

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

In re: Marilyn Cabral Swan

Petition No. 930617-25-007

PRE-LICENSURE CONSENT ORDER

WHEREAS, Marilyn Cabral Swan of West Haven, Connecticut, hereinafter referred to as the Respondent, has made application to be reinstated as a licensed Barber by the Department of Health Services pursuant to Chapters 368a and 387 of the General Statutes of Connecticut, as amended; and

WHEREAS, Respondent hereby admits that she did not renew her license number 002263 as a Barber in 1981, and by operation of Connecticut General Statute §19a-88 that license became void;

WHEREAS, Respondent hereby admits that between 1981 and the present she has practiced as a barber without a license to do so;

NOWHEREFORE, pursuant to §19a-14 of the General Statutes of Connecticut, the Respondent hereby stipulates and agrees to the following:

1. Subject to completion of all requirements for licensure with the Connecticut Department of Health Services, and compliance with the terms of this Order, the Respondent shall be issued a license as a Barber.
2. Until and unless the Respondent has been issued a license as a Barber, she shall refrain from the practice of that profession.
3. The Respondent shall pay a civil penalty of \$500.00 on or by June 30, 1993.

4. If the Respondent does not successfully and timely complete the conditions specified above, she will not be issued a license as a Barber.
5. Any deviation from the term(s) of this Agreement without prior written approval of the Department of Health Services shall constitute a violation. A violation of any term(s) of this Agreement shall result in the right of the Department to immediately deem any Barber's license issued to her in reliance upon her performance of such terms rescinded. Any extension of time or grace period for compliance with this Order granted by the Department of Health Services shall not be a waiver or preclude the Department's right to take action at a later time. ~~The Department of Health Services shall~~ not be required to grant future extensions of time or grace periods. Any notice of the rescision of the Respondent's Barber's license shall be sent by the Department of Health Services to the Respondent's address of record (most current address reported to the Licensure and Registration Section of the Division of Medical Quality Assurance of the Department of Health Services). The Respondent waives her right to a hearing on the issue of violation of the terms of this Order.
6. All correspondence and reports are to be addressed to:

Joseph Gillen, Section Chief
Applications, Examinations & Licensure
Department of Health Services
150 Washington Street
Hartford, CT 06106

7. The Respondent understands that the admissions contained in this Pre-licensure Agreement may be considered as evidence in any future

proceeding before the Board of Examiners for Barbers, Hairdressers and Cosmetologists in which her compliance with §20-238 of the General Statutes of Connecticut, as amended, is at issue.

8. The Respondent understands this Order is a matter of public record.
9. This 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 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 the Respondent of any rights that she may have under the laws of the State of Connecticut or of the United States.
10. This Order is revocable settlement offer which may be modified in writing by mutual agreement or withdrawn by the Department of Health Services at any time prior to its being executed by the last signatory.
11. The Respondent understands she has the right to consult with an attorney prior to signing this document.

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I, Marilyn Cabral Swan, have read the above Stipulated Agreement, and I agree to the terms set forth therein. I further declare the execution of this Order to be my free act and deed.

Marilyn Cabral Swan
Marilyn Cabral Swan

Subscribed and sworn to before me this 23rd day June of 1993.

Linda L. Lynch
Notary public or person authorized
by law to administer an oath or
affirmation **LINDA L. LYNCH**
NOTARY PUBLIC
MY COMMISSION EXPIRES MARCH 31, 1995

The above Order having been presented to the duly appointed agent of the Commissioner of the Department of Health Services on the 23rd day of June 1993, it is hereby ordered and accepted.

Stanley K. Peck
Stanley K. Peck, Director
Division Medical Quality Assurance

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