

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE HEARING AND SPEECH EXAMINING BOARD

**IN THE MATTER OF THE APPLICATION FOR A
HEARING INSTRUMENT SPECIALIST LICENSE OF**

**NOTICE OF DENIAL
OF LICENSE**

**JAMES G. NIDELKOFF,
APPLICANT.**

To: James G. Nidelkoff
7755 Upper 167th Street, West
Lakeville, MN 55044

PLEASE TAKE NOTICE that the State of Wisconsin Hearing and Speech Examining Board has reviewed your application for a license as a hearing instrument specialist and denies the application for the following reason:

On your application for a hearing instrument specialist license, which was received by the Board on September 30, 2004, you checked "no" when asked the following question:

Has any licensing or other credentialing agency ever taken any disciplinary action against you, including but not limited to, any warning, reprimand, suspension, probation, limitation, revocation? If yes, attach a sheet providing details about the action, including the name of the credentialing agency and date of action.

Supplemental information that you submitted in conjunction with your application indicates that you were certified as a Hearing Instrument Dispenser by the Minnesota Department of Health in 1997, and that you were the subject of a disciplinary action by that Department in August 1998.

THE LEGAL BASIS FOR THIS DECISION IS:

An individual seeking licensure as a hearing instrument specialist must submit an application for licensure, which shall contain evidence satisfactory to the Board that he or she has met the requirements for licensure set forth in Wis. Stats., ch. 459.

Wisconsin Statutes s. 459.10, states, in part, that the examining board may deny the license of any person who has made any false statement or given any false information in connection with an application for a license.

DETERMINATION

The Board considered your application at its meeting on February 6, 2006. Based upon information contained in your application materials, the Board determined that you made a false statement in your application for licensure.

REQUEST FOR HEARING

PLEASE NOTE that you have a right to a hearing on the denial of your application if you file a request for hearing in accordance with the provisions of Ch. RL 1 of the Wisconsin Administrative Code. You may request a hearing within 45 calendar days after the mailing of this notice of denial. Your request must be submitted in writing to the HEARING AND SPEECH EXAMINING BOARD at:

Department of Regulation and Licensing
1400 East Washington Avenue
P.O. Box 8935
Madison, Wisconsin 53708-8935

The request must contain your name and address, the type of credential for which you have applied, a specific description of the mistake in fact or law that you assert was made in the denial of your credential, and a concise statement of the essential facts which you intend to prove at the hearing. You will be notified in writing of the Hearing and Speech Examining Board's decision. Under s. RL 1.08 of the Wisconsin Administrative Code, a request for a hearing is denied if a response to a request for a hearing is not issued within 45 days of its receipt by the Hearing and Speech Examining Board. Time periods for a petition for review begin to run 45 days after the Hearing and Speech Examining Board has received a request for a hearing and has not responded.

Dated this 16th day of February, 2006

Hearing and Speech Examining Board

Alma Peters, Chair