

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

In the Matter of

**NATALIA YA GUK, LMT,**

Holder of License No. MT-03285P  
As a Massage Therapist  
In the State of Arizona

Board Case No. 17-106

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

On February 27, 2017, the Arizona State Board of Massage Therapy considered the State's Motion to Deem Allegations Admitted. Elizabeth Campbell, Assistant Attorney General, appeared on behalf of the State. Neither Respondent nor an attorney for Respondent appeared. Michael Raine, Assistant Attorney General, was available to provide independent legal advice.

After reviewing the record, the Board granted the State's Motion to Deem Allegations Admitted. Based upon A.R.S. § 32-4253(H) and the Complaint and Notice of Hearing No. 17-106 filed in this matter, the Board issues the following Findings of Fact, Conclusions of Law and Order.

**PARTIES AND JURISDICTION**

1. The Board is the duly constituted authority for licensing and regulating the practice of massage therapy in the State of Arizona.
2. Respondent is the holder of license number MT-03285P, which allows her to practice as a massage therapist in the State of Arizona.
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.

**FINDINGS OF FACT**

1. On August 9, 2016, in Maricopa County Superior Court case number CR2016-110124, Respondent, was convicted of Attempted Operating or Maintaining a House of Prostitution, a Class 6 Undesignated Felony. The terms of Respondent's probation include a requirement that Respondent not be employed by or associated with a massage business.
2. Respondent failed to inform the Board that she had been charged in relation to the criminal offense listed above. The Board received notification of the conviction from the Superior Court on August 22, 2016.

**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 conviction described in the Factual Allegations 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. The conviction described above constitutes grounds for revocation of the license under A.R.S. § 32-4254(G). (if after a formal proceeding the Board finds that a licensee has been convicted of prostitution, solicitation or another similar offense, the Board shall revoke the license).

4. The conduct described in the Factual allegations paragraph 2 constitutes unprofessional conduct under A.R.S. § 32-3208(A) and (D), which provide that it is unprofessional conduct for a health professional who has been charged with a misdemeanor involving conduct that may affect patient safety or a felony after receiving or renewing a license or certificate to fail to notify the health professional's regulatory board in writing within ten working days after the charge is filed.

**ORDER**

**IT IS HEREBY ORDERED** that Respondent's license number MT-03285P is **Revoked**.

Dated this 1st day of March, 2017.

Arizona Board of Massage therapy



Kathleen Phillips, Executive Director

**NOTICE**

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

ORIGINAL OF THE FORGOING FILED  
this 1<sup>st</sup> day of March, 2017, with:

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

COPY OF THE FOREGOING MAILED  
BY CERTIFIED & REGULAR FIRST-CLASS MAIL  
this 1<sup>st</sup> day of March, 2017, to:

Natalia Ya Guk  
Address of Record  
Respondent

COPY OF THE FOREGOING MAILED  
this 1<sup>st</sup> day of March, 2017, to:

Michael Raine  
Assistant Attorney General  
1275 W. Washington Street, CIV/SGO  
Phoenix, Arizona 85007  
Attorney for the Board

Elizabeth A. Campbell  
Assistant Attorney General  
1275 W. Washington Street, CIV/LES  
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