



State of Arizona
Janice Brewer – Governor

Arizona State Board of Massage Therapy

“Protecting the Public’s Health”

1400 West Washington • Suite 300 • Phoenix, AZ 85007 • Telephone 602-542-8604 • FAX 602-542-8804
Dennis Beye, LMT; Victoria Bowmann, LMT; John Ortega, Public Member
Diane Pruetz, Public Member; Earl Duskey, LMT; Kathleen Phillips, Deputy Director

MINUTES BOARD MEETING

September 24, 2012 10:00 a.m.
1400 West Washington St, B1
Phoenix, AZ 85007

1. Call to Order by Presiding Officer

Mr. Beye, Chair, called the meeting to order at 10:01 am.

A. Roll call of Board members was done to establish a quorum to conduct the meeting.

Board Members present: Dennis Beye, Chair, LMT
Victoria Bowmann, LMT, Vice Chair
Diane Pruetz, Public Member
Earl Duskey, LMT

Board Members absent: John Ortega, Public Member
(Mr. Ortega arrived at 10:15)

B. Acknowledgement of presence of Board staff and legal counsel.

Assistant Attorney General: Elizabeth Campbell
Asst. Attorney General
Solicitor General Office: Chris Munns

Board Staff present: Kathleen Phillips, Deputy Director
Stan Conger, Investigations
Ellen Boyd, Licensing Administrator

Breaks were taken at:

10:45 am – 10:55 am

11:59 am – 12:08 pm

1:18 pm – 1:25 pm

2. Call to the Public.

None

3. Discussion, Consideration and Possible Action on Consent Agenda

(Any item under consent may be removed for independent discussion and action by a Board Member.)

A. Approval of Minutes: July 23, 2012 board meeting

B. Approval of Massage Therapy Application(s) 7/12/2012 – 9/14/2012

Aguilar, Joselyn

Cunningham, Jennifer

Graminski, Matthew

Langton, Evelyn

Olivas, Paola

Aguilar, Mayra

Day, Jodi

Graper, Judith

Lantz, Zhimei

Orth, Petra

Alford, Karen

Deemer, Kelly

Grimmett, Sawana

Laymon, Zachary

Ostapuk, Kyle

Allen, Brandi	DeHaven, Kate	Grove, Kathy	Lesczynski, Elizabeth	Owen, Marvin
Almaguer, Ernesto	DeLynne, Jessica	Guzman, Rosalva	Levine, Kenneth	Palacios, Stephanie
Almonte, Francisco	Dempsey, Amanda	Halterman, Cori	Lewis, Shovonne	Palmer, Danielle
Austin, Kortnee	Deng, HongYu	Hanner, Melissa	Li, Xiaohong	Pan, Lin Ying
Austin, Robin	DeWitt, Jodie	Hardridge, Thomas	Lin, Ping	Park, Rebecca
Avalos, Randy	Diamondstein, Amy	Hatfield IV, Benjamin	Lindsey, Linda	Parker, Janice
Badilla, Margaret	Ding, Wen	Hausman, Renee	Lister, Andrew	Patey, Kelly
Barker, Christopher	Dionne, Jennifer	Hegrenes, Avery	Lochner, Caroline	Pegueros, Stephanie
Begay, Alexandria	Dowell, Melissa	Henderson, Gene	London, Sari	Pelletier-Butler, Paula
Begay, Lori	Duarte, Lizette	Heredia, Vanessa	Lopez, Angel	Pierson, Leslie
Bell, Bonnie	Edgington, Perri	Hernandez, Adrianna	Lopez, Jessica	Portney, Barrie
Bell, Dominique	Eichler, Peter	Hernandez, Theresa	Luciano, Kendra	Powell, Sandra
Bickford, Ashley	Emery, Thomas	Herron, Bobby	Martineau, Erika	Pugh, Jessica
Biggs, Julie	Estes, Tonya	Hickcox, Theresa	Martinez, Lucy	Rawlins, Jacob
Blanco, Jessica	Fairbanks, Alyssa	Hickey, Erin	Matesich, Melissa	Richards, Nicole
Bolgren, Les	Fairchild, Cory	Hicks, Chantel	Matus, Marki	Richardson, Mackenzie
Boyer, Martin	Favata, Debra	Highsmith, Tiffany	May, Sharon	Richardson, Megan
Bracamonte, David	Felix, Davina	Higuera, Alicia	McCoy, Sean	Richter, Jordan
Bradshaw, Kyle	Finch, Jessica	Hilgedick, Angela	McGee, Daniel	Rincon, Rachel
Braly, Naana	Fisher, Karisa	Hines, Felicity	McGowan, Kimberly	Rockwood, Minsoon
Branscomb, Kara	Fleming, Alicia	Hobby, Sarah	McGrath, Ashley	Ross, Kyle
Brown, Liza	Flores, Antonia	Hopkins, Kerenza	McGrew, Ramon	Rovie, Janelle
Brown, Trinity	Frank, Tracy	Hoye, Robert	McMahon, Debbie	Ruiz, Bianca
Buckallew, Jeremy	Frech, Jacqueline	Hussey, Sandra	Meza, Stephanie	Ruiz, Jessica
Buie, Caesar	Fu, Mei Xia	Hysong, Jeff	Mila, Joffre	Ruiz, Vincent
Burgess, Vanita	Fullerton, Jodie	Irwin, Michelle	Miller, Alexander	Rumzsis, Jing Yi
Burrell, Leroy	Gaillard, Melba	Jablonski, April	Miller, Kathleen	Salzman, Samantha
Bush, Elizabeth	Galaviz, Claudia	Janssen, Jennifer	Molina, Viviana	Sanchez, Trevor
Butka, GuanQuan	Gao, YingHua	Jenkins, Nicole	Molina, Yessica	Sandoval, Elizabeth
Calderon, Monica Calvillo Magdaleno, Heraclio	Garcia, Alma	Jiminian, Yvam	Montiel, Leticia	Sands, Nancy
Carrier, Jason	Garcia, Elsie	Johnson, Fred	Morey, Jennifer	Sawick Allen, Barbara
Cho, Vivian	Garcia, Tina	Johnson, Mariq	Morris, Dorinda	Scarborough, Lorna
Chouinard, Hillary	Gardea, Lorraine	Joseph, Bethany	Naber, Melanie	Schaub-Oneill, Kristina
Clinger, Danielle	George, Lisa	Kartchner, Chanel	Nash, Latavia	Schoeb, Peter
Colgrove, Rebecca	Giacobbi, Dan	Khalsa, Siri-Dya	Navarro, Mirella	Schonhardt, Drew
Colomo, Desiree	Godoy, Lorena	King, Kyl	Newman, Day	Sego, Richard
Spoerry, Robert	Gonzalez, Janette	Kirsch, Beverly	Nickerson, Abby	Seifert, Mary
Stevens, Sherry	Zheng, MeiRong	Velasquez, Dominica		
Stevick, Heather	Zahgotah, Julius	Villasenor, Raquel		
Stockwell, Nancy	Zepeda, Melissa	Vogel, April		
Stroman, Kiley	Zhao, Xiao Yun	Walker, Kiesha		
Struber, Jared	Knapp, Nicole	Wang, Juan		
	Knowlton, Rachel	Ward, Yesenia		

Tarango, Anjelica	Koperski, Jason	Warnecke, Lori
Taylor, Philip	Kuhn, Ellen	Watson, Daniel
Temple St John, Traci	Lam, Laura	Weaver, Benjamin
Thomas, Nicholas	Nong, Jian Fang	Weng, Hua Jin
Thursby, Stephanie	Norman, Shaun	Wildstein, Heather
Tirums, Erik	Norris, Noelle	Williams, Joanna
Tom, Walter	Oglesby, Tracy	Williamson, Amber
Tong, Siying	Olivas, Gilbert	Wilson, Tyler
Tucker, Katie	Serna, Sandra	Wirthlin, Timothy
Urenda, Maria	Shaw, Angela	Wong, Donald
Usmiller, Samantha	Shultis, Tara	Wu, Wei
Valles, Ann	Silversmith, Nicholas	Wyatt, Lysie
Vargas, Cindy	Simpson, Shari	Xue, HuaYu
Vazquez, Julio		Yazzie, Naomi Yonan, Nancy Zaqqar, Sue

C. Approval of Massage Schools

ST	School Name	Approval Dates	Street Address	
AZ	Arizona School of Integrative Studies	2/23/12 +	639 N 6th Ave	Tucson
CA	California School of Medical Sciences	11/1/1984 - 11/8/2005 closed	291 S Lacienea Blvd #200	Beverly Hills
CA	California School of Modern Sciences	11/1/1984 - 11/8/2005 closed	291 S Lacienea Blvd #200	Beverly Hills
CT	Branford Hall Career Institute	1997 - 12/31/2012	995 Day Hill Rd	Windsor
FL	The Humanities Center School of Massage		Mar-85 3565 Cypress Terrace	Pinellas Park
GA	Atlanta Beauty & Barber Academy	2009 - 5/2012	6088 Buford Hwy	Doraville
GA	Academy of Somatci Healing Arts		6251 Smithpointe Dr	Norcross
IL	The Body Therapy Center & School of Massage	2/1/12 - 6/30/13	4 Executive Woods Ct	Swansea
IN	Lewis School of MT	11/14/1994 - 11/13/1995	3400 Michingan St	Hobart
ND	Sister Rosalind Gefre School of Professional Massage	8/2002 - now closed	Fargo Campus	West St. Paul
ND	Career Schools College of Technology	8/2002 - now closed	Fargo Campus	West St. Paul
NJ	Somerset School of MT - Cortiva	10/03 - 10/08 closed	180 Centennial Ave	Piscataway
NJ	Somerset School of MT - Cortiva	2001-2004	7 Cedar Grove Ln	Somerset
VA	Med Spa	7/1/04 - 11/10/10 closed	800 Moorefield Park Dr #307	Richmond
VA	Medical Careers Inst / Med Spa	7/1/04 - 11/10/10 closed	1001 Omni Blvd #200	Newport News
VA	Medical Carreers College / Med Spa	7/1/04 - 11/10/10 closed	1001 Omni Blvd #200	Newport News
WA	Everest College	closed 1/21/10	4905 Pacific Hwy East #3A	Fife
WI	East West Healing Arts Inst	moved in 2006 to Normandy Lane	702 N Blackhawk Ave	Madison

MOTION: Ms. Pruetz moved to approve (A), (B), and (C) as presented
Ms. Bowman seconded the motion.

VOTE: Ayes – 4
Absent – 1

4. **Discussion, Consideration and Possible Action of Regulatory Matters**

A. Discussion, Consideration and Possible Action on Application Review

1. **Leslie Johns**

Mr. Conger summarized the case.
Ms. Campbell addressed the Board.

MOTION: Ms. Bowman moved to allow Ms. Johns to withdraw her application.
Mr. Ortega seconded the motion.

VOTE: Ayes – 5
Nays – 0

B. Discussion, Consideration and Possible Action on Formal Hearings

1. **Ping Jiang** Case #11-107 Exp. Date 08/30/13

Ms. addressed the Board and entered exhibits 2 – 4.
The Board accepted the exhibits.

MOTION: Ms. Pruetz moved to adopt the findings of facts.
Ms. Bowman seconded the motion.

VOTE: Ayes – 5
Nays – 0

MOTION: Ms. Bowman moved to accept the conclusions of law.
Ms. Pruetz seconded the motion.

VOTE: Ayes – 5
Nays – 0

MOTION: Ms. Bowman moved to revoke the license.
Ms. Pruetz seconded the motion.

ROLL CALL VOTE: Ms. Bowman: Aye
Mr. Ortega: Aye
Ms. Pruetz: Aye
Mr. Duskey: Aye
Chair Beye: Aye

Chair Beye called for a break at 10:45 am.
The meeting reconvened at 10:55 am.

2. **Chad Massena** Case #11-116 Exp. Date 05/03/2013

Ms. Campbell addressed the Board, presenting a consent agreement from Tracey Westerhauser Mr. Massena's attorney.

MOTION: Ms. Pruetz moved to reject the consent agreement.
Ms. Bowman seconded the motion.

VOTE: Ayes – 5
Nays – 0

CK, the complainant, was sworn in by the court recorder.
CK gave her testimony.
Ms. Campbell entered exhibits.
The Board accepted the exhibits.

Ms. Westerhauser requested a break at 11:24 am.
The meeting reconvened at 11:26 am.

CK was questioned by Ms. Westerhauser and by the Board.
Ms. Westerhauser called Marlee Simms.
Ms. Simms was sworn in by the court recorder.
Ms. Westerhauser questioned Ms. Simms.
Ms. Westerhauser called Susan Ernst to testify.
Ms. Ernst was sworn in by the court recorder.
Ms. Westerhauser questioned Ms. Ernst.
Ms. Westerhauser rested the case for the defense.
Ms. Campbell addressed the Board.

MOTION: Ms. Pruetz moved to adopt the findings of facts.
Mr. Ortega seconded the motion.

VOTE: Ayes – 5
Nays – 0

MOTION: Ms. Pruetz moved to accept the conclusions of law.
Mr. Ortega seconded the motion.

VOTE: Ayes – 5
Nays - 0

MOTION: Ms. Pruetz moved to revoke the license.
Mr. Duskey seconded the motion.

ROLL CALL VOTE: Mr. Ortega: Aye
Ms. Bowman: Aye
Ms. Pruetz: Aye
Mr. Duskey: Aye
Chair Beye: Aye

C. Discussion, Consideration and Possible Action on Investigative reviews

1. **Jon Lehman** Case #11-121 Exp. Date: 05/31/2013
Mr. Conger summarized the case.
EP, the complainant, testified by telephone.
The Board questioned EP and Mr. Lehman

MOTION: Mr. Duskey moved to move the case to a formal hearing.
Ms. Pruetz seconded the motion.

VOTE: Ayes – 4
Abstain – 1

2. **Kenneth Ware** Case #11-110 Exp. Date: 06/03/2013
Mr. Conger summarized the case.
The complainant, YW, was questioned by the Board.

MOTION: Ms. Pruetz moved to move the case to a formal hearing.
Mr. Duskey seconded the motion.

VOTE: Ayes – 5
Nays – 0

3. **Xoan Burroughs** Case #12-120 Exp. Date: 06/15/2013
Mr. Conger summarized the case.
Ms. Campbell addressed the Board.
Ms. Burroughs addressed the Board.

MOTION: Ms. Bowman moved to move the case to a formal hearing..
Mr. Duskey seconded the motion.

VOTE: Ayes – 5
Nays – 0

4. **Stephen Burton** Case #12-121 Exp. Date: 12/14/2013
Mr. Conger summarized the case.
The Board questioned Mr. Burton
The Board questioned GS, the complainant.

MOTION: Mr. Duskey moved to move the case to a formal investigation.
Ms. Pruetz seconded the motion.

VOTE: Ayes – 5
Nays - 0

D. Discussion, Consideration and Possible Action on Investigative reviews regarding plea agreements related to prostitution.

1. **Jennie Sharfner** Case #12-112 MT-13782 Exp. Dates: 11/11/2011
2. **Reyna Perez-Duran** Case #12-109 Exp. Date: 11-18-2011
3. **Laura Walden** Case #12-100 Exp. Date: 04/07/2011
4. **Jamie Brooks** Case #12-101 Exp. Date 11/10/2013
5. **Phoebe Conklin** Case #12-103 Exp. Date: 07/08/11
6. **Amber Conley** Case #12-104 Exp. Date: 10/18/11
7. **Alicia Culbert** Case #12-105 Exp. Date: 03/31/12
8. **Dawn Davis** Case #12-106 Exp. Date: 05/13/12
9. **Sandra Hass** Case #12-108 Exp. Date: 03/02/13
10. **Maristela Hoodspith** Case #12-110 Exp. Date: 11/04/12
11. **Vanessa Odom** Case #12-111 Exp. Date: 04/28/14
12. **Angelica Valdivieso** Case #12-114 Exp. Date: 11/19/11
13. **Rebecca Webb** Case #12-115 Exp. Date: 02/07/11
14. **Amanda Yu** Case #12-116 Exp. Date: 10/28/10

MOTION: Ms. Bowman moved to move the above cases 1 - 14 to a formal hearing.
Ms. Pruetz seconded the motion.

VOTE: Ayes – 4
Nays - 0

15. **Fontaine Grijalva** Case #12-107 Exp. Date: 04/26/12
Mr. Conger summarized the case.

MOTION: Ms. Bowman moved to move the case to a formal hearing.
Mr. Duskey seconded the motion.

VOTE: Ayes – 5
Nays – 0

E. Discussion, Consideration and Possible Action of Request for Board Order extension of time to complete board order.

1. **Robrina Cole** Case #11-111 Exp. Date: 09/17/2012
Mr. Conger summarized.

MOTION: Ms. Bowman moved to extend the date of the Board Order completion to December 31, 2012.
Mr. Ortega seconded the motion.

VOTE: Ayes – 5
Nays – 0

F. Discussion, Consideration and Possible Action on Regulatory Matters

1. Renewal Application

a. **Bobbie Jo Johnson**

Mr. Conger summarized.

MOTION: Ms. Bowman moved to open a complaint regarding the wire fraud conviction.
Ms. Pruetz seconded the motion.

VOTE: Ayes – 5
Nays – 0

MOTION: Ms. Bowman moved to renew the license without prejudice and without waiving the Board's ability to take action if and when necessary.
Mr. Ortega seconded the motion.

VOTE: Ayes – 5
Nays – 0

5. Discussion and Consideration and Possible Action on administrative Matters

A. Massage License Status

Ms. Phillips updated the Board on the license status to date.

Active: 10,184

Denied: 30

Pending: 197

Voluntarily Surrendered: 10

Revoked: 24

Closed – App withdrawn and failed to qualify: 321

B. Report on alleged violations by unlicensed persons.

Mr. Conger reported on the following alleged violations.

1. Kelly Donaldson

Mr. Conger stated that all letters sent to Mr. Donaldson were returned.

2. Health and Enjoy Massage Parlor

Mr. Conger stated that this was turned over to Homeland Security.

C. Discussion and Consideration of Possible Action of Administrative Matters and Legislative Updates

1. Board Update

a. Discussion and Consideration of separation of massage Board from the Naturopathic Board

Chairman Beye stated that the Massage Board has no Executive Director at this time, and that the Massage Board has no say in who the Naturopathic Board hires. Chair Beye recommended that the Boards separate.

MOTION: Ms. Pruetz moved to have Ms. Phillips pursue the separation of the Boards.
Mr. Duskey seconded the motion.

VOTE: Ayes – 5
Nays – 0

b. Sunset Review

Ms. Phillips reported that the Sunset Review was submitted on August 15, 2012.

c. Budget Report

Ms. Phillips reported that the Budget Report was submitted on August 15, 2012.

d. Naturopathic Board Update

1. Executive Director Position Status.

Ms. Phillips stated that the Executive Director applications are being reviewed by a committee.

2. FSMTB update

Ms. Bowman reported that there is a Federation meeting to be held this upcoming weekend.

ADJOURNMENT: The meeting was adjourned at 1:43 pm.
The next scheduled meeting is November 26, 2012.