

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN  
BEFORE THE BARBERING AND COSMETOLOGY EXAMINING BOARD

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IN THE MATTER OF	:	
DISCIPLINARY PROCEEDINGS AGAINST	:	
	:	
GERI L. WEBB,	:	FINAL DECISION AND ORDER
RESPONDENT.	:	LS0804077BAC
	:	

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Division of Enforcement Case File Number 05 BAC 041

The parties to this action for the purposes of Section 227.53 of the Wisconsin statutes are:

Geri L. Webb  
Post Office Box 144  
Eagle River, Wisconsin 54521

Barbering and Cosmetology Examining Board  
Post Office Box 8935  
Madison, Wisconsin 53708-8935

Department of Regulation and Licensing  
Division of Enforcement  
Post Office Box 8935  
Madison, Wisconsin 53708-8935

**PROCEDURAL HISTORY**

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision 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. Geri L. Webb (Date of Birth: September 30, 1966), is duly licensed as a barbering or cosmetology manager in the state of Wisconsin (license #81-24627). This license was first granted on January 3, 1992, and is current through March 31, 2009. The last address Ms. Webb reported to the Department of Regulation and Licensing (Department) is Post Office Box 144, Eagle River, Wisconsin 54521. Ms. Webb was known as Geri L. Croker in the past.
2. From July 1, 2005, through October 3, 2005, Ms. Webb’s barbering or cosmetology manager’s license was in expired status.
3. From approximately January of 2005, through approximately November of 2005, Ms. Webb, operated a barbering or cosmetology establishment called Hair Pro, which was located at 5160 Highway 70 West, Eagle River, Wisconsin. During that time period, Hair Pro was not licensed as barbering or cosmetology establishment, which is contrary to Wisconsin Administrative Code § 3.02(2)(b).
4. From July 1, 2005, through October 3, 2005, Ms. Webb practiced barbering or cosmetology while her barbering or cosmetology manager’s license was in expired status.
5. In resolution of this matter, Geri L. Webb consents to the entry of the following Conclusions of Law and Order.

## CONCLUSIONS OF LAW

1. The Wisconsin Barbering and Cosmetology Examining Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 454.15.
2. The Wisconsin Barbering and Cosmetology Examining Board is authorized to enter into the attached stipulation pursuant to Wis. Stat. § 227.44(5).
3. By the conduct referred to in Findings of Fact 4., Geri L. Webb has violated Wis. Stat. § 454.04(1)(a). Except as permitted under pars. (b) and (d), no person may engage in barbering or cosmetology unless the person has received training in the areas of service provided and holds a current barber or cosmetologist license, manager license, temporary permit issued by the examining board or is an apprentice under s. 454.10 or a student in a barbering or cosmetology course of instruction.
4. By the conduct referred to in Findings of Fact 3. and 4., Geri L. Webb has violated Wis. Stat. § 454.15(2)(c). Engaged in the practice of barbering or cosmetology, aesthetics, electrology or manicuring which evidences a lack of knowledge or ability to apply professional principles or skills.
5. By the conduct referred to in Findings of Fact 3. and 4., Geri L. Webb has violated Wis. Stat. § 454.15(2)(i). Any violation of Chapter 454 or of the Administrative Code promulgated under Chapter 454 is cause for discipline.
6. By the conduct referred to in Findings of Fact 4., Geri L. Webb has violated Wis. Admin. Code § BC 2.03(2). Licensees may provide only those services which they are competent to perform by training or experience and are licensed to provide.
7. By the conduct referred to in Findings of Fact 3. and 4., Geri L. Webb has violated Wis. Admin. Code § BC 2.04(1). Licensees may not assist or participate in the unauthorized or unlicensed practice of barbering and cosmetology, aesthetics, electrology or manicuring.
8. By the conduct referred to in Findings of Fact 3. and 4., Geri L. Webb has violated Wis. Admin. Code § BC 2.04(2). Licensees shall report to the board unauthorized or unlicensed practice or other violations of ch. 454, Stats., and chs. BC 1 to 9.
9. By the conduct referred to in Finding of Fact No. 3., Geri L. Webb has violated Wis. Admin. Code § BC 2.045(1). Licensees shall not provide personal care services outside of a licensed establishment except for person who are unable to leave their homes because of illness or disability or for persons who are in hospitals, nursing homes, correctional institutions or other institutions.
10. By the conduct referred to in Findings of Fact 3. and 4., Geri L. Webb has violated Wis. Admin. Code § BC 2.08(1)(b). Licensees holding current licenses or permits granted under ch. 454, Stats., shall:
  - (b) Be responsible for their own professional practice, conduct and compliance with ch. BC 2.
11. By the conduct referred to in Findings of Fact 3., Geri L. Webb has violated Wis. Admin. Code § BC 3.01(1). Barbering and cosmetology, aesthetics, electrology and manicuring shall not be practiced outside the confines of a licensed establishment except as provided in s. BC 2.045.

## **ORDER**

NOW, THEREFORE, **IT IS HEREBY ORDERED** that the barbering or cosmetology manager's license of Geri L. Webb (#81-24627) is hereby REPRIMANDED.

NOW, THEREFORE, **IT IS HEREBY ORDERED** that Geri L. Webb pay to the Department of Regulation and Licensing a forfeiture of TWO THOUSAND dollars (\$2,000.00). Geri L. Webb shall also pay costs in the amount of NINE HUNDRED TWENTY FIVE dollars (\$925.00) in this matter.

All payments shall be submitted within 120 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  
Post Office Box 8935  
Madison, Wisconsin 53708-8935  
608-261-7904

**IT IS FURTHER ORDERED** that in the event Geri L. Webb fails to timely submit any payment of the forfeiture and costs as set forth above, the barbering or cosmetology manager license of Geri L. Webb (license number 81-24627) **SHALL BE SUSPENDED**, without further notice or hearing until Geri L. Webb has complied with the terms of this Order.

This Order shall become effective upon the date of its signing.

BARBERING AND COSMETOLOGY EXAMINING BOARD

By: Jeannie M. Bush  
A member of the Board

4/7/08  
Date

STATE OF WISCONSIN  
BEFORE THE BARBERING AND COSMETOLOGY EXAMINING BOARD

IN THE MATTER OF	:	
DISCIPLINARY PROCEEDINGS AGAINST	:	
	:	
GERI L. WEBB,	:	STIPULATION
RESPONDENT.	:	LS# 08 _____ BAC
	:	

Division of Enforcement Case File Number 05 BAC 041

It is hereby stipulated between Geri L. Webb and John C. Temby, Attorney for the Department of Regulation and Licensing, Division of Enforcement, as follows:

1. This Stipulation is entered into as a result of a pending investigation by the Division of Enforcement (05 BAC 041). Ms. Webb consents to the resolution of this investigation by stipulation and without the issuance of a formal complaint.

2. Ms. Webb understands that by the signing of this Stipulation she voluntarily and knowingly waives her rights, including: the right to a hearing on the allegations against her, at which time the state has the burden of proving those allegations by a preponderance of the evidence; the right to confront and cross-examine the witnesses; the right to call witnesses on her behalf and to compel their attendance by subpoena; the right to testify herself; the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision; the right to petition for rehearing; and all other applicable rights afforded to her under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes and the Wisconsin Administrative Code.

3. Ms. Webb is aware of her right to seek legal representation and has been provided an opportunity to obtain legal advice prior to signing this stipulation.

4. Ms. Webb agrees to the adoption of the attached Final Decision and Order by the Barbering and Cosmetology Examining Board (Board). The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Ms. Webb waives all rights to any appeal of the attached order, if adopted in the form as attached.

5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall be returned to the Division of Enforcement for further proceedings. In the event that this Stipulation is not accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by the consideration of this attempted resolution.

6. The parties to this Stipulation agree that the attorney or other agent for the Division of Enforcement and any member of the Barbering and Cosmetology Examining Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Ms. Webb or her attorney, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with the Board's deliberations on the Stipulation. Additionally, any such case advisor may vote on whether the Board should accept this Stipulation and issue the attached Final Decision and Order.

7. Ms. Webb is informed that should the Board adopt this stipulation, the Board's Final Decision and Order is a public record and will be published in accordance with standard Department policy.

8. The Division of Enforcement joins Geri L. Webb in recommending the Barbering and Cosmetology Examining Board adopt this Stipulation and issue the attached Final Decision and Order.

<hr/> <b>Geri L. Webb</b> Respondent Post Office Box 144 Eagle River, Wisconsin 54521 License Number 81-24627	<hr/> Date
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<hr/> <b>John C. Temby</b> Attorney Division of Enforcement Post Office Box 8935 Madison, Wisconsin 53708-8935	<hr/> Date
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