

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN  
BEFORE THE DEPARTMENT OF REGULATION AND LICENSING  
IN THE MATTER OF  
DISCIPLINARY PROCEEDINGS AGAINST

RKSULE HAIR ACADEMY and  
REBECCA K. SULE,  
RESPONDENTS.

FINAL DECISION AND ORDER

ORDER 0000398

Division of Enforcement Case File Numbers 07 RBC 011, 08 RBC 004

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

RKSule Hair Academy  
790 Hansen Road  
Green Bay, WI 54304

Rebecca K. Sule  
790 Hansen Road  
Green Bay, WI 54304

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

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

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 Department of Regulation and Licensing (Department). The Department has reviewed the attached Stipulation and considers it acceptable.

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

**FINDINGS OF FACT**

1. RKSule Hair Academy (f/k/a InStyle Hair Academy) was licensed as a school of barbering or cosmetology in the state of Wisconsin (license # 87-113). That license was first granted on January 25, 2006 and expired on March 31, 2009.
2. RKSule Hair Academy's most recent address on file with the Department is 790 Hansen Road, Green Bay, WI 54304.
3. Rebecca K. Sule is licensed as a school of barbering or cosmetology instructor in the state of Wisconsin (license # 83-1671). That license was first granted on April 24, 2008 and is current through March 31, 2011.

4. Rebecca K. Sule's most recent address on file with the Department is 790 Hansen Road, Green Bay, WI 54304.
5. Rebecca Sule is listed in Department records as owner of RKSule Hair Academy.
6. RKSule Hair Academy's student contract did not contain the language regarding "ENROLLEE'S RIGHT TO CANCEL" that is required by Wis. Admin. Code § RL 62.02(10)(a).
7. The refund policy set out in RKSule Hair Academy's student contract did not comply with Wis. Admin. Code § RL 62.07(2)(c).
8. In an article published in the January 29, 2006 Green Bay Press Gazette, Ms. Sule stated that it would take students at her new academy 18 months to complete their courses. During the Department's investigation, Ms. Sule conceded that the barbering/cosmetology course could not be completed within 18 months as the school was only open Mondays through Wednesdays from 9:30 to 3:30. The contract that students signed prior to enrolling stated that the anticipated end date for students who enrolled in March 2006 was February/June 2008, 23-27 months after enrollment.
9. At various times, including on August 14, 2006 and August 21, 2006, classes were held outside of the school at a park, a restaurant and a student's home.
10. On April 9, 2008, RKSule Hair Academy's website contained a statement that Ms. Sule was a licensed instructor: "**Owner/Manager of InStyle Salon & Spa, Becky is also the Academy Owner/Licensed Instructor.**" (emphasis in original). Ms. Sule did not obtain her instructor license until April 24, 2008.
11. In resolution of this matter, Respondents RKSule Hair Academy and Rebecca K. Sule consent to the entry of the following Conclusions of Law and Order.

#### CONCLUSIONS OF LAW

1. The Department has jurisdiction to act in this matter pursuant to Wis. Stat. § 440.64 and is authorized to enter into the attached Stipulation and Order pursuant to Wis. Stat. § 227.44 (5).
2. By the conduct described in paragraphs 8 and 10 of the Findings of Fact, Respondents violated Wis. Admin. Code § RL 62.11(1)(b) by engaging in false, misleading or deceptive advertising and/or recruitment of students.
3. By the conduct described in paragraph 6 of the Findings of Fact, Respondents violated Wis. Admin. Code §§ RL 62.02(10)(a) and 62.11(1)(i), by failing to provide in RKSule Hair Academy's contract the required notice regarding an enrollee's right to cancel the contract.
4. By the conduct described in paragraph 7 of the Findings of Fact, Respondents violated Wis. Admin. Code §§ RL 62.07(2)(c) and 62.11(1)(i) by including in RKSule Hair Academy's contract a refund policy that did not comply with Wis. Admin. Code § RL 62.07(2)(c).
5. By the conduct described in paragraph 9 of the Findings of Fact, Respondents violated Wis. Admin. Code § RL 62.11(1)(L) by holding classes at locations other than the location identified in the school's latest application for licensure.

6. As a result of the violations described above, Respondents are subject to discipline pursuant to Wis. Stat. § 440.64(3).

**ORDER**

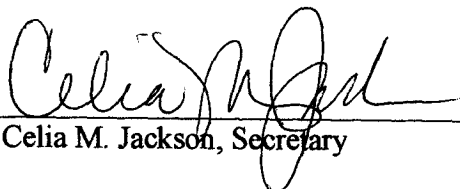
NOW, THEREFORE, IT IS HEREBY ORDERED:

1. The license of RKSule Hair Academy to operate as a school of barbering or cosmetology in the state of Wisconsin (license # 87-113) is hereby REPRIMANDED.
2. Rebecca K. Sule's license to practice as a barbering or cosmetology instructor in the state of Wisconsin (license # 83-1671) is hereby REPRIMANDED.
3. Rebecca K. Sule shall, within one hundred twenty (120) days from the date of this order, pay a FORFEITURE of THREE HUNDRED DOLLARS (\$300). 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  
Department of Regulation and Licensing  
P. O. Box 8935  
Madison, WI 53708-8935  
Telephone (608) 267-3817  
FAX (608) 266-2264

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 Sule's license. The Department 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 Respondent Sule fails to timely submit payment of the forfeiture as set forth above, Respondent's license (#83-1671) may, in the discretion of the Secretary or her designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with payment of the forfeiture and costs.
5. This Order is effective on the date of its signing.

IT IS FURTHER ORDERED that file numbers 07 RBC 011 and 08 RBC 004 are hereby closed.

By:   
Celia M. Jackson, Secretary

9/3/10  
Date