

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE SYSTEMS BRANCH**

In re: Olga Louniakova, H. C.

Petition No. 2008-1010-020-023

PRELICENSURE CONSENT ORDER

WHEREAS, Olga Louniakova of East Haven, CT (hereinafter "respondent") has applied for licensure to practice as a hairdresser and cosmetician 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 that:

1. During 2007-2008 she attended the Oxford Academy of Hair Design, Seymour, Connecticut.
2. While she was a student at the hairdressing school she put Visine eye drops into her instructor's water bottle.
3. She was arrested and convicted of Reckless Endangerment, 2nd Degree, and Threatening, 2nd Degree, for this action.
4. 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 and cosmetician as set forth in Chapter 387 of the General Statutes of Connecticut, respondent's license to practice as a hairdresser and cosmetician will be issued.
3. Respondent's license to practice as a hairdresser and cosmetician in the State of Connecticut shall, immediately upon issuance, be placed on probation for one year under the following terms and conditions:
 - A. Respondent shall not be self-employed as a hairdresser and cosmetician for the period of her probation;
 - B. Respondent shall be responsible for the provision of written, quarterly reports directly to the Board and the Department from her manager, a Connecticut licensed hairdresser and cosmetician, for the one-year period of probation. Respondent shall provide a copy of this Prelicensure Consent Order to any and all supervisors and employers if she is employed as a hairdresser and cosmetician during the probationary period. The Board and the Department shall be notified in writing by any employer(s) within fifteen (15) days of the commencement of employment as to the receipt of a copy of this Prelicensure Consent Order. Employer reports shall include documentation of respondent's ability to safely and competently practice as a hairdresser and cosmetician, and shall be issued to the Board and the Department at the address cited paragraph 11 below.
4. 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.

5. In the event respondent violates a term of this Prelicensure Consent Order, respondent agrees immediately to refrain from practicing as hairdresser and cosmetician, upon request by the Department, with notice to the Connecticut Examining Board for Barbers, Hairdressers and Cosmeticians, for a period not to exceed 45 days. During that time period, respondent further agrees to cooperate with the Department in its investigation of the violation, and to submit to and complete a medical, psychiatric or psychological evaluation, if requested to do so by the Department; and, that the results of the evaluation shall be submitted directly to the Department. Respondent further agrees that failure to cooperate with the Department in its investigation during said 45 day period shall constitute grounds for the Department to seek a summary suspension of respondent's license. In any such summary action, respondent stipulates that failure to cooperate with the Department's investigation shall be considered by the Board and shall, as a matter of law, constitute a clear and immediate danger as required pursuant to Connecticut General Statutes, sections 4-182(c) and 19a-17(c). The Department and respondent understand that the Board has complete and final discretion as to whether a summary suspension is ordered.
6. 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.
7. Respondent shall comply with all state and federal statutes and regulations applicable to her license.
8. Respondent shall notify the Department of any change(s) in her employment within fifteen (15) days of such change.

9. Respondent shall notify the Department of any change(s) in her home and/or business address within fifteen (15) days of such change.
10. Any deviation from the term(s) of this Prelicensure Consent Order without prior written approval of the Department shall constitute a violation. A violation of any term(s) of this Prelicensure Consent Order shall result in the right of the Department in its discretion to immediately deem respondent's hairdresser and cosmetician license rescinded. Any extension of time or grace period for reporting granted by the Department shall not be a waiver or preclude the Department's right to take action at a later time. The Department shall not be required to grant future extensions of time or grace periods. Notice of the rescission of the license shall be sent by the Department to respondent's address of record. Respondent waives any right to a hearing on the issue of violation of the terms of this Prelicensure Consent Order.
11. That correspondence and reports required by the terms of this Prelicensure Consent Order are to be addressed to:

Bonnie Pinkerton, Nurse Consultant
Department of Public Health
Practitioner Licensing and Investigations
410 Capitol Avenue, MS #12HSR
P.O. Box 340308
Hartford, Connecticut 06134-0308

12. 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.
13. 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 §20-263 of the Connecticut General Statutes, as amended, is at issue.

14. In the event respondent is not employed as a hairdresser and cosmetician for periods of thirty (30) consecutive days or longer, respondent shall notify the Department in writing. Such periods of times shall not be counted in reducing the probationary period covered by this Prelicensure Consent Order and such terms shall be held in abeyance. During such time period, respondent shall not be responsible for complying with the terms of probation of this Prelicensure Consent Order. In the event respondent resumes the practice of hairdressing and cosmetology, respondent shall provide the Department with thirty (30) days prior written notice. Respondent shall not return to the practice of hairdressing and cosmetology without written pre-approval from the Department. Respondent agrees that the Department, in its complete discretion, may require additional documentation from respondent and/or require respondent to satisfy other conditions or terms as a condition precedent to respondent's return to practice. If requested to do so by the Department, respondent further agrees to complete the following:

- a. submit to and complete a medical, psychiatric/psychological evaluation and/or skills evaluation by a provider pre-approved by the Department. The results of such evaluation shall be submitted directly to the Department.
- b. execute releases for any records requested by the Department including, but not limited to, psychiatric/psychological care, employment records, treatment and disability records and monitoring and/or professional assistance program records. For purposes of this document, psychiatric/psychological care includes any substance and/or alcohol abuse treatment.

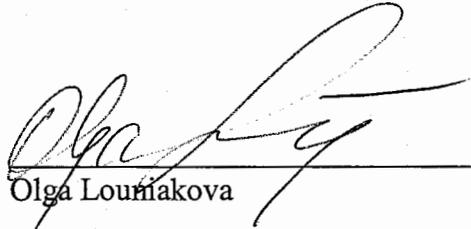
- c. submit a certified copy of her entire file, including all screens, therapy and employer reports and any other documents from any State other than Connecticut which impose conditions on respondent to maintain her license.

Respondent understands that any return to the practice of hairdressing and cosmetology without pre-approval from the Department shall constitute a violation of this Prelicensure Consent Order and may subject the respondent to further disciplinary action.

15. If, during the period of probation, respondent practices hairdressing and cosmetology outside Connecticut, she shall provide written notice to the Department concerning such employment. During such time period, respondent shall not be responsible for complying with the terms of probation of this Prelicensure Consent Order, and such time period shall not be counted in reducing the probationary period covered by this Prelicensure Consent Order. Respondent may comply with the terms of probation while practicing outside Connecticut if pre-approved by the Department. In the event respondent intends to return to the practice of hairdressing and cosmetology in Connecticut, respondent agrees to comply with all terms and conditions contained in paragraph 14 above.
16. 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.
17. 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.

- 18. This Prelicensure Consent Order is effective when accepted and approved by a duly appointed agent of the Department.
- 19. Respondent understands this Prelicensure Consent Order is a matter of public record.
- 20. Respondent understands she has the right to consult with an attorney prior to signing this Prelicensure Consent Order.

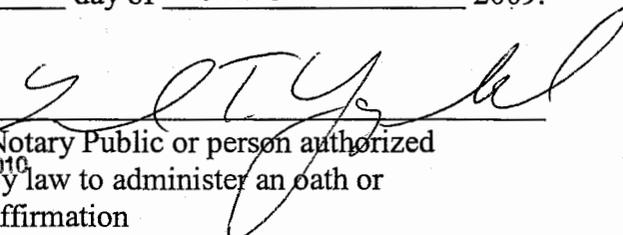
I, Olga Louniakova, have read the above Prelicensure Consent Order, and I agree to the terms and allegations set forth therein. I further declare the execution of this Prelicensure Consent Order to be my free act and deed.



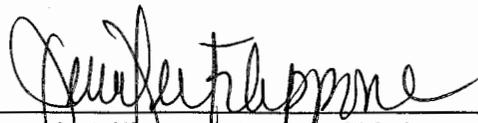
Olga Louniakova

Subscribed and sworn to before me this 17 day of FEB. 2009.

STATE OF CONNECTICUT
COUNTY OF NEW HAVEN
DATE: 2/17/09 Notary Public or person authorized
COMMISSION EXPIRES 3/31/2010 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 26th day of February _____ 2009, it is hereby ordered and accepted.



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