



General Business Meeting

Conference Call
June 22, 2022
9:00 A.M, ET

Via GoToMeeting:

<https://www.gotomeet.me/FL-BOMT/conference-calls>

By Phone:

1(877) 309-2073
Participation Code: 985-532-741

MEETING MINUTES

CALL TO ORDER

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

MEMBERS PRESENT

Christopher Brooks, LMT, *Chair*
Jennifer Wakeman, LMT, *Vice-Chair*
Gerald Padgett, LMT

Robin Miller, *Consumer Member*
Dotti Groover-Skipper, *Consumer Member*

MEMBERS ABSENT

Victoria Drago, LMT (*excused*)

BOARD COUNSEL

Diane Guillemette, Esq., *Assistant Attorney General*

STAFF PRESENT

Allen Hall, *Interim Executive Director*
Gerry Nielsen, *Program Operations Administrator*
Austin Conlon, *Regulatory Specialist III*
Dorothy Meadows, *Regulatory Specialist II*

COURT REPORTER

For the Record Reporting
Ray Convery
850-222-5491

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/>

III. ADMINISTRATIVE PROCEEDINGS

Applicants in Attendance

AD-16. Xiuhong Chai

File # 103376

Applicant was present with counsel, Mr. David Lang, Esq.

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

AD-19. Aiping Guo

File # 102285

Applicant was present with counsel, Steven Doty, Esq.

Action Taken: After discussion, Ms. Wakeman moved to deny the license based on criminal history of a crime related to the practice and failure to disclose pending disciplinary action.

AD-03. Fenglian Ke

File # 107241

Applicant was present with Mr. Glenn Moriale (husband).

Action Taken: After discussion, Ms. Miller moved to continue the item to the next in-person meeting of the Board. Motion seconded by Ms. Groover-Skipper, which carried unanimously.

AD-07. World of Beauty Academy

File # 384

Representative of World of Beauty Academy was present without counsel.

Action Taken: After discussion, Mr. Padgett moved to uphold the notice of intent to rescind and enter a final order. Motion seconded by Ms. Wakeman, which carried unanimously.

AD-11. Clarence Crawford

File # 107267

Applicant was present without counsel.

Action Taken: After discussion, Mr. Brooks moved to issue the license upon successful passage of the MBLEx. Motion seconded by Ms. Wakeman, which carried unanimously.

RECESS: 10:45 am / RECONVENE: 11:00 am

AD-12. Khloud Abdulrahman

File # 105937

Applicant was present without counsel.

Applicant verbally withdrew the application on the record.

AD-13. Brennan Keith Atkins

File # 107467

Applicant was present without counsel.

Applicant verbally amended his application on the record.

Action Taken: After discussion, Mr. Padgett moved to issue the license unencumbered. Motion seconded by Ms. Wakeman, which carried unanimously.

AD-14. Whitney Brockington

File # 107389

Applicant was present without counsel.

Applicant verbally amended her application on the record.

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

AD-15. Larry Gage Brown

File # 107491

Applicant was present without counsel.

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

AD-17. Angelina Cummings

File # 106767

Applicant was present without counsel.

Applicant verbally amended her application on the record.

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

AD-18. Addie French

File # 107939

Applicant was present without counsel.

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

AD-21. Guoqing Han

File # 102542

Applicant was present without counsel. Interpreter Ping Shih was present to translate from Mandarin to English at the request of Mr. Han.

Action Taken: After discussion, Mr. Brooks moved to issue the license contingent upon successful completion of a 10-hour Florida Laws and Rules course within 90 days, based upon prior action and statements on the record. Motion seconded by Ms. Wakeman, which carried unanimously.

AD-22. Brittany Krista Holt

File # 107451

Applicant was present without counsel.

Action Taken: After discussion, Mr. Brooks moved to issue the license contingent upon successful completion of a 10-hour Florida Laws and Rules course within 90 days, based upon stipulation resulting from prior discipline in case 2017-10980. Motion seconded by Mr. Padgett, which carried unanimously.

AD-23. Steven Kimball

File # 107550

Applicant was present without counsel.

Action Taken: After discussion, CB 30/60/90 PRN and contract if required. GP U

RECESS: 12:45 PM / RECONVENE: 1:33 PM

AD-24. Michael Lewis

File # 107764

Applicant was present without counsel.

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

AD-31. Kaiwen Fei

File # 107237

After discussion, Mr. Padgett moved to issue the license contingent upon receipt of a transcript that meets the requirements of 64B7-32.002, F.A.C. within 90 days. Motion seconded by Mr. Padgett, which carried unanimously.

AD-27. Iona Sass

File # 106183

Applicant was present without counsel.

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

AD-29. Xiaoli Xu

File # 107216

Applicant was present without counsel. Mr. Ting Yee provided translation from Mandarin to English. Mr. Zardecki was present with applicant.

Action Taken: After discussion, Mr. Brooks moved to accept the applicant's waiver of the 90-day right to review and continue the application. Motion seconded by Ms. Wakeman, which carried unanimously.

A. Request for Withdrawal

AD-01. Fraile Dorta, Lis Ivette

File # 107130

Applicant was not present.

Action Taken: After discussion, Ms. Miller moved to accept the withdrawal of the application. Motion seconded by Ms. Wakeman, which carried unanimously.

Action Taken: After discussion, Mr. Brooks moved to vacate the Notice of Intent to Deny. Motion seconded by Ms. Wakeman, which carried unanimously.

B. Requests for Informal Hearing

AD-02. Shawna Bandyaly

File # 107236

Applicant was not present.

Action Taken: After discussion, Ms. Wakeman moved to vacate the prior Notice of Intent to Deny and enter a Final Order indicating that the education completed by the applicant meets or exceeds that which is required for licensure in Florida. Motion seconded by Ms. Miller, which carried unanimously.

~~AD-03. Fenglian Ke~~

~~File # 107241~~

~~This item was heard earlier in the meeting.~~

AD-04. Cherie Lotz

File # 106679

Applicant was not present.

Action Taken: After discussion, Mr. Brooks moved to uphold the Notice of Intent to Deny and enter a Final Order denying the application for licensure. Motion seconded by Ms. Wakeman, which carried unanimously.

AD-05. Judith McKenzie

File # 107245

Applicant was not present.

Action Taken: After discussion, Ms. Wakeman moved to uphold the Notice of Intent to Deny and enter a Final Order denying the application for licensure. Motion seconded by Mr. Brooks, which carried unanimously.

AD-06. Shion Smith

File # 107258

Applicant was not present.

Action Taken: After discussion, Ms. Wakeman moved to uphold the Notice of Intent to Deny and enter a Final Order denying the application for licensure. Motion seconded by Mr. Padgett, which carried unanimously.

~~AD-07. World of Beauty Academy~~

~~File # 384~~

~~This item was heard earlier in the meeting.~~

C. Requests for Reconsideration

AD-08. Yuanhong Antebi

File # 107190

Applicant was not present.

Action Taken: After discussion, Mr. Brooks moved to reconsider, vacate the Notice of Intent to Deny, and issue the license unencumbered. Motion seconded by Mr. Padgett, which carried 3/1 with Ms. Wakeman in opposition.

AD-09. Li Wang

File # 107933

Applicant was not present.

Action Taken: After discussion, Mr. Brooks moved to deny the request for reconsideration. Motion seconded by Ms. Wakeman, which carried unanimously.

D. Petition for Variance or Waiver

AD-10. Mireya Tapia

File # 107746

Petitioner was not present.

Action Taken: After discussion, Mr. Brooks moved to deny the petition as the authority for custodianship of transcripts was not contacted. Motion seconded by Ms. Wakeman, which carried unanimously.

E. Determination of Equivalency for Endorsement

~~AD-11. Clarence Crawford~~

~~File # 107267~~

~~This item was heard earlier in the meeting.~~

F. Applicants with History

~~AD-12. Khloud Abdulrahman~~

~~File # 105937~~

~~This item was heard earlier in the meeting.~~

~~AD-13. Brennan Keith Atkins~~

~~File # 107467~~

~~This item was heard earlier in the meeting.~~

~~AD-14. Whitney Brockington~~

~~File # 107389~~

~~This item was heard earlier in the meeting.~~

~~AD-15. Larry Gage Brown~~

~~File # 107491~~

~~This item was heard earlier in the meeting.~~

~~AD-16. Xiuhong Chai~~

~~File # 103376~~

~~This item was heard earlier in the meeting.~~

~~AD-17. Angelina Cummings~~

~~File # 106767~~

~~This item was heard earlier in the meeting.~~

~~AD-18. Addie French~~

~~File # 107939~~

~~This item was heard earlier in the meeting.~~

~~AD-19. Aiping Guo~~ ~~File # 102285~~

This item was heard earlier in the meeting.

AD-20. Yan Guo **File # 107220**

Applicant was not present.

Action Taken: After discussion, Mr. Padgett moved to deny the application for criminal history related to the practice of massage and denial of a license application. Motion seconded by Mr. Brooks, which carried unanimously.

~~AD-21. Guoqing Han~~ ~~File # 102542~~

This item was heard earlier in the meeting.

~~AD-22. Brittany Krista Holt~~ ~~File # 107451~~

This item was heard earlier in the meeting.

~~AD-23. Steven Kimball~~ ~~File # 107550~~

This item was heard earlier in the meeting.

~~AD-24. Michael Lewis~~ ~~File # 107764~~

This item was heard earlier in the meeting.

AD-25. Yun Yun Li **File # 95524**

Applicant was present without counsel.

Action Taken: After discussion, Mr. Padgett moved to deny the license for criminal history related to the practice of massage therapy, disciplinary history in another state leading to revocation, and a transcript which does not meet the requirements of 64B7-32, F.A.C. Motion seconded by Mr. Brooks, which carried unanimously.

AD-26. Xiao Xia Liu **File # 107767**

Applicant was present without counsel.

Action Taken: After discussion, Ms. Wakeman moved to deny the license based on prior disciplinary action in case 2012-12935. Motion seconded by Mr. Padgett, which carried unanimously.

~~AD-27. Iona Sass~~ ~~File # 106183~~

This item was heard earlier in the meeting.

AD-28. Susan Elizabeth Switzer

File # 106183

Applicant was not present.

Action Taken: After discussion, Ms. Miller moved to deny the application based on prior disciplinary history in cases 2019-21579 and 2019-20991, for prior action in the denial of an application, and the failure to disclose disciplinary history and prior action. Motion seconded by Ms. Wakeman, which carried unanimously.

~~**AD-29. Xiaoli Xu**~~

~~**File # 107216**~~

~~This item was heard earlier in the meeting.~~

AD-30. Yande Zhang

File # 107812

Applicant was not present.

Action Taken: After discussion, Ms. Wakeman moved to deny the application for prior action in the denial of an application, and because the proof of graduation submitted does not demonstrate that the course of study meets the requirements in 64B7-32.002 and .003, F.A.C. Motion seconded by Mr. Padgett, which carried unanimously.

G. Applicants with Education Discrepancy

~~**AD-31. Kaiwen Fei**~~

~~**File # 107237**~~

~~This item was heard earlier in the meeting.~~

H. Board Approved Massage Therapy Schools

AD-32. Royal Lotus, LLC

File # 500

Applicant was not present.

Action Taken: After discussion, Mr. Brooks moved to deny the application, as the curriculum and course descriptions do not demonstrate adequate instruction in the proposed course of study in all subject areas required by 64B7-32.003(1)(c), specifically in the areas of clinical practicum, allied modalities, and prevention of medical errors. Motion seconded by Mr. Padgett, which carried unanimously.

II. GENERAL BUSINESS DISCUSSION

A. OLD BUSINESS

Ms. Miller provided that she has still not been reimbursed and has indicated that she is unwilling to travel to any additional board meetings without payment. Mr. Hall indicated that he would raise this issue with the appropriate areas of the Department for resolution prior to next travel.

B. NEW BUSINESS

Mr. Brooks provided that there is still discussion moving forward about post-operative acts that are not within the scope of practice.

Mr. Hall reiterated that he would be addressing reimbursement issues with the reimbursement section directly.

Mr. Hall provided that Ms. Danielle Terrell will be filling the position of Executive Director beginning Friday, June 24, 2022.

Ms. Drago sent additional information in her capacity as the public relations liaison concerning the Federation of State Massage Therapy Boards.

Mr. Nielsen provided communications updates and website updates.

III. ADJOURN: 4:33 pm