

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN  
BEFORE THE BARBERING AND COSMETOLOGY EXAMINING BOARD

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IN THE MATTER OF THE DISCIPLINARY :  
PROCEEDINGS AGAINST :  
 : FINAL DECISION AND ORDER  
TODDY ANN SETNIK, OWNER : LS03030312BAC  
D/B/A NAILS UNIQUE, :  
RESPONDENTS :

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**Division of Enforcement Case No. 02BAC013**

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

Toddy Ann Setnik  
Nails Unique  
819 5th Avenue  
Antigo, WI 54409

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 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. Toddy Ann Setnik, owner and practitioner (practitioner license #851739 granted on 11/18/94), of Nails Unique, located at 819 5th Avenue, Hudson, WI 54016, which is currently licensed as a barber and cosmetology

establishment in the State of Wisconsin (establishment license #712050 granted on /04/16/02). Toddy Ann Setnik D/B/A Nails Unique, employed an unlicensed practitioner (Jamie Setnik).

2. According to the Department of Regulation and Licensing records, Toddy Ann Setnik, 819 5<sup>th</sup> Avenue, Antigo, WI 54409, is the listed owner of Nails Unique and is duly licensed in the State of Wisconsin as a barber and cosmetologist (practitioner license #851739). As owner, Toddy Ann Setnik was and is at all times relevant to this action responsible for compliance with Wisconsin Statute, Chapter 454 and the Wisconsin Administrative Code for Barbering and Cosmetology Chapters BC 2, 3 and 4.

3. Toddy Ann Setnik D/B/A Nails Unique, employed an unlicensed practitioner (Jamie Setnik), who provided Barbering and Cosmetology services to the public without a valid or current Wisconsin Barbering and Cosmetology license between November 1, 2001, when her temporary manicuring permit expired, and October 5, 2002.

4. In resolution of this matter, Toddy Ann Setnik, D/B/A Nails Unique consents to the entry of the following Conclusions of Law and Order.

## **CONCLUSIONS OF LAW**

Toddy Ann Setnik, owner and practitioner, D/B/A Nails Unique violated Wisconsin Statutes, Chapter 454.04(1)(d) and the Wisconsin Administrative Code for Barbering and Cosmetology BC 2.04(1).

## **ORDER**

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

1. Toddy Ann Setnik, D/B/A Nails Unique shall immediately provide the Department Monitor with the names of any and all duly licensed barber and cosmetologists providing services at the salon. Respondents shall CEASE operation of the business unless and until she has only duly licensed personnel employed to provide barbering and cosmetology services. Respondents shall provide this information to the Department Monitor **by January 30, 2003**. Toddy Ann Setnik, D/B/A Nails Unique shall pay to the Department of Regulation and Licensing a forfeiture of One thousand dollars (\$1,000.00) **by February 28, 2003**.
2. *Payment shall be made by certified check or money order, payable to:*

### **Wisconsin Department of Regulation and Licensing**

Department Monitor

Division of Enforcement

P.O. Box 8935

Madison, WI 53708-8935

**In the event that Toddy Ann Setnik, D/B/A Nails Unique fails to comply with the conditions set forth within the Stipulation and Order, the barbering and cosmetology practitioner license (#851739) of Toddy Ann Setnik AND the establishment license of Nails Unique (#712050) 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	3-3-03
Board Member	Date