STATE OF MINNESOTA

BOARD OF BARBER EXAMINERS

In the Matter of: Angelo Love, Owner
Right Choice Cutz
RESPONDENT

STIPULATION AND ORDER
Board File No.: AP2150121A

TO: Angelo Love, Owner
Right Choice Cutz
6032 42nd Ave N
Crystal, MN 55422

The Minnesota Board of Barber Examiners ("Board") is authorized pursuant to Minnesota Statutes sections 214.10 and 154.001 to 154.28 (2014) to regulate the barbering profession and take disciplinary action whenever appropriate. The Board is authorized by Minnesota Statutes section 154.162 (2014) to issue administrative penalties as provided therein.

The Board received information concerning Respondents as a result of a routine barber shop inspection. Pursuant to Board Resolution 2013-1, the Board's Complaint Committee ("Committee") is authorized to issue administrative penalties and to enter into settlement agreements when appropriate. The Committee reviewed the information regarding the above referenced inspection. The parties have agreed that the matter may now be resolved by this Stipulation and Order.

STIPULATION

IT IS HEREBY AGREED by and between Respondents and the Committee as follows:

1. Jurisdiction. Right Choice Cutz has held a Minnesota Barber Shop registration since May 3, 2012, and is owned by Angelo Love ("Respondent"). Respondent is subject to the jurisdiction of the Board with respect to the matters referred to in this Stipulation.

2. Facts. This Stipulation is based upon the following facts:

a. Respondent's Barber Shop was first licensed to operate in the State of Minnesota as a barber shop on May 3, 2012.

b. Respondent is the owner of Right Choice Cutz located at 6032 42nd Ave N, Crystal, MN ("Right Choice Cutz").

c. On January 21, 2015 the Board's Inspector conducted a routine inspection of Right Choice Cutz.

d. Upon inspection it was determined that two barbers, present during the inspection, had barber licenses that had expired on December 31, 2014 and were not current at the time of the inspection.

3. Violations. Respondents admit that the facts specified above constitute violations of Minn. Stat. §§ 154.162 (2014) and are sufficient grounds for the action specified below.

4. Enforcement Action. Respondent and the Committee agree that the Board should issue an Order in accordance with the following terms:

a. Respondents shall pay an Administrative penalty in the amount of One Hundred Dollars ($100.00) which must be received by the Board within 30 days of Respondents' receipt of the attached signed Order of the Board approving this Stipulation.

5. Waiver of Respondents' Rights. For the purpose of this Stipulation, Respondents waive all procedures and proceedings before the Board to which Respondents may be entitled under the Minnesota and United States constitutions, statutes, or the rules of the Board, including the right to dispute the allegations against Respondents, and to dispute the appropriateness of discipline in a contested case proceeding pursuant to Minn. Stat. Ch. 14 (2014) imposed by this Agreement. Respondents agree that upon the application of the Committee without notice to or an appearance by Respondents, the Board may issue an Order containing the enforcement action

specified in paragraph 4 herein. Respondents waive the right to any judicial review of the Order by appeal, writ of certiorari, or otherwise.

6. Board Rejection of Stipulation and Order. In the event the Board in its discretion does not approve this Stipulation and Order or a lesser remedy than specified herein, this Stipulation and Order shall be null and void and shall not be used for any purpose by either party hereto. If this Stipulation is not approved and a contested case proceeding is initiated pursuant to Minn. Stat. Ch. 14 (2014), Respondents agree not to object to the Board's initiation of the proceedings and hearing the case on the basis that the Board has become disqualified due to its review and consideration of this Stipulation and the record.

7. Unrelated Violations. This settlement shall not in any way or manner limit or affect the authority of the Board to proceed against either or both Respondents by initiating a contested case hearing or by other appropriate means on the basis of any act, conduct, or admission of either or both Respondents justifying disciplinary action which occurred before or after the date of this Stipulation and Order and which is not directly related to the specific facts and circumstances set forth herein.

8. Record. The Stipulation, related investigative reports, and other documents shall constitute the entire record of the proceedings herein upon which the Order is based. The investigative reports, other documents, or summaries thereof may be filed with the Board with this Stipulation.

9. Data Classification. Under the Minnesota Government Data Practices Act ("Data Practices Act"), this Stipulation and Order is classified as public data upon its issuance by the Board. Minn. Stat. § 13.41, subd. 5 (2014). All documents in the record shall maintain the data classification to which they are entitled under the Minnesota Government Data Practices Act, Minn. Stat. Ch. 13 (2014). They shall not, to the extent they are not already public documents,

become public merely because they are referenced herein. A summary of this Order will appear on the Board's website.

10. Entire Agreement. Respondents have read, understood, and agreed to this Stipulation and are freely and voluntarily signing it. The Stipulation contains the entire agreement between the parties hereto relating to the allegations referenced herein. Respondents are not relying on any other agreement or representations of any kind, verbal or otherwise.

11. Counsel. Respondent Shop Owner is aware that he/she may choose to be represented by legal counsel in this matter. Respondent Master Barber is aware that he/she may choose to be represented by legal counsel in this matter. Respondents knowingly waived legal representation.

12. Service. If approved by the Board, a copy of this Stipulation and Order shall be served personally or by first class mail on Respondents. The Order shall be effective and deemed issued when it is signed by the Chair of the Board.

RESPONDENT

Angelo Love, Owner, Right Choice Cutz

5/5/15
Date

SUBSCRIBED and sworn to before me on this 5th day of May, 2015

AMY BENNEFELD
NOTARY PUBLIC - MINNESOTA
My Commission Expires Jan. 31, 2019

Notary Public

1-31-2015
My Commission Expires

ORDER

Upon consideration of the foregoing Stipulation and based upon all the files, records, and proceedings herein, all terms of the Stipulation are approved and hereby issued as an Order of this Board on this the 18 day of May, 2015.

MINNESOTA BOARD OF BARBER EXAMINERS

Jon Stone, Chair