

# 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  
NGAN K. LE & : LS0406077BAC  
HOLLYWOOD NAILS, :  
RESPONDENTS. :

Division of Enforcement Cases # 02 BAC 055 and 03 BAC 036

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

Hollywood Nails  
Ngan K. Le  
620 US Hwy 12  
Baraboo, WI 54935

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. **Hollywood Nails** is licensed in the State of Wisconsin as a Manicuring Establishment license # 71 1612. This license was first granted to it on 03/16/00. The most recent address on file with the Department of Regulation and Licensing for this establishment is 620 Hwy. 12, Baraboo, WI 53913.
2. **Ngan K. Le**, (“Le”) is licensed in the State of Wisconsin as a Manicurist having license # 85 3946. Le is listed with the Department of Regulation and Licensing as the owner of Hollywood Nails. As owner, Le was at all times relevant to this action responsible for compliance with Wis. Stats. chapter 454 and Admin. Code chapters BC 2, and BC 4.
3. **Chau T. Long a.k.a. Andy Long Chau**, (“Chau”) is licensed in the State of Wisconsin as a Manicurist having license # 85 3947. Chau is listed with the Department of Regulation and Licensing as the owner of Hollywood Nails. Chau no longer resides in the United States.
4. On October 16, 2003, an investigator from the Department of Regulation and Licensing performed an inspection at Hollywood Nails. During the inspection the investigator observed Ngon H. Le, an employee of Hollywood Nails, providing services to a client. Ngon H. Le’s apprenticeship permit expired on March 30, 2003.
5. During the inspection on October 16, 2003, the investigator also found the equipment, tools and implements were not being maintained in a clean, sanitary and safe condition

## 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. Respondents **Ngan K. Le & Hollywood Nails**, have violated:
  - a. Wisconsin Statutes section 454.04(1)(a), and Wisconsin Administrative Code sections BC 2.06(4) and BC 2.04(1) by authorizing unlicensed employees to provide services to clients.
  - b. Wisconsin Administrative Code section BC 4.01(1) 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 Respondents **Ngan K. Le & Hollywood Nails**, shall pay to the Department of Regulation and Licensing a **forfeiture of ONE THOUSAND ONE HUNDRED dollars (\$1,100.00)**.

IT IS FURTHER ORDERED, that Respondents, pay **PARTIAL COSTS** in this matter in the amount of **FIVE HUNDRED dollars (\$500.00)**.

IT IS FURTHER ORDERED, that Respondent shall submit a total payment of SIXTEEN HUNDRED dollars (\$1,600.00) within SIXTY (60) 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 **Ngan K. Le & Hollywood Nails**, fails to timely submit payment as set forth above, the Barbering and Cosmetology Establishment license of **Hollywood Nails** and the Manicurist license of **Ngan K. Le** SHALL BE SUSPENDED, without further notice or hearing, until respondents have complied with the terms of this Order.

IT IS FURTHER ORDERED, that files, 02 BAC 055, and 03 BAC036 are hereby closed.

Dated this 7<sup>th</sup> day of June, 2004.

WISCONSIN BARBERING AND COSMETOLOGY EXAMINING BOARD

Leon Lauer  
A Member of the Board