

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



Wisconsin Department of Safety and Professional Services Access to the Public Records of the Reports of Decisions

This Reports of Decisions document was retrieved from the Wisconsin Department of Department of Safety and Professional Services website. These records are open to public view under Wisconsin's Open Records law, sections 19.31-19.39 Wisconsin Statutes.

Please read this agreement prior to viewing the Decision:

- The Reports of Decisions is designed to contain copies of all orders issued by credentialing authorities within the Department of Safety and Professional Services from November, 1998 to the present. In addition, many but not all orders for the time period between 1977 and November, 1998 are posted. Not all orders issued by a credentialing authority constitute a formal disciplinary action.
- Reports of Decisions contains information as it exists at a specific point in time in the Department of Safety and Professional Services data base. Because this data base changes constantly, the Department is not responsible for subsequent entries that update, correct or delete data. The Department is not responsible for notifying prior requesters of updates, modifications, corrections or deletions. All users have the responsibility to determine whether information obtained from this site is still accurate, current and complete.
- There may be discrepancies between the online copies and the original document. Original documents should be consulted as the definitive representation of the order's content. Copies of original orders may be obtained by mailing requests to the Department of Safety and Professional Services, PO Box 8935, Madison, WI 53708-8935. The Department charges copying fees. *All requests must cite the case number, the date of the order, and respondent's name as it appears on the order.*
- Reported decisions may have an appeal pending, and discipline may be stayed during the appeal. Information about the current status of a credential issued by the Department of Safety and Professional Services is shown on the Department's Web Site under "License Lookup."
The status of an appeal may be found on court access websites at:
<http://ccap.courts.state.wi.us/InternetCourtAccess> and <http://www.courts.state.wi.us/wsccl>.
- Records not open to public inspection by statute are not contained on this website.

By viewing this document, you have read the above and agree to the use of the Reports of Decisions subject to the above terms, and that you understand the limitations of this on-line database.

Correcting information on the DSPS website: An individual who believes that information on the website is inaccurate may contact the webmaster at web@drl.state.wi.gov

STATE OF WISCONSIN
BEFORE THE BARBERING AND COSMETOLOGY EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

THADDEUS E. MOORE AND
HANDSOME BARBER SHOP,
RESPONDENTS.

:
:
: FINAL DECISION AND ORDER
:
:
: ORDER 0001752

Division of Enforcement Case No. 10 BAC 054

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

Thaddeus E. Moore
2701 N. Teutonia Ave.
Milwaukee, WI 53206

Handsome Barber Shop
2701 N. Teutonia Ave.
Milwaukee, WI 53206

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

Division of Enforcement
Department of Safety and Professional Services
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 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, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent Thaddeus E. Moore (dob 09/24/1954) is licensed in the State of Wisconsin as a Barbering and Cosmetology Manager, having license number 81-24739, first issued on 03/27/1992 and current through 03/31/2013. Mr. Moore's most recent address on file

with the Wisconsin Department of Safety and Professional Services (Department) is 2701 N. Teutonia Ave., Milwaukee, WI 53206.

2. Respondent Handsome Barber Shop is licensed in the State of Wisconsin as a Barbering and Cosmetology Establishment, having license number 80-36933, first issued on 06/25/2009 and current through 03/31/2013. Handsome Barber Shop's most recent address on file with the Department is 2701 N. Teutonia Ave., Milwaukee, WI 53206. Respondent Moore is the co-owner and responsible manager of Respondent Handsome Barber Shop.

3. On or about June 15, 2010, the Department received a complaint alleging unlicensed practice at several barbering and cosmetology establishments. Division of Enforcement case number 10 BAC 054 was subsequently opened for investigation.

4. On May 10, 2011, a Department investigator performed an unannounced inspection of Respondent Handsome Barber Shop and noted the following violations:

- a. The establishment did not have a bodily fluid exposure protocol posted;
- b. Clean scissors and combs were not stored in covered containers;
- c. There were hair clippings on the floor; and
- d. The disinfectant being used did not contain tuberculocidal.

5. At the conclusion of the inspection, a Notice of Compliance was issued to Respondents. Respondents failed to return the Notice of Compliance to the Department.

6. Respondents have not previously been disciplined by the Board.

7. In resolution of this matter, Respondents Thaddeus E. Moore and Handsome Barber Shop 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 the Findings of Fact, Respondents violated:

- a. Wis. Admin. Code § BC 4.05(2) by failing to have a bodily fluid exposure protocol posted in the establishment;
- b. Wis. Admin. Code § BC 4.02(4) by failing to store clean and disinfected contact equipment in covered containers;
- c. Wis. Admin. Code § BC 4.01(1) by failing to maintain all areas of the establishment in a clean, sanitary and safe condition; and
- d. Wis. Admin. Code § BC 4.02(3) by failing to use tuberculocidal for disinfecting contact equipment.

3. As a result of the above violations, Respondents Thaddeus E. Moore and Handsome Barber Shop are subject to discipline pursuant to Wis. Stat. §§ 454.15(2)(b),(i) and 454.15(3).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. The attached Stipulation is hereby accepted.
2. Respondents Thaddeus E. Moore and Handsome Barber Shop are hereby REPRIMANDED.
3. Within 90 days of the date of this Order, Respondent Moore shall pay a FORFEITURE in the amount of \$200.00 and COSTS of this matter in the amount of \$153.00.
4. Within 90 days of the date of this Order, Respondent Handsome Barber Shop shall pay a FORFEITURE in the amount of \$200.00 and COSTS of this matter in the amount of \$153.00.
5. Payment of forfeiture and costs shall be made payable to the Wisconsin Department of Safety and Professional Services and sent to the Department Monitor at the address below:

Department Monitor
Division of Enforcement
Department of Safety and Professional Services
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 forfeiture and costs as ordered, Respondents' licenses (nos. 81-24739 and 80-36933) 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 forfeiture and costs.
7. This Order is effective on the date of its signing.

WISCONSIN BARBERING AND COSMETOLOGY EXAMINING BOARD

by:


A Member of the Board

6-11-12
Date