STATE OF IOWA
BEFORE THE BOARD OF COSMETOLOGY ARTS & SCIENCES

IN THE MATTER OF: ) CASE NO. CO 12-013
Skin Transformation, L.L.P. ) STATEMENT OF CHARGES,
License No. 104032 ) SETTLEMENT AGREEMENT AND
and ) FINAL ORDER
Tonya Vincent )
License No. 00628 )
and )
Jessica Sage )
License No. 066003 )
RESPONDENTS. )

COMES NOW the Iowa Board of Cosmetology Arts and Sciences (Board) and
Skin Transformation, through its owners Tonya Vincent and Jessica Sage (Respondents),
and hereby enter into this Combined Statement of Charges, Settlement Agreement, and
Final Order (Agreement & Order) pursuant to Iowa Code sections §§ 17A.10, 272C.3(4),
and chapter 645 Iowa Administrative Code (IAC) rule § 12.1.

STATEMENT OF CHARGES.

1. Respondents were issued license number 104032 to operate a salon in the
State of Iowa on June 21, 2012. Respondents’ salon license expired on December 31,
2012. Respondent Vincent was issued esthetician license number 00628 on January 26,
2007. Respondent Vincent’s license is current and will next expire on March 31, 2014.
Respondent Sage was issued esthetician license number 066003 on April 10, 2008.
Respondent Sage’s license is current and will next expire on March 31, 2014. Board
records indicate that Respondents’ salon was located at 8435 University Boulevard,
Clive, IA 50325.

2. The Board has jurisdiction over the parties and the matter pursuant to Iowa Code chapters §§ 17A, 157, and 272C.

COUNT I

3. Respondents are charged with violating a regulation, rule, or law of this state pursuant to Iowa Code § 157.11 by providing cosmetology services from an unlicensed establishment in violation of 645 Iowa Administrative Code § 61.2.

FACTUAL CIRCUMSTANCES

4. On April 11, 2012, the Board requested the Iowa Department of Inspections and Appeals to verify if Skin Transformations was providing cosmetology services without a license.

5. Upon arriving at Respondents’ salon on April 12, 2012, investigator observed a client exiting the business. Investigator spoke to Respondents who admitted they had been providing services since April 9, 2012, and reported they treated a total of 9 clients since the business opened. Board investigator spoke to the Respondents’ attorney Alex Wonio by phone who explained that he assumed the license would have been approved prior to April 9th and advised his clients to open the salon.

6. Respondent Tonya Vincent agrees to pay to the Board a civil monetary penalty of $1,000.00 total. Respondent Jessica Sage agrees to pay to the Board a civil monetary penalty of $500.00 total. The funds shall be payable to the State of Iowa. Respondents shall remit full payment of the civil monetary penalty within 30 days of the date this Order
7. This combined Statement of Charges, Settlement Agreement and Final Order constitutes the resolution of a contested case proceeding.

8. By entering into this Agreement and Order, Respondents voluntarily waives any rights to a contested case hearing on the allegations contained in the Agreement and Order and voluntarily waives any objections to the terms of the Agreement and Order, including the right to appeal.

9. This combined Agreement and Order is voluntarily submitted by Respondents to the Board for consideration.

10. Respondents acknowledge that he/she has a right to be represented by counsel in this matter.

11. Respondents agree that counsel for the State may present this Agreement and Order to the Board.

12. This Agreement and Order is subject to approval of the Board. If the Board fails to approve this Agreement and Order it shall be of no force or effect to either party.

13. This Agreement and Order shall be part of the Respondents' permanent record and shall be considered by the Board in determining the nature and severity of any disciplinary action to be imposed in the event of any future violation.

14. In the event Respondents violates or fails to comply with any of the terms of this Settlement Agreement and Final Order, the Board may initiate appropriate action to revoke or suspend Respondents' license or to impose other licensee discipline in accordance with Iowa Code section § 272C.3(2)(a).
15. This Agreement, and Order is a public record available for inspection and copying upon execution of the Agreement and Order in accordance with the requirements of Iowa Code chapter §§ 22 and 272C.

16. The Board’s approval of this Agreement and Order shall constitute a FINAL ORDER of the Board.

Wherefore, the terms and conditions of this Statement of Charges, Settlement Agreement, and Consent Order are agreed to and accepted by the Iowa Board of Cosmetology Arts & Sciences and the Respondents.

Respondent(s)  

Iowa Board of Cosmetology Arts & Sciences

By:  

By: Chairperson

Date 2-17-14  

Date 7-7-14

Date 11-20-14