

**STATE OF NEW HAMPSHIRE
BOARD OF BARBERING, COSMETOLOGY,
& ESTHETICS
CONCORD, NH 03301**

In the Matter of:

Docket No.: 2021-ENF-BELLACURE NAILS-0868

Bellacure Nails
Shop License # 4772
(Misconduct Allegations)

In order to avoid the delay and expense of further proceedings and to promote the best interests of the public and the practice of medicine, the New Hampshire Board of Barbering, Cosmetology, and Esthetics ("Board") and Chamroeun Heng, owner of Bellacure Nails, ("Respondent") a shop licensed by the Board, do hereby stipulate and agree to resolve certain allegations of professional misconduct now pending before the Board according to the following terms and conditions:

1. Pursuant to RSA 313-A: 21 and Administrative Rule 404.01, the parties stipulate that Board inspectors have jurisdiction to conduct inspections of shops and schools.
2. The parties further stipulate the Board has the authority to issue administrative fines for violations of statutes pursuant to NH RSA Chapter 313-A, and administrative rules PART Bar 404.
3. Pursuant to Administrative Rule Bar 210.02 and Bar 217.02, the Board shall, with the consent of the licensee, issue a final settlement agreement or consent order that imposes discipline upon the licensee and terminates further disciplinary action in whole or part consistent with Bar 217.02 (c)(1)(2).

404.09.

- d. On September 16, 2021, during a follow-up inspection, it was discovered Bellacure Nails, by and through its owner, Chamroeun Heng, accumulated an additional One Thousand Four Hundred and Thirty-Seven (1,437) violation points for health and safety violations.
7. The Board finds that Respondent committed the acts as described above and concludes that, by engaging in such conduct, Respondent violated RSA 313-A: 9, II(b) (unlicensed practice) and NH RSA 313-A: 22, II (g) Willful or repeated violations of the provisions of this chapter; and violation of Administrative Rule Bar 302.07 (g), which are disciplinable misconduct under RSA 313-A: 22.
8. Respondent acknowledges that the above -described conduct constitutes grounds for the Board to impose disciplinary sanctions against his license to practice as a licensee in the State of New Hampshire.
9. Respondent consents to the Board imposing the following discipline, pursuant to RSA 313-A: 22, III (e):
- A. Respondent is **REPRIMANDED**;
- B. Respondent is to pay a Five Hundred Dollar (\$500) administrative fine within 30 days for a violation of NH RSA 313-A: 9, II(b), of which Two Hundred and Fifty Dollars (**\$250**) is **suspended** for a period of two years, provided the Respondent does not authorize any additional parties to practice without a license.
- C. Respondent is to pay a Five Hundred Dollar (\$500) administrative fine within 30 days for a violation of NH RSA 313-A: 22, II (g) of which Two Hundred and Fifty Dollars (**\$250**) is **suspended** for a period of two years provided the Respondent does not accumulate additional health and safety violations;
- D. Respondent is to pay a Five Hundred Dollar (\$500) administrative fine

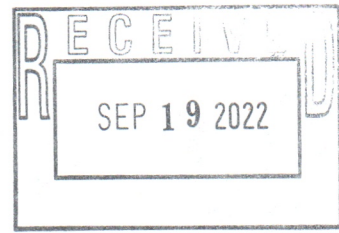
challenged in any hearing regarding enforcement of this *Settlement Agreement*. After the hearing, the Board will issue an order explaining its reasons for imposing, or not imposing, a suspension of Respondent's license, and/or any other discipline within the terms of RSA 313-A: 22.

C. If Respondent does not request a show cause hearing within ten days of the date of the Board's notification of non-compliance, the license suspension and/or additional discipline outlined in the notice of non-compliance shall be imposed. Any imposed suspension or additional discipline shall remain in effect until Respondent comes into compliance with this *Settlement Agreement* and the Board notifies Respondent in writing that the suspension or additional discipline has been lifted unless such discipline is a license revocation.

12. Except as provided herein, this *Settlement Agreement* shall bar the commencement of further disciplinary action by the Board based upon the misconduct described above. However, the Board may consider this misconduct as evidence in the event that similar misconduct is proven against Respondent in the future. Additionally, the Board may consider the fact that discipline was imposed by this Order as a factor in determining appropriate discipline should any further misconduct be proven against Respondent in the future.

13. If the Salon or Shop transfers ownership the current owner and/or licensee (Respondent) shall be responsible for payment of all administrative fines associated with this *Settlement Agreement*.

Amount 750.⁰⁰
Check 1581
Vent



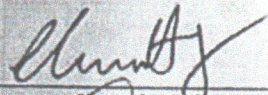
Bellacure Nails
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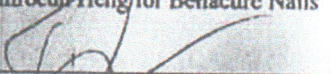
to appeal to the courts. Further, Respondent fully understands the nature, qualities, and dimensions of these rights. Respondent understands that by signing this *Settlement Agreement*, he waives these rights as they pertain to the misconduct described herein.

22. This *Settlement Agreement* shall take effect as an Order of the Board on the date it is signed by an authorized representative of the Board.

FOR RESPONDENT

Date: 11-22-2021

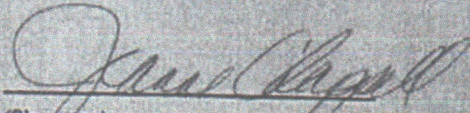

Chamroen Heng for Bellacure Nails


Daniel Corley, Esq. Counsel for Respondent

FOR THE BOARD/*

This proceeding is hereby terminated in accordance with the binding terms and conditions set forth above.

Date: 11/21/21


(Signature)

Jeanne Chappel
(Print or Type name)
Authorized Representative of the
New Hampshire Board of Barbering, Cosmetology,
& Esthetics