

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 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/wscca>

- 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 DSPS@wisconsin.gov

STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

IN THE MATTER OF A PETITION FOR AN	:	
ADMINISTRATIVE INJUNCTION	:	
INVOLVING	:	
	:	ADMINISTRATIVE INJUNCTION
STACEY FRIEDRICH,	:	
DBA TOTAL BODY LASER CENTER,	:	
AKA ADIEU TATTOO REMOVAL,	:	
RESPONDENT.	:	0003775

Division of Legal Services and Compliance Case No. 13 UNL 113

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

Mr. Stacey Friedrich.
DBA Total Body Laser Center
AKA Adieu Tattoo Removal
2000 Engel Street, Suite 102
Madison, WI 53713

Wisconsin Department of Safety and Professional Services
P.O. Box 8368
Madison, WI 53708-8368

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

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 Department of Safety and Professional Services (Department). The Department has reviewed this Stipulation and considers it acceptable.

Accordingly, the Department adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent Stacey Friedrich, DBA Total Body Laser Center, AKA Adieu Tattoo Removal, is not and has never been licensed by the State of Wisconsin to practice medicine and surgery.

2. Respondent Stacey Friedrich, DBA Total Body Laser Center, AKA Adieu Tattoo Removal, is not and has never been licensed by the State of Wisconsin to practice cosmetology.

3. Since approximately 2011, Respondent has provided laser tattoo removal in the state of Wisconsin, for compensation.

4. Respondent uses a "Quanta Q-Plus C Laser System" to penetrate the outer layer of human skin with photo-acoustic (laser) energy. The tattoo ink absorbs the laser energy, which fragments the ink into smaller particles. The body's immune system then absorbs and removes the fragmented ink.

5. The "Quanta Q-Plus C Laser System" is registered with the Food and Drug Administration as a Class II medical device.

6. Risks of tattoo removal by laser include but are not limited to burning, scarring, or pigment changes in the area of the laser treatment.

7. Doing business as Adieu Tattoo Removal, Respondent offers other cosmetic laser services "such as Hair Removal, Scar Removal and Skin Rejuvenation" for compensation, in Madison and Milwaukee.

8. In laser hair removal, a hair follicle growth center (root) absorbs laser energy, which damages the follicle and retards hair growth.

9. On July 28, 2014, a consumer protection investigator-advanced informed Respondent that his practice of laser tattoo removal constitutes the unlicensed practice of medicine and surgery. The investigator told Respondent he must cease the activity and remove web-site ads for the services. As of February 16, 2015, Respondent continues to offer the services at www.totalbodylasercenter.com and at www.adieutattooremoval.com.

10. Respondent does not perform the services described above as delegated acts of a physician licensed in this state to practice medicine and surgery.

11. Respondent neither admits nor denies the conduct described above but consents to entry of the conclusions of law and order below.

CONCLUSIONS OF LAW

1. The Wisconsin Department of Safety and Professional Services has jurisdiction in this matter pursuant to Wis. Admin. Code ch. SPS 3 and Wis. Stat. § 440.21, and is authorized to enter into the attached Stipulation and Order pursuant to Wis. Stat. § 227.44(5).

2. Pursuant to Wis. Stat. § 448.01(9)(c), the practice of medicine and surgery is defined to include "to penetrate, pierce or sever the tissues of a human being."

3. The conduct described in the Findings of Fact above constitutes the unlicensed practice of medicine and surgery, contrary to Wis. Stat. § 448.03(1).

4. Pursuant to Wis. Stat. § 454.01(7m)(d), the practice of cosmetology is defined to include, "The removal of hair of any person at the root, except by use of an electric needle."

5. The conduct described in the Findings of Fact above constitutes the unlicensed practice of cosmetology, contrary to Wis. Stat. § 454.04(1).

ORDER

1. The attached stipulation is accepted.

2. Unless and until Respondent is properly licensed to practice medicine and surgery by the Wisconsin Medical Examining Board, Respondent is enjoined and prohibited from the practice of medicine and surgery in the state of Wisconsin. Violation of this special order may result in a forfeiture of up to \$10,000 for each day of violation. See Wis. Stat. § 440.21(4)(a).

3. Unless and until Respondent is properly licensed to practice medicine and surgery by the Wisconsin Medical Examining Board, Respondent is enjoined and prohibited from offering services that constitute the practice of medicine and surgery in the state of Wisconsin. Violation of this special order may result in a forfeiture of up to \$10,000 for each day of violation. See Wis. Stat. § 440.21(4)(a).

4. Unless and until Respondent is properly licensed to practice cosmetology by the Wisconsin Cosmetology Examining Board Respondent is enjoined and prohibited from the practice of cosmetology in the state of Wisconsin. Violation of this special order may result in a forfeiture of up to \$10,000 for each day of violation. See Wis. Stat. § 440.21(4)(a).

5. Unless and until Respondent is properly licensed to practice cosmetology by the Wisconsin Cosmetology Examining Board in the state of Wisconsin, Respondent is prohibited from offering services that constitute the practice of cosmetology in the state of Wisconsin. Violation of this special order may result in a forfeiture of up to \$10,000 for each day of violation. See Wis. Stat. § 440.21(4)(a).

6. If the Department determines that there is probable cause to believe that Respondent has violated any terms of this Administrative Injunction, the Department may refer the violations covered by this decision and order to any appropriate prosecutorial unit for review for possible criminal charges.

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

Issued at Madison, Wisconsin, this 4th day of March, 2015.

By:



Michael J. Bernett, Chief Counsel
On behalf of the Department

STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

IN THE MATTER OF A PETITION FOR AN
ADMINISTRATIVE INJUNCTION INVOLVING

:
:
:
:
:
:
:

STIPULATION

STACEY FRIEDRICH,
DBA TOTAL BODY LASER CENTER,
AKA ADIEU TATTOO REMOVAL,
RESPONDENT.

0003775

Division of Legal Services and Compliance Case No. 13 UNL 113

Respondent STACEY FRIEDRICH, DBA TOTAL BODY LASER CENTER, AKA ADIEU TATTOO REMOVAL, and the Division of Legal Services and Compliance, Department of Safety and Professional Services stipulate as follows:

1. This Stipulation is entered into as a result of a pending investigation by the Division of Legal Services and Compliance. Respondent consents to the resolution of this investigation by Stipulation.

2. Respondent understands that by signing this Stipulation, Respondent voluntarily and knowingly waives the following rights:

- the right to a hearing on the allegations against Respondent, at which time the State has the burden of proving those allegations by a preponderance of the evidence;
- the right to confront and cross-examine the witnesses against Respondent;
- the right to call witnesses on Respondent's behalf and to compel their attendance by subpoena;
- the right to testify on Respondent's own behalf;
- the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision;
- the right to petition for rehearing; and
- all other applicable rights afforded to Respondent under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.

3. Respondent is aware of Respondent's right to seek legal representation and has been provided an opportunity to obtain legal counsel before signing this Stipulation.

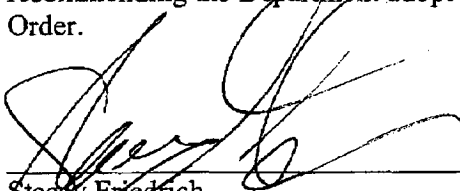
4. Respondent agrees to the adoption of the attached Final Decision and Order of Injunction by the Department. The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Department's order, if adopted in the form as attached.

5. If the terms of this Stipulation are not acceptable to the Department, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by the Department, the parties agree not to contend that the Department has been prejudiced or biased in any manner by the consideration of this attempted resolution.

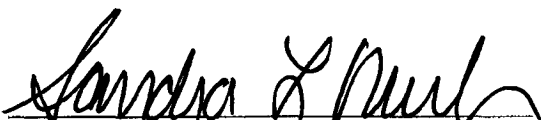
6. The parties to this Stipulation agree that the attorney for the Department of Safety and Professional Services may appear before the Department for the purposes of speaking in support of this agreement and answering questions that the Department may have in connection with deliberations on this Stipulation.

7. Respondent is informed that should the Department adopt this Stipulation, the Department's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

8. The Division of Legal Services and Compliance joins Respondent in recommending the Department adopt this Stipulation and issue the attached Final Decision and Order.


Stacey Friedrich,
DBA Total Body Laser Center,
AKA Adieu Tattoo Removal, Respondent
2000 Engel Street, Suite 102
Madison, WI 53713

3-3-15
Date


Sandra L. Nowack, Attorney
WI State Bar No. 1025643
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190
Madison, WI 53707-7190
Tel. (608) 266-8098
Fax (608) 266-2264
sandra.nowack@wisconsin.gov

3/4/15
Date