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**BEFORE THE ARIZONA BOARD
OF MASSAGE THERAPY EXAMINERS**

In the Matter of

SOAMSAMON ANTAHN, LMT,

Holder of License No. MT-05775

As a Massage Therapist

In the State of Arizona

Board Case No. 13-137

**FINDINGS OF FACT, CONCLUSIONS
OF LAW, AND ORDER**

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On July 20, 2015, the Arizona Board of Massage Therapy (“the Board”) considered the state’s Motion to Deem Allegations Admitted. Elizabeth Campbell, Assistant Attorney General, appeared on behalf of the State. Neither Respondent nor Respondent’s attorney appeared at the Board meeting. Christopher Munns of the Solicitor General’s Office was available to provide independent legal advice to the Board.

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After reviewing the record, the Board granted the State’s Motion to Deem Allegations Admitted. Based upon A.R.S. § 32-4254(H) and the Complaint and Notice of Hearing filed in this matter, the Board issues the following Findings of Fact, Conclusions of Law, and Order.

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PARTIES AND JURISDICTION

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1. The Board is the duly constituted authority for licensing and regulating the practice of massage therapy in the State of Arizona.

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2. Respondent is the holder of license number MT-05775, which allows him to practice as a massage therapist in the State of Arizona.

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3. Under A.R.S. § 32-4201, *et seq.*, the Board possess jurisdiction over the subject matter and over Respondent as a licensee of the Board.

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FINDINGS OF FACT

1. On May 24, 2013, female massage therapy client VH received a massage from Respondent in Phoenix, Arizona.

2. During the massage, Respondent touched VH's breasts and genitals.

3. On November 4, 2014, Respondent was convicted of Attempted Sexual Abuse, a class 6 undesignated offense, in Maricopa County Superior Court Case No. CR2013-425707.

CONCLUSIONS OF LAW

1. The Board possesses jurisdiction over the subject matter and over respondent pursuant to A.R.S. § 32-4201 *et seq.*

2. The felony conviction described above is grounds for discipline under A.R.S. § 32-4253(A)(4) (Being convicted of a felony or other offense involving moral turpitude or conviction for prostitution, solicitation or another similar offense. A conviction by a court of competent jurisdiction is conclusive evidence of the commission of the crime).

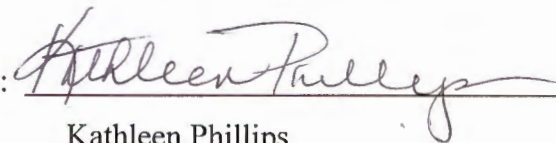
3. A class 6 undesignated felony is treated as a felony for all purposes until such time as a court may actually enter an order designating the offense as a misdemeanor. A.R.S. § 13-604(A).

ORDER

IT IS HEREBY ORDERED that respondent's license is **Revoked**.

DATED this 22nd day of July, 2015

**ARIZONA STATE BOARD OF MASSAGE
THERAPY**

By: 
Kathleen Phillips
Executive Director

NOTICE

1 Any aggrieved party may appeal this decision by filing a written request for Rehearing or
2 Review with the Board within thirty (30) days of service of this Decision. Service of this
3 Decision is effective on personal delivery or five days after the day of mailing. A Motion for
4 Rehearing or Review shall conform to the requirements set forth in the Board's rules at A.A.C.
5 R4-15-401 and shall be served on the opposing party. The filing of a Motion for Rehearing or
6 Review is required in order to exhaust a party's administrative remedies. The failure to file a
7 Motion for Rehearing or Review will preclude a party to seeking judicial review of this Decision.

8 ORIGINAL OF THE FORGOING FILED

9 this ____ day of July 22, 2015, with:

10 Arizona Board of Massage Therapy
11 1400 West Washington, Suite 300
12 Phoenix, Arizona 85007

13
14 COPY OF THE FOREGOING MAILED

15 BY CERTIFIED & REGULAR FIRST-CLASS MAIL

16 this ____ day of July 22, 2015, to:

17 Soamsamon Antahn
18 (Address of Record)
19 Respondent

20
21 COPY OF THE FOREGOING MAILED

22 this ____ day of July 22, 2015, to:

23 Christopher Munns
24 Assistant Attorney General
25 1275 W. Washington Street, CIV/SGO

1 Phoenix, Arizona 85007
2 Attorney for the Board
3 Elizabeth A. Campbell
4 Assistant Attorney General
5 1275 W. Washington Street, CIV/LES
6 Phoenix, Arizona 85007
7 Attorney for the State

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9 *Al Conger*

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Street & Apt. No., or PO Box No. <i>42038 N. 45th Drive</i>	
City, State, ZIP+4 <i>Anthem, AZ 85086</i>	
PS Form 3800, July 2014 See Reverse for Instructions	

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2 (Firm State Bar No. 14000)

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6 Fax: (602) 364-3202
Attorneys for the State

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8 **BEFORE THE ARIZONA BOARD**
9 **OF MASSAGE THERAPY EXAMINERS**

10 In the Matter of

11 **SOAMSAMON ANTAHN, LMT**

12 Holder of License No. MT-05775
As a Massage Therapist
13 In the State of Arizona

Board Case No. 13-137

MOTION TO DEEM

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15 The State of Arizona hereby requests that the Arizona Board of Massage Therapy
16 Examiners (the "Board") vacate the hearing set for July 20, 2015, at 11:00 a.m. and deem
17 the allegations contained in the Board's Complaint and Notice of Hearing admitted
18 pursuant to A.R.S. § 32-4254(H). A copy of the Complaint and Notice of Hearing is
19 attached.

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21 The Complaint and Notice of Hearing notified Respondent that, pursuant to A.R.S.
22 § 32-4254(H), Respondent was required to prepare and file with the Board a written
23 Answer to the allegations in the Complaint within 30 days after service. It further
24 notified Respondent that the Board could consider Respondent's failure to respond within

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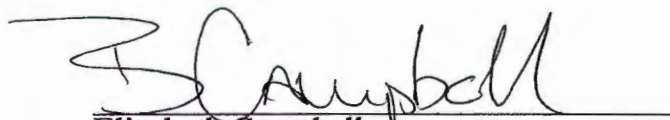
1 30 days an admission by default to the allegations stated in the Complaint and that the
2 Board could then take disciplinary action without conducting a hearing.

3 The Complaint and Notice of Hearing was mailed by first-class and certified mail
4 on June 12, 2015, to Respondent's address of record with the Board. Notice of a
5 complaint and hearing is effective by a true copy of it being sent by certified mail to the
6 licensee's last known address if record. A.R.S. § 32-4254(N). Notice of the complaint
7 is complete on the date of its deposit in the mail. *Id.*

8 Respondent has failed to file an Answer within the time permitted by statute. As
9 such, the State requests that the scheduled hearing be vacated and that the allegations
10 contained in the Complaint and Notice of Hearing be deemed admitted pursuant to A.R.S.
11 § 32-4254(H).
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13 RESPECTFULLY SUBMITTED this 20th day of July, 2015.
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15 MARK BRNOVICH
16 Attorney General

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18 Elizabeth Campbell
19 Assistant Attorney General
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25 *HAND DELIVERED AT MEETING ON JULY 20,2015
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