

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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IN THE MATTER OF THE DISCIPLINARY :
PROCEEDINGS AGAINST :
 : FINAL DECISION AND ORDER
MARY LOU RICHTER :
RESPONDENT. : LS0304074BAC

Division of Enforcement Case No. 02 BAC 034

The parties to this action for the purpose of Wis. Stats. sec. 227.53 are:

Mary Lou Richter
4350 S. Longview Dr.
New Berlin, WI 53151

Barbering and Cosmetology Examining Board
P.O. Box 8935
Madison, WI 53707-8935

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 disposition 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. **Mary Lou Richter** ("Richter"), date of birth 03/04/68, is licensed in the State of Wisconsin as a Barbering and Cosmetology Manager license # 81 10066. This license was first granted to her on 12/03/68.

2. Richter is listed with the Department of Regulation and Licensing as Licensee/Responsible Charge of the Barbering and Cosmetology establishment **Cost Cutters 6573**, License # 80 29219. The most recent address on file with the Department of Regulation and Licensing for this establishment is 5318 S. 27th St., Milwaukee, WI 53221.

3. At all times relevant to this action, Richter was responsible for the daily operations of the establishment and for ensuring that the establishment was in compliance with Wis. Stats. chapter 454 and Admin. Code chapters BC 2, BC 3, and BC 4.

4. On September 13, 2002, an investigator with the Department of Regulation and Licensing performed an inspection of Cost Cutters 6573. During the inspection the investigator found the following:

- a. poisonous substances were not stored in a locked cabinet.
- b. clean contact equipment was not stored separate from dirty contact equipment.
- c. contact equipment was not being disinfected.

CONCLUSIONS OF LAW

1. The Wisconsin Barbering and Cosmetology Examining Board has jurisdiction to act in this matter pursuant to sec. 454.15, Wis. Stats.

2. The Wisconsin Barbering and Cosmetology Examining Board is authorized to enter into the attached Stipulation pursuant to sec. 227.44(5), Wis. Stats.

3. Respondent **Mary Lou Richter** has violated:

- a. Wisconsin Statutes section 454.15(2)(i) and Wisconsin Administrative Code sections BC 2.07(1), BC 3.01(6), BC 4.01(1), BC 4.02 (3) and BC4.02(3a) by failing to maintain the salon in a clean, sanitary and safe condition.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that the attached Stipulation is hereby accepted.

IT IS FURTHER ORDERED, that Respondent **Mary Lou Richter** shall pay to the Department of Regulation and Licensing a forfeiture of ONE HUNDRED dollars (\$100.00). Payment shall be submitted within thirty (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, Department of Regulation and Licensing , PO Box 8935, Madison, WI 53708-8935.**

IT IS FURTHER ORDERED, that in the event **Mary Lou Richter** fails to timely submit payment of the forfeiture as set forth above, the Manicurist's license of **Mary Lou Richter** SHALL BE SUSPENDED, without further notice or hearing, until respondent has complied with the terms of this Order.

IT IS FURTHER ORDERED, that file, 02 BAC 034 be, and hereby is, closed as to respondent Mary Lou Richter.

Dated this 7th day of April, 2003.

WISCONSIN BARBERING AND COSMETOLOGY EXAMINING BOARD

By: Leon Lauer