

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

STATE BOARD OF COSMETOLOGY.)
AND BARBER EXAMINERS,)
)
 Petitioner,)
)
v.)
)
CHARA R. MOORE)
)
 Respondent.)

Case No. 12-1590 CB

**ORDER OF THE MISSOURI
STATE BOARD OF COSMETOLOGY AND BARBER EXAMINERS
DISCIPLINING THE BARBER LICENSE OF
CHARA R. MOORE**

On or about January 29, 2013, the Administrative Hearing Commission entered its Default Decision in the case of *Missouri Board of Cosmetology and Barber Examiners v. Chara R. Moore*, Case No. 12-1590 CB. In that Default Decision, the Administrative Hearing Commission found that Respondent Chara R. Moore's barber license (license # 2010012613) is subject to disciplinary action by the Board pursuant § 328.150.2(5), (6) and (12), 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 August 23, 2012, 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 328.150.3, RSMo, the Board held a hearing on May 20, 2013, at 9:12 a.m., at the Division of Professional Registration, 3605 Missouri Boulevard, Jefferson City, Missouri 65102, for the purpose of determining the appropriate disciplinary action against Respondent's license. The Board was represented by Legal Counsel Tina Crow Halcomb. Respondent received proper notice and opportunity to appear but did not appear in person or by 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.

I.

Based upon the foregoing the Board hereby states:

FINDINGS OF FACT AND CONCLUSIONS OF LAW

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 properly pled complaint and Default Decision of the Administrative Hearing Commission in *Missouri Board of Cosmetology and Barber Examiners v. Chara R. Moore*, Case No. 12-1590 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 August 23, 2012, that Moore was personally served with the complaint and that Moore never filed an answer or otherwise responded to the complaint.

3. In its Default Decision, the Administrative Hearing Commission determined there was cause to discipline Moore's license pursuant to § 328.150.2(5), (6) and (12), RSMo, as established in the properly pled complaint, as a result of Moore's operating Studio Pinkz without obtaining an establishment license and as a result of Moore's refusal to allow for the establishment to be inspected.

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

II.

CONCLUSIONS OF LAW

5. This Board has jurisdiction over this proceeding pursuant to §§ 621.110 and 328.150.3, RSMo.

6. The Board expressly adopts and incorporates by reference the Conclusions of Law contained in the Default Decision issued by the Administrative Hearing Commission on January 29, 2013, in *Missouri Board of Cosmetology and Barber Examiners v. Chara R. Moore*, Case No. 12-1590 CB, and hereby enters its Conclusions of Law consistent therewith.

7. As a result of the foregoing, and in accordance with the Administrative Hearing Commission's Default Decision on January 29, 2013, Respondent's barber license is subject to disciplinary action by the Board pursuant to § 328.150.2(5), (6) and (12), RSMo.

8. 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 the barber license of Chara R. Moore (license no. 2010012613) is hereby **REVOKED**.

Respondent shall immediately return all indicia of licensure to the Board.

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

SO ORDERED, EFFECTIVE THIS 31 DAY OF May 2013.

MISSOURI STATE BOARD OF COSMETOLOGY
AND BARBER EXAMINERS



Emily Carroll, Executive Director