BEFORE THE MISSOURI
STATE BOARD OF COSMETOLOGY AND BARBER EXAMINERS

STATE BOARD OF COSMETOLOGY AND BARBER EXAMINERS,	)	
Petitioner,	)	
v.	)	Case No. 13-1967 CB
ANNETTE HILL, d/b/a UNIVERSITY OF COSMETOLOGY,	)	
Respondent.	)	

FINDINGS OF FACT, CONCLUSIONS
OF LAW, AND DISCIPLINARY ORDER

On or about October 27, 2014, the Administrative Hearing Commission entered its Default Decision in the case of *Missouri Board of Cosmetology and Barber Examiners v. Annette Hill,* Case No. 13-1967 CB. In that Default Decision, the Administrative Hearing Commission found that Respondent Annette Hill's cosmetology school license (license # 2010026713), cosmetology instructor license (license # 001906), "Class E- estheticians" license (license # 106475) and "Class CA- hairdressing and manicuring" license (license # 102162) are subject to disciplinary action by the Missouri Board Cosmetology and Barber Examiners ("Board") pursuant to § 329.140.2(5), (6), (12) and (13), RSMo.[1]

The Board has received and reviewed the record of the proceedings before the Administrative Hearing Commission, including the properly pled complaint filed before the Administrative Hearing Commission on November 14, 2013 and the Default Decision of the Administrative Hearing Commission. The record of the Administrative Hearing Commission, including the properly pled complaint and Default Decision, is incorporated herein by reference in its entirety.

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

Pursuant to notice and § 621.110 and § 329.140.3, RSMo, the Board scheduled a hearing to be held on June 1, 2015, at approximately 9:00 a.m. at the Missouri Division of Professional Registration Building, 3605 Missouri Boulevard, Jefferson City, Missouri, for the purpose of determining the appropriate disciplinary action against Hill's license. At the June 1, 2015 disciplinary hearing, the Board was represented by attorney Greg Mitchell. Despite proper and timely notice, Respondent was not present for the hearing and was not represented by counsel. After being present and considering all of the evidence presented during the hearing, the Board issues the following Findings of Facts, Conclusions of Law and Order

Based upon the foregoing the Board hereby states:

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. Respondent holds a cosmetology school license (license # 2010026713), cosmetology instructor license (license # 001906), "Class E- estheticians" license (license # 106475) and "Class CA- hairdressing and manicuring" license (license # 102162) Respondent's cosmetology school license was at all times relevant herein current, valid and active. Respondent's cosmetology instructor license, esthetician license and cosmetologist license are and were at all times relevant herein current, valid and active.

3. The Board hereby adopts and incorporates by reference the properly pled complaint and Default Decision of the Administrative Hearing Commission in *Missouri Board of Cosmetology and Barber Examiners v. Annette Hill,* Case No. 13-1967 CB, in its entirety. In that Default Decision the Administrative Hearing Commission determined that the Board filed a

properly pled complaint before the Administrative Hearing Commission on or about November 14, 2013, that Respondent was served with the complaint by publication and that Respondent never filed an answer or otherwise responded to the complaint.

4. In its Default Decision, the Administrative Hearing Commission determined there was cause to discipline Respondent's licenses pursuant to § 329.140.2(5), (6), (12) and (13), RSMo, as established in the properly pled complaint, as a result of Respondent's operating a cosmetology school known as the University of Cosmetology without complying with federal regulations pertaining to the institution's administration of the Title IV, Higher Education Act.; failing to return excess tuition amounts and disbursed student loan money; and a finding of unlicensed activity at the University of Cosmetology during a December 9, 2011 school inspection.

5. The Board set this matter for disciplinary hearing and served notice of the disciplinary hearing upon Respondent by publication in a proper and timely fashion.

II.

CONCLUSIONS OF LAW

6. This Board has jurisdiction over this proceeding pursuant to §§ 621.110 and 329.140.3, RSMo.

7. The Board expressly adopts and incorporates by reference the properly pled complaint and the Default Decision issued by the Administrative Hearing Commission on October 2, 2014, in *Missouri Board of Cosmetology and Barber Examiners v. Annette Hill,* Case No. 13-1967 CB, and hereby enters its Conclusions of Law consistent therewith.

8. As a result of the foregoing, and in accordance with the Administrative Hearing Commission's Default Decision on October 27, 2014, Respondent's cosmetology school license (license # 2010026713), cosmetology instructor license (license # 001906), "Class E- estheticians" license (license # 106475) and "Class CA- hairdressing and manicuring" license (license # 102162)

are subject to disciplinary subject to disciplinary action by the Board pursuant to § 329.140.2(5), (6), (12) and (13), RSMo.

9. The Board has determined that this Order is necessary to ensure the protection of the public.

III.

ORDER

Having fully considered all the evidence before the Board, and giving full weight to the Default Decision of the Administrative Hearing Commission, it is the **ORDER** of the Board that Respondent's cosmetology school license (license # 2010026713), cosmetology instructor license (license # 001906), "Class E- estheticians" license (license # 106475) and "Class CA- hairdressing and manicuring" license (license # 102162) are hereby **REVOKED** from the effective date of this Order. Upon receipt of this Order, Respondent shall immediately return all evidence of licensure to the Board.

10. The Board will maintain this Order as an open record of the Board as provided in Chapters 328, 329, 610, and 324, RSMo.

SO ORDERED, EFFECTIVE THIS 15 DAY OF July, 2015.

MISSOURI STATE BOARD OF COSMETOLOGY
AND BARBER EXAMINERS

Emily Carroll

Emily Carroll, Executive Director