



State of Arizona  
Governor  
Janice K. Brewer

## *Arizona State Board of Massage Therapy*

1400 W. Washington, Ste. 300 ♦ Phoenix, AZ 85007  
Voice Telephone: 602-542-8604 ♦ Fax: 602-542-8804  
Website: [www.massageboard.az.gov](http://www.massageboard.az.gov) ♦ Kathleen Phillips Executive  
Director

June 27, 2014

Yuhua Chen  
11417 W. Sage Court  
Avondale, Arizona 85392

Re: Arizona Board of Massage Therapy Application

Dear Ms. Chen:

At its June 23, 2014, Board meeting, the Arizona State Board of Massage Therapy (the "Board") denied your application for licensure as a massage therapist ("application") under A.R.S. §§ 32-4222(A)(7)(c), 32-4222(A)(9), 32-4253(A)(4), and 32-4222(G). In denying your application, the Board considered your prostitution conviction in Wichita, Kansas on February 14, 2014.

Under A.R.S. § 32-4222(A)(9), an applicant cannot be currently under investigation, suspension or restriction by a political subdivision of this state or a regulatory board in another jurisdiction in the United States for an act that occurred in that jurisdiction that would be subject him to discipline pursuant to the Board's statutes. As part of processing your application, which was submitted to the Board on September 13, 2013, the Board investigated your criminal history and found that you had been convicted of prostitution, a class 1 misdemeanor, in Wichita, Kansas on February 2, 2014.

Under A.R.S. § 32-4222(G), the Board may deny an application for a license if the applicant committed an act that would subject a person licensed under this chapter to disciplinary action. Under A.R.S. § 32-4253(A)(4), a prostitution conviction is grounds for disciplinary action and a conviction by a court of competent jurisdiction is conclusive evidence of the commission of the crime.

Finally, according to A.R.S. § 32-4222(A)(7)(c), an applicant for a license as a massage therapist cannot within five years preceding the date of the application not have been convicted of a misdemeanor involving prostitution or

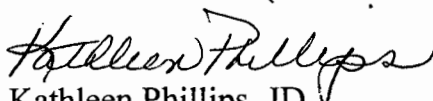
solicitation or other similar offense involving moral turpitude that has a reasonable relationship to the practice of massage therapy.

In denying your application, the Board considered that you submitted an application for a license on September 13, 2013 after being arrested on July 10, 2013, and pled guilty to prostitution, a class 1 misdemeanor on February 14, 2014.

**It is your right to appeal the Board's denial of your Application. If you wish to appeal, you must request a hearing in writing thirty (30) days from the date you receive this letter. A formal hearing will be scheduled for your appeal.**

If you choose to appeal the Board's denial of your Application, you may request an informal settlement conference pursuant to A.R.S. § 41-1092.06. Any written or oral statements made by you at the settlement conference, including any written document, created or expressed solely for the purpose of settlement negotiations are inadmissible in any subsequent administrative hearing. By participating in the settlement conference, you waive your right to object to the participation of any agency representative in the final administrative decision. A.R.S. § 41-1092.06(B).

Sincerely,

  
Kathleen Phillips, JD  
Executive Director

c: Elizabeth A. Campbell, Assistant Attorney General