

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

In the Matter of:
**American Nails
Shop Lic. #2070**

Docket No.: 23-BAR-053

**Corey Parenteau, Owner
Manicurist Lic. #39737**

SETTLEMENT AGREEMENT

In order to avoid the delay and expense of further proceedings and to promote the best interests of the public and the practice of Barbering, Cosmetology, and Esthetics, the New Hampshire Board of Barbering, Cosmetology, and Esthetics (“Board”) and American Nails (“Shop”), a nail salon currently licensed by the Board, and Corey Parenteau, (“Licensee”), a manicurist currently licensed by the Board, (together as “Respondents”) do hereby stipulate and agree to resolve certain allegations of violations of rules and laws regulating the profession now pending before the Board according to the following terms and conditions:

1. Pursuant to NH RSA 313-A:21 and N.H. Code Admin. R Bar (“Bar”) 404.01, Board inspectors have jurisdiction to conduct inspections of shops, tanning salons, and schools.
2. Pursuant to NH RSA 310:12, NH RSA 313-A and Bar 404.04, the Board has the authority to issue disciplinary sanctions for violations of Board statutes and rules.
3. Pursuant to NH RSA 310:10, VIII, and Bar 217.02, the Board may, at any time, dispose of such allegations by settlement, and without commencing a disciplinary hearing.
4. The Board first granted Licensee a manicurist license #39737 on August 24, 2023. Licensee’s license expires on September 30, 2025.

5. The Board first granted American Nails at 37 Crystal Ave. #2, Derry, NH shop license #2070 on or about September 14, 2006.
6. On or about June 16, 2023, a Board inspector conducted a routine inspection of Respondents which resulted in alleged violations totaling 1210 points. In response the Board assessed a fine, and the Respondents requested a hearing. The Board then issued a Notice of Adjudicative Hearing.
7. Respondents stipulate to the following facts:
 - A. On June 16, 2023, a Board inspector conducted a routine inspection of Shop at 37 Crystal Ave. #2, Derry, NH.
 - B. As a result of the inspection, the inspector found multiple violations totaling 1210 points of which:
 - i. 310 points were related to health and sanitation including improperly disinfected pedicure areas, improperly cleaned and store re-useable implements and appliances, improperly disposed of and/or storage of single use implements, and lack of required safety data sheets;
 - ii. 500 points were related to licenses and certifications where one individual who was performing services failed to provide identification when requested, and left the premises; and,
 - iii. 400 points were related to other violations, namely, possessing a bladed implement.
8. The Board finds that Respondent committed the acts described above and concludes that, by engaging in such conduct, Respondent violated NH RSA 313-A:22, II(i).

9. Respondents acknowledge that the allegations and facts set forth in paragraph 7 above constitutes grounds for the Board to impose disciplinary sanctions against their license to operate as a Board licensee in the State of New Hampshire.
10. WHEREFORE, Respondents consent to the Board imposing the following discipline, pursuant to RSA 310:12.
 - A. Respondents are assessed an **ADMINISTRATIVE FINE** in the amount of one thousand two hundred ten dollars (\$1,210.00) where all but **seven hundred sixty dollars (\$760.00)** is stayed subject to no further violations being found within twelve months of the Effective Date. Respondent shall pay the amount of **\$760.00** in full within forty-five (45) days of the Effective Date of this *Settlement Agreement* by delivering a money order or bank check, made payable to "Treasurer, State of New Hampshire," to the Board's office at 7 Eagle Square, Concord, New Hampshire, 03301. **No separate invoice shall issue.** Payment shall include a copy of this Settlement Agreement or a note including the docket number and indicating the payment is made in compliance with a settlement agreement with the Board.
11. Respondents, specifically the shop owner, shall bear all costs required by this *Settlement Agreement* and shall be responsible for ensuring all payments are made, but Respondents shall be permitted to share such costs with third parties. If a fine is past-due and remains unpaid at the time of license renewal, the Board shall not renew the Respondents' license.
12. Respondents' breach of any terms or conditions of this *Settlement Agreement* shall constitute unprofessional conduct pursuant to RSA 313-A:22, II, and a separate and sufficient basis for further disciplinary action by the Board.


13. The Board may consider Respondents' compliance with the terms and conditions herein in any subsequent proceeding before the Board regarding Respondents' licenses.
14. The Board agrees that in return for Respondents executing this *Settlement Agreement* the Board will not proceed with the formal adjudicatory process based upon the facts described herein. However, the Board may consider this misconduct as evidence of a pattern of conduct 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 Respondents in the future.
15. This *Settlement Agreement* shall become a permanent part of Respondents' file, which is maintained by the Board as a public document.
16. Respondents voluntarily enter and sign this *Settlement Agreement* and states that no promises or representations have been made other than those terms and conditions expressly stated herein.
17. Respondents understand that Respondents' action in entering into this *Settlement Agreement* is a final act and not subject to reconsideration, judicial review, or appeal.
18. Respondent agrees to support the adoption of this agreement by the Board.
19. Respondent understands that this agreement is an adverse action against Respondent's license and will be reported to all relevant jurisdictions.
20. Respondents have had the opportunity to seek and obtain the advice of an attorney of Respondents' choosing in connection with the decision to enter into this *Settlement Agreement*.

21. Respondents are not under the influence of any drugs or alcohol and are otherwise of sound mind at the time of signing this *Settlement Agreement*.
22. Respondents understands that the Board must review and accept the terms of this *Settlement Agreement*. If the Board rejects any portion, the entire *Settlement Agreement* shall be null and void. Respondents specifically waives any claims that any disclosures made to, or by, the Board surrounding its review of this *Settlement Agreement* have prejudiced Respondents' right to a fair and impartial hearing in the future if this *Settlement Agreement* is not accepted by the Board.
23. Respondents certify that he/she has read this document titled *Settlement Agreement*. Respondents understands that he/she has the right to a formal adjudicatory hearing concerning this matter and that at said hearing he/she would possess the rights to confront and cross-examine witnesses, to call witnesses, to present evidence, to testify on his/her own behalf, to contest the allegations, to present oral argument, and to appeal to the courts. Further, Respondents fully understand the nature, qualities and dimensions of these rights. Respondents understand that by signing this *Settlement Agreement*, he/she waives these rights as they pertain to the misconduct described herein.
24. 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 and shall become final after 30 days pursuant to Plc 205.04.

[Signatures on next page.]


FOR RESPONDENT

Date: 1/25/2024


Corey Parenteau (Owner)
American Nails
Respondent

FOR THE BOARD/*

Accepted by the Board of Barbering Cosmetology and Esthetics on this 18 day of March, 2024 ("Effective Date").


(Signature)

Jeanne Chappell
(Print or Type Name)
Authorized Representative of the
New Hampshire Board of Barbering,
Cosmetology, and Esthetics

/*Board members recused: