STATE OF IOWA
BEFORE THE IOWA BOARD OF COSMETOLOGY ARTS & SCIENCES

IN THE MATTER OF:	*	
	*	
2001 Hair and Nails	*	
Unlicensed	*	**CASE NO. 06-247**
and	*	
Andy Nguyen, Owner	*	
License No. 01696	*	
	*	**BOARD ORDER**
RESPONDENT	*	**DISMISSAL WITHOUT PREJUDICE**
	*	

Now on July 8, 2008, Motion to Dismiss Notice of Hearing and Statement of Charges without prejudice is granted in the above entitled case scheduled for hearing on August 27, 2008. Motion in support thereof states:

1. During the investigation into this case, it appeared Respondent was the owner of record of the salon, 2001 Hair and Nails, located at 1812 Mississippi, Davenport, Iowa 52803. Respondent holds a nail technology license. The salon was unlicensed.

2. A Notice of Hearing and Statement of Charges was filed against the Respondent on May 28, 2008. A contested case hearing in this matter is scheduled for August 27, 2008.

3. Since Notice of Hearing and Statement of Charges was filed, the State has learned that Hai Van Nguyen, license number 56275, is the owner of Respondent salon, but sometimes goes by the name of "Andy Nguyen." The licensee listed above is not the owner of the salon.

4. The Notice of Hearing and Statement of Charges issued is factually incorrect in light of the new information obtained since the Board authorized the filing of said charges.

5. The above-captioned Notice of Hearing and Statement of Charges should be dismissed without prejudice. A dismissal without prejudice will allow the State to file a Notice of Hearing and Statement of Charges with the correct owner information.

6. The dismissal is in the interest of justice.