

MINUTES

TENNESSEE MASSAGE LICENSURE BOARD

August 14-15, 2023

To watch or listen to the meeting online, please click on the link below:

<https://tdh.streamingvideo.tn.gov/Mediasite/Play/6342b7b566104567a4d694ee214f95951d>

Time: 9:00 a.m. C.S.T.

Date: August 14-15, 2023

Location: 665 Mainstream Drive
HRB Conference Center
1st Floor, Iris Room
Nashville, TN 37243

Members Present: Dee Vickers, Board Member
Virginia P. Yarbrough, Board member
Emily Newberry, Board Member
Marvis Burke, Board Member
Michael Velker, Board Chairman

Staff Present: Tonya Wilkins, Massage Administrative Director 1
Mary Bennett, Administrative Director 1
Jessica Turner, Office of General Counsel, Board Attorney
Brittani Kendrick, Office of General Counsel, Attorney

The meeting was called to order at 9:13 a.m. Ms. Wilkins conducted a roll call. Five (5) members were present, and a quorum was established. Mr. Mullins was not present.

Minutes

Ms. Burke made a motion, seconded by Ms. Yarbrough, to approve May 1-2, 2023, minutes. The motion carried.

Office of Investigations Report:

Roger Milton presented the report as follows:

- Total Closed Complaints – 70
- Closed – Insufficient - 8
- Closed BIV, EMS, HCF, AW - 14
- Complaint Closed - 17
- Closed - Letter of Concern - 4
- Closed - Warning Letter - 27
- Criminal Conviction - 1
- CE Violation - 23
- Substance Abuse - 3
- Sexual Misconduct - 8
- Unlicensed Practice - 2
- Unprofessional Conduct - 14
- Violation of Order - 7
- Lapsed License – 5

TnPAP Report

Teresa Phillips presented the report as follows:

- Monitoring - 4
- Referrals - 1
- Arrest History - 1
- Agreements Entered - 2
- Discharges - 3

OGC Report

Jessica Turner presented the report as follows:

Total number of Massage Therapists being monitored for discipline: 109

- Reprimand: 9
- Probation: 45
- Suspension: 32
- Revoked/Surrendered: 23

Total number of Massage Establishments being monitored for discipline: 13

Reprimand: 3

Probation: 3

Suspension: 0

Revoked/Surrendered: 7

Retired: 0

Administrative Report:

STATISTICAL REPORT - This report runs from April 20, 2023 – July 31, 2023

As of July 31, 2023, there were 4,557 licensed massage therapists and 1645 licensed massage establishments.

This report is running from January 1, 1922, thru ratification cutoff July 31, 2023

Following is the license status since the last meeting:

THERAPISTS	ESTABLISHMENTS
April 2023	April 2023
Newly Licensed - 10	Newly Licensed - 8
Renewal Applications - 1	Renewal Applications - 0
Retired - 3	Retired - 2
New Applications - 10	New Applications - 8
Ran from 20th to the 30th	ran from 20th to the 30th

THERAPISTS	ESTABLISHMENTS
May 2023	May 2023
Newly Licensed - 37	Newly Licensed - 19
Renewal Applications - 12	Renewal Applications - 2
Retired - 5	Retired - 4
New Applications - 39	New Applications - 19
ran from 1st-31st of each month	ran from 1st-31st of each month

THERAPISTS	ESTABLISHMENTS
June 2023	June 2023
Newly Licensed - 31	Newly Licensed - 11
Renewal Applications - 9	Renewal Applications - 8
Retired - 8	Retired - 3
New Applications - 31	New Applications - 11
ran from 1st-30th of each month	ran from 1st-30th of each month

THERAPISTS	ESTABLISHMENTS
July 2023	July 2023
Newly Licensed - 47	Newly Licensed - 12
Renewal Applications - 9	Renewal Applications - 7
Retired - 10	Retired - 6
New Applications - 47	New Applications - 11
ran from 1st-31st of each month	ran from 1st-31st of each month

The Board's internet website is an excellent location to place valuable board information for licensees and applicants. Please visit the Board's website at <https://www.tn.gov/health/health-program-areas/health-professional-boards/mal-board.html> and let us know if you have anything you would like to add under the noteworthy section. In the months of April 20, 2023 through July 31, 2023, 402 licensees renewed their licenses via the website for a usage rate of 78% and 27 establishments renewed online for a usage rate of 16%. The administrative staff is asking that all Board members get the word out about renewing online and would ask the Board members use this tool to renew their licenses.

Ratifications of initials and reinstatement files.

<u>LMT Newly Licensed</u>	Short, Nicole	Chen, Fangan	Young, Karl	Lias, Isaac
Yang, Shu Ling	Ramirez, Robin	English-James, Kalara	Dupras, Lydia	Clevanger, Sherry
Steinmann, Shaina	Walker, William	Haggins, Bo	Cross, Karri	Wenge, Joseph
Nicholas, Katie	Hackaman, Madelyn	Gartrill, Kayla	Moultrie, Sara	Harron, Jason
Riley, Ashley	Stewart, Rachel	Sudyka, Elizabeth	Shadden, Tishal	Cross, Elisee
Evans, Christina	Dudley, Malinda	Zou, Yijing	LoRa, Cianna	Hui, Li
Cola, Melissa	Dancy, Tonya	Kroening, Amy	Patty, Laura	Benabides, Juan Jose Jr.
Issac, Shanequa	Chetkian, Allison	Strawn, Tracey	Williams, Danny	Ridner, Sarah
Stephens, Emma	Blair, Kristy	Babcock, Katherine	Watkins, Micah	Ellis, Celsa
Walgart, Brittney	Bryntason, Elizabeth	Faulkner, Taylor	Geedaka, Katie	Southall, Shane
Thomas, Angela	Coolley, Lucia	Ingram, Cason	Davis, Anna	Alt, Daniel
Hickman, Heather	Dunn, Kylana	LaDonna, Cassandra	Braswell, Myles	Wilson, Katie
Pruett, Tori	Sadler, Michelle	Thornburg, Danilla	Earley, Kayla	Thornton, Lacey
Saunders, Cortni	Brown, Sherry	Woods, Keshia	Dawkins, Terra	Dea, Lachlann
Wakley, Gary	Tucker, Kelli	Walden, Hannah	Hoyle, Charmaine	Yu, Hai
McCollister, Kandy	SCHEPTIC, PAULA EILEEN	Bruster, Evi	Shaw, McKinley	Cowell, Cathy
Mahaley, Matthew	Greene, Zoe	Ivanov, Ollvia	Nelson, Barbara	Holt, Brittany
White, Sydney	Payne Christopher	Stewart, Laura	Hodga, Jason	Ulm, Michael
Grayson, Brandi	Sastre Morales, Mariela	Stump, Leslie	Hanard, Ashley	Swartz, Andrea
Thomason, Dianne	Hermanns, Erik	Doggett, Lori	Howard, Halley	Sclara, Brandon
Allen, Malachi	Kopacko, Sarah	Hall, India	Harada, Shiloh	Chauffe, Sherry
Highwolf, LaBryanna	Valenzuela, Michelle	Glass, Zosia	Xuan, Melhus	Lindsay, Heather
Williams, Caitlin	Langell, Amanda	White, Jared	Pietripaoli, Robin	Hankins, Larase
Foster, Lee Ann	Hoye, Bianca	Marcrom, Lisa	Hart, Anna	Balfour, Angel
Li, Xiujiao	Johnson, Isalah	Beck, Stephanie	Shelton, Hannah	Judd, Kelly
Sorensen, Shannon	Riggelman, Stacey	Netterville, Andrea	Hayes, Noelle	Hobbs, Tiffany
Wright, Lily	King, Macey	Barman, Marco	Brown, Aaron	Conwell, Ishmael
Thomson, Nikita	Mantay, Gailna	Morris, Amanda	Jones, Zoe	Finlay, Kelly
Allen, Ter'lor	Boyd, Michael	Price, Renee	Johnson, Kelly	Wheeler, Hannah
Kaitlynn, Paraz	Garcla, Madelyn	Gibson, Lyja	Leupold, Emily	<u>ME Newly Licensed</u>
Sander, Jeffery	Allen, Amber	Gao, Yang	Smith, Leigh Anna	Bon Allura
Seturno, Marianne		Slama, Madalina	Spears, Angle	Bettina Harris
Soto, Cristina				Oasis Massage

Perfect Together LLC	Touching Changes Cleo Hankins LMT	Meditation Station Massage and Bodywork	Tennessee Spine Wellness and Medical Group	Combs and Company
Beauty Studio	Under Pressure Massage	Beautifully Bronze Tanning Salon	Blackberry Farm LLC	Gingers
Soul Moon Massage Studio	Massage Therapy Southside Fitness	Holistic Health by Michael Ulm	Elevated Day Spa LLC	Nashville Body Works
Healing Spa	The Anatomical Mechanic	The Vibe Room	Moody mango Massage Wellness Company	Evergreen Yoga Center
Massage Envy Madison Commons	KASA X LLC	Bliss Therapeutics Massage and Aesthetics	Salon Boutique	Memphis Healing Arts Center
HC Spa LLC DBA Better Life Massage	Relax Spa	Juniper Massage and Wellness LLC	<u>ME Reinstatements</u>	Arc Massage Therapy
Twin Oaks Massage	The House of Health and Healing	Brystal Kilberg, LMT	Limb by Limb Bodyworks	Pure Massage LLC
CULTIVATE ACUPUNCTURE CENTER FOR WOMEN	Hands on Healing By Brandi	Tonya Lacey LMT	Gould's Salon and Spa	<u>Closed Files</u> Banks Deanna Ms
Massage Heights Gunbarrel	Megan's Skintuition	Grace Massage	Massage Affects	Bryant Wynette
Ruby Red Salon	Mitch Wernsing Therapeutic Massage	Embody Wellness Center LLC	Tangela Blum	Curtis Cortney
Brazilicious Beauty Spa TN	In Great Hands	Balance Body Massage Co	REHAB Etc.	Kennedy Thomas James
Kelly Foringer LMT	Fuying LLC, DBA Health Spa	Touch is Healing	Massage Way	Ma Shun Lan
Soms Salon	Seasons Massage LLC	Facials on Demand	Melanie Joye LMT	Stones Cathy
All about counselling and wellness		Soulful Hands Kristen Christopher	Revive Therapy	Tucker Kelli
			Three Hearts LLC	Woodall Pamela
			M Salon	True Massage Therapy

After review, Ms. Burke made a motion, to approve the ratification lists as presented, seconded by Ms. Yarbrough, the motion carried.

Agreed Citations:

CE Violations – 7

- Andrew Roger Kline LMT 11807
- Ashley Hall LMT 6783
- Debra Sisson LMT 12546
- Justin Elliott Ryan LMT 13282
- Sharunda Nicole Franklin LMT 13255
- Kristen Joyce Wenick LMT 7834

Lapsed License – 32

- Temistoclex Daniel Guzman LMT 13536
- Tangela Blum ME 3195
- Tangela Dawn Blum LMT 3492
- Three of Hearts ME 2458
- Haden Christine Conner LMT 11626

Angie Spears LMT 6800
Bon Allure Salon and Spa ME 2228
Sheila Ann Teasley LMT 6770
Brandon Sciara LMT12147
Celisa Ellis LMT 7924
Combs and Company ME 5152
Rebekah Lauren Caudle LMT 11356
Crystal Erin Brothers LMT 13403
Evergreen Yoga Center ME 2216
Wayne Standers Knerr LMT 737
Gould's Salon & Spa-Downtown ME 1416
Jamia Worship LMT 8985
Kirsten Jamia Vanderberg LMT 1607
Ishmael Conwell LMT 13148
Juan Jose Benabides, Jr LMT 10818
Lacey Thornton ME 14086
Lachlann Dee LMT 13429
Massage Way ME 3695
Brandon Steele LTM 6686
Beverly Sims LMT 6686
Kristina Mendenhall LTM 11332
Nancy Armstrong LMT 10820
Shannon Young 14079
Allison Hardison LMT11316
Pure Massage ME 4175
Lauren Eileen Rosa LMT13399
Xiluli Sun LMT 10567

Ms. Burke made a motion to approve all agreed citations. Ms. Yarbrough seconded the motion. The motion carried.

Review, ratify, discuss, and approve/deny continuing education courses:

After review and discussion by the Board, a motion was made by Ms. Burke seconded by Ms. Yarbrough, to approve the following courses. The motion carried.

- A. Tennessee Chiropractic Association – Advanced Techniques in Kinesiology Taping (in person) – TN010223-18 – Ms. Burke made a motion to approve seconded by Ms. Newberry. The motion carried.
- B. William Mullins – Total Body Stretch (in person) – TN062023-22 – Ms. Vickers recused. Ms. Burke made a motion to approve seconded by Ms. Yarbrough. The motion carried.

Discuss and take action on school approvals and / or program changes if necessary.

- A. Signature Design Beauty Academy – Mr. Velker made a motion to approve seconded by Ms. Newberry. The motion carried.

Applicant Interviews:

A. Bobi Record – LMT# 14581 – Ms. Record was present. After review and discussion Ms. Yarbrough made a motion seconded by Ms. Burke to approve for license. The motion carried.

B. Oi Chi Massage – ME# 1035 – Ms. Chen was present. After review and discussion Ms. Vickers made a motion seconded by Ms. Yarbrough to approve for conditional license. The motion carried.

C. Rivera Spa TN LLC – ME# 6248 -Ms. Holiday was present. After review and discussion Ms. Burke made a motion seconded by Ms. Newberry to approve conditional license. The motion carried.

D. Asian Massage – ME# 5321 – A representative was present, along with an interpreter. After review and discussion Ms. Burke made a motion seconded by Ms. Newberry to approve for conditional license. The motion carried.

E. Relax Ladies – ME# 3849 – Ms. Collins was present. After review and discussion Ms. Vickers made a motion seconded by Ms. Newberry to approve license. The motion carried.

D. Lawrenceburg Technical College – Ms. Shedd and Ms. Roberts were present. After review and discussion Ms. Vickers made a motion seconded by Ms. Yarbrough to approve the college. The motion carried.

Consent Order(s):

1. Laird-Browning, Courtney - Ms. Burke made a motion to approve consent order seconded by Ms. Yarbrough. The motion carried.

2. Welzel, Jennifer – Ms. Yarbrough made a motion to approve the consent order seconded by Ms. Burke. The motion carried.

3. Li Tong Therapy – Ms. Yarbrough made a motion to approve the consent order seconded by Ms. Burke. The motion carried.

4. Shook, Jack – Ms. Vickers made a motion to approve consent order seconded by Ms. Burke. The motion carried.

5. The Now Massage Boutique – Ms. Yarbrough made a motion to approve the consent order seconded by Ms. Burke. The motion carried

6. Salon J and Day Spa – Ms. Burke made a motion to approve the consent order seconded by Ms. Vickers. The motion carried.

7. Huff, Kraig – Ms. Newberry made a motion to approve the consent order seconded by Ms. Vickers. The motion carried.

8. Jobe, Matthew – Ms. Vickers made a motion to approve consent order seconded by Ms. Burke. The motion carried.

Agreed Orders

1. Helton, Randy & Randy Helton Studio – Ms. Vickers made a motion to approve the agreed order seconded by Ms. Newberry. The motion carried.

2. Peterson, Peter – Ms. Burke made a motion to approve the agreed order seconded by Ms. Yarbrough. The motion carried.

CE Waiver:

1. Darreeka Hughes - LMT# 10778 – Ms. Vickers made a motion seconded by Ms. Yarbrough to deny request. The motion carried.

2. Kristopher Orr – LMT# 10297 – Ms. Vickers made a motion seconded by Ms. Yarbrough to deny request. The motion carried.

Legislative Updates:

Ellen Gose presented this report. (13:20-21:45)

Adjourn:

The board meeting was adjourned at 12:45

Any board business not concluded on Monday August 14, 2023, was conducted on Tuesday August 15, 2023

Tennessee Massage Licensure Board

August 15th, 2023.

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<https://tdh.streamingvideo.tn.gov/Mediasite/Play/09a99463479b43f2a9cad1abda2054701d>

Time: 9:20 am Central Standard Time

Location: 665 Mainstream Drive
HRB Conference Central
1st Floor, Iris Room
Nashville, TN 37243

Members Present: Michael Velker, Public Member, Chairperson

Dee Vickers, LMT

William Mullins, LMT

Marvis Burke, LMT

Members Absent: Virginia P. Yarbrough, LMT

Emily Newberry, LMT

Staff Present: Tonya Wilkins, Board Administrative Director

Jessica Turner, Office of General Counsel, Board Attorney

August 15, 2023 - Judge Phillip Hilliard

Court Reporter Shana Crawford

Ms. Wilkins conducted a roll call. Members Velker, Vickers, Burke, and Mullins were present. Board members Virginia Yarbrough and Emily Newberry were not present for the second day of the meeting on August 15th, 2023. A quorum was established.

Dongmei Ni, Licensure Denial Appeal (0:38:00)

Rob McKinney serves as counsel for Dongmei Ni. McKinney and Turner present their opening statements to the board. An interpreter is present for applicant Ni. The Judge swore in both interpreter Hoggard and Dongmei Ni. McKinney, Turner, and the board ask Dongmei Ni various questions about her education, application, and licensure status.

Brief Break (1:34:16). Resumes (1:46:00).

McKinney and Turner present closing arguments to the board. The Judge opens the floor for board deliberation. Turner presents the proposed findings of fact and conclusions of law to the board.

Recess (2:45:00). Resumes (3:08:00).

Board takes a vote 3:27:00

After much discussion, Mullins motioned to accept the amended findings of fact and conclusion of law. Burke seconded the motion and none opposed, The motion carries.

Brief Break (3:54:10)

Board Resumes (4:35:40)

Contested Cases

New You Skincare (4:35:55)

This case was continued to a later board date upon Ms. Turner's request.

Barham, Bryan (4:41:00)

This case was continued to a later board date upon Mr. Barham's request.

Clark, Alynia (5:00:00)

The Honorable Phillip Hilliard, Administrative Law Judge, was present to conduct the hearing. All members present. Alynia Clark was not present. Mr. Mullins made a motion, to proceed in default of the case. Ms. Vickers seconded, none opposed. The motion carried. Ms. Turner presented the case to the board. Vickers makes a motion to accept the proposed final order as written, Burke seconded the motion. With none opposed, the motion carries.

Mr. Velker adjourned the meeting at 3:00pm. (5:56:25)