

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 :
 : FINAL DECISION AND ORDER
MARILYN BROOKS, OWNER : LS0310064BAC
D/B/A CHANGING FACES, :
RESPONDENTS :

Division of Enforcement Case No. 02BAC019

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

Marilyn Brooks
Changing Faces
5507 W. Burleigh Street
Milwaukee, WI 53212

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. Changing Faces, 5507 W. Burleigh Street, Milwaukee, WI 53212, is currently licensed as a barber and cosmetology establishment in the State of Wisconsin (establishment license #30116). This license was first granted on November 5, 2001. Changing Faces conducted barbering and cosmetology services between February and November of 2001 without an establishment license.
2. According to the Department of Regulation and Licensing records, Marilyn Brooks, 3802 W. Galena, Milwaukee, WI 53208, is the listed owner of Changing Faces and is duly licensed in the State of Wisconsin as a barber and cosmetologist (practitioner license #80804). As owner, Marilyn Brooks 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. Marilyn Brooks conducted barbering and cosmetology services between August 2001 and January of 2002 without a current barbering and cosmetology practitioner's license.
3. Between August 2001 and February 2002, Natalie Fowlkes and Robin Easter were employed at Changing Faces. Both Fowlkes and Easter were providing barbering and cosmetology services to the public without valid or current Wisconsin barbering and cosmetology licenses.
4. From November 2001 until February 2002, Changing Faces did not have a duly licensed, full-time manager employed at the salon.
5. In resolution of this matter, Marilyn Brooks, D/B/A Changing Faces, consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

Marilyn Brooks, owner and practitioner, D/B/A Changing Faces violated Wisconsin Statutes, Chapter 454.04(1)(a), 454.08(1)(b), 454.08(3), and 454.08(6) and Wisconsin Administrative Code for Barbering and Cosmetology BC 2.04(1) and 2.06(5).

ORDER

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

1. Marilyn Brooks, D/B/A Changing Faces shall immediately provide the Department Monitor with the names of any and all duly licensed barber and cosmetologists providing services at the salon. Respondent shall CEASE operation of the business unless and until she has only duly licensed personnel employed to provide barbering and cosmetology services. Respondent shall provide to the Department the name of a duly licensed manager of the Changing Faces salon **by June 30, 2003**.

2. Marilyn Brooks, shall pay to the Department of Regulation and Licensing a forfeiture of THREE THOUSAND dollars (\$3,000.00). A \$500.00 payment shall be submitted within thirty (30) days from the date of this order and payments of \$500.00 will be due on the first of every consecutive month there after until the full \$3,000.00 is paid. 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.**

In the event that Marilyn Brooks fails to comply with the conditions set forth within the Stipulation and Order, the barbering and cosmetology practitioner license (#80804) of Marilyn Brooks AND the establishment license of Changing Faces (#30116) 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.

BARBERING AND COSMETOLOGY EXAMINING BOARD

By: Leon Lauer
Board Member

10-6-03
Date