

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE COSMETOLOGY EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY PROCEEDINGS AGAINST	:	ORDER FIXING COSTS
	:	
	:	
ANGELA GRUBER,	:	ORDER0002367
RESPONDENT	:	

TO: Angela Gruber

On April 1, 2014, the Cosmetology Examining Board issued its Final Decision and Order in the above-captioned matter by which the Board ordered that pursuant to §440.22, Wis. Stats., the costs of this proceeding be assessed against Respondent. The Cosmetology Examining Board received the Affidavits of costs from the Division of Legal Services and Compliance and Division of Hearings and Appeals. The Cosmetology Examining Board considered the Affidavits of Costs on April 15, 2014 and orders as follows:

ORDER

NOW, THEREFORE, IT IS ORDERED that pursuant to § 440.22, Wis. Stats., the costs of this proceeding in the amount of \$953.14 are hereby assessed against Respondent, and shall be payable by Respondent to the Department of Safety and Professional Services. **Failure of Respondent to make payment on or before September 15, 2014, shall constitute a violation of the Order unless Respondent petitions for and the Board grants a different deadline.** Under § 440.22(3), Wis. Stats., the Department of Safety and Professional Services may not restore, renew or otherwise issue any credential to the Respondent until Respondent has made payment to the Department in the full amount assessed.

Payment shall be made payable to the Wisconsin Department of Safety and Professional Services and mailed to:

Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190
Madison, WI 53707-7190

Dated this 15 day of April, 2014.

Cosmetology Examining Board

By: Geraldine Beuter
Member of the Board



**Before The
State Of Wisconsin
COSMETOLOGY EXAMINING BOARD**

In the Matter of the Disciplinary Proceedings
Against **ANGELA GRUBER**, Respondent

AFFIDAVIT OF COSTS
Order No. 0002367

Division of Legal Services and Compliance Case No. 11 BAC 029

Jennifer Nashold, Administrative Law Judge, affirms the following before a notary public for use in this action, subject to the penalties for perjury in Wis. Stat. § 946.31:

1. I am an administrative law judge/attorney licensed to practice law in the State of Wisconsin, employed by the Wisconsin Division of Hearings and Appeals. I served as the Administrative Law Judge in the above-captioned matter.
2. This affidavit sets forth the costs and expenses incurred in this matter based upon my contemporaneous timekeeping entries in connection with the hearing.

Date	Action	Time
9/18/12	File Review, PHC, Draft	36 minutes
1/7/13	Draft	2 hours
1/8/13	Draft	1 hour, 30 minutes
1/9/13	Draft	1 hour, 30 minutes
1/10/13	Draft	12 minutes

3. That upon information and belief the total assessable costs for the Division of Hearings and Appeals are as follows:

A. Administrative Law Judge: 5.8 hours at \$61.00 per hour = \$353.80.

Dated this 5 day of April, 2013.

By: _____

Jennifer E. Nashold
Administrative Law Judge

Subscribed and sworn to before me this
5th day of April, 2013

Joseph R. Kukard
NOTARY PUBLIC, STATE OF WISCONSIN
MY COMMISSION EXPIRES ON July 12, 2015

11 BAC 029

That set out below are the costs of the proceeding accrued to the Division of Enforcement in this matter, based upon Division of Enforcement records compiled in the regular course of agency business in the above-captioned matter.

INVESTIGATOR EXPENSE — Candace Bloodow			HOURS	MINUTES
DATE				
2/8/2013	investigation		0	25
3/27/2012	case conference		0	3
11/28/2011	case conference		0	3
11/28/2011	investigation		0	5
11/16/2011	case conference		0	5
11/15/2011	investigation		1	5
11/4/2011	investigation		0	25
10/31/2011	case conference, investigation		0	25
10/25/2011	investigation		0	5
10/21/2011	investigation		0	15
10/20/2011	investigation		0	55
10/18/2011	investigation, conference w/supv, adv contact		1	0
9/21/2011	investigation		0	5
9/14/2011	investigation		0	5
9/13/2011	investigation		0	12
9/2/2011	case conference		0	4
8/26/2011	route to advisor		0	30
8/25/2011	investigation, case conference		0	45
8/23/2011	investigation		0	15
8/9/2011	search		0	5
8/8/2011	investigation		0	5
7/19/2011	investigation		0	25
7/18/2011	case conference		0	15
7/14/2011	investigation, to atty		1	55
7/12/2011	case conference		0	8
6/28/2011	investigation		0	5
6/27/2011	investigation		0	10
6/14/2011	investigation		0	50
6/9/2011	investigation		3	20
6/8/2011	inspection, travel		3	45
6/7/2011	investigation		0	10
4/29/2011	investigation		0	10
4/26/2011	investigation		0	5
4/8/2011	new case review		0	9

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TOTAL INVESTIGATOR EXPENSE --- (Based on their average salary and benefits at the Division of Enforcement)	18 HOURS AND 24 MINUTES	HOURS	MINUTES
		18	24

AT \$29.00 PER HOUR \$533.60/4= \$133.40

MISCELLANEOUS EXPENSE — Cortney Keo

DATE		COST
8/9/2012	Postage	\$16.60
9/11/2012	Stamps	\$8.30
TOTAL MISCELLANEOUS EXPENSE --- \$24.90		

MISCELLANEOUS EXPENSE — Heather Curnutt

DATE		HOURS	MINUTES
8/7/2012	Review complaints	0	30
2/28/2012	Telephone call from Complainant re case status. Email assigned atty and investigator re call.	0	5
6/19/2012	Review draft complaints, file and discuss with Atty Varriale.	0	55
TOTAL MISCELLANEOUS EXPENSE --- (Based on their average salary and benefits at the Division of Enforcement)		1	30

AT PER HOUR \$0.00

PARALEGAL EXPENSE — Cortney Keo

DATE		HOURS	MINUTES
8/10/2012	Case conference with Varriale; returned call to DHA	0	15
8/8/2012	Reviewed file; drafted 2 notice of hearings, to Varriale for review	1	0
8/9/2012	Filed 2 Complaints/Notices; emailed to DHA for filing; prepared mailings; delivered to post office; email to supervisors; prepared pleadings file; ICE entries	1	25
8/10/2012	Drafted 2 affidavits of service made copy fo case file; file to Varriale	1	10
9/7/2012	Case conference with Varriale; phone call with DHA; printed emails for case file	0	30
10/2/2012	Revised cover letter and filed proposed Gruber decision by mail and email and served R by mail and email	1	10
9/12/2012	Drafted affidavit of service; had notarized; copy to file; file to Varriale	0	40
9/11/2012	Emails with DHA and Varriale; case conference with Varriale; drafted cover letter; Prepared mailing regular and certified to send Notice/Complaint to Gruber's new address; delivery to post office	1	25
TOTAL PARALEGAL EXPENSE --- (Based on their average salary and benefits at the Division of Enforcement)		7	25

AT \$29.00 PER HOUR \$215.08

PROSECUTING ATTORNEY EXPENSE — Laura Varriale

DATE		HOURS	MINUTES
1/14/2013	read decision	0	20
9/27/2012	work on Gruber docs	1	20
9/26/2012	work on Gruber proposed decision and letter brief	1	25
8/7/2012	edit complaints and give to CK	0	15
8/6/2012	revise complaints, resubmit for approval.	0	40
6/19/2012	discuss complaints with supervisor	0	20

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6/18/2012	draft complaints against Schumacher and Gruber	1	50
6/12/2012	email case advisor about filing complaint against schumacher and gruber	0	10
5/2/2012	left v.m for Angela Gruber, Grace Schumacher and with Zamfira's attorney Jud Wyant asking status of case. Made notation to file.	0	15
2/24/2012	Finish FDOs and Stips for all parties; copy and mail	2	0
2/1/2012	Review File; draft stips; begin drafting FDOs	2	0
7/18/2011	Review file and applicable law; conference with supervisor regarding applicable violations; conference with Inv. CB; draft recomendation	1	20
2/7/2013	respond to objections	1	5

TOTAL PROSECUTING ATTORNEY	13 HOURS AND 0 MINUTES	HOURS	MINUTES
(Based on their average salary and benefits at the Division of Enforcement)		TOTALS	13 0
AT \$61.00 PER HOUR \$793.00			

PROSECUTING ATTORNEY EXPENSE — Lydia Thompson			
DATE		HOURS	MINUTES
4/1/2011	Screening case.	0	15
TOTAL PROSECUTING ATTORNEY		0 HOURS AND 15 MINUTES	HOURS MINUTES
(Based on their average salary and benefits at the Division of Enforcement)		TOTALS	0 15
AT \$61.00 PER HOUR \$15.25			

PROSECUTING ATTORNEY EXPENSE — Sarah Norberg			
DATE		HOURS	MINUTES
9/18/2012	Prep for and attend pre-hrg conf.	0	30
TOTAL PROSECUTING ATTORNEY		0 HOURS AND 30 MINUTES	HOURS MINUTES
(Based on their average salary and benefits at the Division of Enforcement)		TOTALS	0 30
AT \$61.00 PER HOUR \$30.50			

EXPENSE SUMMARY		
MISCELLANEOUS EXPENSE	Cortney Keo	\$24.90
PROSECUTING ATTORNEY EXPENSE	Lydia Thompson	\$15.25
MISCELLANEOUS EXPENSE	Heather Curnutt	\$0.00
PROSECUTING ATTORNEY EXPENSE	Sarah Norberg	\$30.50
INVESTIGATOR EXPENSE	Candace Bloedow +4	\$133.40
PROSECUTING ATTORNEY EXPENSE	Laura Varriale (less amnt paid by others + 2)	\$287.75
PARALEGAL EXPENSE	Cortney Keo +2	\$107.54

STATE OF WISCONSIN
BEFORE THE COSMETOLOGY EXAMINING BOARD

TOTAL ASSESSABLE COST >>> \$599.34

Laura M. Varriale

Laura M. Varriale

Subscribed and affirmed to before me this
4/4/2013

Christine Kew

Notary Public

My commission expired 3/27/16.