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BEFORE THE BARBERING AND COSMETOLOGY EXAMINING BOARD

FINAL DECISION AND ORDER

IN THE MATTER OF THE DISCIPLINARY PROCEEDINGS AGAINST ROSE ANN IVY,

RESPONDENT.

LS9904054BAC

Division of Enforcement Case No. 97 BAC 025

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

*Rose Ann Ivy
8310 W. Courtland
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. Rose Ann Ivy (DOB 03-20-50), 8310 W. Courtland, Milwaukee, WI 53218 is duly licensed as a barbering and cosmetology manager in the state of Wisconsin (license #17637). This license was first granted on November 3, 1986.
2. Kiss & Make-up, 5500 W. Capitol Ct., Milwaukee, WI 53216, is duly licensed as a barbering and cosmetology establishment in the state of Wisconsin (license #23151). This license was first granted on December 13, 1993. Rose Ann Ivy is listed with the Department of Regulation and Licensing as the manager of Kiss & Make-up. As manager, Ms. Ivy was and is at all times relevant to this action responsible for compliance with ch. 454, Stats. and Wisconsin Administrative Code chs. BC 3 and 4.
3. On exact dates unknown, but beginning at least in September 1996 and continuing on through May 15, 1997, Sheilbra Sherrod provided barbering and cosmetology services to the public at Kiss & Make-Up. At no time relevant to this action did Ms. Sherrod hold a valid and current barbering and cosmetology license.
4. On exact dates unknown, but beginning at least in February 1997 and continuing on through at least May 22, 1997, Angela Hazley Shabazz rented a chair at Kiss & Make-up. At no time relevant to this action did Ms. Shabazz hold a barbering and cosmetology establishment license for the chair she was renting from Kiss & Make-up.
5. On exact dates unknown, but beginning at least in February 1997 and continuing on through at least May 29, 1997, Francine Shanks rented a chair at Kiss & Make-up. At no time relevant to this action did Ms. Shanks hold a barbering and cosmetology establishment license for the chair she was renting from Kiss & Make-up.
6. On exact dates unknown, but at least on February 13, 1997, Paul Cooper was providing barbering and cosmetology services to the public at Kiss & Make-Up. At no time relevant to this action did Mr. Cooper hold a valid and current barbering and cosmetology license.
7. On exact dates unknown, but at least on February 13, 1997, Mark Brisby was providing barbering and cosmetology services to the public at Kiss & Make-Up. At no time relevant to this action did Mr. Brisby hold a valid and current barbering and cosmetology license.
8. On exact dates unknown, but at least on February 13, 1997, Alfreeda Gogins was providing barbering and cosmetology services to the public at Kiss & Make-Up. At no time relevant to this action did Ms. Gogins hold a valid and current barbering and

cosmetology license.

9. In resolution of this matter, Ms. Ivy consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

By the conduct referred to in ¶¶ 3-8, above, Rose Ann Ivy violated sec. 454.15, Stats. and Wis. Admin. Code §§ BC 2.04 and BC 2.07.

ORDER

NOW, THEREFORE, **IT IS HEREBY ORDERED** that Rose Ann Ivy shall pay to the Department of Regulation and Licensing a forfeiture of SIX HUNDRED dollars (\$600.00).

Payment shall be submitted as follows:

\$100.00 due on or before May 15, 1999;

\$100.00 due on or before June 15, 1999;

\$100.00 due on or before July 15, 1999;

\$100.00 due on or before August 15, 1999;

\$100.00 due on or before September 15, 1999; and

\$100.00 due on or before October 15, 1999.

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 Rose Ann Ivy fails to timely submit payment of the forfeiture as set forth above, the manager license of Ms. Ivy (#17637) **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:

John Fahey

A member of the Board

April 5, 1999

Date

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