

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
:
SALON DOVINI LLC, :
MERITA TAIRI, AND PULLUM TAIRI, :
RESPONDENTS : LS0802041BAC

Division of Enforcement Case No. 07 BAC 002

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

Salon Dovini LLC
7032 W. Greenfield Avenue
West Allis, WI 53214

Merita Tairi
6950 S. Ash Street
Oak Creek, WI 53154

Pullum Tairi
6950 S. Ash Street
Oak Creek, WI 53154

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. Respondent **Salon Dovini LLC** is licensed in the State of Wisconsin as a Barbering or Cosmetology Establishment, having license # 80-31948. This license was first granted to it on 04/23/04. The most recent address on file with the Department of Regulation and Licensing for this establishment is 7032 W. Greenfield Avenue, West Allis, WI 53214.

2. Respondent **Merita Tairi** is licensed in the State of Wisconsin as a Barbering or Cosmetology Manager, having license # 81-28970. This license was first granted to her on 02/21/02. The most recent address on file with the Department of Regulation and Licensing for Ms. Tairi is 6950 S. Ash Street, Oak Creek, WI 53154.

3. Respondent **Pullum Tairi** is licensed in the State of Wisconsin as a Barbering or Cosmetology Practitioner, having license # 82-87723. This license was first granted to him on 10/11/07. The most recent address on file with the Department of Regulation and Licensing for Mr. Tairi is 6950 S. Ash Street, Oak Creek, WI 53154.

4. Merita Tairi is the owner and manager of Salon Dovini LLC. As owner and manager, Merita Tairi was at all times relevant to this action responsible for compliance with Wis. Stat. Ch. 454 and Wis. Admin. Code §§ BC 2, BC 3 and BC 4.

5. Pullum Tairi and Merita Tairi are husband and wife.

6. A complaint was received by the Department alleging that Pullum Tairi was providing services as a cosmetologist at Salon Dovini LLC without being licensed.

7. On July 25, 2007, an investigator from the Department of Regulation and Licensing performed an unannounced inspection at Salon Dovini LLC. The inspection revealed a temporary practitioner permit for Pullum Tairi posted in the salon, with an expiration date of November 3, 2007. The inspection revealed no sanitation violations.

8. During the inspection, the investigator reviewed the appointment schedule on the computer and discovered that the first date Pullum Tairi appeared to have an appointment to provide services was on April 27, 2007.

9. According to Continental Testing Service (CTS), Pullum Tairi was granted a temporary practitioner permit on May 2, 2007.

10. The Department's investigation revealed that Pullum Tairi provided services for compensation on a few occasions prior to his being issued his temporary practitioner permit.

11. The Tairis' explanation for why Pullum Tairi provided services on a few occasions prior to being issued his temporary permit is that the school he attended told him following graduation that as soon as he sent in a cashier's check to CTS for his temporary license, he could begin working.

12. As mitigating factors, it is noteworthy that the Tairis have been cooperative throughout the Department's investigation of this matter and Pullum Tairi provided services for compensation prior to being issued his temporary permit on only a few occasions.

CONCLUSIONS OF LAW

1. The Wisconsin Barbering and Cosmetology Examining Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 454.15, and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

2. Respondents **Salon Dovini LLC, Merita Tairi** and **Pullum Tairi** have violated Wis. Stat. § 454.04(1)(a) and Wis. Admin. Code § BC 2.04(1) by allowing Pullum Tairi to provide services to clients for compensation prior to his being issued a temporary permit. As a result, they are subject to discipline pursuant to Wis. Stat. § 454.15(2)(i).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. **Salon Dovini LLC** (license # 80-31948), **Merita Tairi** (license # 81-28970) and **Pullum Tairi** (license # 82-87723) be, and hereby are, REPRIMANDED.

IT IS FURTHER ORDERED that:

2. Respondents shall, within 60 days of the date of this Order, jointly and severally pay **COSTS** in the amount of **FIVE HUNDRED DOLLARS (\$500.00)**.

3. Respondents shall, within 120 days of the date of this Order, jointly and severally pay a **FORFEITURE** in the amount of **TWO HUNDRED FIFTY DOLLARS (\$250.00)**.

4. Payment of the costs and forfeiture 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
P.O. Box 8935, Madison, WI 53708-8935
Telephone (608) 261-7904, Fax (608) 266-2264

5. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondents' licenses. The Board in its discretion may, in the alternative, impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order. In the event Respondents fail to timely submit any payment as ordered, then the Respondents' licenses (#80-31948, #81-28970, and #82-87723) SHALL BE SUSPENDED without further notice or hearing until Respondents have complied with the terms of this Order.

6. This Order is effective on the date of its signing.

Dated this 4th day of February, 2008.

WISCONSIN BARBERING AND COSMETOLOGY EXAMINING BOARD

By: Jeannie M. Bush