

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



## Wisconsin Department of Regulation & Licensing Access to the Public Records of the Reports of Decisions

This Reports of Decisions document was retrieved from the Wisconsin Department of Regulation & Licensing website. These records are open to public view under Wisconsin's Open Records law, sections 19.31-19.39 Wisconsin Statutes.

### Please read this agreement prior to viewing the Decision:

- The Reports of Decisions is designed to contain copies of all orders issued by credentialing authorities within the Department of Regulation and Licensing from November, 1998 to the present. In addition, many but not all orders for the time period between 1977 and November, 1998 are posted. Not all orders issued by a credentialing authority constitute a formal disciplinary action.
- Reports of Decisions contains information as it exists at a specific point in time in the Department of Regulation and Licensing data base. Because this data base changes constantly, the Department is not responsible for subsequent entries that update, correct or delete data. The Department is not responsible for notifying prior requesters of updates, modifications, corrections or deletions. All users have the responsibility to determine whether information obtained from this site is still accurate, current and complete.
- There may be discrepancies between the online copies and the original document. Original documents should be consulted as the definitive representation of the order's content. Copies of original orders may be obtained by mailing requests to the Department of Regulation and Licensing, PO Box 8935, Madison, WI 53708-8935. The Department charges copying fees. *All requests must cite the case number, the date of the order, and respondent's name as it appears on the order.*
- Reported decisions may have an appeal pending, and discipline may be stayed during the appeal. Information about the current status of a credential issued by the Department of Regulation and Licensing is shown on the Department's Web Site under "License Lookup." The status of an appeal may be found on court access websites at: <http://ccap.courts.state.wi.us/InternetCourtAccess> and <http://www.courts.state.wi.us/wscca>.
- Records not open to public inspection by statute are not contained on this website.

**By viewing this document, you have read the above and agree to the use of the Reports of Decisions subject to the above terms, and that you understand the limitations of this on-line database.**

**Correcting information on the DRL website:** An individual who believes that information on the website is inaccurate may contact the webmaster at [web@drl.state.wi.gov](mailto:web@drl.state.wi.gov)

STATE OF WISCONSIN  
BEFORE THE BARBERING AND COSMETLOGY  
EXAMINING BOARD

---

IN THE MATTER OF THE DISCIPLINARY :  
PROCEEDINGS AGAINST :  
 : FINAL DECISION AND ORDER  
LINDA C. MILLS, : LS0310231BAC  
HAIR RAISERS, :  
RESPONDENTS. :

---

**Division of Enforcement Case No. 02 BAC 089**

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

Linda C. Mills  
404 East Avenue  
Eagle, WI 53119

Hair Raisers  
S47 W30760 Highway 59  
Genesee Depot, WI 53127

Barbering and Cosmetology Examining Board  
Post Office Box 8935  
Madison, WI 53708-8935

Department of Regulation and Licensing  
Division of Enforcement  
Post Office 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 of this matter, subject to the approval of the Department. The Department has reviewed this Stipulation and considers it acceptable.

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

#### FINDINGS OF FACT

1. Linda C. Mills, (Date of Birth: April 5, 1967) 404 East Avenue, Eagle, WI 53119, is licensed as a barbering and cosmetology manager in the state of Wisconsin (license #81-24738). This license was first granted on March 27, 1992.
2. On or about November 6, 2002, Ms. Mills attempted to renew her license with the Department of Regulation and Licensing (hereinafter "Department").
3. The license renewal was granted on November 7, 2002. On November 8, 2002, the renewal was denied by the Department under Sec. 440.12, Wis. Stats., which authorizes the Department to deny an application for a credential renewal if the Wisconsin Department of Revenue (hereafter "DOR") certifies that the credential holder is liable for delinquent taxes.
4. The license renewal on November 7, 2002, was due to an administrative error by the Department and the error was corrected by the Department on November 8, 2002 resulting in Ms. Mill's license being placed in Non-Working, No-Automatic Renewal status.
5. Hair Raisers, S47 W30760 Highway 59, Genesee Depot, WI 53127, is licensed as a barbering and cosmetology establishment in the state of Wisconsin (license #80-17287). The license was first granted on May 2, 1988.
6. Linda C. Mills is listed with the Department of Regulation and Licensing as the owner and manager of Hair Raisers.
7. On October 25, 2000, the license of Hair Raisers was placed on Non-Working, No Automatic Renewal status with the Department.
8. On November 12, 2002, the license was placed on Expired status with the Department and later that same day the license was renewed after Ms. Mills paid the license renewal fees.
9. The Hair Raiser's establishment license then expired on July 1, 2003, and was not renewed.
10. On exact dates unknown, but at least on or about October 29, 2002, and October 16, 2003, Linda C. Mills was engaged in the practice of barbering and cosmetology at Hair Raisers, a barbering and cosmetology establishment located at S47 W30760 Highway 59, Genesee Depot, Wisconsin, 53127.
11. Ms. Mills has admitted that the establishment remained open and she continued to practice and allow other licensees to practice in her establishment at a time when her manager's license and establishment were in expired and non-renewed status.
12. On October 29, 2003, Ms. Mills reached a repayment agreement with DOR concerning her delinquent

taxes. The Department has received a copy of the Occupational License Clearance Certificate from DOR. A true and correct copy of the *Occupational License Delinquent Tax Release* is attached and incorporated herein as State's Exhibit A.

13. Ms. Mills is eligible to renew her manager's license and establishment license for Hair Raisers and both licenses have been renewed.

In resolution of this matter, Linda C. Mills and Hair Raisers, 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.

3. By the conduct referred to in the above Findings of Fact, Linda C. Mills and Hair Raisers have violated:

a. Sec. 454.04(1)(a), Wis. Stats., and Wis. Admin. Code § BC 2.04(1), by engaging in the unlicensed practice of barbering and cosmetology.

b. Sec. 454.08(1)(b), Wis. Stats., and Wis. Admin. Code §§ BC 2.04(1) and BC 3.01, by maintaining an unlicensed barbering and cosmetology establishment and allowing others to practice in that unlicensed establishment.

c. Sec. 454.08(6), Wis. Stats., and Wis. Admin. Code §§ BC 2.06(5) and BC 3.02(1), by operating a barbering and cosmetology establishment without a licensed manager.

#### **ORDER**

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

1. Linda C. Mills (lic. # #81-24738) and Hair Raisers (license #80-17287) are hereby **REPRIMANDED** and shall pay, jointly and severally, to the Department of Regulation and Licensing, a forfeiture of **THREE THOUSAND** dollars (\$3,000.00) and partial costs in the amount of **ONE THOUSAND TWO HUNDRED** dollars (\$1,200.00).

**IT IS FURTHER ORDERED** that the Respondents shall be allowed to repay the forfeiture and partial costs under an installment plan, which may extend over a **two (2) year period**, with each of the **twenty-four (24) payments** in the amount of **\$175.00**, to be submitted on the **15<sup>th</sup> day of each month**. The payment schedule shall begin on the 15<sup>th</sup> of the month following the month that this Order shall become effective.

**IT IS FURTHER ORDERED** that the full amount of the forfeiture and partial costs may be pre-paid at any time prior to each due date for payment without a pre-payment penalty.

**IT IS FURTHER ORDERED** that 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  
P.O. Box 8935  
Madison, WI 53708-8935

**IT IS FURTHER ORDERED** that in the event Linda C. Mills and Hair Raisers fails to comply with the conditions set forth in the paragraphs above, the establishment license of Hair Raisers (#80-17287) and the manager’s license of Linda C. Mills, shall be **SUMMARILY 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	12-1-03
	A member of the Board	Date