

# 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 THE DISCIPLINARY :  
PROCEEDINGS AGAINST : FINAL DECISION AND ORDER  
:  
NICOLE A. REWOLINSKI, :  
RESPONDENT. : LS08090810BAC

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Division of Enforcement Case No. 04 BAC 097

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

Nicole A. Rewolinski  
2885 South Kinnickinnic Avenue  
Milwaukee, WI 53207

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 **Nicole A. Rewolinski** is licensed in the state of Wisconsin as a Barbering and Cosmetology Practitioner, having license # 82-78880. This license was first granted to her on 10/26/99 and is current through 03/31/09. The most recent address on file with the Department of Regulation and Licensing for Ms. Rewolinski is 2885 South Kinnickinnic Avenue, Milwaukee, WI 53207.

2. A complaint was received by the Department alleging that several individuals with barbering and cosmetology practitioner licenses were renting chairs at East Town Spa Inc. without having separate manager licenses and separate establishment licenses.

3. East Town Spa Inc. is a licensed barbering and cosmetology establishment located at 718 E. Wells Street, Milwaukee, WI 53202.

4. On September 20, 2006, two investigators from the Department of Regulation and Licensing performed an unannounced inspection at East Town Spa Inc.

5. Ms. Rewolinski was present at the time of the inspection and providing services to a customer. Ms. Rewolinski informed the investigator that she was an employee of East Town Spa Inc., not a chair rental. The owner of East

Town Spa Inc. confirmed that Ms. Rewolinski is an employee of East Town Spa Inc.

6. The inspection of Ms. Rewolinski's workstation revealed dirty disinfectant (Barbicide), and hair inside of workstation drawers.

### 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. Respondent **Nicole A. Rewolinski** has violated Wis. Admin. Code §4.01(1) by failing to maintain her workstation in a clean and sanitary manner. As a result, Ms. Rewolinski is subject to discipline pursuant to Wis. Stat. § 454.15(2)(i).

3. Respondent **Nicole A. Rewolinski** has violated Wis. Admin. Code §4.02(5) by failing to change daily the disinfectant (Barbicide) used for decontamination. As a result, Ms. Rewolinski is subject to discipline pursuant to Wis. Stat. § 454.15(2)(i).

### ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. **Nicole A. Rewolinski** (license # 82-78880) be, and hereby is, **REPRIMANDED**.
2. **Nicole A. Rewolinski** shall, within 30 days from the date of this Order, pay **COSTS** in the amount of **ONE HUNDRED DOLLARS (\$ 100.00)**.
3. **Nicole A. Rewolinski** shall, within 90 days from the date of this Order, pay a **FORFEITURE** in the amount of **TWO HUNDRED DOLLARS (\$ 200.00)**.
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) 267-3817, 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 Ms. Rewolinski's license. 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 Ms. Rewolinski fails to timely submit any payment as ordered, then her license (# 82-78880) **SHALL BE SUSPENDED** without further notice or hearing until Ms. Rewolinski has complied with the terms of this Order.

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

Dated this 8<sup>th</sup> day of September, 2008.

WISCONSIN BARBERING AND COSMETOLOGY EXAMINING BOARD

By: Jeannie M. Bush