BEFORE THE IOWA BOARD OF COSMETOLOGY
ARTS AND SCIENCES

IN THE MATTER OF: SKIN SOLUTIONS LASER,
License No. 011027,
Respondent.

Case No. CO 08-067 STIPULATION AND
CONSENT ORDER

Pursuant to Iowa Code §§ 17A.10(2) and 272C.3(4) (2009), and 645 Iowa Administrative Code § 12.1, the Iowa Board of Cosmetology Arts and Sciences (hereinafter, "Board") and Skin Solutions Laser (hereinafter, "Respondent") enter into the following Stipulation and Consent Order, settling a disciplinary proceeding pending before the Board.

Allegations specified in a Statement of Charges against Respondent shall be resolved without proceeding to hearing, as the Board and Respondent stipulate as follows:

1. Respondent was issued cosmetology license number 011027 on October 27, 2005. Respondent's license will expire on December 31, 2010, unless earlier renewed.

2. Respondent address of record is 1601 NW 114th Street, Suite 355, Clive, Iowa 50325.

3. A Notice of Hearing and Statement of Charges against Respondent was adopted by the Board on August 6, 2009.

4. The Board has jurisdiction over the parties and jurisdiction over the subject matter of these proceedings.
5. Respondent has chosen not to contest the allegations set forth in the Notice of Hearing and Statement of Charges and acknowledges that the allegations, if proven in a contested case proceeding, would constitute grounds for the discipline described herein.

6. On the date of the Board's approval of this Stipulation and Consent Order, Respondent's cosmetology license shall be placed on probation on terms which shall include the following:

   a. Respondent agrees to comply with the terms of probation.

   b. The period of probation shall be two (2) years, provided, however, that only those periods during which Respondent has a valid salon license shall count toward exhaustion of the probationary period.

   c. Respondent shall discontinue use of the 750 Fraxel Laser and the 1064 Cutera Laser.

   d. Within thirty (30) days after the date of the Board’s approval of this Stipulation and Consent Order, Respondent shall discontinue and remove inaccurate or misleading statements and advertising, including advertising on internet websites utilizing the name or address of Skin Solutions and of Skin Solutions Laser. Within the same thirty (30) day period, Respondent shall provide the Board, in writing, the details of all actions taken by Respondent to alter, correct or remove inaccurate or misleading statements and advertising, including statements and advertising on the internet.
e. Upon the Board’s approval of this Stipulation and Consent Order, Respondent shall be assessed a civil penalty in the amount of $1000. This civil penalty shall be paid promptly after the Board’s approval of this Stipulation and Consent Order, and shall be made payable to the Treasurer of Iowa and mailed to the administrator of the Board. All civil penalty payments shall be deposited into the State of Iowa general fund.

f. Respondent shall obey all federal and state laws, rules, and regulations related to the practice of cosmetology.

g. Respondent shall report to the Board quarterly, in writing. The report shall include Respondent’s current address and phone number, Respondent’s most recent efforts to implement the provisions of this Stipulation and Consent Order, by date, and any further information deemed necessary by the Board from time to time. Respondent shall use these quarterly reports to identify any laser, or similar device, other than the 750 Fraxel Laser and the 1064 Cutera Laser, that it intends to use, and to seek Board approval for use of such laser or device. The quarterly reports shall also provide information regarding any merger with other business entities, and any re-location or expansion of business operations.

h. Respondent shall inform the Board, in writing, of any change of business address or telephone number within ten (10) days of such a change.
i. Respondent shall facilitate and cooperate with Board inspections, which inspections shall occur as often as quarterly during the probationary period. Reasonable notice of inspections shall be given to Respondent unless the Board staff concludes that notice of an inspection will cause Respondent to conceal details of Respondent's facility, operations or compliance with law.

j. Respondent shall appear informally before the Board, upon the request of the Board, for the purpose of reviewing its performance during his probationary period. Respondent shall be given reasonable notice of the date, time, and place for the appearances.

k. Such other reasonable terms as the Board may wish to impose during the probationary period.

7. By entering into this Order, Respondent voluntarily waives any right to a contested case hearing on the allegation contained in the Notice of Hearing and Statement of Charges and voluntarily waives any objections to the terms of this Order, including the right to appeal.

8. This Order is voluntarily submitted by Respondent to the Board for consideration. Respondent agrees that counsel for the State may present this Order to the Board.

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

10. This Order shall be part of the Respondent's permanent record and
shall be considered by the Board in determining the nature and severity of any discipline to be imposed as a result of future disciplinary proceedings.

11. In the event Respondent violates or fails to comply with any of the terms of this Order, the Board may initiate action to revoke or suspend Respondent's license or to impose other licensee discipline in accordance with Iowa Code § 272C.3(2)(a).

12. Upon Board approval, this Order shall become a public record available for inspection and copying.

13. The Board's approval of this Order shall constitute a FINAL ORDER.

This Stipulation and Consent Order is voluntarily submitted by Respondent to the Board for its consideration on this [date] day of [Month, Year] 2010.

SKIN SOLUTIONS LASER

by [Signature]
Primary Owner

This stipulation and consent order is approved by the board on April 5, 2010.