

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
CORNELL STALLWORTH AND :
TANGLED BY CORNELL, :
RESPONDENTS. :

0004887

Division of Legal Services and Compliance Case Nos. 14 BAC 076 and 14 BAC 094

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

Cornell Stallworth
2800 W. Melvina Street
Milwaukee, WI 53216

Tangled By Cornell
504 E. Center Street
Milwaukee, WI 53212

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

Division of Legal Services and Compliance
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 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 Cornell Stallworth (DOB 12/04/1968) is licensed by the State of Wisconsin as a cosmetology manager, having license number 28652-81, first issued on March 28, 2001, and current through March 31, 2017. Cornell Stallworth's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 2800 W. Melvina Street, Milwaukee, Wisconsin 53216.

2. On April 7, 2003, the Wisconsin Barbering and Cosmetology Examining Board¹ assessed a \$2,400 forfeiture against Stallworth, as owner of Curl Up & Dye, for assisting in unlicensed practice in violation of Wis. Admin. Code § BC 2.04(1) and for various sanitary violations including Wis. Admin. Code § BC 4.01(1) (Order # LS0304073BAC).

3. On August 2, 2004, the Board suspended Stallworth for five days and assessed a \$1,500 forfeiture against Stallworth, as owner of Tight Again Salon, for engaging in unlicensed practice in violation of Wis. Admin. Code § BC 2.04(1) and for failing to maintain a current establishment license (Order # LS0408026BAC).

4. On June 1, 2009, the Board reprimanded Stallworth and assessed a \$1,100 forfeiture against Stallworth, as owner of D'Zire, for assisting in unlicensed practice in violation of Wis. Admin. Code § BC 2.04(1) and for various sanitary violations including failing to maintain an establishment in a clean, sanitary and safe condition (Order # LS0901292BAC).

5. Respondent Tangled by Cornell is licensed by the State of Wisconsin as a cosmetology establishment, having license number 39546-80, first issued on June 21, 2012, and current through March 31, 2017. This license was expired between April 1, 2013 through November 7, 2014 and between April 1, 2015 through August 13, 2015. Tangled by Cornell's most recent address on file with the Department is 504 E. Center Street, Milwaukee, Wisconsin 53212.

6. Stallworth is the owner and manager of Tangled by Cornell.

7. On September 19, 2014, a Department investigator conducted an inspection of Tangled by Cornell, located at 504 E. Center Street, Milwaukee, Wisconsin 53212. At the time of the inspection, Tangled by Cornell was open for business despite not having an active credential.

8. On August 12, 2015, a Department investigator conducted an inspection of Tangled by Cornell, located at 504 E. Center Street, Milwaukee, Wisconsin 53212. At the time of the inspection, Tangled by Cornell was open for business again despite not having an active credential. The inspection revealed the following violations:

- a. blue powder covered contact equipment in a drawer; and
- b. contact equipment was not adequately covered.

9. In resolution of this matter, Respondents consent to the entry of the following Conclusions of Law and Order.

¹ The Wisconsin Barbering and Cosmetology Examining Board is now known as the Wisconsin Cosmetology Examining Board.

CONCLUSIONS OF LAW

1. The Wisconsin 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 Wis. Admin. Code § Cos 2.04(1) by assisting in the unlicensed practice of cosmetology.
3. By the conduct described in the Findings of Fact, Respondents violated Wis. Admin. Code §§ Cos 3.01(1) and Cos 4.01(1) by failing to maintain all areas of an establishment in a clean, sanitary and safe condition.
4. As a result of the above violations, Respondents are subject to discipline pursuant to Wis. Stat. § 454.15(2)(i).

ORDER

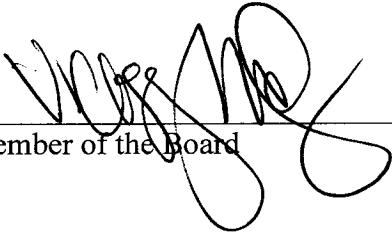
1. The attached Stipulation is accepted.
2. Respondent Tangled by Cornell is REPRIMANDED.
3. Respondent Cornell Stallworth's cosmetology manager license (no. 28652-81) and the right to renew the license are hereby SUSPENDED for a period of one (1) year from the date of this Order.
4. After the expiration of the period of suspension, Respondent Cornell Stallworth may petition the Board for termination of the suspension. In the event that Respondent petitions the Board for termination of the suspension, the Board may enter an order denying such petition without further notice or hearing. Whether to terminate the suspension and/or whether to impose any limitations or restrictions on Respondent's license or right to renew the license shall be in the discretion of the Board. The Division of Legal Services and Compliance has the right to appear at any hearing on a petition by Respondent to terminate the suspension.
5. Within one-hundred twenty (120) days from the date of this Order, Respondent Tangled by Cornell shall pay the COSTS of this matter in the amount of \$1,535.
6. Any petition to the Board and payment of costs, made payable to the Wisconsin Department of Safety and Professional Services, shall be sent by Respondents to the Department Monitor at the address below:

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
DSPSMonitoring@wisconsin.gov

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

WISCONSIN COSMETOLOGY EXAMINING BOARD

by:


A Member of the Board


Date

STATE OF WISCONSIN
BEFORE THE COSMETOLOGY EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY :
PROCEEDINGS AGAINST :
: STIPULATION
CORNELL STALLWORTH AND :
TANGLED BY CORNELL, :
RESPONDENTS. : 0004887

Division of Legal Services and Compliance Case Nos. 14 BAC 076 and 14 BAC 094

Respondents Cornell Stallworth and Tangled By Cornell 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. Respondents consent to the resolution of this investigation by Stipulation.

2. Respondents understand that by signing this Stipulation, Respondents voluntarily and knowingly waive the following rights:

- the right to a hearing on the allegations against Respondents, 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 Respondents;
- the right to call witnesses on Respondents' behalf and to compel their attendance by subpoena;
- the right to testify on Respondents' 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 Respondents under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.

3. Respondents are aware of Respondents' right to seek legal representation and have been provided an opportunity to obtain legal counsel before signing this Stipulation.

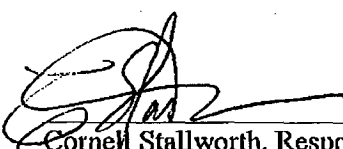
4. Respondents agree to the adoption of the attached Final Decision and Order by the Wisconsin Cosmetology Examining Board (Board). The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondents waive all rights to any appeal of the Board's order, if adopted in the form as attached.

5. If the terms of this Stipulation are not acceptable to the Board, 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 Board, the parties agree not to contend that the Board 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 or other agent for the Division of Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Respondents, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with deliberations on the Stipulation. Additionally, any such advisor may vote on whether the Board should accept this Stipulation and issue the attached Final Decision and Order.

7. Respondents are informed that should the Board adopt this Stipulation, the Board'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 Respondents in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.



Cornell Stallworth, Respondent
2800 W. Melvina St.
Milwaukee, WI 53216
License no. 28652-81

8/15/16


Date



Tangled By Cornell, Respondent
By: Cornell Stallworth
504 E. Center St.
Milwaukee, WI 53212
License no. 39546-80

8/15/16

Date



Renee M. Patton, Attorney
Division of Legal Services and Compliance
P.O. Box 7190
Madison, WI 53707-7190

8/16/2016

Date