

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	:	FINAL DECISION AND ORDER
	:	OF DEFAULT
JALENA R. BODEN,	:	
RESPONDENT.	:	

0003546

Division of Legal Services and Compliance Case File Number 14 BAC 051

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

Jalena R. Boden
315 N. 3rd Street
Wausau, WI 54403

Wisconsin Cosmetology Examining Board
P.O. Box 8366
Madison, WI 53708-8366

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

PROCEDURAL HISTORY

This matter comes before the Wisconsin Cosmetology Examining Board (Board) as a citation to which Respondent Jalena R. Boden has made no timely response. Based on the record in this case, the Board adopts as its Final Decision in this matter the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. Respondent Jalena R. Boden (dob February 27, 1978) is licensed in the State of Wisconsin as a cosmetology manager, having license number 29126-81, first issued on July 22, 2002 and current through March 31, 2015. Jalena R. Boden's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 315 N. 3rd Street, Wausau, Wisconsin 54403.

2. On September 17, 2014, following an inspection on September 11, 2014, a Division of Legal Services and Compliance (Division) investigator issued a \$500 citation to Respondent for providing cosmetology services outside of a licensed establishment. Service was

accomplished by mail. A true and correct copy of this citation is attached as Exhibit A and is incorporated herein by reference.

3. On October 13, 2014, the Division received a letter from Respondent, postmarked October 10, 2014, which contested the violation cited and requested a hearing on the alleged violation cited.

4. Respondent's plea was not timely submitted.

5. Respondent has not paid the citation that was issued to Respondent on September 17, 2014.

CONCLUSIONS OF LAW

1. The Wisconsin Cosmetology Examining Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 454.15.

2. Respondent violated Wis. Admin. Code § Cos 2.045 by providing cosmetology services outside of a licensed establishment.

3. As a result, Respondent is subject to discipline pursuant to Wis. Stat. § 454.15(2)(i) and (3).

4. Respondent is in default pursuant to Wis. Admin. Code § Cos 10.07(1) for failing to make a deposit or otherwise respond to the citation in a timely fashion.

5. Pursuant to Wis. Admin. Code § Cos 10.07(1), the Board has the authority to issue an order of default against Respondent for the amount identified in the citation without further proceedings.

ORDER

1. Respondent is in DEFAULT and shall pay to the Wisconsin Department of Safety and Professional Services a total forfeiture in the amount of \$500 within thirty (30) days from the date of this Order.

2. Payment shall be made payable to the Wisconsin Department of Safety and Professional Services and sent to:

Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190, Madison, WI 53707-7190
Telephone (608) 267-3817, Fax (608) 266-2264

3. 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 refusal to renew a credential or additional disciplinary action.

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

WISCONSIN COSMETOLOGY EXAMINING BOARD

by: Terri Rauter
A Member of the Board

11/17/2014
Date