**BEFORE THE ARIZONA STATE BOARD OF**

**MASSAGE THERAPY**

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| In the Matter of:**GRAYSON JEAN-PIERRE**Holder of License No. **MT-10949**For the Practice as a Massage TherapistIn the State of Arizona,  Respondent.  |  | **BOARD CASE NOS. 19-153****DECISION AND ORDER** |

 On July 29, 2019, the Arizona State Board of Massage Therapy (“Board”) held an Administrative Hearing in the above referenced matter. Grayson Jean-Pierre (“Respondent”) “In Absentia. Assistant Attorney General Michael Raine represented the State. Assistant Attorney General, Mary D. Williams, of the Licensing and Enforcement Section of the Attorney General’s Office, appeared in person to provide independent legal advice to the Board. After considering all of the evidence and arguments, the Board issues the following Findings of Fact, Conclusions of Law and Order (“Decision and Order”):

**FINDINGS OF FACT**

 1. On March 15, 2019, Respondent provided massage therapy services to client BJ at Hand of Stone in Paradise Valley, Arizona.

2. During the massage, Respondent engaged in draping techniques that, when combined with stretching maneuvers and left BJ feeling unnecessarily exposed.

3. After completing the massage, Respondent’s kissed BJ in the mouth twice.

**CONCLUSIONS OF LAW**

**ORDER**

 1. The conduct and circumstances described above constitute grounds for discipline pursuant to A.R.S. § 32-4253(A)(6) (engaging in any act or practice in violation of this chapter or any board rule), as it relates to any alleged statute or rule violation asserted below.

2. The conduct and circumstances described in above constitute grounds for discipline pursuant to A.R.S. § 32-4253(A)(10) (engaging in conduct that could harm the public).

3. The conduct and circumstances described above constitute grounds for discipline pursuant to A.R.S. § 32-4253(A)(15) (engaging in any “sexual activity” with a client, as that term is defined in A.R.S. §§ 32-4253(B)(2)(c) (defining “sexual activity” to include “making sexual advances, requesting sexual favors or engaging in other verbal conduct or physical contact of a sexual nature with a client.”).

4. The conduct and circumstances described above constitute grounds for discipline pursuant to A.R.S. § 32-4253(A)(16) (failing to adhere to the recognized standards and ethics of the massage therapy profession) as it relates to the ethical standards set forth in A.A.C. R4-15-103(e) (requiring therapists to “provide draping that ensures the safety, comfort, and privacy of the client”) and (h) (requiring therapists to “refrain from engaging in sexual activity with the client even if the client attempts to sexualize the relationship.”).

 5. The conduct and circumstances described above constitute grounds for discipline pursuant to A.R.S. § 32-4253(A)(23) (violating Board statutes, rules, or orders), as it relates to any alleged statute or rule violation asserted herein.

 **ORDER**

Based on the Board’s adoption of the Findings of Fact and Conclusions of Law, the Board issues the following Order:

 **IT IS ORDERED** that massage therapy license no. MT-10949 issued to Grayson Jean-Pierre to practice as a massage therapist in the State of Arizona is hereby **REVOKED.**

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The effective date of this Decision and Order is the date that is signed by Board’s Executive Director.

**NOTICE OF APPEAL RIGHTS**

 Respondent is hereby notified that he has the right to request a rehearing or review by filing a petition with the Board's Executive Director within 30 days after service of this Decision and Order. Service of this Decision and Order is effective on the date of personal delivery or five days after the date of mailing. A.R.S. § 41-1092.09. The request for a rehearing or review must set forth legally sufficient reasons for granting a rehearing or review. A.A.C. R4-15-401(C). If a motion for rehearing or review is not filed, the Board's Decision and Order becomes effective 35 days after it is mailed to Respondent. Respondent is further notified that the filing of a motion for rehearing or review is required to preserve any rights of appeal to the Superior Court.

 DATED this 30TH day of July, 2019.

ARIZONA STATE BOARD OF

MASSAGE THERAPY



By:

 Thomas Augherton, Executive Director

Original Decision and Order

filed this 30th day of July, 2019 with the:

Arizona State Board of Massage Therapy

1740 West Adams Street, Suite 3401

Phoenix, Arizona 85007

Copy of the foregoing sent via

Regular and Electronic Mail

this 30th day of July, 2019 to:

Grayson Jean-Pierre

P.O. Box 4431

Scottsdale, Arizona 85261

djpro72@gmail.com

Respondent

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Copy of the foregoing sent via Electronic Mail

This 30th day of July, 2019 to:

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By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_