

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE BARBERING AND COSMETOLOGY EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	FINAL DECISION AND ORDER
	:	
AMY J. WELLENS,	:	LS09091411BAC
RESPONDENT.	:	

Division of Enforcement Case #09 BAC 20

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

Amy J. Wellens
2302 Stuart Court
Madison, WI 53704

Wisconsin Barbering and Cosmetology Examining Board
P.O. Box 8935
Madison, WI 53708-8935

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 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

- Respondent Amy J. Wellens, (d.o.b. 6/18/75), is and was at all times relevant to the facts set forth herein a barbering and cosmetology manager, licensed in the State of Wisconsin pursuant to license #32640-81, originally granted on 12/19/08; she was previously licensed as a practitioner, that license was granted on 6/16/03.
- Starting sometime in October, 2008, Respondent operated an unlicensed establishment at the Oregon Tan Spa, Oregon, Wisconsin, providing haircuts to men and women, hair coloring services, and facial waxing, under the business name "Amy's Twisted Scissors Salon." Respondent applied for a license for the establishment on June 8, 2009, after a Department investigator issued a citation for this violation. An establishment license has been issued, as of June 12, 2009

CONCLUSIONS OF LAW

- 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).
- The conduct described in paragraph 2, above, violated Wis. Stat. § 454.08(1)(b) and Wis. Adm. Code § BC. 3.01(1). Such conduct constitutes unprofessional conduct within the meaning of the Code and statutes

ORDER

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

IT IS FURTHER ORDERED, that Amy J. Wellens shall FORFEIT the sum of One Thousand Dollars (\$1,000), to be paid no later than July 1, 2010. Respondent shall pay no less than \$100 per month, which shall be received by the Department no later than the first business day of the month, starting October 1, 2009.

IT IS FURTHER ORDERED, that pursuant to Wis. Stat. § 227.51(3), and Wis. Adm. Code ch. RL 6, 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. In the event Respondent fails to timely submit any monthly payment of the forfeiture as set forth above, or the payment is rejected by the issuing financial institution, or fails to submit the entire amount due by the due date, Respondent's license SHALL BE SUSPENDED, without further notice or hearing, until Respondent has paid the entire \$1,000, in full.

Dated this September 14, 2009.

WISCONSIN BARBERING AND COSMETOLOGY EXAMINING BOARD, by:

Jeannie M. Bush
a member of the board