

IN THE MATTER OF * BEFORE THE STATE
JANICE E. MIN, LMT * BOARD OF MASSAGE
RESPONDENT * THERAPY EXAMINERS
LICENSE NUMBER: M05600 * CASE NUMBER: 19-19M

* * * * *

ORDER FOR SUMMARY SUSPENSION

Pursuant to Md. Code Ann., State Govt. §10-226 (c)(2) (2014 Repl. Vol. & 2018 Supp.), the State Board of Massage Therapy Examiners (the "Board") hereby summarily suspends the license of Janice E. Min, LMT, License Number: M05600 (the "Respondent"), to practice massage therapy, under the Maryland Massage Therapists Act (the "Act"), Md. Code Ann., Health Occ. ("Health. Occ.") §§ 18-101 *et seq.* (2014 Repl. Vol. & 2018 Supp.). This Order is based on the following investigative findings, which the Board has reason to believe are true:¹

INVESTIGATIVE FINDINGS

1. At all times relevant hereto, the Respondent was licensed to massage therapy in the State of Maryland
2. The Respondent was originally issued a license to practice massage therapy in Maryland on or about February 24, 2016.

¹ The statements regarding the Respondent's conduct are only intended to provide the Respondent with notice of the basis for the Board's action. They are not intended as, and do not necessarily represent a complete description of the evidence, either documentary or testimonial, to be offered against the Respondent in this matter.

3. The Respondent's license expires on October 31, 2020.
4. On or about October 28, 2015, the Respondent submitted an Application for License or Registration in Massage Therapy (the "Application").
5. In February 2019, the Board was notified by the Federation of State Massage Therapy Board ("FSMTB") that it had invalidated the Respondent's Massage Bodywork & Bodywork Licensing Examination ("MBLEx") results.²
6. FSMTB develops, administers, scores, and maintains the MBLEx that is utilized by the Board for licensure.
7. FSMTB invalidated the Respondent's MBLEx results after determining that she misrepresented her educational eligibility to sit for the MBL.
8. As a result of receiving notification of FSMTB's action, the Respondent, an investigation was conducted by Board staff.
9. The investigation by Board staff revealed that the Respondent listed an educational institution ("Facility A") on her Application, as the school where she received her massage therapy training. The Respondent also indicated on her Application that she attended Facility A from December 2014 until June 2015.
10. Facility A is located in the State of New Jersey.
11. The investigation also revealed that the Respondent submitted a transcript with her Application purportedly issued by Facility A. The transcript indicated that the

² FSMTB membership consists of massage therapy licensing boards and agencies throughout the United States. The Board is a member of FSMTB. Having a valid passing score on the MBLEx is a criterion for licensing in Maryland.

Respondent completed 600 credit hours on massage therapy training at Facility A. Facility A staff have no record that the Respondent attended the educational institution.

12. Facility A's Director of Operations informed Board staff that Facility A did not have a massage therapy program when the Respondent submitted her Application to the Board. Facility A staff also confirmed that it never issued massage therapy certificates and/or transcripts.

13. During a March 15, 2019 interview with Board staff, the Respondent admitted under oath that she never attended Facility A.

CONCLUSIONS OF LAW

Based on the foregoing Investigative Findings, the Board concludes that the public health, safety, or welfare imperatively requires emergency action in this case, pursuant to Md. Code Ann., State Gov't. § 10-226(c) (2).

ORDER

Based on the foregoing Investigative Findings and Conclusions of Law, it is this 2nd day of July 2019, by a majority of the Board, it is hereby

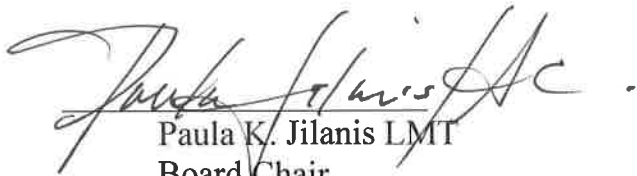
ORDERED that the license issued to the Respondent to practice massage therapy in the State of Maryland under license number: M05600 is hereby **SUMMARILY SUSPENDED**; and it is further

ORDERED that the Respondent shall immediately return all licenses to the Board; and it is further

ORDERED that this Order for Summary Suspension is a public document, as defined in Md. Code Ann., General Provisions §§ 4-101 *et seq.* (2014 Rep. Vol. & 2018

Supp.)

7/02/2019
Date



Paula K. Jilanis LMT
Board Chair
Maryland Board of Massage Therapy
Examiners