



State of Arizona
Janice Brewer – Governor

Arizona State Board of Massage Therapy

“Protecting the Public’s Health”

1400 West Washington • Suite 300 • Phoenix, AZ 85007 • Telephone 602-542-8604 • FAX 602-542-8804
Victoria Bowmann, LMT; Earl Duskey, LMT; John Ortega, Public Member;
Diane Pruetz, Public Member; Dennis Beye, LMT; Kathleen Phillips, Executive Director

MINUTES/draft BOARD MEETING

May 18, 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
Diane Pruetz, Public Member
John Ortega, Public Member
Dennis Beye, LMT

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: 10:07 am – 10:15 am
10:45 am – 11:00 am

2. Call to the Public.

Attorney for Kivi Byrnes spoke and requested a continuance because of a conflict of scheduling.

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: March 23, 2015 board meeting

B. Approval of 217 Massage Therapy Application(s)

Brandon	Andersen
Tina	Andersen
Sarah	Au
Lizbeth	Avila
Nicoll	Axford
Suri	Baek
Kimberly	Baker
Sarah	Bancroft
Deborah	Barber
Ashley	Barney
Jarica	Barr
Gabriel	Bass
Jessica	Beall
Carissa	Becker
Ilene	Becker
Candice	Begay
Joanyliz	Berrios
Kayla	Bishop
Kirsten	Bivens
Jamie	Blazquez
Kerri	Bonar
Michelle	Bosco
Sidhartha	Bose
Beverly	Bowman
Heather	Boyer
Kaitlyn	Bradley
Amber	Bradshaw
Valerie	Brazzell
Ashley	Brothers
Julie	Burgoyne
Jason	Caldwell
Mary	Canisales
Misty	Carpenter
Winona	Carroll
Veronica	Casanova
Darcy	Cavanaugh
Cynthia	Cervacio

Kyle	Chesney
Chantelle	Claridge
Devan	Clark
Frances	Collins
Kaapi	Corsi
Celia	Cota
Sirena	Cox
Chelsey	Cromer
Jason	Davis II
Meaghan	DeCoster
Veronica	Diaz-Arreola
Birgit	Dittmer
Douglas	Dulak
Sabrina	Duncan
Rachel	Dunton
Brandon	Duplanty
Michele	Duval
Nichole	Eagle
Jorrell-Mark	Elbo
Rachel	Esbjornson
Genevieve	Evirgen
Kelly	Feldman
Alycia	Fisher
Lynette	Fitzsimmons
Kaytlinn	Flake
Mandi	Forbis
Amy	French
Veronica	French
Hugo	Galvan
Christopher	Garner
Jasmine	Gentzel
Tiffany	Giambelluca
Lindsay	Gilchrist
Jessica	Gomez
Jara	Gonzeles
Ann	Gorski
Caitlin	Gregoire

Ting	Gui
Tianna	Hall
Vanessa	Hall
Kathleen	Hansen
Eric	Hartline
Loretta	Haugen
Piedad	Hazlett
Taylor	Hensley
Cevana	Hernandez
Heidi	Hill
Alissa	Hoffman
Susan	Houston
Justin	Hromada
Ava	James
Yousef	Jasemian
Molly	Johnstone
April	Joy
Edward	Lamadrid
Rachelle	Lawendowski
Stephanie	Leatham
Belinda	Lee
Shubo	Lin-Washmon
Li	Liu
Melissa	Luca
Leo	MacCormack
Luis	Madrigal
Karalee	Malaela
Jake	Manheimer
Linda	Marasa
Antonia	Martinez
Denise	Martinez
Samantha	Martinez
Shontell	Martinez-James
Leila	Masters
William	Mauzerall
Zachary	Mayfield
Cody	Mckinnon

Cristina	Mejia-Espinoza
Frankie	Mendivil
Jack	Merren
Barbara	Merz
Susan	Michalovic
Dashala	Miles
Lindsay	Miller
John	Mistalski
Christina	Mitchell
Angel	Monroy-Duran
Marie	Montgomery
David	Moreno
Sara	Mosqueda
Tisha	Murdoch
Veronica	Navarro
Paula	Nilsson
Lisa	Nugent
Cristina	O'lague
Nicole	Orosco
Sherry	Orozco
Sharla	Orton
Kimberly	Otero
Deborah	Palmieri
Lianhua	Pan
Shannon	Parks
Stephen	Patrou
Erica	Perry
Stuart	Peterson
Teresa	Pinon
Summer	Pinson
Jessica	Plante
Ashley	Porter
Lance	Posey
Brandon	Powell
Jesse	Prescott
Marissa	Pressley
Julia	Purtee

Billie	Ramirez
Kimberly	Ramirez
Samuel	Reeder
Gui Ping	Ren
Nicole	Robbins
Julio	Rodriguez
Lorre	Rogers
Mayra	Romo
Jennifer	Royden
Teresa	Ruiz
Carrie	Sack
Hiroto	Sahara
Jesus	Salgado
Irene	San Roman
Rachel	Santay
Jeremy	Sergent
Noelis	Serrano
Zachary	<u>Shave</u>
Jiang	Shen
Garth	Shineman
Tamra	Short
Matthew	Silva
Crystal	Simington
Victoria	Simoes
Corbin	Sitton
Morgan	Sledge
Dyahndra	Smith
Rachel	Smith
Rebekah	Smith
Erik	Snyder
Yoko	Spurgers
Robert	Stackus
Rhonda	Stam
Kyleigh	Staples
Nubia	Suarez
Weidi	Sun
Rina	Suon

Emily	Swensen
Madonna	Tarter
Karen	Thude Stueve
Rosa	Tinajero
Gabriela	Tinoco Gonzalez
Angela	Tipton
Juliann	Torres
Melissa	Trumpp
Shannon	Tsinagine
Cassiddi	Tunstall
Antonio	Turner
Mary	Valdez
Marina	Valente
Nicole	Van Den Bosch
Victor	Vasquez
Elizabeth	Vega
Anna	Vigil
Maria	Villagran
Carol	Vincze
Brittney	Walsh
Crystal	Warren
Taylor	Watson
Jessica	Wedell
Kristina	Wenzler
Brynn	Wilbur
Arielle	Williams
Kerry	Williams
Katelyn	Wilson
Tracy	Wright
Kelsi	Zahl
Guifang	Zhao
Jeffrey	Zimmerman

C. Approval of Massage Therapy Schools

AL	Alabama Healing Arts School of MT	11/11/13 - 11/30/15	6304 Cottage Hill Rd	Mobile Apache Junction
AZ	Central Arizona College	1971 -2023	273 Old West Hwy	Florence
AZ	Central Arizona College	1971 -2023		Maricopa
AZ	Central Arizona College	1971 -2023		San Tan Valley
AZ	Central Arizona College	1971 -2023		Winkelman
MD	College of Southern Maryland	1696 - 2024	8730 Mitchell Rd	La Plato
NJ	Fortis Inst	2002 - 2/28/2017	201 Willowbrook Blvd	Wayne
PA	West Chester University		700 S High St	West Chester
NC	Blue Ridge Healing Arts Academy	10/12/22 - 6/30/11	154 Eastover Dr SE	Concord North
SC	Trident Technical College	1974 - 2021	7000 Rivers Ave	Charleston Moncks Corner
SC	Trident Technical College	1974 - 2021	1001 S Live Oak Dr/Hwy 17A	Charleston Mount
SC	Trident Technical College	1974 - 2021	66 Columbus St	Pleasant
SC	Trident Technical College	1974 - 2021	1125 John Dilligard Ln	Summerville
SC	Trident Technical College	1974 - 2021	449 Old Trolley Rd	St George
SC	Trident Technical College	1974 - 2021	5164 E Jim Bilton Blvd	Hollywood Mount
SC	Trident Technical College	1974 - 2021	1000 Warrior Way	Pleasant
SC	Trident Technical College	1974 - 2021	4060 W Wildcat Blvd	Charleston
UT	Eagle Gate College	2004 - 12/31/19	915 North 400 West 3100 Main St / PO Box	Layton
TX	Houston Community College	1977 - 2022	667517	Houston

MOTION: Ms. Pruetz moved that the Board approve 3 (A), (B), and (C).
Mr. Duskey seconded the motion.

VOTE: Ayes – 5
Nays - 0

4. Discussion, Consideration and Possible Action on Regulatory Matters

A. Discussion and Possible Action on Request Investigative Reviews

1. **Omar Polk** Case #14-138

Mr. Polk was not present.

Ms. Campbell addressed the Board.

MOTION: Ms. Pruetz moved that the Board close the case due to an expired license to be reconsidered if the respondent should ever re-apply for licensure.
Mr. Duskey seconded the motion.

VOTE: Ayes – 5
Nays – 0

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

Mr. Ferrell was present.
AP, complainant, was present.
Mr. Conger summarized the case.
Mr. Ferrell addressed the Board.
The Board questioned Mr. Ferrell.
AP addressed the Board.
The Board questioned AP.

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

VOTE: Ayes – 5
Nays – 0

3. **Charles King Jr.** Case #15-129

Mr. King was present.
Mr. Conger summarized the case.
The Board questioned Mr. King.

MOTION: Ms. Pruetz moved that Board go to Executive Session to obtain legal advice.
Mr. Duskey seconded the motion.

VOTE: Ayes – 5
Nays – 0

Executive Session 10:03 am – 10:07 am.

The board questioned Mr. King.

MOTION: Mr. Duskey moved that Board issue a non-disciplinary order. Mr. King must complete a minimum of 8 hours of business/ethics classes. The classes must be done in class, be pre-approved by Board staff, and be completed by November 26, 2015. These hours are in addition to the required continuing education hours for license renewal.
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. **Kizzie Bowe** Case # 15-112

Ms. Bowe was not present.
Her attorney, Mr. Ortega, had a family emergency and requested a continuance.

MOTION: Ms. Pruetz moved that Board grant a continuance.
Mr. Ortega seconded the motion.

VOTE: Ayes – 5
Nays – 0

2. **Christina Hill** Case # 15-132

Ms. Hill 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: 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: 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

3. **Mario Amaya** Case # 15-130

Mr. Amaya was present and addressed the Board, stating that he would like to surrender his massage license.
Mr. Amaya was sworn in and admitted to consensual sex with a client.

MOTION: Mr. Beye moved that the Board accept the consent agreement and accept Mr. Amaya's voluntary surrender of his massage license.
Mr. Pruetz seconded the motion.

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

4. **Kivi Byrne** Case # 15-115

Mr. Kent Nicholas, attorney for Ms. Byrne, requested a continuance because of a conflict of his scheduling.

MOTION: Ms. Pruetz moved that the Board grant a continuance.
Mr. Duskey seconded the motion.

VOTE: Ayes – 5
Nays – 0

C. Discussion and Possible Action on Request for Rehearing or Review

1. **Nina Terterova** Case #14-127

Ms. Terterova was present.
Ms. Terterova addressed the Board.
Ms. Campbell addressed the Board.

MOTION: Ms. Pruetz moved that Board go to Executive Session to obtain legal advice.
Mr. Beye seconded the motion.

VOTE: Ayes – 5
Nays – 0

Executive Session 11:28 am – 11:32 am.

MOTION: Ms. Pruetz moved that the Board deny a rehearing.
Mr. Duskey seconded the motion.

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

D. Discussion and Possible Action on Cease and Desist

1. Lance Spears

Mr. Conger reported that he sent a cease desist letter to Mr. Spears. Mr. Spears responded stating that he will renew his massage license.

MOTION: Ms. Pruetz moved that the Board issue an Advisory Letter.
Ms. Bowmann seconded the motion.

VOTE: Ayes – 5
Nays – 0

5. Administrative Matters

A. Massage license status report

Ms. Phillips reported the status numbers as below:

Active: 9,981

Denied: 31

Pending: 215

Voluntarily Surrendered: 17

Revoked: 47

Closed – App withdrawn and failed to complete: 500

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

1. Discussion, consideration and action regarding changing meeting date from July 27, 2015 to July 20, 2015.

MOTION: Ms. Pruetz moved that the Board accept the change of the next meeting date.
Mr. Ortega seconded the motion.

VOTE: Ayes – 5
Nays – 0

2. Board Update

Ms. Phillips reported that a staff member was terminated.

ADJOURNMENT: The meeting was adjourned at 11:47 am.
The next scheduled Board Meeting is July 20, 2015.