

**BEFORE THE MISSOURI STATE BOARD
OF COSMETOLOGY AND BARBER EXAMINERS**

In the Matter of the Application of)
)
NATASHA RENEE DEWEY,)
)
Applicant.)

**ORDER OF THE MISSOURI STATE BOARD OF COSMETOLOGY
AND BARBER EXAMINERS ISSUING A PROBATIONARY
COSMETOLOGY STUDENT LICENSE TO NATASHA RENEE DEWEY**

The Missouri State Board of Cosmetology and Barber Examiners (the "Board") hereby issues its ORDER granting a PROBATIONARY COSMETOLOGY STUDENT LICENSE, License No. 2015027269 to Natasha Renee Dewey ("Dewey" or "Applicant"), pursuant to the provisions of § 324.038, RSMo.¹ As set forth in § 324.038.2, RSMo, Dewey may submit a written request to the Administrative Hearing Commission seeking a hearing and review of the Board's decision to issue a probated student license. Such written request must be filed with the Administrative Hearing Commission within 30 days of delivery or mailing of this Order of the Board. The written request should be addressed to the Administrative Hearing Commission, P.O. Box 1557, Truman State Office Building, Room 640, Jefferson City, MO 65102-1557. If no written request for review is filed with the Administrative Hearing Commission within the 30-day period, the right to seek review of the Board's decision shall be considered waived. Should Dewey file a written request for review of this Order, the terms and conditions of this Order shall remain in force and effect unless and/or until such time as the Administrative Hearing Commission issues an Order to the contrary.

Based upon the foregoing, the Board hereby states:

¹ All statutory references are to Missouri Revised Statutes 2000, as amended, unless otherwise indicated.

I.

FINDINGS OF FACT

1. The Board is an agency of the state of Missouri created and established pursuant to § 329.015, RSMo, for the purpose of licensing all persons engaged in the practice of barbering and cosmetology in this state. The Board has control and supervision of the licensed occupations and enforcement of the terms and provisions of Chapters 328 and 329, RSMo.

2. On or about November 7, 2014, Dewey applied for a Missouri cosmetology student license to enroll at Paul Mitchell The School Missouri Columbia, 1611 Burlington Street, Suite A, Columbia, Missouri.

3. On her application, Dewey answered "yes" to the question "Have you been adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution in this state, or any or of the United States, whether or not sentence was imposed?"

4. In conjunction with her November 7, 2014 application, Dewey provided an explanation of her criminal history. In her explanation, Dewey stated that in March of 2004, she was pulled over by the University of Missouri police and her car was searched. "Seed from marijuana" was found and she was arrested. In July of 2005, Columbia police found a purse containing marijuana in her automobile during a search and she was subsequently arrested. In March of 2007, Dewey was caught shoplifting at the Columbia, Missouri mall and she was subsequently arrested. In August of 2009, during a police raid of her residence, crack cocaine was found and she was subsequently arrested. In April of 2010, Dewey was arrested for "3rd degree assault." In October of 2011, Dewey served thirty days in the Fulton, Missouri County jail when police found marijuana under the seat of a truck she was a passenger in. In October of

2012, Dewey was arrested as a result of a domestic dispute with her boyfriend after police learned she had broken his cell phone. Dewey acknowledged that she has “made a lot of mistakes and wrong decisions.” She asserted that she has “gotten older” and wants to become a good role model for her children, Dewey states that she is a “changed woman.” Dewey notes that she has completed her probation and obtained her G.E.D. Dewey concluded that she is “a changed person and [she] just want[s] an opportunity to keep doing everything right in [her] life.”

5. A review of Dewey’s criminal history reveals:
 - a. On or about December 17, 2004, Dewey pled guilty to the class A misdemeanor of Possession Of Up To 35 Grams Marijuana, in the Circuit Court of Boone County, Missouri, case number 04CR166093. The Court fined Dewey \$25.00.
 - b. On or about July 19, 2005, Dewey pled guilty to the class A misdemeanor of Operated Vehicle On Hwy Without Valid License – 1st Or 2nd Offense, in the Associate Circuit Court of Boone County, Missouri, case number 0408087203. The Court fined Dewey \$250.00.
 - c. On or about November 14, 2005, Dewey pled guilty to the class A misdemeanor of Possession Of Up To 35 Grams Marijuana, in the Circuit Court of Boone County, Missouri, case number 05BA-CR02952. The Court sentenced Dewey to three months in the Boone County Jail, suspended imposition of sentence and placed Dewey on two years’ unsupervised probation. The Court revoked Dewey’s probation and reinstated it on a new two year term on July 6, 2007. Dewey’s unsupervised probation was completed on July 6, 2009.
 - d. On or about November 14, 2005, Dewey pled guilty to the class A

misdemeanor of Operated Vehicle On Hwy Without Valid License – 1st Or 2nd Offense, the Statutory infraction of Driver/Front Seat Passenger Fail To Wear Properly Adjusted/Fastened Safety Belt and the class C misdemeanor of Oper Mtr Veh W/Vis Reducing Matr Applied To Windshield/Excessive Vision Reducing Matr Applied To Side/Rear Window, in the Circuit Court of Boone County, Missouri, case number 05BA-CR06137. The Court assessed Dewey fines of \$10.00 and \$30.50.

e. On or about May 9, 2005, Dewey pled guilty to the class A misdemeanor of Theft/Stealing (Value Of Property Or Services Is Less Than \$500), in the Circuit Court of Boone County, Missouri, case number 05BA-CR02952.

the Court sentenced Dewey to thirty days incarceration in the Boone County Jail, suspended execution of sentence and placed Dewey on two years' unsupervised probation. Dewey's unsupervised probation was completed on May 9, 2009.

f. On or about December 1, 2010, Dewey pled guilty to the class A misdemeanor of Assault 3rd Degree-Pursuant To Subdivisions (1), (2), (4), (6), in the Circuit Court of Boone County, Missouri, case number 10BA-CR02049. The Court sentenced Dewey to twenty days incarceration in the Boone County Jail.

g. On or about April 4, 2011, Dewey pled guilty to the class C felony of Possession Of Controlled Substance Except 35 Grams Or Less Of Marijuana, in the Circuit Court of Boone County, Missouri, case number 10BA-CR02003-01. The Court sentenced Dewey to three years' incarceration with the Department of Corrections. The Court suspended

execution of sentence and placed Dewey on five years' supervised probation.

Dewey's supervised probation was completed on July 10, 2014.

- h. On or about December 16, 2011, Dewey pled guilty to the class A misdemeanor of Operated Vehicle On Hwy Without Valid License – 1st Or 2nd Offense, and the class C misdemeanor of Exceeded Posted Speed Limit (Exceeded By 6-10 Mph), in the Circuit Court of Boone County, Missouri, case number 11BA-CR04020. The Court assessed Dewey fines of \$200.00 and \$50.00.
- i. On or about December 16, 2011, Dewey pled guilty to the unclassified misdemeanor of Operate Vehicle On Highway Without A Valid License – 1st Offense , in the Circuit Court of Boone County, Missouri, case number 11BA-CR04879. The Court assessed Dewey a fine of \$200.00.
- j. On or about May 18, 2012, Dewey pled guilty to the class A misdemeanor of Possession Of Up To 35 Grams Marijuana, in the Circuit Court of Callaway County, Missouri, case number 11CW-CR01521. The Court sentenced Dewey to thirty days in the Callaway County Jail.
- k. On or about April 17, 2013, Dewey pled guilty to the class B misdemeanor of Property Damage 2nd Degree, in the Circuit Court of Boone County, Missouri, case number 12BA-CR04459. The Court suspended imposition of sentence and placed Dewey on two years unsupervised probation.

II.

CONCLUSIONS OF LAW

6. The Board has authority to deny or refuse a license application pursuant to § 329.140.1, RSMo, which provides:

The board may refuse to issue any certificate of registration or authority, permit or license required pursuant to this chapter for one or any combination of causes stated in subsection 2 of this section. The board shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of his right to file a complaint with the administrative hearing commission as provided by chapter 621, RSMo.

7. The Board has cause to deny or refuse Dewey's application for a cosmetology student license pursuant to § 329.140.2, RSMo, which provides:

The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621, RSMo, against any holder of any certificate of registration or authority, permit or license required by this chapter or any person who has failed to renew or has surrendered the person's certificate of registration or authority, permit or license for any one or any combination of the following causes:

(2) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions or duties of any profession licensed or regulated under this chapter, for any offense an essential element of which is fraud, dishonesty or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed[.]

8. As a result of Dewey's guilty pleas as detailed in paragraph 5a through 5k, the Board has cause to deny or refuse Dewey's application for a cosmetology student license pursuant to § 329.140.1, RSMo, and § 329.140.2(2), RSMo.

9. As an alternative to refusing to issue a license, the Board may, at its discretion, issue a license subject to probation, pursuant to § 324.038, RSMo, which provides:

Whenever a board within or assigned to the division of professional registration, including the division itself when so empowered, may refuse to issue a license for reasons which also serve as a basis for filing a complaint with the administrative hearing commission seeking disciplinary action against a holder of a license, the board, as an alternative to refusing to issue a license, may, at its discretion, issue to an applicant a license subject to probation.

10. The Board issues this Order in lieu of denial of Dewey's application for a cosmetology student license. The Board has determined that this Order is necessary to ensure the protection of the public.

III.

ORDER

11. Based on the foregoing, Natasha Renee Dewey is granted a cosmetology student license, which is hereby placed on PROBATION for the period during which she is enrolled in cosmetology school and receiving training hours, not to exceed five (5) years from the effective date of this Order. During the aforementioned probation, Natasha Renee Dewey shall be entitled to enroll as a cosmetology student subject to the following terms and conditions.

IV.

TERMS AND CONDITIONS

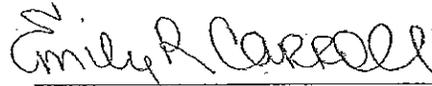
12. During the aforementioned probation, Natasha Renee Dewey, shall be entitled to enroll as a cosmetology student subject to the following terms and conditions:

- A. During the disciplinary period, Applicant shall comply with all provisions of Chapter 329, RSMo, all applicable board regulations, all applicable federal and state drug laws, rules and regulations and all applicable federal and state criminal laws. "State" includes the state of Missouri, all other states and territories of the United States, and the ordinances of their political subdivisions.
- B. During the disciplinary period, Applicant shall keep the Board informed of Applicant's current work and home telephone numbers. Applicant shall notify the Board in writing within ten days (10) of any change in this information.

- C. During the probationary period, Applicant shall accept and comply with unannounced visits from the Board's representatives to monitor compliance with the terms and conditions of this Order.
 - D. During the disciplinary period, Applicant shall appear in person for interviews with the Board or its designee upon request.
 - E. Applicant shall submit written reports to the Board on or before January 1 and July 1 during each year of the probationary period stating truthfully whether there has been compliance with all terms and conditions of this Order. The first such report shall be received by the Board on or before January 1, 2016.
 - F. If, at any time during the probationary period, Applicant changes Applicant's address from the state of Missouri, or ceases to maintain Applicant's student license current or active under the provisions of Chapter 329, RSMo, or fails to keep the Board advised of all current places of residence, the time of such absence, unlicensed or inactive status, or unknown whereabouts shall not be deemed or taken to satisfy any part of the probationary period.
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- G. The Board retains jurisdiction to hold a hearing at any time to determine if a violation of this Order has occurred and, if a violation of this Order has occurred, may seek to amend this Order or impose further disciplinary or appropriate action at the discretion of the Board. No order shall be entered by the Board pursuant to this paragraph without any required notice and opportunity for a hearing before the Board as provided by Chapter 536, RSMo.
 - H. Unless otherwise specified by the Board, all reports, documentation, notices, or other materials required to be submitted to the Board shall be forwarded to: Missouri State Board of Cosmetology and Barber Examiners, P.O. Box 1062, Jefferson City, Missouri 65102.
 - I. Any failure by Applicant to comply with any condition of discipline set forth herein constitutes a violation of this Order.
13. This Order does not bind the Board or restrict the remedies available to it concerning any violation by Applicant of the terms and conditions of this Order, Chapter 329, RSMo, or the regulations promulgated thereunder.
14. The Board will maintain this Order as an open, public record of the Board as provided in Chapters 329, 610 and 324, RSMo.

SO ORDERED, EFFECTIVE THIS 21ST DAY OF SEPTEMBER, 2015.

MISSOURI STATE BOARD OF COSMETOLOGY
AND BARBER EXAMINERS

Handwritten signature of Emily R. Carroll in cursive script.

Emily R. Carroll, Executive Director