

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

LAN THI NGUYEN,	FINAL DECISION AND ORDER
D/B/A USA NAIL SALON	LS9912063BAC
RESPONDENTS	

Division of Enforcement 98 BAC 114

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

*Lan Thi Nguyen
USA Nail Salon
105 S. Military Ave.
Green Bay, WI 54303*

*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. Lan Thi Nguyen (DOB 12-31-73), 1510 Estate Ln., #1, Shawano, WI 54166 is duly licensed as a manicurist in the state of Wisconsin, with license #3808. This license was first granted on June 7, 1999.
2. USA Nail Salon, 105 S. Military Ave., Green Bay, WI 54303, is duly licensed as a manicuring establishment in the state of Wisconsin (license #1511). This license was first granted on October 1, 1999. Lan T. Nguyen is listed with the Department of Regulation and Licensing as the owner of USA Nail Salon. As owner, Ms. Nguyen 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 September 1998 until October 1, 1999, USA Nail Salon was open and operating as a manicuring establishment. At no time relevant to this action was USA Nail Salon licensed as a manicuring establishment.

4. On exact dates unknown, but at least on September 30, 1999, USA Nail Salon did not dispose of those manicure instruments that could not be cleaned and disinfected or sterilized following each use.
5. On exact dates unknown, but at least on September 30, 1999, USA Nail Salon did not possess a supply of bandages and disposable gloves.
6. In resolution of this matter, Ms. Nguyen consent to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

By the conduct referred to in ¶¶ 3-5, above, Lan Thi Nguyen, d/b/a USA Nail Salon, violated secs. and 454.08, Stats. and §§ BC 4.04(2), and BC 4.10(2)

ORDER

NOW, THEREFORE, **IT IS HEREBY ORDERED** that Lan Thi Nguyen, d/b/a USA Nail Salon shall pay to the Department of Regulation and Licensing a forfeiture of SEVEN HUNDRED dollars (\$700.00). Payments shall be submitted as follows:

- \$400.00 due with the attached stipualtion;
- \$300.00 due by no later than December 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 Lan Thi Nguyen fail to timely submit payment of the forfeiture as set forth above, the establishment license of USA Nail Salon (#1511) **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	December 6, 1999
A member of the Board	Date