

STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH

In re: Edward Martinez, Barber

Petition No. 2012-232

PRELICENSURE CONSENT ORDER

WHEREAS, Edward Martinez of Waterbury, Connecticut (hereinafter "respondent") has applied for licensure to practice as a barber by the Department of Public Health (hereinafter "the Department") pursuant to Chapter 386 of the General Statutes of Connecticut, as amended; and, WHEREAS, respondent admits that:

1. The Department has at no time issued respondent a license to practice the occupation of barbering under the General Statutes of Connecticut, Chapter 386.
2. During the course of 2007 through February 2012, respondent worked as a barber in Connecticut without holding a license as required pursuant to Connecticut's General Statutes.
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 his application for licensure.
2. After satisfying the requirements for licensure as a barber as set forth in Chapter 386 of the General Statutes of Connecticut, respondent's license to practice as a barber will be issued.
3. Respondent's license to practice as a barber in the State of Connecticut shall, immediately upon issuance, be reprimanded.

4. Respondent shall pay a civil penalty of eight-hundred dollars (\$800.00) 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. Said civil penalty shall be payable at the time respondent submits this executed Prelicensure Consent Order to the Department.
5. 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.
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 his license.
8. Respondent shall notify the Department of any change(s) in his 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. Legal notice shall be sufficient if sent to respondent's last known address of record reported to Practitioner Licensing and Investigations of the Healthcare Quality and Safety Branch of the Department.
11. 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) his compliance

with this Preliminary Consent Order is at issue, or (2) his compliance with Title 20 of the Connecticut General Statutes, as amended, is at issue.

12. This Preliminary 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 Preliminary 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.
13. This Preliminary 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.
14. This Preliminary Consent Order is effective when accepted and approved by a duly appointed agent of the Department.
15. Respondent understands this Preliminary Consent Order is a matter of public record.
16. Respondent understands he has the right to consult with an attorney prior to signing this Preliminary Consent Order.

I, Edward Martinez 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.


Edward Martinez

Subscribed and sworn to before me this 2nd day of April 2012.

Doris Molina
Notary Public-Connecticut
My Commission Expires
May 31, 2016


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 5th day of April _____ 2012, it is hereby ordered and accepted.


Jennifer Filippone, Section Chief
Practitioner Licensing and Investigations
Healthcare Quality and Safety Branch