

DRAFT
MINUTES
DEPARTMENT OF HEALTH
BOARD OF MASSAGE THERAPY
GENERAL BUSINESS MEETING

TELEPHONE CONFERENCE CALL
March 13, 2012

CALL TO ORDER

The meeting was called to order by Ms. Ford, LMT, Chair, approximately 9:00 a.m. Those present for all or part of the meeting included the following:

MEMBERS PRESENT:

Karen Ford, LMT, Chair
Bridget Burke-Wammack, LMT, V-Chair
Lydia Nixon, LMT
Lisa Oliver, Consumer Member

STAFF PRESENT:

Anthony Jusevitch, Executive Director
Paula Mask, Program Operations Administrator
Alexandra Alday, Regulatory Specialist II

BOARD COUNSEL:

Lee Ann Gustafson, Esq.
Assistant Attorney General

COURT REPORTER:

For The Record
Office: 850.222-5491

Please note that the meeting minutes reflect the actual order agenda items were discussed during the meeting and may differ from the agenda outline.

An audio of this meeting can be found by clicking on "Audio Files" at http://www.doh.state.fl.us/mqa/massage/ma_meeting.html

1 **ADMINISTRATIVE PROCEEDINGS**

2 **MESSAGE THERAPIST APPLICANTS**

3 **Tab 1 Anna Garcia - Exam**

4 Ms. Garcia was not present nor represented by counsel.

5 **Action Taken:** After discussion, Ms. Burke-Wammack moved to require that Ms. Garcia appear at one of
6 the next two scheduled Board meetings. Ms. Nixon seconded the motion, which passed unanimously.

7 **Tab 2 Johnny Garner – Exam**

8 Mr. Garner was present without counsel.

9 **Action Taken:** After discussion, Ms. Nixon moved to grant the license unencumbered. Ms. Oliver
10 seconded the motion, which passed 3/1 with Ms. Burke-Wammack in opposition.

1 **Tab 3 Melissa Heiple – Exam**

2 Applicant was present without counsel.

3 **Action Taken:** After discussion, Ms. Ford moved to grant the license unencumbered. Ms. Oliver
4 seconded the motion, which passed unanimously.

5 **Tab 4 Carmen Jaquez – Exam**

6 Applicant was present without counsel.

7 **Action Taken:** After discussion, Ms. Burke-Wammack moved to grant the license with the condition to
8 obtain a PRN evaluation to determine if the applicant is safe to practice and accept the recommendation
9 of PRN and if recommended for contract and licensure, the Executive Director may issue the license
10 based on PRN's recommendation. Ms. Nixon seconded the motion, which passed unanimously.

11 **Tab 5 Paul Rios – Exam**

12 Applicant was present without counsel.

13 **Action Taken:** After discussion, Ms. Nixon moved to grant the license unencumbered. Ms. Burke-
14 Wammack seconded the motion, which passed unanimously.

15 **FOREIGN EDUCATION APPLICANTS**

16 **Tab 6 Didier Libessart – Exam**

17 Applicant was not present, but was represented by counsel, Peter Bennet Esq.

18 **Action Taken:** After discussion, Ms. Burke-Wammack moved to grant the license unencumbered.
19 Ms. Nixon seconded the motion, which passed unanimously.

20 **Tab 7 Alain Mounoury – Exam**

21 Applicant was not present, but was represented by counsel, Peter Bennet Esq.

22 **Action Taken:** After discussion, Ms. Burke-Wammack moved to grant the license unencumbered.
23 Ms. Ford seconded the motion, which passed unanimously.

24 **Tab 8 Mia Phillips – Exam**

25 Applicant was present without counsel.

26 **Action Taken:** After discussion, Ms. Burke-Wammack moved to 1) allow Ms. Phillips to submit additional
27 materials in support of her education to Board staff, and 2) delegate authority to Ms. Ford to evaluate
28 documents sent to Board staff and determine if they meet qualifications for licensure. Ms. Nixon
29 seconded the motion, which passed unanimously. Ms. Phillips verbally waived the 90 day requirement for
30 her application to be acted upon after completion of her application.

1 **Tab 9 Sufang Wu – Exam**

2 Applicant was not present nor represented by counsel.

3 **Action Taken:** After discussion, Ms. Burke-Wammack moved to require that the applicant appear at one
4 of the next two scheduled Board meetings. Ms. Ford seconded the motion, which passed unanimously.

5 **SECTION 456.0635, F.S. Applicants**

6 **Tab 10 Carl Beringer – Exam **Withdrawn****

7 **Tab 11 Damian De Leon – Exam**

8 Applicant was not present nor represented by counsel.

9 **ACTION TAKEN:** After discussion, Ms. Ford moved to deny the application as applicant is ineligible for
10 licensure pursuant to s. 456.0635, F.S., based on a felony conviction under Chapter 893, F.S., and to
11 allow withdrawal of his application. Ms. Nixon seconded the motion, which passed unanimously 4/0.

12 **Tab 12 James Grayson Jr. – Exam**

13 Applicant was present without counsel.

14 **ACTION TAKEN:** The applicant withdrew his application from consideration.

15 **Tab 13 Kimberly Little – Exam**

16 Applicant was present without counsel.

17 **ACTION TAKEN:** The applicant withdrew her application from consideration.

18 **REJECTED TRANSCRIPTS**

19 **Tab 14 Caihuan Donaghy – Exam**

20 Applicant was not present, but her husband, Brian Donaghy, spoke on her behalf.

21 **Action Taken:** After discussion, Ms. Burke-Wammack moved to deny licensure on the grounds that the
22 applicant attempted to obtain a license by fraudulent misrepresentation. Ms. Ford seconded the motion,
23 which passed unanimously.

24 **Tab 15 Zhongli Gu – Exam**

25 Applicant was not present nor represented by counsel.

1 **Action Taken:** After discussion, Ms. Burke-Wammack moved to deny licensure on the grounds that the
2 applicant attempted to obtain a license by fraudulent misrepresentation. Ms. Nixon seconded the motion,
3 which passed unanimously.

4 **RULES DISCUSSION**

5 **Tab 16 64B7-32.003, F.A.C.; Minimum Requirements for Board Approved Massage Schools**

6 **Action Taken:** After discussion, Ms. Burke-Wammack moved to accept the changes as written. Ms.
7 Nixon seconded the motion, which passed unanimously.

8 **Tab 18 64B7-28.008, F.A.C.; Display of Licenses (Addendum; Additional Information)**

9 **Action Taken:** After discussion, Ms. Burke-Wammack moved to accept the new language drafted by Mr.
10 Jusevitch. Ms. Oliver seconded the motion, which passed unanimously.

11 **OLD BUSINESS**

12 **Tab 17 Board Liaison Appointments**

13 Ms. Ford advised the Board she had appointed the following liaisons for Continuing Education and
14 Schools:

15 **Continuing Education Liaison – Bridget Burke-Wammack**
16 **School Liaison – Karen Ford**

17 **NEW BUSINESS**

18 Ms. Ford advised the Board of the status of many legislative bills that came before the Legislature.

19 Meeting adjourned approximately 11:30 a.m.