

## 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/wscca>

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# Wisconsin Department of Safety and Professional Services

Mail To: P.O. Box 7190  
Madison, WI 53707-7190  
FAX #: (608) 266-2264  
Phone #: (608) 266-2112

4822 Madison Yards Way  
Madison, WI 53705  
E-Mail: dsps@wisconsin.gov  
Website: http://dsps.wi.gov

## COSMETOLOGY EXAMINING BOARD

### CITATION FOR ADMINISTRATIVE FORFEITURE

DLSC CASE FILE # <u>19 BAC 093</u>	FINAL DECISION AND ORDER ORDER # <b>ORDER0007875</b>
<u>Huyen Phung</u>	<u>Diannas Nails Spa &amp; Salon LLC</u>
<input checked="" type="checkbox"/> Individual Credential Holder Name	<input checked="" type="checkbox"/> Establishment Name
License # <u>9329-85</u>	License # <u>5568-71</u>

<u>228 Paperjack Drive, Suite #7</u>	<u>New Richmond</u>	<u>54017</u>
Street	City	Zip
<u>Tuesday</u>	<u>Aug 10, 2021</u>	<u>2:25 pm</u>
Day of Week	Date	Time

On the above stated time, date and location, an investigation/inspection has disclosed the following violation, which must be corrected.

Huyen Phung and Diannas Nails Spa & Salon LLC participated in the unlicensed practice of manicuring by allowing their employee to provide manicuring services without a license.

In violation of Section Cos 2.04(1) of ☐ Wis. Stats. OR ☒ Wis. Adm. Code  
not signed Investigator 01/25/2022  
Signature of Division Investigative Staff Title Date  
[Signature] ☒ Licensee OR ☐ Establishment Owner 1/26/22  
Signature of Date

Pursuant to Wis. Stat. § 454.15(3), the licensing authority is authorized to impose a forfeiture in lieu of or in addition to other disciplinary action against your license.

PLEASE TAKE NOTICE THAT THE CREDENTIAL HOLDER MAY DEPOSIT A FORFEITURE IN THE AMOUNT OF \$ 500.00 BY MAILING A CHECK OR MONEY ORDER NO LATER THAN TWENTY (20) DAYS FROM THE DATE OF THIS CITATION, TOGETHER WITH THE SIGNED COPY OF THIS FORM TO: DEPARTMENT OF SAFETY & PROFESSIONAL SERVICES, DIVISION OF LEGAL SERVICES & COMPLIANCE, PO BOX 7190, MADISON, WI 53707-7190. IF THIS CITATION IS ISSUED TO BOTH AN INDIVIDUAL CREDENTIAL HOLDER AND AN ESTABLISHMENT, ONE HALF OF THE FORFEITURE IS DEEMED TO BE ASSESSED AGAINST EACH CREDENTIAL. PAYMENT SHALL BE TREATED AS A PLEA OF NO CONTEST TO THE VIOLATION CITED ABOVE AND CONSENT TO AN ORDER OF FORFEITURE, NOT TO EXCEED THE AMOUNT OF THE DEPOSIT.

Please reference "NOTICE OF RIGHT TO CONTEST" on reverse side of this form.

Al Rohmer DSPS Chief Legal Counsel,  
A Member of the Board Delegate

2/25/2022  
Date

#3053DLSC (02/20)  
Ch.454, Stats.

Citation 1 of 5

Committed to Equal Opportunity in Employment and Licensing

# Wisconsin Department of Safety and Professional Services

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<input checked="" type="checkbox"/> Individual Credential Holder Name License # <u>9329-85</u>	<input checked="" type="checkbox"/> Establishment Name License # <u>5568-71</u>

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On the above stated time, date and location, an investigation/inspection has disclosed the following violation, which must be corrected.

Huyen Phung and Diannas Nails Spa & Salon LLC provided aesthetics services outside a licensed establishment.

In violation of Section Cos 3.01(1) of ☐ Wis. Stats. OR ☒ Wis. Adm. Code  
Investigator 01/25/2022  
Signature of Division Investigative Staff Title Date  
1/26/22  
Signature of ☒ Licensee OR ☐ Establishment Owner Date

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Al Rohmeyer 2/25/2022  
A Member of the Board DSPS Chief Legal Counsel, Delegate Date

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On the above stated time, date and location, an investigation/inspection has disclosed the following violation, which must be corrected.

Huyen Phung and Diannas Nails Spa & Salon LLC stored germicide in an unsecured location.

In violation of Section Cos 3.01(6) of ☐ Wis. Stats. OR ☒ Wis. Adm. Code  
Investigator 01/25/2022  
Signature of Division Investigative Staff Title Date  
Signature of Licensee OR ☐ Establishment Owner 1/25/22  
Date

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PLEASE TAKE NOTICE THAT THE CREDENTIAL HOLDER MAY DEPOSIT A FORFEITURE IN THE AMOUNT OF \$ 100.00 BY MAILING A CHECK OR MONEY ORDER NO LATER THAN TWENTY (20) DAYS FROM THE DATE OF THIS CITATION, TOGETHER WITH THE SIGNED COPY OF THIS FORM TO: DEPARTMENT OF SAFETY & PROFESSIONAL SERVICES, DIVISION OF LEGAL SERVICES & COMPLIANCE, PO BOX 7190, MADISON, WI 53707-7190. IF THIS CITATION IS ISSUED TO BOTH AN INDIVIDUAL CREDENTIAL HOLDER AND AN ESTABLISHMENT, ONE HALF OF THE FORFEITURE IS DEEMED TO BE ASSESSED AGAINST EACH CREDENTIAL. PAYMENT SHALL BE TREATED AS A PLEA OF NO CONTEST TO THE VIOLATION CITED ABOVE AND CONSENT TO AN ORDER OF FORFEITURE, NOT TO EXCEED THE AMOUNT OF THE DEPOSIT.

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On the above stated time, date and location, an investigation/inspection has disclosed the following violation, which must be corrected.

Huyen Phung and Diannas Nails Spa & Salon LLC failed to dispose of buffer blocks and emery boards after each use.

In violation of Section Cos 4.01(3r) of ☐ Wis. Stats. OR ☒ Wis. Adm. Code  
*[Signature]* Investigator 01/25/2022  
Signature of Division Investigative Staff Title Date  
*[Signature]* ☒ Licensee OR ☐ Establishment Owner 1/26/22  
Signature of Date

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Huyen Phung and Diannas Nails Spa & Salon LLC did not store unused buffer blocks in a covered container.

In violation of Section Cos 4.02(4) of ☐ Wis. Stats. OR ☒ Wis. Adm. Code  
[Signature] Investigator 01/25/2022  
Signature of Division Investigative Staff Title Date  
[Signature] ☒ Licensee OR ☐ Establishment Owner 1/25/22  
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