

BEFORE THE MISSOURI
STATE BOARD OF COSMETOLOGY AND BARBER EXAMINERS

STATE BOARD OF COSMETOLOGY)
AND BARBER EXAMINERS,)
)
Petitioner,)
)
v.)
)
ANANI KODJO ADZOH and)
AYAWA FIADONOU, d/b/a)
PAULINE AFRICAN HAIR BRAIDING,)
)
Respondents.)

CASE # 10-1753 CB

ORDER OF THE MISSOURI
STATE BOARD OF COSMETOLOGY AND BARBER EXAMINERS
DISCIPLINING THE COSMETOLOGY ESTABLISHMENT LICENSE OF
ANANI KODJO ADZOH and AYAWA FIADONOU,
d/b/a PAULINE AFRICAN HAIR BRAIDING

On or about April 29, 2011, the Administrative Hearing Commission entered its Decision in the case of *State Board of Cosmetology and Barber Examiners v. Anani Kodjo Adzoh and Ayawa Fiadonou, d/b/a Pauline African Hair Braiding*, Case No. 10-1753 CB. In that Decision, the Administrative Hearing Commission found that Respondents' cosmetology establishment license (license # 2008012628) is subject to disciplinary action by the State Board of Cosmetology and Barber Examiners ("Board") pursuant to § 329.140.2 (5), (6) and (10), RSMo 2000.¹

The Board has received and reviewed the record of the proceedings before the Administrative Hearing Commission and the Decision of the Administrative Hearing

¹ Unless otherwise specified, all statutory references are to the Revised Statutes of Missouri, as amended.

Commission. The Board takes official notice of this Decision. The record and Decision of the Administrative Hearing Commission are incorporated herein by reference in their entirety.

Pursuant to notice and §§ 621.110 and 329.140.3, the Board held a hearing on July 25, 2011, at approximately 2:38 p.m., at the Division of Professional Registration, 3605 Missouri Boulevard, Jefferson City, Missouri 65102, for the purpose of determining the appropriate disciplinary action against Respondents' license. The Board was represented by Legal Counsel Tina Crow Halcomb. Respondent, having received proper notice and opportunity to appear, did not appear in person or through legal 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. The Board hereby adopts and incorporates by reference the April 29, 2011 Decision of the Administrative Hearing Commission in *State Board of Cosmetology and Barber Examiners v. Anani Kodjo Adzoh and Ayawa Fiadonou, d/b/a Pauline African Hair Braiding*, Case No. 10-1753 CB, in its entirety.

3. The Board set this matter for disciplinary hearing and served notice of the disciplinary hearing upon Respondents in a proper and timely fashion.

II.

CONCLUSIONS OF LAW

4. This Board has jurisdiction over this proceeding pursuant to § 621.110 and § 329.140.3.

5. The Board expressly adopts and incorporates by reference the Conclusions of Law contained in the April 29, 2011 Decision issued by the Administrative Hearing Commission *State Board of Cosmetology and Barber Examiners v. Anani Kodjo Adzoh and Ayawa Fiadonou, d/b/a Pauline African Hair Braiding*, Case No. 10-1753 CB, and hereby enters its Conclusions of Law consistent therewith.

6. As a result of the foregoing, and in accordance with the Administrative Hearing Commission's April 29, 2011 Decision, Respondents' cosmetology establishment license, license number 2008012628, is subject to disciplinary action by the Board pursuant to § 329.140.2 (5), (6) and (10).

7. 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 Decision of the Administrative Hearing Commission, it is the ORDER of the Board that the cosmetology establishment license Anani Kodjo Adzoh and Ayawa Fiadonou, d/b/a Pauline African Hair Braiding, license number 2008012628, is hereby SUSPENDED for fifteen (15)

days beginning August 29, 2011 to September 13, 2011. Respondents shall immediately return all indicia of cosmetology establishment licensure to the Board during the suspension period.

This suspension shall be immediately followed by three (3) years PROBATION, to begin immediately following the fifteenth day of suspension. During the aforementioned probation, Respondents shall be entitled to practice as a licensed cosmetology establishment subject to the following terms and conditions.

IV.

TERMS AND CONDITIONS

During the aforementioned probation, Respondents shall be entitled to practice as a licensed cosmetology establishment subject to the following terms and conditions:

- A. During the disciplinary period, Respondents 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, Respondents shall keep the Board informed of Respondents' current work and home address and telephone numbers. Respondents shall notify the Board in writing within ten days (10) of any change in this information.
- C. During the probationary period, Respondents shall timely renew Respondents' cosmetology license and shall timely pay all fees required for licensure and comply with all other Board requirements necessary to maintain said license in a current and active state.
- D. During the probationary period, Respondents shall accept and comply with unannounced visits from the Board's representatives to monitor compliance with the terms and conditions of this Order.
- E. During the disciplinary period, Respondents shall appear in person for interviews with the Board or its designee upon request.
- F. Respondents 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, 2012.

- G. If, at any time during the probationary period, Respondents change Respondents' address from the state of Missouri, or cease to maintain Respondents' cosmetology 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.
- H. 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.
- I. 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 1335, Jefferson City, Missouri 65102.
- J. Any failure by Respondents to comply with any condition of discipline set forth herein constitutes a violation of this Order.

This Order does not bind the Board or restrict the remedies available to it concerning any violation by Respondents of the terms and conditions of this Order, Chapter 329, RSMo, or the regulations promulgated thereunder.

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 18 DAY OF August, 2011.

MISSOURI STATE BOARD OF COSMETOLOGY
AND BARBER EXAMINERS



Emily Cartell, Executive Director