

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

MALCOLM J. BROWN
D/B/A MALCOLM OF LONDON,
RESPONDENTS.

FINAL DECISION AND ORDER
LS9908021BAC

Division of Enforcement Case No. 99 BAC 019

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

*Malcolm J. Brown
Malcolm of London
204 W. Silver Spring Dr.
Glendale, WI 53217*

*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. Malcolm of London, 204 W. Silver Spring Dr., Glendale, WI 53217, is duly licensed as a barbering and cosmetology establishment in the state of Wisconsin (license #21873). This license was first granted on December 3, 1991. Malcolm J. Brown is listed with the Department of Regulation and Licensing as the owner and manager of Malcolm of London. As owner and manager, Mr. Brown 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.
2. On exact dates unknown, but at least on June 17, 1999, Malcolm of London did not ensure that brushes were cleaned with soap and water and then disinfected prior to use on patrons.
3. In resolution of this matter, Mr. Brown consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

By the conduct referred to in ¶ 2, above, Malcolm J. Brown, d/b/a Malcolm of London, violated sec. 454.15(2)(i), Stats. and Wis. Admin. Code § BC 4.02(3).

ORDER

NOW, THEREFORE, **IT IS HEREBY ORDERED** that Malcolm J. Brown, d/b/a Malcolm of London shall pay to the Department of Regulation and Licensing a forfeiture of ONE HUNDRED dollars (\$100.00). 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 Malcolm J. Brown fails to timely submit payment of the forfeiture as set forth above, the establishment license of Malcolm of London (#21873) **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:

Barbara Flaherty

A member of the Board

August 2, 1999

Date