

STATE OF CONNECTICUT
DEPARTMENT OF HEALTH SERVICES

In Re: Joseph Luca, M.B.
License No. 2531

Petition No. 910109-25-001

MEMORANDUM OF DECISION

PROCEDURAL BACKGROUND

The Connecticut Board of Examiners for Barbers, Hairdressers and Cosmeticians was presented with a Statement of Charges by the Department of Health Services dated 1/28/89 brought against Joseph Luca (Respondent). The Statement of Charges alleged, in two counts, violations of Connecticut General Statutes §20-238.

The Notice of Hearing and Statement of Charges were issued to the Respondent and/or his counsel. (Dept.'s Ex. 2) The hearing was scheduled and held on 4/29/91. The Respondent was represented by counsel at the hearing at which time he stipulated that the Respondent was addicted or dependent on cocaine. (Tr. 4/29/91 p. 9)

Prior to the initiation of the charges, the Respondent was given the opportunity to show compliance with all lawful requirements for the retention of his license pursuant to Connecticut General Statutes §4-182(c). (Dept. Ex. 1)

Each member of the Board involved in this decision attests that he/she reviewed the record of this proceeding and/or was present at the hearing and that this decision is based entirely on the record, and their professional knowledge.

This Memorandum of Decision sets forth the Boards findings of fact, conclusions of law, and order.

FINDINGS OF FACT:

After consideration of the entire record, the findings of fact are the following:

1. The Respondent Joseph Luca was the holder of Master Barber License 2531 and he held that license at all times relevant to the Statement of Charges. (Tr. 4/29/91 p. 5).
2. The Respondent stipulated that he is addicted or dependent on cocaine which violates Connecticut General Statutes §20-238. (Tr. 4/29/91 p.9)

DISCUSSION AND CONCLUSIONS OF LAW:

The Board finds that Joseph Luca's conduct as stipulated to by him, is a violation of Connecticut General Statutes §20-238 in that he was habitually intoxicated or habitually addicted to the use of cocaine.

ORDER

Pursuant to its authority under the Connecticut General Statutes §19a-17 and §20-238 the Board of Barbers, Hairdressers and Cosmeticians hereby orders the master barber license of Joseph Luca be revoked and that if at any time in the future he seeks reinstatement of that license he shall appear before this Board in order to determine if his license shall be reinstated and under what conditions.

9.30.71
DATE

Susan Rood
by: Susan Rood
CT Examining Board for Barbers,
Hairdressers & Cosmeticians

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