

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE BARBERING AND COSMETOLOGY EXAMINING BOARD

IN THE MATTER OF	:	
DISCIPLINARY PROCEEDINGS	:	
AGAINST	:	
LIEU KIM LUU,	:	FINAL DECISION AND ORDER
D.B.A. REGAL NAILS,	:	LS0212021BAC
RESPONDENT	:	

Division of Enforcement Case File No. 01BAC057

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

Lieu Kim Luu
D.B.A. Regal Nails
1515 W. Paradise Drive
West Bend, WI 53095

Barbering and Cosmetology Examining Board
PO 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 in this matter, subject to the approval of the Board. The Board has reviewed this Stipulation and finds it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Regal Nails is duly licensed as a manicuring establishment in the State of Wisconsin (license #1571). This license was first granted on 02/01/2000.
2. Lieu Kim Luu, 1515 W. Paradise Drive, West Bend, WI 53095, is duly licensed as a manicurist in the State of Wisconsin (license #1887) and listed with the Department of Regulation and Licensing as the owner of Regal Nails. As owner, Lieu Kim Luu was responsible for compliance with Chapter 454, Wisconsin Statutes and Chapters BC 2, 3 and 4 of the Wisconsin Administrative Code for Barbering and Cosmetology.
3. Inspection of Regal Nails on June 13, 2002, revealed the following violations:
 - a. Metal implements were stored in a drawer along with used disposable files;
 - b. Used disposable nail files were located at all manicurist work stations and nail clippings were found on the floor;
 - c. Disinfectant for manicuring instruments contained debris and did not appear to have been changed daily; and
 - d. An unlocked cabinet in the public area contained poisonous substances.

In resolution of this matter, Lieu Kim Luu consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

By the conduct referred to in paragraph 3 (a through d) above, Lieu Kim Luu, owner and manicurist D.B.A. as Regal Nails, violated Wisconsin Statute 454.15(2)(i) and Wisconsin Administrative Code §§BC 3.01(4), 3.01(6), BC 4.01(1), BC 4.02(3a), BC 4.10(1)(b) and BC 4.10(2).

ORDER

NOW, THEREFORE, **IT IS HEREBY ORDERED** that Lieu Kim Luu, owner, D.B.A. Regal Nails (license #1571), is hereby **REPRIMANDED**.

IT IS FURTHER ORDERED that Lieu Kim Luu shall pay to the Department of Regulation and Licensing a forfeiture of FIVE HUNDRED dollars (\$500.00). Payment shall be submitted within sixty (60) 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 Lieu Kim Luu fails to timely submit payment of the forfeiture as set forth above, the establishment license of Regal Nails (license #1571) **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.

WISCONSIN BARBERING AND COSMETOLOGY EXAMINING BOARD

By: Barbara Flaherty
Board Member

12-02-02
Date