

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

STATE OF WISCONSIN
BEFORE THE BARBERING AND COSMETOLOGY EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY :
PROCEEDINGS AGAINST :
 : FINAL DECISION AND ORDER
ALEX A. WHITE, : LS0506069BAC
WHITE’S BARBERSHOP :

RESPONDENTS

Division of Enforcement Case File #: 02 BAC 094

The parties to this action for the purpose of Wis. Stat. § 227.53 are:

Alex White
P.O. Box 510585
Milwaukee, WI 53203

White’s Barber Shop
1654 West Hopkins Street
P.O. Box 510585
Milwaukee, WI 53203

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. White’s Barber Shop is duly licensed as a barbering and cosmetology establishment in the State of Wisconsin having license #080 0018402. The grant date of White’s Barber Shop establishment license is unknown but the license is current until 06/30/05.
2. White’s Barber Shop most recent address on file with the Department of Regulation and Licensing (“Department”) is: 1654 West Hopkins Street, Milwaukee, Wisconsin 53202.
3. Alex A. White, date of birth 09/24/57, is the listed owner of White’s Barber Shop. According to Department Records, Mr. White is duly licensed as a barbering and cosmetology manager in the State of Wisconsin having license # 081 0021269. This license was first granted to Mr. White on 11/16/87.
4. Mr. White’s most recent address on file with the Department is: P.O. Box 510585, Milwaukee, WI 53202.
5. As owner, Mr. White was and is at all times relevant to this action responsible for compliance with Wisconsin

6. On or about August 28, 2002, the Department received a complaint alleging that Mr. White and White's Barber Shop allowed employees to perform barbering and cosmetology services without barbering and cosmetology licenses.
7. On or about January 29, 2003, two investigators from the Department performed an inspection of White's Barber Shop. During the inspection, the investigators received business cards that advertised the names of four individuals that were providing barbering and cosmetology services without barbering and cosmetology licenses. The inspection did not reveal any sanitation violations.
8. On or about March 27, 2003, the Department received written correspondence from the Respondent acknowledging and apologizing for the unlicensed practice discovered at White's Barber Shop.
9. In resolution of this matter, Alex A. White and White's Barber Shop consent to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Barbering and Cosmetology Examining Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 454.15.
2. The Barbering and Cosmetology Examining Board is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5),
3. Respondents Alex A. White and White's Barber Shop, have violated:
 - a. Wis. Stat. §§ 454.04 (1)(a) and Wisconsin Administrative Code § BC 2.04(1) by allowing four individuals to provide unlicensed barbering and cosmetology services; and
 - b. Wisconsin Administrative Code § BC 2.05(1) by advertising barbering and cosmetology services that were to be provided by persons who did not possess barbering and cosmetology licenses.

ORDER

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

IT IS FURTHER ORDERED, that Respondents shall jointly and severally pay to the Department of Regulation and Licensing a forfeiture of **FOUR THOUSAND DOLLARS (\$4,000.00)**.

IT IS FURTHER ORDERED, that Respondents shall jointly and severally pay costs in this matter in the amount of **ONE THOUSAND DOLLARS (\$1,000.00)**.

IT IS FURTHER ORDERED, that a down payment of **ONE THOUSAND DOLLARS (\$1,000.00)** shall be submitted within thirty (30) days from the date of this order and four more payments of **ONE THOUSAND DOLLARS (\$1,000.00)** will be due every three months from the previous payment until the full **FIVE THOUSAND DOLLARS** is paid. Payments shall be in **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
P.O. Box 8935
Madison, WI 53708-8935
Telephone (608) 267-3817
Fax (608) 266-2264**

IT IS FURTHER ORDERED, that in the event that Alex A. White and White's Barber Shop fail to timely submit payment of the forfeiture and costs as set forth above, Alex A. White's barbering and cosmetology manager's license # 081 0021269 and the establishment license for White's Barber Shop (# 080 0018402) **SHALL BE SUSPENDED**, without further hearing and without further Order of the Board, and said suspension shall continue until the full amount of said costs has

been paid to the Department of Regulation and Licensing and their failure to pay the costs shall be considered a violation of this Order by the Board.

IT IS FURTHER ORDERED, that file, 02 BAC 094 be, and hereby is, closed as to all Respondents.

Dated this 6th day of June, 2005.

WISCONSIN BARBERING AND COSMETOLOGY EXAMINING BOARD

By: Leon Lauer