

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
:
MELONY A. JEKICH. :
NESO'S VILLAGE BARBER SHOP. : LS0702053BAC
:
RESPONDENTS. :

[Division of Enforcement Case File #: **06 BAC 016**]

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

Attn: Melony A. Jekich
Neso's Village Barber Shop
7212 West State Street
Wauwatosa, WI 53213

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

PROCEDURAL HISTORY

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. Neso's Village Barber Shop is duly licensed as a barbering and cosmetology establishment in the State of Wisconsin having license #080 0034091. This license was granted on 06/08/06.
2. Neso's Village Barber Shop most recent address on file with the Department of Regulation and Licensing ("Department") is: 7212 West State Street, Wauwatosa, WI 53213.
3. Melony A. Jekich, date of birth: 08/08/77, is listed as the owner of Neso's Village Barber Shop. Department records indicate that **Ms. Jekich** holds a barbering and cosmetology manager's license, #081 030490. This license was first granted on 05/02/05.
4. Ms. Jekich's most recent address on file with the Department is: 5027 A S Nicholson, Cudahy, WI 53110.
5. As the manger of record and owner of Neso's Village Barber Shop, Ms. Jekich was and is at all times relevant to this action responsible for compliance with Wisconsin Statutes, Chapter 454 and the Wisconsin Administrative Code for Barbering and Cosmetology Chapters BC 2 and 3.

6. On or about February 1, 2006, the Department received a newspaper article stating that a client had been bit by a dog at Neso's Village Cuts on November 23, 2005. A true and correct copy of the newspaper article is attached as Exhibit A, and is incorporated by reference into this document.

7. On or about May 9, 2006, an inspection of Neso's Village Cuts was conducted by a Department investigator. The May 9, 2006 inspection revealed that Ms. Jekich was operating a barbering and cosmetology booth rental without first obtaining an establishment license.

8. Department records indicate that Ms. Jekich obtained an establishment license for Neso's Village Barber Shop on June 8, 2006.

9. In resolution of this matter, Melony A. Jekich and Neso's Village Barber Shop consent to 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 Melony A. Jekich and Neso's Village Barber Shop have violated:

Wis. Stat. § 454.08 (1)(b) and Wis. Admin. Code §§ BC 2.04(1); 2.045(1); 3.01(1) and 3.02(2)(b) by operating a booth rental without obtaining an establishment license.

ORDER

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

IT IS FURTHER ORDERED, that the Respondents are hereby **REPRIMANDED** for the violations set forth above.

IT IS FURTHER ORDERED, that the Respondents shall jointly and severally pay to the Department of Regulation and Licensing a forfeiture of **FIVE HUNDRED DOLLARS (\$500.00)**.

IT IS FURTHER ORDERED, that Respondents shall jointly and severally pay costs in this matter in the amount of **TWO HUNDRED DOLLARS (\$200.00)**.

IT IS FURTHER ORDERED, that a down payment of **THREE HUNDRED FIFTY DOLLARS (\$350.00)** shall be submitted within thirty (30) days from the date of this order and one more payment of **THREE HUNDRED FIFTY DOLLARS (\$350.00)** will be due sixty (60) days from the previous payment until the full **SEVEN HUNDRED DOLLARS (\$700.00)** is paid. Payments shall be made by **certified check or money order**, payable to the Wisconsin Department of Regulation and Licensing sent to:

**Department Monitor
Division of Enforcement
Department of Regulation and Licensing
P.O. Box 8935
Madison, WI 53708-8935
Telephone (608) 261-7904
Fax (608) 266-2264**

IT IS FURTHER ORDERED, that in the event that Melony A. Jekich and Neso's Village Barber Shop fail to timely submit payment of the forfeiture and costs as set forth above, the barbering and cosmetology manager's license for Melony A. Jekich (#081 030490) and the establishment license for Neso's Village Barber Shop (# 080 034091) **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 06 BAC 016, be and hereby is, closed as to Melony A. Jekich and Neso's Village Barber Shop.

Dated this 5th day of February, 2007.

WISCONSIN BARBERING AND COSMETOLOGY EXAMINING BOARD

By: Jeannie M. Bush