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STATE OF WISCONSIN
BEFORE THE BARBERING AND COSMETOLOGY EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY :

PROCEEDINGS AGAINST	FINAL DECISION AND ORDER
HUNG P. PHAM,	LS99020115BAC
D/B/A FANCY NAILS,	
RESPONDENT.	

Division of Enforcement Case Nos. 96 BAC 180, 97 BAC 041 and 98 BAC 054

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

*Hung P. Pham
Fancy Nails
2500 Milton Ave.
Janesville, WI 53546*

*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. Hung P. Pham (DOB 06-21-61) 2903 Woodlane Dr. #4, Janesville, WI 53545, is duly licensed as a manicurist in the state of Wisconsin (license #3151). This license was first granted on November 6, 1997.
2. Fancy Nails, 2500 Milton Ave., Janesville, WI 53546, is duly licensed as a manicuring establishment in the state of Wisconsin (license #1155). This license was first granted on February 19, 1998.
3. On exact dates unknown, but at least from February 6, 1998 and continuing on through February 19, 1998, Hung P. Pham was renting a chair at Fancy Nails. At no time relevant to this action did Mr. Pham hold a manicuring establishment license for the chair he was renting.
4. On exact dates unknown, but at least on February 6, 1998, Mr. Pham did not possess a disinfectant registered

as a tuberculodical agent.

5. In resolution of this matter, Mr. Pham consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

By the conduct referred to in ¶¶ 3-4, above, Hung P. Pham, d/b/a Fancy Nails, violated secs. 454.08(2)(d) and 454.15(2)(i), Stats. and Wis. Admin. Code §§ BC 3.03(5) and 4.10.

ORDER

NOW, THEREFORE, **IT IS HEREBY ORDERED** that Hung P. Pham, d/b/a Fancy Nails 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 Hung P. Pham fails to timely submit payment of the forfeiture as set forth above, the establishment license of Fancy Nails (#1155) **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: James Fahey

A member of the Board

February 1, 1999

Date

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