

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

ERNEST ELLARD,	FINAL DECISION AND ORDER
RESPONDENT.	LS0008071BAC

Division of Enforcement Case No. 00 BAC 041

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

Ernest Ellard
Millard Bates Hair Elegance
3072 N 27th St.
Milwaukee, WI 53210

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. Millard Bates Hair Elegance, 3072 N. 27th St., Milwaukee, WI 53210, is duly licensed as a barbering and cosmetology establishment in the state of Wisconsin (license #28225). This license was first granted on May 4, 1999.
2. Ernest Ellard, 3072 N. 27th St., Milwaukee, WI 53210, is duly licensed as a barbering and cosmetology manager in the state of Wisconsin (license #20473). This license was first granted on October 8, 1969.
3. At all times relevant to this action, Ernest Ellard was listed with the Department of Regulation and Licensing as the manager of Millard Bates Hair Elegance. As manager Mr. Ellard is responsible for compliance with ch. 454, Stats. and Wisconsin Administrative Code chs. BC 3 and 4.
4. On exact dates unknown, but at least on May 16, 2000, Millard Bates Hair Elegance did not maintain equipment, tools and implements used by licensees in a clean, sanitary and safe condition.

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

CONCLUSIONS OF LAW

By the conduct referred to in ¶ 4, above, Ernest Ellard violated sec. 454.15(2)(i), Stats. and Wis. Admin. Code § BC 4.01(1).

ORDER

NOW, THEREFORE, **IT IS HEREBY ORDERED** that Ernest Ellard 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 Ernest Ellard fails to timely submit payment of the forfeiture as set forth above, the manager’s license of Mr. Ellard (#20473) **SHALL BE SUSPENDED**, without further notice or hearing, until Mr. Ellard 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: Barbara Flaherty

8-7-00

A member of the Board

Date