

STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE SYSTEMS BRANCH

In re: Erin Duke

Petition No. 2008-0724-000-039

PRELICENSURE CONSENT ORDER

WHEREAS, Erin Duke of Stormville, New York (hereinafter "respondent") has applied for licensure to practice hairdressing by the Department of Public Health (hereinafter "the Department") pursuant to Chapter 387 of the General Statutes of Connecticut, as amended; and,

WHEREAS, respondent admits:

1. The Department has at no time issued respondent a license to practice hairdressing under the General Statutes of Connecticut, Chapter 387.
2. From 2000 to the present, she engaged in the practice of hairdressing without a license.
3. The conduct described above constitutes grounds for the denial of respondent's application for licensure pursuant to §19a-14 of the General Statutes of Connecticut.

NOW THEREFORE, pursuant to §19a-14 of the General Statutes of Connecticut, respondent hereby stipulates and agrees to the following:

1. Respondent waives the right to a hearing on the merits of her application for licensure.
2. After satisfying the requirements for licensure as a hairdresser as set forth in Chapter 387 of the General Statutes of Connecticut, respondent's license to practice hairdressing will be issued.
3. Immediately upon issuance, respondent's license to practice hairdressing in the State of Connecticut is hereby reprimanded.

4. Respondent shall pay a civil penalty of five hundred dollars (\$500.00) by certified or cashier's check payable to "Treasurer, State of Connecticut." The check shall reference the Petition Number on the face of the check, and shall be payable at the time respondent submits the executed Prelicensure Consent Order to the Department.
5. Legal notice shall be sufficient if sent to respondent's last known address of record reported to Practitioner Licensing and Investigations of the Healthcare Systems Branch of the Department.
6. Respondent shall notify the Department in writing of any change of employment within fifteen (15) days of such change.
7. Respondent shall notify the Department of any change in her home or business address within fifteen (15) days of such change.
8. The execution of this document has no bearing on any criminal liability without the written consent of the Director of the Medicaid Fraud Control Unit or the Bureau Chief of the Division of Criminal Justice's Statewide Prosecution Bureau. The purpose of this Prelicensure Consent Order is to resolve the pending administrative license disciplinary petition only, and is not intended to affect any civil or criminal liability or defense.
9. Respondent shall comply with all state and federal statutes and regulations applicable to her license.
10. Respondent understands that this Prelicensure 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 in which (1) her compliance with this Prelicensure Consent Order is at issue, or (2) her compliance with §20-252 of the Connecticut General Statutes, as amended, is at issue.
11. This Prelicensure 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, this Prelicensure Consent Order is not subject to appeal or review under the provisions of Chapters 54 and 368a of the General Statutes of Connecticut, provided that this stipulation shall not deprive respondent of any other rights that she may have under the laws of the State of Connecticut or of the United States.

12. This Prelicensure Consent Order is a revocable offer of settlement which may be modified by mutual agreement or withdrawn by the Department at any time prior to its being executed by the last signatory.
13. This Prelicensure Consent Order is effective when accepted and approved by a duly appointed agent of the Department.
14. Respondent understands this Prelicensure Consent Order is a public record.
15. Respondent understands she has the right to consult with an attorney prior to signing this Prelicensure Consent Order.
16. This Prelicensure Consent Order embodies the entire agreement of the parties with respect to this case. All previous communications or agreements regarding the subject matter of this Prelicensure Consent Order, whether oral or written, between the parties are superseded unless expressly incorporated herein or made a part hereof.

I, Erin Duke, have read the above Prelicensure Consent Order, and I agree to the terms and allegations set forth therein. I further declare the execution of this Prelicensure Consent Order to be my free act and deed.

Erin Duke
Erin Duke

Subscribed and sworn to before me this 29th day of December 2008.

ALYCE LASHLEY
Notary Public, State of New York
No. 01LA4976424
Qualified in Dutchess County
Commission Expires January 14, 20 11

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

The above Prelicensure Consent Order having been presented to the duly appointed agent of the Commissioner of the Department of Public Health on the 15th day of January 2009, it is hereby accepted and ordered.

Jennifer Filippone
Jennifer Filippone, Section Chief
Practitioner Licensing and Investigations
Healthcare Systems Branch