



State of Arizona
Douglas A. Ducey
Governor

Arizona State Board of Massage Therapy

"Protecting the Public's Health"

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Victoria Bowmann, LMT; Earl Duskey, LMT; John Ortega, Public Member;
Diane Pruetz, Public Member; Dennis Beye, LMT; Kathleen Phillips, Executive Director

MINUTES BOARD MEETING

September 28, 2015 9:30 a.m.
1400 West Washington St, B1
Phoenix, AZ 85007

1. Call to Order by Presiding Officer

Victoria Bowmann, Chair, called the meeting to order at 9:32 am.

A. Roll call of Board members was done to establish a quorum to conduct the meeting.

Board Members present: Victoria Bowmann, LMT, Chair
Earle Duskey, LMT, Vice-Chair
John Ortega, Public Member
Dennis Beye, LMT
Diane Pruetz, Public Member

B. Acknowledgement of presence of Board staff and legal counsel.

Assistant Attorney General: Elizabeth Campbell

Board Staff present: Kathleen Phillips, Executive Director
Stan Conger, Investigations
Ellen Boyd, Licensing Administrator

Breaks: 10:29 am – 10:52 am
11:42 am – 11:45 am

2. Call to the Public.

A representative from a massage school addressed the Board concerning the English proficiency exam.

3. Discussion, Consideration and Possible Action on Consent Agenda

(Any item under consent may be removed for independent discussion and action by a Board Member.)

A. Approval of Minutes: July 20, 2015 and August 4, 2015 telephonic Board meeting.

B. Approval of 212 Massage Therapy Application(s)

Lori	Adams
Lynda	Adams
Brianda	Aguilar
Lala	Alcorta
Sandy	Allen
Anisa	Alvarado
Maurizio	Alvarez
Elvia	Arevalo
Lynda	Aschauer
Mary	Bai
Shellie	Bailie
Yelena	Bakke
Karen	Barclay
Hillary	Beatty
Glenda	Bennett
Catharine	Blanchard
Leah	Bodenhamer
Jessica	Bradford
Melody	Brady
Francisco	Bravo
Dylan	Brown
McKensie	Brown
Joey	Brugh
Amanda	Buck
Dylan	Buetzow-Montgomery
Steven	Busby
Alejandria	Bustamante
Lucinda	Cabral
Denis	Calderon
Adela	Camargo
Warren	Carpenter
Katherine	Carter
Jason	Casteel
Cheryl	Catale
Kea	Chambers
LaToya	Chandler

Yung-Chih	Cheng
Melissa	Chilson
Melissa	Chitwood
Trevor	Christensen
Oliver	Clark
Barbie	Cobb
Kimberly	Cole
Penny	Cole
Lanisa	Condello
Trumaine	Conner
Sophia	Cook
Lillian	Cooks
Antoine	Cottle
Ashley	Daniels
Ivan	De La Cruz
Alyssa	DeGennaro
Pedro	Diaz Paredes
Jackie	Dong
Elizabeth	Doty
Karissa	Duncan
Adrian	Ealy
Rachel	Ellick
Jessica	Enos
Cathy	Evans
Yarelis	Fernandez-Aponte
Sabrina	Fite
Ashley	Flores
Melissa	Floyd
Liam	Folz
Natalie	Fouraker
Heather	Freeman
Kimberlin	Freetly
Britney	Freythuth
Amber	Fuller
Mercedes	Gale
Ricardo	Gil Jr
Jeffrey	Giljum

Logan	Gimlin
Brianna	Gonzales
Elizabeth	Graham
David	Graves
Ashley	Green
Janelle	Grizzard
Rodney	Gross
Timothy	Haines
Natalia	Hames
Heather	Hamlin
Angelee	Harris
Rahsaan	Harris
Virigina	Haviland
Brittney	Hawk
Barbara	Hernandez
Robert	Hernandez-Zaragoza
Theresa	Herrera
Jeruel	Hewitt III
Montina	Holliday
Christine	Hopkins
Kathy	Horbaczewski
Shauna	Howard
Jessica	Howe
Vila	Huerta
Ginger	Hutchins
Tana	Jacobson
Chelsie	Jeffries
Theresa	Jennings
Brenda	Johnson
Katrina	Johnson
Sara	Johnson
Eun	Kim
Jun Hyuk	Kim
Julie	Koloc
Rachel	Korman
Peter	Koutrouba Jr

Devorah	Kran
Martha	Kuhn
Casey	Kuny
Thurman	Lane
Nina	Langford
Melinda	Larson
Stephanie	Lerma
Christine	Leverette
Bo	Liu
Hongzhu	Liu
Jennifer	Livingstone
Paula	Lockwood
Alyssa	Lombardi
Haiyan	Lu
Thomas	Lucero
Yanhong	Ma
Grace	Marilao
Cristina	Marin
Patricia	Markey
Jonathan	Marquez-Garcia
Crystal	Massey
Wendy	May
Candis	Mayper
Keena	McArthur
Rose	McCullough
Anna	McGill
Richard	McGraw
Olive	McLaughlin
Savanna	Melius
Marsha	Monroe
Crystal	Morris
Breanne	Murray
Chelsey	Nash
Candice	Neal
Shannon	Neate
Jessica	Newton

Lin	Nguyen
Megan	Nieto
Alexis	Norice
Danielle	Ocampo
Kiley	Offner
Timothy	Oliver
Sarah	O'Neal
Irene	Ortega
Jose	Ortega-Montalvo
Kathleen	Padecky
Dalia	Palacios
Kamille	Panana
Michael	Parciak
Rebecca	Patten
Teresa	Pearson
Tara	Peck
Grecia	Pedroza Rivas
Abigail	Pena
Julie	Poletti
Nattakan	Ponglamjeak
Jeremy	Powers
Robert	Prickett
Paige	Pullins
ZhiWen	Qu
Lindsay	Quinn
Paola	Ramirez
Kimberly	Real Rico
Brittney	Reid
Charlotte	Rivera
Eva	Rivera
Guadalupe	Rodriguez-Hernandez
Elizabeth	Rush
Mario	Sanchez-Gonzalez
Tara	Schill
Roberta	Sequi

Terri	Shaw
Adrea	Sherman
Jessica	Shinn
Lanae	Shrope
Brian	Simmons
Cheryl	Skinner
Ru	Smith
Felicia	Sopher
David	Soza
Robert	Stanton
Bailey	Stern
James	Tanami
Anita	Tanjutco
Sarah	Thomas
Hua	Tian
Evelynn	Tierney
Bonny	Tryon
Dawn	Van Sise
Kristi	Van Voorst
Rebekah	Vance
Faith	VanDyne
Maria	Vega
Czarina	Villegas
Kenna	Walker
Kari	Wellman
Stephanie	Wenneborg
Ricardo	Wimberly
Yuexia	Womack
Brian	Woolstenhulme
Zhibin	Yan
Misako	Yano
Changying	Yu

C. Approval of Massage Therapy Schools

CA	Santa Ana Beauty College	2010-9/2015	1926 W 17th St	Santa Ana
CT	Branford Hall Career Inst	1997 - 12/31/17	35 N Main St	Southington
NJ	Helma Inst. Of MT	closed	190 Midland Ave	Garfield
NJ	Helma Inst. Of MT	closed	190 Midland Ave	Saddle Brook
NJ	Helma Inst. Of MT	closed	853 Garrison Ave	Teaneck

Mr. Ortega brought to the Board's attention to an error on the minutes of the telephonic meeting of 8/4/15. It will be corrected and brought before the Board at the meeting of 11/16/15.

MOTION: Mr. Duskey moved that the Board approve 3 (B) and (C), and the minutes of 7/20/15.
Ms. Pruetz seconded the motion.

VOTE: Ayes – 5
Nays - 0

4. Discussion, Consideration and Possible Action on Regulatory Matters

A. Discussion, Consideration and Possible Action on Investigative Reviews

1. **Mel Juan Zheng-Ciribassi** Case #14-131

Mr. Zheng was present with his attorney, Mr. Campbell.

Ms. Campbell addressed the Board and requested that the Board move the case to the Board meeting of November 16, 2015.

MOTION: Ms. Pruetz moved that the Board move the case to the November 16, 2015 meeting.
Mr. Beye seconded the motion.

VOTE: Ayes – 5
Nays - 0

2. **Zane Kane** Case #15-122

Mr. Kane was present with no attorney.

Ms. Campbell addressed the Board.

Ms. Campbell addressed Mr. Kane.

Mr. Conger summarized the case.

The Board questioned Mr. Kane.

Ms. Campbell addressed the Board.

MOTION: Ms. Pruetz moved that the Board issue a consent agreement in which Mr. Kane's license will be placed on probation based on the criminal probation for two years. He may request early termination if released from his criminal probation. He must appear before the Board to request his probation be lifted.
Mr. Beye seconded the motion.

VOTE: Ayes – 5
Nays - 0

3. **Joe Taylor** Case #15-139

Mr. Taylor was not present.
Mr. Conger summarized the case.

MOTION: Mr. Beye moved that Board forward the case to a formal hearing.
Ms. Pruetz seconded the motion.

VOTE: Ayes – 5
Nays - 0

4. **Howard Yeaman** Case #16-100
Mr. Yeaman was not present.
Mr. Conger summarized the case.

MOTION: Mr. Beye moved that the Board forward the case to a formal hearing.
Ms. Pruetz seconded the motion.

VOTE: Ayes – 5
Nays - 0

MOTION: Mr. Beye moved that all information concerning this case be sent to the Nursing Board.
Ms. Pruetz seconded the motion.

VOTE: Ayes – 5
Nays - 0

B. Discussion and Possible Action on Cases Voted to Formal Hearings – Motions to Deem

1. **Kivi Byrne** Case # 15-115
Ms. Byrne was present with attorney Harold Burr.
Ms. Campbell submitted a consent agreement from Mr. Burr for their approval.
Ms. Campbell addressed the Board.
Mr. Burr addressed the Board.
Ms. Byrne was sworn in.
The Board questioned Ms. Byrne.

MOTION: Mr. Duskey moved that Board issue a consent agreement that consists of completion of 20 hours of staff pre-approved classes in business and ethics. These are to be in addition to the 24 required hours for renewal. Ms. Byrne's license is to be placed probation for 18 months. She must re-appear before the Board for release of probation. She must contact 6 massage schools and request to speak to students concerning the ethical downfall that can occur when a client is not properly draped. The Board must be informed of the speaking engagement. If she is unable to get permission to speak, she must submit a 200 word essay to the Board. All of the above must be completed by the expiration date of her massage license.
Ms. Pruetz seconded the motion.

ROLL CALL VOTE: Mr. Beye – aye
Ms. Pruetz - aye
Mr. Duskey – aye
Mr. Ortega – aye
Ms. Bowmann – aye

2. **Christopher Edwards** Case # 15-137
Mr. Edwards was not present.
Ms. Campbell addressed the Board.

MOTION: Ms. Pruetz moved that the Board grant the state's request to deem.
Mr. Beye seconded the motion.

VOTE: Ayes – 5
Nays – 0

MOTION: Ms. Pruetz moved that the Board adopt the finding of facts and alleged violations from the complaint and notice of hearing as finding of facts and conclusions of law.
Mr. Duskey seconded the motion.

VOTE: Ayes – 5
Nays – 0

MOTION: Ms. Pruetz moved that the Board revoke the license.
Mr. Ortega seconded the motion.

ROLL CALL VOTE: Mr. Beye – aye
Ms. Pruetz – aye
Mr. Duskey – aye
Mr. Ortega – aye
Ms. Bowmann – aye

3. **Yia Jia Yin** Case # 14-110
Ms. Yin was not present.
Ms. Campbell address the Board.

MOTION: Mr. Beye moved that the Board grant the state’s request to deem.
Ms. Pruetz seconded the motion.

VOTE: Ayes – 5
Nays – 0

MOTION: Mr. Beye moved that the Board adopt the finding of facts and alleged violations from the complaint and notice of hearing as finding of facts and conclusions of law.
Ms. Pruetz seconded the motion.

VOTE: Ayes – 5
Nays – 0

MOTION: Mr. Beye moved that the Board revoke the license.
Ms. Pruetz seconded the motion.

ROLL CALL VOTE: Mr. Beye – aye
Ms. Pruetz – aye
Mr. Duskey – aye
Mr. Ortega – aye
Ms. Bowmann – aye

4. **Jeffery Phillips** Case # 15-121
Mr. Phillips was not present.
Ms. Campbell addressed the Board.

MOTION: Mr. Beye moved that the Board grant the state’s request to deem.
Ms. Pruetz seconded the motion.

VOTE: Ayes – 5
Nays - 0

MOTION: Mr. Beye moved that the Board adopt the finding of facts and alleged violations from the complaint and notice of hearing as finding of facts and conclusions of law.
Ms. Pruetz seconded the motion.

VOTE: Ayes – 5
Nays - 0

MOTION: Mr. Beye moved that the Board revoke the license.

Ms. Pruetz seconded the motion.

ROLL CALL VOTE: Mr. Beye – aye
Ms. Pruetz - aye
Mr. Duskey – aye
Mr. Ortega – aye
Ms. Bowmann – aye

5. **Jesse Ferrell** Case #15-128

MOTION: Ms. Pruetz moved that the Board continue this case until November 16, 2015.
Mr. Duskey seconded the motion.

VOTE: Ayes – 5
Nays - 0

C. Discussion and Possible Action on Application Review

1. **Joyce Robinson** Case #15-110
Ms. Robinson was not present.
Mr. Conger summarized the case.
No action was taken, and the application is to be closed.

D. Discussion and Possible Action on Request for Release from probation.

1. **Lan Wang** Case #13-117
Ms. Wang was present with no attorney.
Ms. Conger summarized the case.

MOTION: Ms. Pruetz moved that the Board release Ms. Wang from probation.
Mr. Duskey seconded the motion.

VOTE: Ayes – 5
Nays – 0

E. Discussion and possible action on letter from Crystal Noe

Ms. Noe was not present.
The Board order of 7/20/15 stands.

5. Administrative Matters

A. Massage license status report

Ms. Phillips reported the status numbers as below:
Active: 9,962
Denied: 32
Pending: 199
Voluntarily Surrendered: 17
Revoked: 49
Closed – App withdrawn and failed to complete: 508

B. Discussion, Consideration and Possible Action on Administrative Matters and Legislative Update

1. Board update.
Discussion was made of CE acceptance as to being in the practice of massage therapy.
2. Federation update.
Mr. Duskey will be the representative. Mr. Beye talked about a national database being created and the Federation's effort to eliminate fraud documentation. Ms. Phillips talked about the possibility of site inspections.
3. Formation of continuing education committee to review modalities for determination of applicability to Massage Therapy.

MOTION: Mr. Duskey moved that the Board form a committee to review modalities for determination of applicability to Massage Therapy.
Ms. Pruetz seconded the motion.

VOTE: Ayes – 5
Nays – 0

MOTION: Mr. Beye moved that the committee consist of Mr. Duskey, Ms. Phillips, and Ms. Bowmann.
Ms. Pruetz seconded the motion.

VOTE: Ayes – 5
Nays – 0

ADJOURNMENT: The meeting was adjourned at 12:25 pm.
The next scheduled Board Meeting is November 16, 2015.