

BEFORE THE IOWA BOARD OF BARBERING

IN THE MATTER OF: : Case No. BA 09-018

Dixie's Barber Shop :
License No. 02856 : **SETTLEMENT AGREEMENT**
and : **AND FINAL ORDER**
Dixie Van Ryswyk :
License No. 14276 :

RESPONDENTS. :

The Iowa Board of Barbering (Board) and Dixie's Barber Shop and Dixie Van Ryswyk (Respondents) enter into this Settlement Agreement and Final Order (Agreement) pursuant to Iowa Code sections 17A.10(2), 272C.3(4) (2009).

1. The Board has jurisdiction of this matter pursuant to Iowa Code chapters 147, 158, and 272C (2009) and 645 Iowa Administrative Code (IAC) chapter 25.
2. Respondent Dixie's Barber Shop, located at 209 East Main, Montezuma, Iowa 50171, was issued Iowa license 02856 on June 4, 2004 and was not renewed in 2008. The Barbershop license is inactive. Respondent Van Ryswyk's barber license 14276 was issued on January 31, 1996 and was current until June 30, 2010.
3. Respondents are subject to a contested case proceeding under Iowa Code §§158.12 and 272C.3(2)(a)-(b) regarding alleged violations of Iowa Code §§147.55, 158.9, 158.13(1), 158.5 (2009) and 645 IAC §§22.2, 22.5, 22.10(6), 22.11(1), 22.12, 22.16(3), 25.2(12) (dated March 19, 2010).
4. Respondent neither admits nor denies the allegations but agrees to the permanent revocation of her barbering license. See attached Exhibit A Voluntary Surrender of Barber and Barbershop Licenses.

5. Respondent waives her right to hearings and all attendant rights, including the right to seek judicial review pursuant to Iowa Code chapter 17A, and waives any objections to the terms of this Agreement by knowingly, voluntarily, and intelligently entering this Agreement. See attached Exhibit A Voluntary Surrender of Barber and Barbershop Licenses.

6. Upon approval of this Agreement by the Board, Respondent's barbering license shall be permanently revoked. The revocation shall become effective on the execution date of this Agreement.

7. The Agreement shall be considered "executed" as of the date of the Board Chairperson's signature.

8. This Agreement shall be part of the permanent record of Respondents.

9. Respondent Van Ryswyk shall not practice barbering or use any title or word that implies or suggests that she is a barber or is licensed to practice barbering while she is revoked. See attached Exhibit A Voluntary Surrender of Barber and Barbershop Licenses.

10. Respondents voluntarily submit this Agreement to the Board for its consideration. This Agreement, however, is subject to approval by the Board. If the Board fails to approve this Agreement, it shall be of no force or effect on either party.

11. Respondent agrees that the Board's counsel may present this Agreement to the Board and may have ex parte communications with the Board while presenting it.

12. Except for purposes of enforcing this Agreement, this Agreement constitutes a final resolution of the contested case proceeding in case number 10-33.

13. This Agreement is public record pursuant to Iowa Code §§272C.3(4) and 272C.6(4)(2009).

This Settlement Agreement and Final Order is voluntarily submitted by Respondents to the Board for its consideration. See attached Exhibit A Voluntary Surrender of Barber and Barbershop Licenses.

This Settlement Agreement and Final Order is approved by the board October 26, 2010.