CERTIFIED MAIL - RETURN RECEIPT REQUESTED NO._____

STATE OF CONNECTICUT
DEPARTMENT OF HEALTH SERVICES
BUREAU OF HEALTH SYSTEM REGULATION
DIVISION OF MEDICAL QUALITY ASSURANCE

In re: Juan Reyes, H.C.

Petition No. 900926-20-017

CONSENT ORDER

WHEREAS, Juan Reyes, H.C., of New Haven, Connecticut, has been issued license number 036512, to practice hairdressing and cosmetology by the Department of Health Services pursuant to Chapter 387 of the General Statutes of Connecticut, as amended; and

WHEREAS, Juan Reyes, H.C., hereinafter referred to as the Respondent, hereby admits as follows:

1. He owns an apartment building in New Haven, Connecticut, and operates the Hair Pazazz salon on the first floor of this apartment building.
2. During September 1990, the New Haven Police Department found cocaine in the basement of this apartment building.
3. On 22 February 1991, the Respondent was convicted of conspiracy under Connecticut General Statutes §53a-48(a).
4. By his actions above he has violated the provisions of §20-263 of the Connecticut General Statutes by failing to conform to the accepted standard of the hairdressing and cosmetology profession.

NOW THEREFORE, pursuant to §19a-17 and §20-263 of the General Statutes of Connecticut, Juan Reyes hereby stipulates and agrees to the following:

1. That he waives his right to a hearing on the merits of this matter.

2. That he is hereby reprimanded

3. That he is hereby assessed a civil fine of $500.00 for failing to comply with the provisions of §20-263 of the Connecticut General Statutes. Said penalty shall be paid to:

Treasurer, State of Connecticut
Department of Health Services
Public Health Hearing Office
150 Washington Street
Hartford, Connecticut

Said fine shall be paid with a certified check, which shall accompany this order.

4. He hereby agrees to perform 100 hours of public service. This public service shall be the donation of his services as a hairdresser and cosmetician to New Haven County nursing homes, and must be satisfactorily completed within one year of the effective date of this Consent Order. The licensed administrators of the licensed nursing homes must file documentation within the one year to indicate satisfactory service.

5. He shall not own, operate, or provide licensed services at any salon which does not have exclusive property rights to all areas utilized by the salon.

6. That any deviation by the Respondent from the terms specified in paragraph 4. or 5. above shall constitute a violation and will result in the following procedure:

   a. That he will be notified in writing that the term(s) have been violated provided no prior written consent for deviation from the term(s) had been granted by the Department of Health Services.

   b. That said notification shall include the act(s) or omission(s) which violate the probation.

   c. That he will be allowed fifteen (15) days to demonstrate to the Department of Health Services that he was in compliance with the terms, or to cure the violation.

d. That if he does not demonstrate compliance or cure the violation by the limited fifteen (15) day date certain contained in the notification of violation to the satisfaction of the Department of Health Services, his license shall be suspended for a period of three (3) years or he shall be entitled to a hearing, at the Respondent's option.

e. He must initiate said hearing through a written request by certified mail to the Department of Health Services within fifteen (15) days from notification of violation.

f. He shall be entitled to a hearing before the Connecticut Board of Examiners for Barbers, Hairdressers and Cosmeticians.

g. Evidence presented to said Board by either the Department of Health Services or Respondent shall be limited to the alleged violation(s).

7. Any reports filed under 4. above that indicate, directly or indirectly, that the Respondent is unable to practice hairdressing and cosmetology with reasonable skill and safety or within the accepted standards of the hairdressing and cosmetology profession shall constitute a deviation from the terms and shall result in the procedures listed in 6. above.

8. That he understands that this Consent Order may be considered as evidence of the above admitted violations in any proceeding before the Connecticut Examining Board for Barbers, Hairdressers and Cosmeticians (1) in which his compliance with this same order is at issue, or (2) in which his compliance with §20-263 of the General Statutes of Connecticut, as amended, is at issue.

9. That this Consent Order and terms set forth herein are not subject to reconsideration, collateral attack or judicial review under any form or in any forum. Further, that said order is not subject to appeal or review under the provisions of Chapters 54 or 368a of the General Statutes of Connecticut, provided that this stipulation shall not deprive him of any rights that he may have under the laws of the State of Connecticut or of the United States.
10. This Consent Order is a revocable offer of settlement which may be modified by mutual agreement or withdrawn by the Department of Health Services at any time prior to its being executed by the last signatory.
11. That this Consent Order is effective the first day of the next month after which the seal of the last signatory is fixed to this document.
12. That he permits a representative of the Public Health Hearing Office of the Division of Medical Quality Assurance, Connecticut Department of Health Services to present this Consent Order and the factual basis for said Consent Order to the Connecticut Examining Board for Barbers, Hairdressers and Cosmeticians. He understands that said Board has complete and final discretion as to whether or not an executed Consent Order is approved or granted. He further agrees that the pre-hearing review form signed by him is incorporated by reference into this Consent Order.
13. That he has consulted with an attorney prior to signing this document.
14. That he understands that this Consent Order is a matter of public record.

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I, Juan Reyes, H.C., have read the above Consent Order, and I agree and admit to the terms and allegations set forth therein. I further declare the execution of this Consent Order to be my free act and deed.

Juan Reyes, H.C.

Subscribed and sworn to before me this 26th day of August 1991.

Notary ~~Public~~ or person authorized by law to administer an oath or affirmation

The above Consent Order having been presented to the duly appointed agent of the Commissioner of Health Services on the 10th day of September 1991, it is hereby accepted.

Stanley K. Peck, Director
Division of Medical Quality Assurance

The above Consent Order having been presented to the duly appointed agent of the Connecticut Examining Board for Barbers, Hairdressers and Cosmeticians on the 30 day of Sept 1991, it is hereby ordered and accepted.

For the Connecticut Examining Board for Barbers, Hairdressers and Cosmeticians

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