

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 :

FINAL DECISION AND ORDER

BASALI MEDI SPA & :
DERMAL INSTITUTE and :
CHANDRA BAINES ADAMS, :
RESPONDENTS. :

ORDER 0000570

Division of Enforcement Case File Number 07 RBC 008

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

Basali Medi Spa & Dermal Institute
6324 West North Avenue
Wauwatosa, WI 53213

Chandra Baines Adams
6166 West Washington Circle
Wauwatosa, WI 53213

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 adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Basali Medi Spa & Dermal Institute was licensed as both a school of aesthetics and a school of manicuring in the State of Wisconsin, having license numbers 059-8 and 089-119, respectively. Those licenses were first granted on October 20, 2005, expired on June 30, 2007, were renewed on or about October 23, 2007 and expired on March 31, 2009.
2. Basali Medi Spa & Dermal Institute's most recent address on file with the Department is 6324 West North Avenue, Wauwatosa, WI 53213.

3. Chandra Baines Adams is licensed as an aesthetics instructor in the State of Wisconsin, having license number 072-121. That license was first granted on May 16, 2003 and is current through March 31, 2011.
4. Chandra Baines Adams' most recent address on file with the Department is 6166 West Washington Circle, Wauwatosa, WI 53213.
5. Chandra Baines Adams is listed in Department records as the owner of Basali Medi Spa & Dermal Institute.
6. On September 21, 2007, the Department received a complaint against Respondents alleging unlicensed practice. This case was subsequently opened for investigation.
7. On October 10, 2007, a Division of Enforcement investigator inspected the location of Respondent Basali Medi Spa & Dermal Institute.
8. The Department's investigation revealed that Respondent Baines Adams operated Respondent Basali Medi Spa & Dermal Institute as a school of aesthetics and a school of manicuring without current licenses from approximately June 30, 2007 until October 23, 2007.
9. On June 14, 2010, Respondent Baines Adams informed the Department that she has not operated either the aesthetics or manicuring schools since the spring of 2009.
10. In resolution of this matter, Respondents Basali Medi Spa & Dermal Institute and Chandra Baines Adams 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 paragraph 8 of the Findings of Fact, Respondents violated Wis. Stat. § 440.62(1)(a) by operating a school of aesthetics and a school of manicuring when neither school had current licenses.
3. By the conduct described in paragraph 8 of the Findings of Fact, Respondent Baines Adams violated Wis. Admin. Code § RL 62.11(1)(a) by holding classes at Respondent Basali Medi Spa & Dermal Institute without current licenses for the schools of aesthetics and manicuring.
4. By the conduct described in paragraph 8 of the Findings of Fact, Respondent Baines Adams violated Wis. Admin. Code § RL 62.11(1)(g) by violating Wis. Stats. Ch. 440, subch. V and Wis. Admin. Code Ch. RL 62 in the operation of the schools.
5. By the conduct described in paragraph 8 of the Findings of Fact, Respondent Baines Adams violated Wis. Admin. Code § RL 62.11(1)(j) by engaging in conduct which could reasonably be detrimental to the health, safety, or welfare of the public, or the students or staff of the schools.

6. By the conduct described in paragraph 8 of the Findings of Fact, Respondent Baines Adams violated Wis. Admin. Code § RL 65.12(1)(e) by violating Wis. Stats. Ch. 440 and Wis. Admin. Code Ch. RL 62.
7. By the conduct described in paragraph 8 of the Findings of Fact, Respondent Baines Adams violated Wis. Admin. Code § RL 65.12(1)(h) by engaging in conduct which evidenced a lack of knowledge or ability to apply principles or skills in aesthetics and manicuring in which she holds instructor's certificates.
8. By the conduct described in paragraph 8 of the Findings of Fact, Respondent Baines Adams violated Wis. Admin. Code § RL 65.12(1)(i)1. by engaging in unprofessional conduct which constitutes a danger to the health, welfare, or safety of a student or the public.
9. As a result of the violations described above, Respondents are subject to discipline pursuant to Wis. Stat. § 440.64(3) and Wis. Admin. Code §§ RL 62.11(2) and 65.12(2).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. The licenses of Basali Medi Spa & Dermal Institute to operate as a school of aesthetics and/or a school of manicuring in the State of Wisconsin (license numbers 059-8 and 089-119, respectively) are hereby REPRIMANDED.
2. Chandra Baines Adams' license to practice as an aesthetics instructor in the State of Wisconsin (license number 072-121) is hereby REPRIMANDED.
3. Chandra Baines Adams shall, within thirty (30) months from the date of this Order, pay a FORFEITURE of One Thousand One Hundred Fifty Five Dollars (\$1,155) and COSTS in the amount of One Thousand Eight Hundred Forty Five Dollars (\$1,845) for a total amount of THREE THOUSAND DOLLARS (\$3,000) in this matter. Payments shall be made in the amount of One Hundred Dollars (\$100) per month and submitted to the Department by the 15th day of each month.


Payments shall be made 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 Baines Adams' 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 Baines Adams fails to timely submit payment of the forfeiture and costs as set forth above, Respondent's license (#072-121) 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.

By: 
~~Celia M. Jackson, Secretary~~

11/30/10
Date

Hector Colon Secretary designee