, Ms. Tighe was and is responsible for compliance with licensure laws and regulations concerning the operation of the establishment.

5. On exact dates unknown but for a period of four months, ending on September 27, 1996, Practitioner Laura Zautner operated a booth rental, rented from Ms Tighe without a manager or establishment license.

6. Laura Zautner became licensed as a barbering and cosmetology manager on September 11, 1996; and Ms. Zautner's Signature Studios, license # 25984, became duly licensed as a Barbering and Cosmetology establishment on September 27, 1996.

7. In resolution of this matter, Ms. Tighe and Ms. Zautner consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

Laura Zautner, by the conduct referred to in ¶¶ 5 through 6, above, has violated § 454.08 (1) (b), Wis. Statutes, operating an unlicensed establishment. Annette Tighe, by the conduct referred to in ¶¶ 2 through 6, above is deemed to have aided and abetted Respondent Zautner; and violated sec. BC 2.04 (1), Wis. Admin. Code, aided and abetted unlicensed practice.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that Laura Zautner shall pay to the Department of Regulation and Licensing a forfeiture of TWO HUNDRED dollars (\$200.00). Annette Tighe shall pay a forfeiture of THREE HUNDRED DOLLARS (\$300.00). Payment shall be submitted no later than sixty (60) days from the date of this order.

Payment shall be by cashiers check or money order, payable to the Wisconsin Department of Regulation and Licensing and sent to:

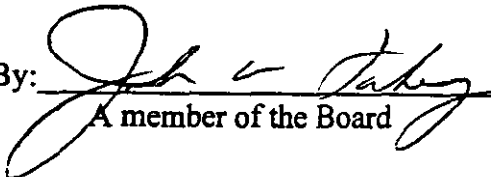
Wisconsin Department of Regulation and Licensing
Attn: Michelle Neverman, Department Monitor
P.O. Box 8935
Madison, WI 53708

IT IS FURTHER ORDERED that in the event Respondents Zautner and Tighe fail to timely submit payment of the forfeitures as set forth above, their manager licenses and the establishment

licenses of Signature Studios and Studio A By Annette, 3716 W. Washington St., West Bend, WI 53095 SHALL BE SUSPENDED, without further notice or hearing, until Ms. Zautner and Ms. Tighe have complied with the terms of this order.

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

WISCONSIN BARBERING AND COSMETOLOGY BOARD

By: 
A member of the Board

5/5/97
Date

STATE OF WISCONSIN
BEFORE THE BARBERING AND COSMETOLOGY EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	
	:	STIPULATION
LAURA ZAUTNER,	:	
ANNETTE TIGHE,	:	
d/b/a/ SIGNATURE STUDIOS	:	96 BAC 073
RESPONDENTS.	:	

It is hereby stipulated between Laura Zautner and Annette Tighe personally on their behalves; and Henry E. Sanders, Attorney for the Department of Regulation and Licensing, Division of Enforcement, as follows that:

1. This Stipulation is entered into as a result of a pending investigation by the Division of Enforcement (96 BAC 073). Ms. Zautner and Ms. Tighe consent to the resolution of this investigation by stipulation and without the issuance of a formal complaint.

2. Ms. Zautner and Ms Tighe understand that by the signing of this Stipulation they voluntarily and knowingly waives their rights, including: the right to a hearing on the allegations against them at which time the state has the burden of proving those allegations by a preponderance of the evidence; the right to confront and cross-examine the witnesses against them; the right to call witnesses on their behalves and to compel their attendance by subpoena; the right to testify themselves; the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision; the right to petition for rehearing; and all other applicable rights afforded to them under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes and the Wisconsin Administrative Code.

3. Ms. Zautner and Ms. Tighe are aware of their rights to seek legal representation and have been provided an opportunity to obtain legal advice prior to signing this Stipulation.

4. Ms. Zautner and Ms. Tighe agree to the adoption of the attached Final Decision and Order by the Barbering and Cosmetology Examining Board. The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondents waive all rights to any appeal of the attached order, if adopted in the form as attached.

5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall be returned to the Division of Enforcement for further proceedings. In the event that this Stipulation is not accepted by the Board, the parties agree to contend that the Board had not been prejudiced or biased in any manner by the consideration of this attempted resolution.

6. The parties to this Stipulation agree that the attorney for the Division of Enforcement and the member of the Barbering and Cosmetology Board assigned as advisor in this investigation may appear before the Board for the purposes of speaking in support of this agreement and answering questions that the Board may have in connection with their deliberations on the Stipulation.

7. The Division of Enforcement joins Ms. Zautner and Ms. Tighe in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.

Laura Zautner
Laura Zautner, Respondent

4-30-97
Date

Signature Studios, Respondent
by Laura Zautner

4-30-97
Date

Annette Tighe
Annette Tighe, Respondent

4-30-97
Date

Studio A By Annette, Respondent
by Annette Tighe

4-30-97
Date

Henry E. Sanders
Henry E. Sanders, Attorney
Division of Enforcement

5/5/97
Date

TRANSACTION #192

TAX	9300 FORFEITURE	200.00
TOTAL		200.00

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Department of Regulation & Licensing

State of Wisconsin

P O Box 8935, Madison, WI 53708-8935

(608)

TTY# (608) 267-2416
TRS# 1-800-947-3529

hearing or speech
impaired only

GUIDELINES FOR PAYMENT OF COSTS AND/OR FORFEITURES

On May 5, 1997, the Barbering and Cosmetology Examining Board
took disciplinary action against your license. Part of the discipline was an assessment of costs and/or a
forfeiture.

The amount of the costs assessed is: _____ Case #: _____

The amount of the forfeiture is: \$200.00 Case # 96BAC073

Please submit a check or a money order in the amount of \$200.00

The costs and/or forfeitures are due: July 4, 1997

NAME: Laura Zautner LICENSE NUMBER: 26569

STREET ADDRESS: 3716 W. Washington Street

CITY: West Bend STATE: WI ZIP CODE: 53095

Check whether the payment is for costs or for a forfeiture or both:

 COSTS X FORFEITURE

Check whether the payment is for an individual license or an establishment license:

 X INDIVIDUAL ESTABLISHMENT

If a payment plan has been established, the amount due monthly is:

Make checks payable to:

DEPARTMENT OF REGULATION AND LICENSING
1400 E. WASHINGTON AVE., ROOM 141
P.O. BOX 8935
MADISON, WI 53708-8935

#2145 (Rev. 9/96)

Ch. 440.22, Stats.

G:\BDLS\FM2145.DOC

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Department of Regulation & Licensing

State of Wisconsin

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GUIDELINES FOR PAYMENT OF COSTS AND/OR FORFEITURES

On May 5, 1997, the Barbering and Cosmetology Examining Board
took disciplinary action against your license. Part of the discipline was an assessment of costs and/or a
forfeiture.

The amount of the costs assessed is: _____ Case #: _____

The amount of the forfeiture is: \$300.00 Case # 96BAC073

Please submit a check or a money order in the amount of \$300.00

The costs and/or forfeitures are due: July 4, 1997

NAME: Annette Tighe LICENSE NUMBER: 17987

STREET ADDRESS: 3716 W. Washington Street

CITY: West Bend STATE: WI ZIP CODE: 53095

Check whether the payment is for costs or for a forfeiture or both:

 COSTS X FORFEITURE

Check whether the payment is for an individual license or an establishment license:

 X INDIVIDUAL ESTABLISHMENT

If a payment plan has been established, the amount due monthly is:

Make checks payable to:

DEPARTMENT OF REGULATION AND LICENSING
1400 E. WASHINGTON AVE., ROOM 141
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#2145 (Rev. 9/96)
Ch. 440.22, Stats.
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STATE OF WISCONSIN
DEPARTMENT OF REGULATION AND LICENSING
BEFORE THE BARBERING AND COSMETOLOGY EXAMINING BOARD

In the Matter of the Disciplinary Proceedings Against

Laura Zautner,
Annette Tighe,
d/b/a Signature Studios,

AFFIDAVIT OF MAILING

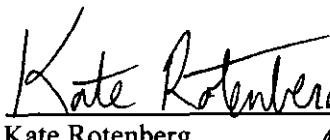
Respondents.

STATE OF WISCONSIN)
)
COUNTY OF DANE)

I, Kate Rotenberg, having been duly sworn on oath, state the following to be true and correct based on my personal knowledge:

1. I am employed by the Wisconsin Department of Regulation and Licensing.
2. On May 6, 1997, I served the Final Decision and Order dated May 5, 1997, and Guidelines for Payment of Costs and/or Forfeitures upon the Respondents Laura Zautner and Annette Tighe, d/b/a Signature Studios, by enclosing a true and accurate copy of the above-described document in envelopes properly stamped and addressed to the above-named Respondents and placing the envelopes in the State of Wisconsin mail system to be mailed by the United States Post Office by certified mail. The certified mail receipt numbers on the envelopes are P 201 374 212 (Zautner) and P 201 374 213 (Tighe).
3. The address used for mailing the Decision is the address that appears in the records of the Department as the Respondents' last-known address and is:

Laura Zautner,
Annette Tighe,
d/b/a Signature Studios
3716 W. Washington Street
West Bend WI 53095



Kate Rotenberg
Department of Regulation and Licensing
Office of Legal Counsel

Subscribed and sworn to before me

this 6th day of May, 1997.



Notary Public, State of Wisconsin
My commission is permanent.

NOTICE OF APPEAL INFORMATION

Notice Of Rights For Rehearing Or Judicial Review. The Times Allowed For Each. And The Identification Of The Party To Be Named As Respondent.

Serve Petition for Rehearing or Judicial Review on:

STATE OF WISCONSIN BARBERING AND COSMETOLOGY EXAMINING BOARD

1400 East Washington Avenue

P.O. Box 8935

Madison, WI 53708.

The Date of Mailing this Decision is:

May 6, 1997

1. REHEARING

Any person aggrieved by this order may file a written petition for rehearing within 20 days after service of this order, as provided in sec. 227.49 of the *Wisconsin Statutes*, a copy of which is reprinted on side two of this sheet. The 20 day period commences the day of personal service or mailing of this decision. (The date of mailing this decision is shown above.)

A petition for rehearing should name as respondent and be filed with the party identified in the box above.

A petition for rehearing is not a prerequisite for appeal or review.

2. JUDICIAL REVIEW.

Any person aggrieved by this decision may petition for judicial review as specified in sec. 227.53, *Wisconsin Statutes* a copy of which is reprinted on side two of this sheet. By law, a petition for review must be filed in circuit court and should name as the respondent the party listed in the box above. A copy of the petition for judicial review should be served upon the party listed in the box above.

A petition must be filed within 30 days after service of this decision if there is no petition for rehearing, or within 30 days after service of the order finally disposing of a petition for rehearing, or within 30 days after the final disposition by operation of law of any petition for rehearing.

The 30-day period for serving and filing a petition commences on the day after personal service or mailing of the decision by the agency, or the day after the final disposition by operation of the law of any petition for rehearing. (The date of mailing this decision is shown above.)