

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
	:	
DARCIE M. PARADIES, FANTASTIC SAMS	:	Case # LS08110316BAC
(New Richmond), FANTASTIC SAMS (Hudson)	;	
and FANTASTIC SAMS (River Falls),	:	
RESPONDENTS.	:	

Division of Enforcement Case # 06 BAC 084

The parties to this action for the purposes of Wis. Stats. § 227.53 are:

Darcie M. Paradies
1926 90th Street
New Richmond, WI 54017

Fantastic Sams
Attn: Darcie M. Paradies
228 Paperjack Drive
New Richmond, WI 54017

Fantastic Sams
Attn: Darcie M. Paradies
2119 Coulee Road
Hudson, WI 54016

Fantastic Sams
Attn: DBV LLC
1587 Paulson Road
River Falls, WI 54022

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

Barbering and Cosmetology Examining Board
Department of Regulation and Licensing
1400 East Washington Avenue
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 decision of this matter, subject to the approval of the Barbering and Cosmetology Board (Board). The Board has reviewed the attached Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Darcie M. Paradies (DOB 03/27/1967) is duly licensed as a barbering and cosmetology manager in the state of Wisconsin (license # 23303-81). This license was first granted on July 10, 1989, and expires on March 31, 2009.
2. Ms. Paradies' most recent address on file with the Department of Regulation and Licensing (Department) is 1926 90th Street, New Richmond, Wisconsin 54017.
3. Fantastic Sams, 228 Paperjack Drive, New Richmond, Wisconsin 54017 (Sams NR) is duly licensed as a barbering

and cosmetology establishment in the state of Wisconsin (license # 28008-80). This license was first granted on January 28, 1999, and expires on March 31, 2009.

4. Fantastic Sams, 2119 Coulee Road, Hudson, Wisconsin 54016 (Sams H) is duly licensed as a barbering and cosmetology establishment in the state of Wisconsin (license # 29609-80). This license was first granted on February 23, 2001, and expires on March 31, 2009.
5. Fantastic Sams, 1587 Paulson Road, River Falls, Wisconsin 54022 (Sams RF) is duly licensed as a barbering and cosmetology establishment in the state of Wisconsin (license # 32742-80). This license was first granted on February 4, 2005, and expired on March 31, 2009.
6. At all times relevant to this matter, Ms. Paradies was the owner and manager of record of Sams NR, Sams H, and Sams RF. As owner and manager, Ms. Paradies was responsible for the daily operations of the establishments and for ensuring that the establishments were in compliance with Wis. Stats. Chapter 454 and Wisconsin Administrative Code chapters BC 2, 3, and 4.
7. Investigator Candace Bloedow of the Department inspected Sams RF, Sams H, and Sams RF in the company of Ms. Paradies on November 21, 2006.
8. Investigator Bloedow observed that licensees and apprentices at Sams RF were using a toothbrush in their waxing service. She requested that the toothbrush be replaced with something from which all organic matter could be removed and then be disinfected.
9. Investigator Bloedow found hair clippings in drawers containing clean contact equipment at both Sams H and Sams RF.

CONCLUSIONS OF LAW

1. The Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 454.15, and is authorized to enter into the attached Stipulation and Order, pursuant to Wis. Stats. § 227.44 (5).
2. The conduct described in paragraph 8 in the Findings of Fact violates Wisconsin Administrative Code § BC 4.02 (3), which provides that disinfection for combs, lifts, brushes, rollers and any other contact equipment shall consist of cleaning with soap and water to remove all organic materials, spraying with a tuberculocidal disinfectant as defined in Wisconsin Administrative Code § BC 1.01 (6), and air drying.
3. The conduct described in paragraph 9 of the Findings of Fact violates Wisconsin Administrative Code § BC 4.02 (4), which requires that clean and disinfected contact equipment shall be placed in one or more covered containers and that a separate container be used for immediate storage of soiled contact equipment.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. The license of Darcie M. Paradies (#23303-81) to practice as a barbering and cosmetology manager in the state of Wisconsin is hereby REPRIMANDED
2. The establishment licenses of Sams NR (#28008-80), Sams H (#29609-80), and Sams RF (#32742-80) are hereby reprimanded.
3. Respondents shall, within one hundred twenty (120) days from the date of this order, pay a forfeiture of three hundred dollars (\$300.00) and costs of this proceeding in the amount of five hundred fifty (\$550.00) dollars, for a total of eight hundred fifty (\$850.00). Respondents shall be jointly and severally liable for payment of the amount due. Payment shall be made payable to the Wisconsin Department of Regulation and Licensing, and mailed to:

Department Monitor
Division of Enforcement
Department of Regulation and Licensing
P. O. Box 8935
Madison, WI 53708-8935
Telephone (608) 267-3817

4. **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 Respondent'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 Respondents fail to submit timely any payment of the forfeiture as set forth above, or fail to pay costs as ordered, Respondents' licenses (## 23303-81, 28008-80, 29609-80, and 32742-80)) SHALL BE SUSPENDED, without further notice or hearing until Respondents have complied with the terms of this Order.**
5. This Order is effective on the date of its signing.

By: Jeannie M. Bush
A Member of the Board

11/3/08
Date