

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

PROCEEDINGS AGAINST	FINAL DECISION AND ORDER
TOMMY HO,	LS 9902015BAC
d/b/a FANCY NAILS,	
RESPONDENTS	

:

Division of Enforcement Case No. 97 BAC 010

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

*Tommy Ho
d/b/a Fancy Nails
7485 W. Layton Ave.
Milwaukee, WI 53220*

*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. Tommy Ho (DOB 09-19-71), 7348 N. 86th St., Milwaukee, WI 53224, is duly licensed as a manicurist in the state of Wisconsin (license #2712). This license was first granted on December 5, 1996.
2. Fancy Nails, 7485 W. Layton Ave., Milwaukee, WI 53220, is duly licensed as a manicuring establishment in the state of Wisconsin (license #792). This license was first granted on October 14, 1996. Tommy Ho is listed with the Department of Regulation and Licensing as the owner of Fancy Nails. As 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 at least from December 4, 1996, until at least April 9, 1997, Fancy Nails did not

have a sink separate from the public toilet facilities available to clean equipment.

4. On exact dates unknown, but at least on April 9, 1997, Fancy Nails did not possess a disinfectant registered with the United States environmental protection agency as a tuberculocidal agent.

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

CONCLUSIONS OF LAW

By the conduct referred to in ¶¶ 3-4, above, Tommy Ho, as owner of Fancy Nails, has violated secs. 454.15(2)(a) and (2)(i), Stats. and Wis. Admin. Code §§ BC 3.01(6), 3.04(4) and 3.05 (3).

ORDER

NOW, THEREFORE, **IT IS HEREBY ORDERED** that Tommy Ho, shall pay to the Department of Regulation and Licensing a forfeiture of THREE HUNDRED dollars (\$300.00). 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

P.O. Box 8935

Madison, WI 53708.

IT IS FURTHER ORDERED that in the event Tommy Ho fails to timely submit payment of the forfeiture as set forth above, the establishment license of Fancy Nails (#792), **SHALL BE SUSPENDED**, without further notice or hearing, until Mr. Ho has complied with the terms of this Order.

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

WISCONSIN BARBERING AND COSMETOLOGY BOARD

By: James Fahey

A member of the Board

February 1, 1999

Date