

**State of New Hampshire  
Barbering, Cosmetology, and Esthetics Governing Board  
Philbrook Building, 121 South Fruit Street, Suite 303  
Concord, New Hampshire 03301**

In The Matter Of:

**Daniel J. Alpers  
(Application for Apprentice Licensure)**

**Docket #01-2020**

**DECISION AND ORDER**

By the Board: Holly Rodrigues, Manicurist Member, Chair; Joshua Craggy, Barber Member; Kimberly Hannon, Cosmetologist Member and Sarah Partridge, Public Member

Also present: Tina M. Kelley, Administrator to the Board

Appearances: Daniel J. Alpers, *pro se*

The New Hampshire Barbering, Cosmetology, and Esthetics Governing Board (“Board”) issued Daniel J. Alpers (“Mr. Alpers” or “Applicant”) a Notice of Hearing on February 3, 2020. The Notice of Hearing was in response to Mr. Alpers’s application for licensure as an apprentice barber.

**Background**

Mr. Alpers submitted an application for licensure as an apprentice barber along with the fee of \$75 on December 16, 2019. On that application Mr. Alpers answered “Yes” to the question “Have you ever been convicted of any felony or misdemeanor, other than a traffic violation, which has not been annulled by a court?” (emphasis original). In addition to his application, Mr. Alpers submitted a letter of explanation and the court record detailing his convictions.

A show cause hearing was commenced on February 10, 2020. As such a hearing, an applicant for licensure bears the burden to prove, by a preponderance of the evidence, that he or she is qualified for licensure. Before becoming an apprentice barber, Mr. Alpers is required to receive an apprentice license pursuant to RSA 313-A:24, I., which provides that “[n]o person shall enter an apprenticeship...unless such person has registered with the board as an apprentice and been issued an apprentice license.” Additionally, “[a] person applying for a license shall be

granted such license upon...[b]eing deemed by the board to be of good professional character.” RSA 313-A:24. In accordance with Bar 301.02, the Board takes into consideration the following when determining whether an applicant has the requisite professional character:

- A. Whether the applicant has been found guilty of abuse, neglect, exploitation of any person or has been convicted of child endangerment, fraud or a felony against a person in this or any other state by a court of law;
- B. Whether the applicant has a current mental condition affecting the ability to practice the profession;
- C. The length of time that has passed since any crime or disciplinary action occurred;
- D. Whether the information regarding a positive answer to any of the statements listed in Bar 301.01 (b)(5) is indicative of the applicant’s current character; and
- E. Any relevant circumstances surrounding the affirmative answer.

#### **The Hearing**

At the hearing the Board entered into evidence and reviewed one (1) exhibit:

- Exhibit A – Mr. Alpers’s application for a barber apprentice license and its supporting documents.

Mr. Alpers presented his case explaining to the Board why he should be granted a barber apprentice license. He explained that he was young and made a lot of mistakes. He is now trying to get his life back on track and wants to “cut hair and have a good life”. He testified that his last arrest was in Florida in 2013, his last conviction was in 2016, and he is not currently on probation. He moved back to New Hampshire because his family is located in this state. He stated that he had been cutting hair since he was 13 and attended barber school at 17 at the New England Hair Academy, completing 800 hours before leaving the school due family tragedy. He then moved to Florida and attended WTI Cosmetology school, completing somewhere between 500 and 700 hours. At this time, he wishes to complete his training by becoming an apprentice.

#### **Findings of Fact and Rulings of Law**

- The Board finds Mr. Alpers was convicted in 2014 and 2016 of numerous offences resulting in misdemeanor and felony convictions in Citrus County Florida; and
- The Board finds there is insufficient evidence that Mr. Alpers has any current mental condition affecting the ability to practice the profession; and

- The Board finds Mr. Alpers has fulfilled all court mandated requirements as outlined in the documents presented to the Board and has been taking positive steps to get his life back on track since his Florida criminal convictions.

Based on the findings of facts and rulings of law the Board finds sufficient evidence that Mr. Alpers meets the minimum qualifications for licensure as an apprentice barber.

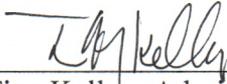
THEREFORE, IT IS ORDERED, that Mr. Alpers be **granted** a barber apprentice license.

IT IS FURTHER ORDERED that this Decision and Order shall become a permanent part of Mr. Alpers's file, which is maintained by the Board as a public document.

IT IS FURTHER ORDERED that this Decision and Order shall take effect as a final Order of the Board on the date it is signed by an authorized representative of the Board.

BY ORDER OF THE BOARD

Date: March 5, 2020

  
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Tina Kelley, Administrator  
Authorized Representative of the Barbering,  
Cosmetology, and Esthetics Governing Board