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

In the Matter of  
**SHAHAB FARVARDIN, LMT**  
  
Holder of License No. MT-17978  
As a Massage Therapist  
In the State of Arizona

Board Case No. 17-120  
**INTERIM CONSENT AGREEMENT**

By mutual agreement and understanding, between the Arizona Board of Massage Therapy Examiners (“Board”) and Shahab Farvardin (“Respondent”), the parties enter into this Interim Consent Agreement, Findings of Fact, Conclusions of Law and Order (“Interim Consent Agreement”) as an interim disposition of this matter.

**RECITALS**

Respondent understands and agrees that:

1. The Board may adopt this Interim Consent Agreement, or any part thereof, pursuant to A.R.S. § 32-4201 *et seq.* and A.R.S. § 41-1092.07(F)(5).
2. Respondent has read and understands this Interim Consent Agreement as set forth herein, and has had the opportunity to discuss this Interim Consent Agreement with an attorney or has waived the opportunity to discuss this Interim Consent Agreement with an attorney. Respondent voluntarily enters into this Interim Consent Agreement and by doing so agrees to abide by all of its terms and conditions.
3. By entering into this Interim Consent Agreement, Respondent freely and voluntarily relinquishes all rights to an administrative hearing on the matters set forth herein, as well as all rights of rehearing, review, reconsideration, appeal, judicial review

1 or any other administrative and/or judicial action, concerning the matters related to the  
2 Interim Consent Agreement.

3 4. Respondent understands that this Interim Consent Agreement does not  
4 constitute a dismissal or resolution of this matter or any matters that may be currently  
5 pending before the Board and does not constitute any waiver, express or implied, of the  
6 Board's statutory authority or jurisdiction regarding any other pending or future  
7 investigations, actions, or proceedings. Respondent also understands that acceptance of  
8 this Interim Consent Agreement does not preclude any other agency, subdivision, or  
9 officer of this State from instituting civil or criminal proceedings with respect to the  
10 conduct that is the subject of this Interim Consent Agreement.

11 5. Respondent acceptance of this Interim Consent Agreement is not an  
12 admission of any facts and he enters into this agreement as an interim compromise of a  
13 pending matter. Respondent further does not relinquish his rights to an administrative  
14 hearing, rehearing, review, reconsideration, judicial review or any other administrative  
15 and/or judicial action, concerning the matters related to a final disposition of this matter,  
16 unless he affirmatively does so as part of the final resolution of this matter.

17 6. Respondent acknowledges and agrees that upon signing this Interim  
18 Consent Agreement and returning it to the Board's Executive Director, Respondent may  
19 not revoke his acceptance of this Interim Consent Agreement or make any modifications  
20 to it. Any modification of this original document is not effective and void unless  
21 mutually approved by the parties in writing.

22 7. Respondent understands that this Interim Consent Agreement shall not  
23 become effective unless and until it is adopted by the Board and signed by its Executive  
24 Director.

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1 defined in A.R.S. § 32-4253(B)(2)) while providing her massage therapy services on June  
2 12, 2017.

3 4. During the course of its investigation, the Board was made aware of a  
4 similar complaint that a second client had made to law enforcement from massage  
5 therapy services that Respondent provided her on March 20, 2016.

6 5. The Board has filed a Complaint and Notice of Hearing with factual  
7 allegations and allegations of unprofessional conduct, and the matter is scheduled for  
8 hearing October 23, 2017.

9 6. Respondent has been notified that criminal charges are pending or remain  
10 possible for both allegations, and as such is reluctant to proceed with the civil hearing  
11 scheduled for October 23, 2017, before the Board, which might prejudice his criminal  
12 defense.

13 7. To respect both the Respondent's concerns and the Board's concerns of  
14 public safety in light of the severity of the pending allegations, the parties agreed to enter  
15 into this Interim Consent Agreement. This Interim Consent Agreement is intended to  
16 protect the public and preserve the status quo pending a hearing on the merits of the case  
17 in this matter.

18 **INTERIM CONCLUSIONS OF LAW**

19 1. The Board possess jurisdiction over the subject matter and over Respondent  
20 as a licensee of the Board pursuant to A.R.S. § 32-4201, *et seq.*

21 2. The Board is authorized to enter into an interim consent agreement with a  
22 licensee to limit or restrict the professional's practice in order to protect the public  
23 pursuant to A.R.S. §§ 32-4254 and 41-1092.07(F)(5).  
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REC'D OCT 24 2017

**INTERIM ORDER**

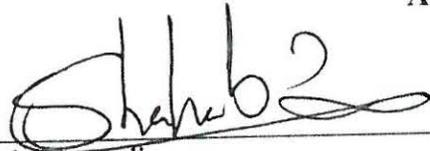
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Based on the Interim Findings of Fact and Interim Conclusions of Law, and pursuant to the authority granted to the Board:

**IT IS HEREBY ORDERED** that Respondent shall not practice under his license until such time as he submits a written request for the reinstatement of his license to the Board and the Board affirmatively approves Respondent's request for reinstatement. The Board may, in its discretion, refuse to reinstate Respondent's license pending resolution of the matters addressed herein. The Board's affirmative approval to permit Respondent to return to practicing under his license shall not preclude the Board from taking any other action it deems appropriate based upon the conduct set forth in the Interim Findings of Fact and its Complaint and Notice of Hearing.

Respondent's agreement not to practice under License No. MT-17978 will be considered an interim suspension of his license.

**PROFESSIONAL ACCEPTS, SIGNS AND DATES THIS CONSENT AGREEMENT**



Shahab Farvardin

10-21-17  
Date

**BOARD ACCEPTS, SIGNS AND DATES THIS CONSENT AGREEMENT**

Dated this 23<sup>RD</sup> day of October, 2017. HUNG PRO TUNG

By:



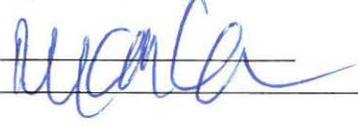
Ryan Edmonson, Executive Director  
Arizona Board of Massage Therapy Examiners

1 **Original** of the foregoing filed  
this 23<sup>rd</sup> day of October, 2017, with:

2 Arizona Board of Massage Therapy  
3 1400 West Washington, Suite 300  
4 Phoenix, Arizona 85007

5 **Copy** of the foregoing e-mailed  
this 23<sup>rd</sup> day of October, 2017, to:

6 Kevin Parsi  
7 kp@titlaparsi.com  
8 *Attorney for Respondent*

9 By:  NUNIL PRO TUNIC

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