

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

ZACOAIA GREEN,
RESPONDENT.

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FINAL DECISION AND ORDER

ORDER 0008948

Division of Legal Services and Compliance Case Nos. 20 BAC 008 and 22 BAC 007

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

Zacoia Green
Madison, WI 53704

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 Zacoia Green (Birth Year 1992) is licensed by the State of Wisconsin as a manicurist, having license number 9947-85, first issued on May 4, 2017 and current through March 31, 2025. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is in Madison, Wisconsin 53704.

20 BAC 008

2. On March 30, 2020, the Department received a complaint alleging that Respondent was providing manicuring service during the Safer at Home order related to the Covid-19 pandemic. The Division of Legal Services and Compliance (DLSC) subsequently opened Case Number 20 BAC 008 for investigation.

3. Respondent owns and operates Z-Ultimate Experience (ZUE), a manicuring establishment. At the time of the complaint, ZUE did not have an establishment license.

4. On April 29, 2020, the Department sent a letter to Respondent, requesting a response to the complaint.

5. On June 10, 2020, Respondent replied to the Department and stated that ZUE was not open to the public during the Safer at Home order. She also stated that she had bills to pay and “didn’t think that doing a few appointments out of my home...would cause this incident...”

6. On April 1, 2021, Respondent’s manicurist license expired.

7. On January 20, 2022, Respondent told the Department that she opened ZUE on November 27, 2018, and admitted providing manicuring services at ZUE. Respondent agreed to renew her manicuring license and to obtain a manicuring establishment license for ZUE.

8. On January 27, 2022, Respondent renewed her manicurist license.

9. On May 2, 2022, ZUE was issued a manicuring establishment license (no. 5904-71).

10. On April 1, 2023, Respondent’s manicurist license and ZUE’s establishment license expired.

11. On May 8, 2023, Respondent posted on her personal Facebook page,

We are now accepting walk-ins and appts! At Z-Ultimate Experience we are a full-service black-owned self-care center located at 2104 East Washington Ave. Where we specialize in the latest nail trends, luxury pedicures, and non-invasive services that not only help sculpt the body to your desire but also sculpt the mental.

12. On June 27, 2023, Respondent told the Department that she never did work at home during the Safer at Home order. She stated that she did have family and friends over during that time and sometimes removed some of their sets, but did not charge them.

13. Respondent also told the Department that at the time she opened ZUE, she contacted the Department to find out what she needed to do to get a license. She stated that she filled out the application and provided all the required information, so she thought she had an establishment license.

14. On July 13, 2023, Respondent applied to renew her manicurist license.

15. On July 14, 2023, Respondent told the Department that she is not currently working as a manicurist, as she is the sole caretaker for a family member who recently had a stroke. However, she is planning on reopening ZUE on August 1, 2023.

16. On September 27, 2023, Respondent’s manicurist license was renewed. On September 29, 2023, ZUE’s license was renewed.

22 BAC 007

17. On January 22, 2022, Respondent submitted her application for a manicuring establishment license for ZUE. On the application, Respondent provided a list of pending charges and misdemeanor and ordinance convictions, some of which had never been previously reported to the Department. DLSC subsequently opened Case Number 22 BAC 007 for investigation.

18. According to the Wisconsin Circuit Court Access website, on September 8, 2022, Respondent was convicted of Operating While Revoked, a misdemeanor, in Dane County Case No. 2021CT0239.

19. According to the Wisconsin Circuit Court Access website, on April 24, 2023, Respondent was convicted of Operating While Revoked and Bail Jumping, both misdemeanors, in Dodge County Case No. 2022CT271.

20. Respondent did not report the above convictions to the Department within 48 hours.

21. On July 14, 2023, Respondent told the Department that she did not realize that she had to report convictions to the Department that did not have anything to do with her profession.

22. In resolution of this matter, Respondent consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Cosmetology Examining Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 454.15(2), 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 violated Wis. Admin. Code § Cos 2.04(1) by participating in the unauthorized or unlicensed practice of manicuring.

3. By the conduct described in the Findings of Fact, Respondent violated Wis. Admin. Code § Cos 3.01(1) by practicing manicuring outside the confines of a licensed establishment.

4. By the conduct described in the Findings of Fact, Respondent violated Wis. Stat. § 440.03(13)(am) and Wis. Admin. Code § SPS 4.09(2) by failing to send a notice of her convictions to the Department within 48 hours after the entry of the judgments of conviction.

5. As a result of the above violations, Respondent is subject to discipline pursuant to Wis. Stat. § 454.15(2)(i).

ORDER

1. The attached Stipulation is accepted.

2. Respondent Zacoia Green is REPRIMANDED.

3. Respondent Zacoia Green shall pay the COSTS of this matter in the amount of \$1,491, pursuant to the following schedule:

<u>Payment Due Date</u>	<u>Amount</u>
February 15, 2024	\$124.25
March 15, 2024	\$124.25
April 15, 2024	\$124.25
May 15, 2024	\$124.25
June 15, 2024	\$124.25
July 15, 2024	\$124.25
August 15, 2024	\$124.25
September 15, 2024	\$124.25
October 15, 2024	\$124.25
November 15, 2024	\$124.25
December 15, 2024	\$124.25
January 15, 2025	\$124.25

4. Payments must be made on or before the dates specified above. If a payment is not made by the due date, interest shall accrue at the statutory rate of 12%, pursuant to Wis. Stat. § 440.22(2), and Respondent may also face further sanctions as noted in paragraph 6, below.

5. Payment of costs (made payable to the Wisconsin Department of Safety and Professional Services) shall be sent by Respondent 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) 266-2112; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

Submissions may also be made online at: <https://dpsmonitoring.wi.gov/>

6. In the event Respondent violates any term of this Order, Respondent's license (number 9947-85), or Respondent's right to renew her license, may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of the Order. The Board may, in addition and/or in the alternative, refer any violation of this Order to the Division of Legal Services and Compliance for further investigation and action.

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

WISCONSIN COSMETOLOGY EXAMINING BOARD

by: Megan Jackson
A Member of the Board

1/22/2024
Date

STATE OF WISCONSIN
BEFORE THE COSMETOLOGY EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

ZACOA GREEN,
RESPONDENT.

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:
:

STIPULATION

ORDER 0008948

Division of Legal Services and Compliance Case No. 20 BAC 008 and 22 BAC 007

Respondent Zacoia Green 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 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.



Zacoja Green, Respondent
Madison, WI 53704
Credential No. 9947-85

10-25-2023

Date



Megan Reed, Attorney
Division of Legal Services and Compliance
P.O. Box 7190
Madison, WI 53707-7190

10/26/2023

Date