



General Business Meeting

Conference Call
December 12, 2018
9:00 a.m., ET

Meet Me # (888) 670-3525
Participation Code: 259-770-9961

MEETING MINUTES

CALL TO ORDER

The meeting was called to order by Ms. Havard, Chair, at 9:00 am. Those present for all or part of the meeting included the following:

MEMBERS PRESENT

Robyn Dohn Havard, PLCS, Chair
Victoria Drago, LMT, Vice-Chair
Lydia Nixon, LMT, Chair
Sharon Phillips, LMT, AP, DOM
Jennifer Wakeman, LMT
Christopher Brooks, LMT

BOARD COUNSEL

Rachelle Munson, Esq., *Assistant Attorney General*

STAFF PRESENT

Kama Monroe, *Executive Director*
Gerry Nielsen, *Program Operations Administrator*

COURT REPORTER

For the Record

Please note: *The minutes reflect the actual order agenda items were discussed and may differ from the agenda outline.*

AUDIO from this meeting can be found online: <http://www.floridasmassagetherapy.gov/meeting-information/>

I. ADMINISTRATIVE PROCEEDINGS

A. Applicants with History

01. Aguirre, Melissa **File # 97550**

Applicant was not present

Action Taken: After discussion, Ms. Havard moved to require the appearance of the applicant. Motion seconded by Mr. Brooks, which carried unanimously.

02. Ai, Xiaoxia **File # 97312**

Applicant was not present.

Action Taken: After discussion, Ms. Wasylyna moved to deny the license for the following reasons:

- Previous disciplinary history

Motion seconded by Mr. Brooks, which carried unanimously. -

03. Buckholtz, Patricia Ann **File # 97132**

Action Taken: After discussion, Mr. Brooks moved to grant the license with the following conditions:

- Pay \$500.00 administrative fine within 90 days of the filing of the final order.
- Complete a 10 Hour Florida Laws and Rules course in addition to required continuing education within 1 year of the filing of the final order.

Motion seconded by Ms. Drago, which carried unanimously.

04. Endsley, Deborah Anne **File # 97139**

Applicant was present without counsel.

Action Taken: After discussion, Ms. Phillips moved to grant the license with the following conditions:

- Pay \$500.00 administrative fine within 90 days of the filing of the final order.
- Complete a 10 Hour Florida Laws and Rules course in addition to required continuing education within 1 year of the filing of the final order.

Motion seconded by Ms. Drago, which carried unanimously.

05. Everly, Amy Lee **File # 98033**

Applicant was present without counsel.

Action Taken: After discussion, Ms. Phillips moved to grant the license unencumbered. Motion seconded by Ms. Drago, which carried unanimously.

06. Fuhrman, Amy

File # 97360

Applicant was present without counsel.

Action Taken: After discussion, Ms. Drago moved to grant the license unencumbered. Motion seconded by Ms. Havard, which carried 5/1 with Ms. Phillips in opposition.

07. Goeden, Michelle Arlee

File # 97822

Applicant was not present.

Action Taken: After discussion, Ms. Havard moved to deny the license for the following reasons:

- Pay \$500.00 administrative fine within 90 days of the filing of the final order.
- Complete a 10 Hour Florida Laws and Rules course in addition to required continuing education within 1 year of the filing of the final order.

Motion seconded by Ms. Havard, which carried unanimously.

08. Herrera, Daniel C.

File # 97553

Applicant was present without counsel.

Action Taken: After discussion, Mr. Brooks moved to accept the applicant's request to waive 90-day right to review. Motion seconded by Ms. Drago, which carried unanimously.

09. Jin, Renyu

File # 84078

Applicant was not present.

Action Taken: After discussion, Ms. Phillips moved to deny the license for the following reasons:

- Previous disciplinary history, education history discrepancy.

Motion seconded by Ms. Wasylyna, which carried unanimously.

10. Ring, Dhana Louise

File # 97836

Applicant was not present.

Action Taken: After discussion, Ms. Phillips moved to grant the license with the following conditions:

- Pay \$500.00 administrative fine within 90 days of the filing of the final order.
- Complete a 10 Hour Florida Laws and Rules course in addition to required continuing education within 1 year of the filing of the final order.

Motion seconded by Mr. Brooks, which carried unanimously. with WHO OPPOSED opposing the motion.

11. Robinson-Cullers, Elizabeth Ann

File # 96415

Applicant was present without counsel.

Action Taken: After discussion, Mr. Brooks moved to grant the license unencumbered.

Motion seconded by Ms. Drago, which carried unanimously.

12. Ryan, Kimberly Ann

File # 97408

Applicant was not present.

Action Taken: After discussion, Mr. Brooks moved to grant the license unencumbered. Motion seconded by Ms. Drago, which carried unanimously.

13. Shelton, Jiayu Yao

File # 97707

Applicant was not present.

Action Taken: After discussion, Ms. Wasylyna moved to deny the license for the following reasons:

- Previous disciplinary history (NC)

Motion seconded by Mr. Brooks, which carried unanimously.

14. Tang, Min

File # 97801

Applicant was not present.

Action Taken: After discussion, Mr. Brooks moved to deny the license for the following reasons:

- Previous criminal history (related to practice)
- Previous disciplinary history

Motion seconded by Ms. Drago, which carried unanimously.

15. Thompson, Mark

File # 96832

Applicant was present without counsel.

Action Taken: After discussion, Mr. Brooks moved to grant the license with the following conditions:

- Pay \$500.00 administrative fine within 90 days of the filing of the final order.
- Complete a 10 Hour Florida Laws and Rules course in addition to required continuing education within 1 year of the filing of the final order.

Motion seconded by Ms. Drago, which carried unanimously.

16. Wardner, Mark

File # 97840

Applicant was present without counsel.

Action Taken: After discussion, Ms. Phillips moved to grant the license unencumbered. Motion seconded by Mr. Brooks, which carried unanimously.

17. White, Reena

File # 97846

Applicant was present without counsel.

Action Taken: After discussion, Mr. Brooks moved to grant the license with the following conditions:

- Pay \$500.00 administrative fine within 90 days of the filing of the final order.
- Complete a 10 Hour Florida Laws and Rules course in addition to required continuing education within 1 year of the filing of the final order.

Motion seconded by Ms. Phillips, which carried unanimously.

B. Applicants with Out of State Education

18. Deese, Pamela **File # 96644**

Applicant was present without counsel.

Action Taken: After discussion, Mr. Brooks moved that the education history as presented meets or exceeds education requirements in Florida with regards to school licensing and course of study, and to grant the license unencumbered. Motion seconded by Ms. Phillips, which carried unanimously.

19. Xu, Kun **File # 98060**

Applicant was not present.

Action Taken: After discussion, Ms. Phillips moved to deny the license for the following reasons:

- Education history discrepancy

Motion seconded by Ms. Drago, which carried unanimously.

20. Yergensen, Chunhong Zhao **File # 97875**

Action Taken: After discussion, Ms. Phillips moved to deny the license for the following reasons:

- Education history discrepancy

Motion seconded by Ms. Wasylyna, which carried unanimously.

C. Petitions for Declaratory Statement

Petitioner was present without counsel.

21. Gournelos, Elena / Whole Healing Myofascial Release

Action Taken: After discussion, Ms. Phillips moved to deny the petition, as specific language contained within the submitted materials was deemed outside the scope of practice as defined in 480.033(3), F.S. Motion seconded by Ms. Drago, which carried 4 / 2 with Ms. Wakeman and Ms. Havard in opposition.

22. Childress, Michael

Petitioner was not present.

Action Taken: After discussion, Ms. Phillips moved to deny the petition as the petitioner does not have standing. Motion seconded by Mr. Brooks, which carried unanimously.

23. Kane, Jennifer E. **(no file)**

Petitioner was not present.

Action Taken: After discussion, Ms. Drago moved to deny the petition for declaratory statement. Motion seconded by Mr. Brooks, which carried unanimously.

A-01. Massage Green Spa (multiple)

Petitioner was present without counsel.

Petitioner withdrew the filing as a declaratory statement.

Action Taken: After discussion, Ms. Wakeman moved to accept the filing as a petition for variance or waiver and to grant the variance or waiver. Motion seconded by Mr. Brooks, which carried unanimously.

D. Petitions for Variance or Waiver

24. Wells, Paul

File # 97957

Applicant was not present.

Action Taken: After discussion, Mr. Brooks moved to grant the petition. Motion seconded by Ms. Wakeman, which carried unanimously.

Additional Action Taken: After discussion, Ms. Phillips moved to accept the education records as equivalent to or more stringent than the education requirements in Florida. Motion seconded by Ms. Wakeman, which carried unanimously.

E. Applicants with Foreign Education

25. Thorne, Audrey Jane

File # 94233

Applicant was present without counsel.

Applicant waived 90-day right to review.

Action Taken: After discussion, Ms. Drago moved table the application to the next meeting. Motion seconded by Ms. Drago, which carried unanimously.

A-02. Needler, Rebecca Erin

File # 97563

Applicant was not present.

Action Taken: After discussion, Ms. Phillips moved to grant the license unencumbered. Motion seconded by Mr. Brooks, which carried unanimously.

II. DISCIPLINARY PROCEEDINGS

III. NEW BUSINESS

Mr. Brooks requested that Board staff correspond with schools concerning submission of applications for licensure and the attestation language included on applications for massage therapists by examination and endorsement.

IV. OLD BUSINESS

VIII. ADJOURN