

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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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/wscga>

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2. On April 14, 2018, the Department received a complaint alleging that Respondent was operating with a counterfeit cosmetologist license because Respondent had purchased her license through "Christy." The Department's Division of Legal Services and Compliance (DLSC) subsequently opened Case Number 18 BAC 037 for investigation.

3. Department records show that Respondent was issued her cosmetologist license on April 24, 2015, based on reciprocity from Texas.
4. On November 7, 2019, the Department called the Texas Department of Licensing and Regulation (TDLR) to ask about Respondent's Texas cosmetologist license. The individual at TDLR could not verify Respondent's Texas cosmetologist license.
5. On November 12, 2019, the Department's Division of Credential Processing informed DLSC that it did not have electronic records for Respondent's application file.
6. On January 15, 2020, the Department sent a letter to Respondent at her address of record. The Department requested a written response to the complaint, a copy of Respondent's Texas cosmetologist license, copies of Respondent's education/training transcripts, copies of Respondent's work experience documents, and any additional information. The response was due on January 30, 2020. The Department did not receive a response.
7. On February 4, 2020, the Department sent a letter to Respondent at her address of record via certified mail. The Department requested the same information as its January 15, 2020 letter. The response was due February 18, 2020.
8. On February 17, 2020, Respondent emailed the Department that she had tried looking for the information, but she had moved in the past couple of years and thought her documents had been lost.
9. Between February 28 and March 4, 2020, the Department emailed with TDLR. TDLR stated that they had conducted searches based on Respondent's name, birthdate, and last four digits of Respondent's social security number. TDLR stated that they were unable to locate Respondent in their system.
10. On April 3, 2020, the Department emailed Respondent that the Department had been unable to verify her Texas cosmetologist license. The Department then requested Respondent provide her license number and the documentation from Texas that Respondent had used to get her Wisconsin license. The response was due April 17, 2020.
11. On April 16, 2020, Respondent emailed the Department asking what information the Department was seeking. On the same day, the Department emailed Respondent requesting the same information as its April 3, 2020 email. The response was due April 30, 2020. The Department did not receive a response.
12. On July 8 and 9, 2020, the Department sent a letter and email to Respondent at her address of record. The Department requested proof that Respondent was licensed in another state and/or proof of Respondent's education or training. The response was due July 23, 2020.
13. On July 11, 2020, Respondent emailed the Department that she had looked for the documents, but it had been a while and she had moved houses so she believed a lot of her documents had been lost.

### 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, Respondent is subject to discipline pursuant to Wis. Stat. § 454.15(2)(a) by making a material misstatement in an application for a license.

### ORDER

1. The attached Stipulation is accepted.
2. Respondent Ba Thi Le's cosmetologist license (number 98611-82) is REVOKED.
3. Within ninety (90) days from the date of this Order, Respondent shall pay COSTS of this matter in the amount of \$1,101.
4. 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  
DSPSMonitoring@wisconsin.gov

You may also submit this information online via DSPS' Monitoring Case Management System at: <https://dpsmonitoring.wi.gov/>

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

WISCONSIN COSMETOLOGY EXAMINING BOARD

by: Al. Rohmeyer DSPS Chief Legal Counsel, 4/5/2021  
~~A Member of the Board~~ ~~Delegate~~ Date

STATE OF WISCONSIN  
BEFORE THE COSMETOLOGY EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

BA T. LE,  
RESPONDENT.

STIPULATION

**ORDER 0007291**

Division of Legal Services and Compliance Case No. 18 BAC 037

Respondent Ba T. Le 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 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. Respondent waives 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 Respondent, 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. Respondent is 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 Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.

  
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Ba T. Le, Respondent  
Greenville, WI 54942-8692  
Credential No. 98611-82

01/13/2021  
Date

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

01/15/2021  
Date