

**COSMETOLOGY EXAMINING BOARD
MEETING MINUTES
September 30, 2014**

PRESENT: Kristin Allison, Vicky McNally, Jeffrey Patterson (excused at 10:38 a.m.), Lori Paul, Geraldine Reuter, Gail Sengbusch

STAFF: Brittany Lewin, Executive Director; Karen Rude-Evans, Bureau Assistant; Gretchen Mrozinski, Board Legal Counsel

CALL TO ORDER

Geraldine Reuter, Chair, called the meeting to order at 9:30 a.m. A quorum of six (6) members was confirmed.

ADOPTION OF AGENDA

Amendment(s)

- Under Item E2 (closed session) – Deliberation of Proposed Stipulations. Final Decisions and Orders, add: 13 BAC 033 – Jodi L. Turner

MOTION: Jeffrey Patterson moved, seconded by Vicky McNally, to adopt the agenda as amended. Motion carried unanimously.

APPROVAL OF MINUTES OF JUNE 10, 2014

MOTION: Jeffrey Patterson moved, seconded by Vicky McNally, to approve the minutes of June 10, 2014 as published. Motion carried unanimously.

RECOGNITION OF BOARD MEMBER

MOTION: Vicky McNally moved, seconded by Lori Paul, to recognize Jeffrey Patterson for his years of service and dedication to the Board and to the citizens of the State of Wisconsin. Motion carried unanimously.

CLOSED SESSION

MOTION: Lori Paul moved, seconded by Vicky McNally, to convene to closed session to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or certification of individuals (s. 19.85 (1)(b), Stats.); to consider closing disciplinary investigation with administrative warning (ss.19.85(1)(b), Stats. and 440.205, Stats.); to consider individual histories or disciplinary data (s. 19.85 (1)(f), Stats.); and, to confer with legal counsel (s.19.85(1)(g), Stats.). Gerri Reuter read the language of the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: Kristin Allison – yes; Vicky McNally – yes; Jeffrey Patterson – yes; Lori Paul – yes; Geraldine Reuter – yes; Gail Sengbusch - yes. Motion carried unanimously.

The Board convened into closed session at 9:49 a.m.

RECONVENE TO OPEN SESSION

MOTION: Lori Paul moved, seconded by Gail Sengbusch, to reconvene into open session. Motion carried unanimously.

The Board reconvened into open session at 10:07 a.m.

VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION

MOTION: Kristin Allison moved, seconded by Lori Paul, to affirm all motions made in closed session. Motion carried unanimously.

CITATIONS

MOTION: Jeffrey Patterson moved, seconded by Lori Paul, to close the following case(s) according to the citation(s) by the Division of Legal Services and Compliance:

- a) 12 BAC 092 (E.S.)
- b) 12 BAC 092 (G. &T.C.)
- c) 13 BAC 090 (R.H.)
- d) 13 BAC 108 (L.P.H and E.N.)
- e) 13 BAC 135 (D.H.N. and H.N.)
- f) 13 BAC 138 (S.N.)
- g) 13 BAC 138 (J.N.)
- h) 13 BAC 138 (J.N.)
- i) 13 BAC 162 (MSN&S)
- j) 13 BAC 162 (MSN&S)
- k) 13 BAC 162 (MSN&S)
- l) 13 BAC 162 (Q.M.N.)
- m) 14 BAC 036 (N.H.T.L. and U.S.N.)
- n) 14 BAC 042 (S.K.F)

Motion carried unanimously.

PROPOSED STIPULATIONS, FINAL DECISIONS AND ORDERS

MOTION: Vicky McNally moved, seconded by Kristin Allison, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Order in the matter of disciplinary proceedings against **Nicole M. Schwark and East Town Spa, Inc., case 13 BAC 015**. Motion carried unanimously.

MOTION: Lori Paul moved, seconded by Kristin Allison, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Order in the matter of disciplinary proceedings against **Robert L. Bradford, case 13 BAC 028**. Motion carried unanimously.

- MOTION:** Kristin Allison moved, seconded by Lori Paul, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Order in the matter of disciplinary proceedings against **Heather L. Oemig, case 13 BAC 031**. Motion carried unanimously.
- MOTION:** Lori Paul moved, seconded by Kristin Allison, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Order in the matter of disciplinary proceedings against **Jennifer W. Taylor and Shear Essentials Salon and Spa, Inc., case 13 BAC 033**. Motion carried unanimously.
- MOTION:** Kristin Allison moved, seconded by Lori Paul, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Order in the matter of disciplinary proceedings against **Curtiss E. Sommer, Marilyn Sommer and Curt's London Barbers, case 13 BAC 040**. Motion carried unanimously.
- MOTION:** Kristin Allison moved, seconded by Lori Paul, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Order in the matter of disciplinary proceedings against **Louise M. Rossi-Kabe, Rossi's Barber Shop, Susan L. Wilhite and Karen L. Ison, case 13 BAC 040**. Motion carried unanimously.
- MOTION:** Kristin Allison moved, seconded by Lori Paul, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Order in the matter of disciplinary proceedings against **Dianne L. Jansen and Dianne's Design, case 13 BAC 046**. Motion carried unanimously.
- MOTION:** Kristin Allison moved, seconded by Lori Paul, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Order in the matter of disciplinary proceedings against **Kelsey R. Olvera, case 13 BAC 052**. Motion carried unanimously.
- MOTION:** Kristin Allison moved, seconded by Lori Paul, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Order in the matter of disciplinary proceedings against **Barbara J. Olson, case 13 BAC 069**. Motion carried unanimously.
- MOTION:** Kristin Allison moved, seconded by Lori Paul, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Order in the matter of disciplinary proceedings against **Leissa R. Berenschot and Leissa Hair Studio, case 13 BAC 069**. Motion carried unanimously.
- MOTION:** Kristin Allison moved, seconded by Lori Paul, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Order in the matter of disciplinary proceedings against **Louis D Clark and Fanci That II, case 13 BAC 078**. Motion carried unanimously.

- MOTION:** Kristin Allison moved, seconded by Lori Paul, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Order in the matter of disciplinary proceedings against **Patrick F. Bean, case 13 BAC 079**. Motion carried unanimously.
- MOTION:** Kristin Allison moved, seconded by Lori Paul, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Order in the matter of disciplinary proceedings against **Fausto I. Delgado, case 13 BAC 084**. Motion carried unanimously.
- MOTION:** Kristin Allison moved, seconded by Lori Paul, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Order in the matter of disciplinary proceedings against **Sarai N. Gillmore, case 13 BAC 098**. Motion carried unanimously.
- MOTION:** Kristin Allison moved, seconded by Lori Paul, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Order in the matter of disciplinary proceedings against **608 Stylez and Cutz, case 13 BAC 105**. Motion carried unanimously.
- MOTION:** Kristin Allison moved, seconded by Lori Paul, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Order in the matter of disciplinary proceedings against **Ngoc V. Nguyen and Rose Nails, case 13 BAC 137**. Motion carried unanimously.
- MOTION:** Kristin Allison moved, seconded by Lori Paul, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Order in the matter of disciplinary proceedings against **Patricia J. Hanisch, case 13 BAC 154**. Motion carried unanimously.
- MOTION:** Kristin Allison moved, seconded by Lori Paul, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Order in the matter of disciplinary proceedings against **Anthony J. Beasley, case 14 BAC 016**. Motion carried unanimously.
- MOTION:** Kristin Allison moved, seconded by Lori Paul, to adopt the Findings of Fact, Conclusions of Law, Final Decision and Order in the matter of disciplinary proceedings against **Jodi L. Turner, case 13 BAC 033**. Motion carried unanimously.

PROPOSED ADMINISTRATIVE WARNINGS

- MOTION:** Vicky McNally moved, seconded by Jeffrey Patterson, to issue an Administrative Warning in **case 13 BAC 076 (S.J.N. and M.D.S.)**. Motion carried unanimously.

MOTION: Vicky McNally moved, seconded by Jeffrey Patterson, to issue an Administrative Warning in **case 13 BAC 099 (S.A.G. and B.A.)**. Motion carried unanimously.

MOTION: Vicky McNally moved, seconded by Jeffrey Patterson, to issue an Administrative Warning in **case 14 BAC 017 (C.A.L.)**. Motion carried unanimously.

CASE CLOSINGS

MOTION: Kristin Allison moved, seconded by Jeffrey Patterson, to close the following cases according to the recommendations by the Division Legal Services and Compliance:

- a) 13 BAC 003 (B.K. and S.F.) for insufficient evidence (IE)
- b) 13 BAC 028 (D.V.B.S.) for prosecutorial discretion (P3)
- c) 13 BAC 031 (H.S.) for no jurisdiction (L3)
- d) 13 BAC 053 (L.H.) for prosecutorial discretion (P7)
- e) 13 BAC 077 (T.N. and N.T.N.) for insufficient evidence (IE)
- f) 13 BAC 079 (L.B.B.S.S.) for prosecutorial discretion (P3)
- g) 13 BAC 084 (F&F B.S.) for lack of jurisdiction (L2)
- h) 13 BAC 090 (R.B.S.) for prosecutorial discretion (P7)
- i) 13 BAC 094 (LDS&S and B.S.B.) for prosecutorial discretion (P2)
- j) 13 BAC 098 (S.O.S.) for no violation (NV)
- k) 13 BAC 099 (S.A.G.) for no violation (NV)
- l) 13 BAC 100 (M.R.S., R.L.R. and G.C.) for no violation (NV)
- m) 13 BAC 102 (K.M.M. and G.C.) for prosecutorial discretion (P2)
- n) 13 BAC 105 (W.H.) for no violation (NV)
- o) 13 BAC 121 (D.S.H.S. and R.G.H.) for prosecutorial discretion (P2) and (D.S.H.S) for no violation
- p) 13 BAC 124 (P.B.S. and K.O.F.) for insufficient evidence (IE)
- q) 13 BAC 125 (J.O and F.T.S., LLC) for insufficient evidence (IE)
- r) 13 BAC 138 (S.N.) for prosecutorial discretion (P7)
- s) 13 BAC 154 (S.S. & S. and C.L.M.) for no violation (NV)
- t) 13 BAC 157 (K.R.H.) for prosecutorial discretion (P2) and (G.M.S.) for no violation (NV)
- u) 13 BAC 162 (Q.M.N.) for prosecutorial discretion (P7)
- v) 14 BAC 003 (C.F.Y., LLC and P.L.L.) for no violation (NV) and (C.F.Y., D.S. and S.S.) prosecutorial discretion (P2)
- w) 14 BAC 005 (L.S.) for insufficient evidence (IE)
- x) 14 BAC 019 (R.Y.P. and S.S.) for insufficient evidence (IE)
- y) 14 BAC 026 (M.L.N. and E.S.) for insufficient evidence (IE)
- z) 14 BAC 037 (I.E.N., A.M.S, B.J.E. and E.L.W.) for no violation (NV) and (G.H. & N.S., N.K.S., S.L.L., B.L.D. and N.M.S.) for prosecutorial discretion (P2)
- aa) 14 BAC 048 (L.L.C) for no violation

Motion carried unanimously.

LEGISLATIVE AND ADMINISTRATIVE RULE MATTERS

Chapters COS 1-11

MOTION: Vicky McNally moved, seconded by Kristin Allison, to designate Kristin Allison and Lori Paul to serve as liaisons to DSPS staff for drafting the rules for Chs. Cos 1 to 11 relating to the comprehensive update of cosmetology rules. Motion carried unanimously.

EDUCATION AND EXAMINATION MATTERS

Continuing Education for Delegated Medical Procedures

MOTION: Kristin Allison moved, seconded by Lori Paul, to appoint Gerri Reuter as the liaison to work with DSPS staff to make decisions regarding delegated medical procedures. Motion carried unanimously.

ADJOURNMENT

MOTION: Gail Sengbusch moved, seconded by Kristin Allison, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 11:56 a.m.