

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:

SHIRLEY A. WEBER,

FINAL DECISION AND ORDER

RESPONDENT

LS0104028BAC

Division of Enforcement Case No. 00BAC071

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

Shirley A. Weber

21290 West North Avenue

Brookfield, WI 53045

Barbering and Cosmetology Examining Board

PO Box 8935

Madison, WI 53708-8935

Department of Regulation and Licensing

Division of Enforcement

PO 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. Shirley A. Weber (DOB 08/29/1940; 21290 West North Avenue, Brookfield, WI 53045) is duly licensed as a Barbering and Cosmetology manager (License #9189). This license was first granted on November 14, 1966.
2. At all times relevant to this action, Respondent was working as manager of record for Regis Salon #4889, 2500 North Mayfair Road, Wauwatosa, WI 53226, a barbering and cosmetology establishment in the state of Wisconsin (license #28751). As manager, Respondent was responsible for the daily operations of the establishment and for ensuring that the establishment was in compliance with ch. 454, Stats., and chs. BC 3 and 4.
3. On or about November 21, 2000, inspection of Regis Salon #4889 revealed the following:
 - a. Workstations at the establishment were not maintained in a clean and sanitary condition, as required by Wis. Admin. Code §BC 4.01(1); and
 - b. The establishment had in its employ a practitioner (Vicky Maynard) whose license had expired June 30, 1997.

4. In resolution of this matter, Shirley A. Weber consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

By the conduct referred to in ¶ 3, above, Shirley A. Weber is subject to discipline pursuant to secs. 454.04(1) and 454.15(2)(i), Stats. and Wis. Admin. Code §§ BC 2.04(1), BC 2.07 and BC 4.01(1).

ORDER

NOW, THEREFORE, **IT IS HEREBY ORDERED** that

1. Respondent shall pay to the Department of Regulation and Licensing a forfeiture of ONE THOUSAND ONE HUNDRED dollars (\$1,100.00). Payment shall be submitted in eleven [11] installments of one hundred dollars [\$100]. Each installment shall be due on the 15th of the month, beginning with the month immediately following the effective 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

2. In the event Shirley A. Weber fails to timely pay the forfeiture set forth in ¶ 1 above, her manager's license (#9189) SHALL BE SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of this Order.

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

BARBERING AND COSMETOLOGY EXAMINING BOARD

By: Barbara Flaherty

4-2-01

A member of the Board

Date