

# 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

KATHLEEN A. MAGYAR and,  
SALON WEST BROOKFIELD,  
RESPONDENTS.

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: FINAL DECISION AND ORDER  
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ORDER 0000 421

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Division of Enforcement Case File Number 09 BAC 087

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

Kathleen A. Magyar  
16985 W Bluemound Road Suite 200  
Brookfield, WI 53005

Salon West Brookfield  
16985 W Bluemound Road Suite 200  
Brookfield, WI 53005

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

Wisconsin 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 Wisconsin Barbering and Cosmetology Examining Board (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. Salon West Brookfield is licensed in the state of Wisconsin as a barbering and cosmetology establishment, license number 80-23347. This license was first granted to Salon West Brookfield on 3/24/1994 and is current through 03/31/2011.
2. The most recent address for Salon West Brookfield on file with the Wisconsin Department of Regulation and Licensing (Department) is 16985 W Bluemound Road Suite 200, Brookfield, WI 53005.
3. Kathleen A. Magyar is licensed in the state of Wisconsin as a barbering or cosmetology manager, license number 81-15594. This license was first granted to Ms. Magyar on 4/14/1982 and is current through 03/31/2011. Ms. Magyar is the owner of Salon West Brookfield.
4. Ms. Magyar's most recent address on file with the Department is 16985 W Bluemound Road Suite 200, Brookfield, WI 53005.
5. Beginning February 8, 2008 and continuing until at least March 2010, Salon West Brookfield leased space to Jagruti Khatri.
6. Jagruti Khatri used the space she leased from Salon West Brookfield to provide facial threading services. Ms. Khatri is not licensed in the state of Wisconsin and did not have an establishment license for her rental.
7. In resolution of this matter, Respondents Kathleen A. Magyar and Salon West Brookfield consent 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, and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).
2. By the conduct described in paragraphs 5 and 6 of the Findings of Fact, Respondents Kathleen A. Magyar and Salon West Brookfield violated Wis. Admin. Code § BC 2.04(1) by permitting an unlicensed individual to perform aesthetics services.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. The barbering or cosmetology manager license of Kathleen A. Magyar (license number 81-15594) and the barbering and cosmetology establishment license of Salon West Brookfield (license number 80-23347) are hereby REPRIMANDED.

IT IS FURTHER ORDERED that:

2. Respondent Kathleen A. Magyar shall, within one hundred twenty (120) days from the date of this order, pay a FORFEITURE in the amount of \$500.00 and COSTS in the amount of \$75.00, for a total amount of FIVE HUNDRED SEVENTY-FIVE DOLLARS (\$575.00). Respondent Salon West Brookfield shall, within one hundred twenty (120) days from the date of this order, pay a FORFEITURE in the amount of \$500.00 and COSTS in the amount of \$75.00, for a total amount of FIVE HUNDRED SEVENTY-FIVE DOLLARS (\$575.00). 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

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 Respondents' licenses. 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 timely submit payment of the costs and forfeitures as ordered and as set forth above, the Respondents' licenses (numbers 81-15594 and 80-23347) may, in the discretion of the board or its designee, be SUSPENDED, without further notice or hearing, until Respondents have complied with payment of the costs and forfeitures.

IT IS FURTHER ORDERED, that file, 09 BAC 087 be, and hereby is, closed.

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

Dated this 13 day of September, 2010.

WISCONSIN BARBERING AND COSMETOLOGY EXAMINING BOARD

By: Leanne M. Bush