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IN THE MATTER OF THE DISCIPLINARY :
PROCEEDINGS AGAINST :
 : FINAL DECISION AND ORDER
TRADE SECRETS (#7733) :
RESPONDENTS. : LS0308041BAC
 :

Division of Enforcement Case No. 01 BAC 046 &
01 BAC047

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

Trade Secrets (#7733)
5742 Durand Avenue
Racine, WI 53406

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:

1. According to the Department of Regulation and Licensing records, Geralyn Sauter, is the listed manager (manager's license #81-15042 granted on 07/09/80), of Trade Secrets (#7733), located at 5742 Durand Avenue, Racine, WI 53406. Trade Secrets (#7733) is currently licensed as a barber and cosmetology establishment in the State of Wisconsin (establishment license #80-20640 granted on 11/27/89).
2. An inspection of Trade Secrets (#7733) on March 25, 2002, revealed that Geralyn Sauter, manager, D/B/A Trade Secrets (#7733), employed one unlicensed practitioner (Angelita Rodriguez).
3. Trade Secrets #7733 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 Chapter BC 2.
4. Trade Secrets (#7733), employed one unlicensed practitioner (Angelita Rodriguez), who provided manicuring services to the public without a valid or current Wisconsin manicuring license.
5. In resolution of this matter, Trade Secrets (#7733) consents to the entry of the following Conclusions of Law and Order.

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.

Trade Secrets (#7733) violated Wisconsin Statutes, Chapter 454.04(1)(a) and the Wisconsin Administrative Code for Barbering and Cosmetology Chapters BC 2.06 and BC 2.04(1) by authorizing an unlicensed employee to provide services to clients.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. Trade Secrets (#7733) shall 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 they have only duly licensed personnel employed to provide barbering and cosmetology services. Respondents shall provide this information to the Department Monitor within 30 days of the date of this order. Trade Secrets (#7733) shall pay to the Department of Regulation and Licensing a forfeiture of **one thousand dollars (\$1,000.00)** within 30 days of the date of this Order.
2. Payment shall be made by cert 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 Trade Secrets (#7733) fails to comply with the conditions set forth within the Stipulation and Order, the establishment license of Trade Secrets (#7733) (#80-20640) 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: Leon Lauer

Board Member

8-4-03

Date