

NEVADA STATE BOARD OF MASSAGE THERAP

AGENDA ACTION SHEET

TITLE: Application Review (Criminal History)

MEETING DATE: January 8, 2020

APPLICANT: Kendal L. Priestly REVIEW UNDER: NRS 640C.700

BACKGROUND INFORMATION:

ACTION.

Ms. Priestly's massage application is before you today due to potential criminal history that could not be approved administratively. Ms. Priestly was arrested on December 4, 2015 and February 25, 2016 by Las Vegas Metropolitan Police Department. Ms. Priestly is requesting to be granted a license under NRS 640C.400 or 420 and is before you today for review under NRS 640C.700. Staff's recommendation is to approve a license with no restrictions.

Approved Tabled Denied – NRS 640C Probation	
PROBATION CONDITIONS: Per NRS 640C.710 Res	
A. Report all contact with law enforcement personnel within 48 hours after such contact occurs.	☐ B. Refrain from providing outcall services.
C. Submit employment offers to the staff of the Board for review and approval.	D. Notify the Board of any changes in his or her employment.
E. Complete an ethics course within 90 calendar days of licensure.	F. Submit to the Board a complete set of fingerprints.
☐ G. Attend Probation Orientation.	☐ H. Take any other action that the Board deems appropriate;
☐ I. Take any combination of the actions set forth In paragraphs (a) through (h), inclusive.	Responsible for all administrative fees incurred by the Board as a result of their probation compliance.
☐ Cooperate fully with Board staff to administrate terms of probation.	Comply with all laws governing massage therapy.
Notify any change in address or phone number to the Board office within 15 days.	Submit to a random drug test at respondent's expense.
Summary/Comments:	

Board Meeting Application review:

Summary of Kendal L. Priestly arrests/charges:

2/25/2016 – Arrest for Use/Poss/Mfg Drug Para – LVMPD – Case # C1150681A – Found guilty court order house arrest for 60 days plus fines/fees of \$700.00, bail applied of \$640.00 with balance of \$60.00. Case closed after all items completed.

12/4/2015 – Obt/Poss Cr/Deb card w/out Cardholders consent – LVMPD – Case # 15F18211X – Found guilty, court ordered on 12/8/2017 to 60 days In jail, no fines or restitution. Case closed after all Items completed.

Prepared by Tereza Van Horn, Executive Assistant



King 3

Nevada State Board of Massage Therapy

755 E. Plumb Lane Sulte 252 Reno, NV 89502 Phone (775) 687-9955 Fax (775) 786-4264

Email: nymassagebd@state.nv.us Website: http://massagetherapy.nv.gov

Massage Therapy Application Structural Integration Practitioner Massage Therapist Reflexologist

Type or print legible	y all portions of this	application, inc	complete applica	tions will not be pr	ocessed.	
Section 1 Pers	onal Informatio	п	2 3 10		The termination	3.4
Applicant Name: Lz	Priestly		First Kend	al	Mid	die initial
List #1 other names p	previously or oursely	being used by y	out			
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	a court order for the a plan approved by the der,					
Paid \$	QB		Office Use O	nly: Tracking		

Section 3 Licensure Information	, is	ti 2 s	Ž (1)				
List <u>ALL</u> jurisdictions/states in which you have ever been licensed as a Massage Therapist, Reflexology and Structural Integrationist. Please attach another sheet of paper if you need more room. * A Certified Statement from State Licensing Authority must be completed for each state where you have held a license.							
Check here if you have never been	<u>licensed</u> in any state jurisdict	lon.					
Jurisdiction/ State		r Issued F	xpiration Date (MM/DD/YY)				
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Section 4 Massage Training and Edu	160-1		48 2				
Request official transcripts from the registrar of of Massage Therapy.	your school(s) and have them ma	led directly to the Nev	ada State Board				
A certificate of completion (diploma) will need t	o be submitted for each massage.	reflexology or structur	al integration				
program yo _t , completed.		8 e e 8e.u					
Name of School	City and State	Years From and To (YYYY - YYYY)	Hours Completed				
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Section 5 National Exam Information	l is	2	r e				
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Offical Score Report must be sent to our office IASI, ITEC, ARCB, IIR or NCBTMB-R.	directly from the Federation of State	te Message Therapy B	loards, NCOTMO,				
The Score Report given to you when the test w		<i>5</i>					
Where Taken (City/State)	Date Taken (MM/DD/YY)	Expiration Date	a (MM/DD/YY)				
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ANALES OF

You must answer all of these questions by checking the appropriate "Yes" or "No" box.
If a conviction and/or criminal offense has been pardoned, dismissed, expunged or your record has been sealed you must answer yes.

If yes, please provide the following information for each occurrence: ("required) Date of revocation/auspension/surrender/ or any other deciplinary action (MMCD/YYY): "Licensing agency/jurisdiction that took action: "Reason for action: "Date of revocation/auspension/surrender/ or any other disciplinary action (MM/CD/YYY): "Licensing agency/jurisdiction that took action: "Name and address of employer/supension: "Name and address of employer/supension: "Reason for action: "Reason for action: "Reason for action: "A re you currently a party to any pending litigation related to the practice of massage increpy, reflectiony or structural integration? If yes, pieceal indicate whether you are a plaintiff [] or defendent [] and describe the nature the Migation, (Attach a superste sheet of paper) 3. Are you currently or have you ever been register as a Sex Offender? (Tier Liti or III)	Section 6	Application Screening Questions (use addition	nal sheets of paper If needed)
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If you have answered "Yes" to any of the questions above, you MUST include:

- A written narrative describing the incident(s), the circumstances that led up to the incident(s) and the
 outcome of the incident(s) for each accusation or arrest.
- Receipts for all fines or penalties showing that they have been paid for each accusation or errest. You need to contact the court or the licensing agency.
- 3. Dispositions from the court(s) you appeared before regarding the arrest dates.

Affidavit of Applicant / Authorization of Release

I, certify that I am the person described and identified in this application;

I have answered all the questions truthfully and completely, and any documents that I have provided in support of my application are, to the best of my knowledge, accurate.

i certify that I have not had any undisclosed disciplinary proceedings instituted against me relating to my license to practice massage, reflexology or structural integration and I have disclosed or have not bearnested or convicted for any crime I volving violence, prostitution or any other sexual offense.

I authorize all institutions or organizations, Including educational Institutions and organizations, employers (past and present), business and professional associations (past and present) and all governmental agencies and municipalities (local, state, federal and foreign) to release to the Nevada State Board of Massage Therapy any information, files or records required by the Nevada State Board of Massage Therapy in connection with processing this application.

I understand that furnishing false or misleading information or failing to furnish required information on this application may be cause for the denial, suspension or revocation of my license to practice massage therapy, structural integration or reflexoregy in the State of Nevada.

structural integration of religiously	in the State of Nevaus.	- 1 1
Signature of Applicant:	ieatty	Date: 8/12/19
State of Nevada	County of Clarx	_
Signed and sworn to before me this	s_12 th day of August 20t9	
Kendal Pristly	, who personally appeared before me.	
(A)	4/29/23	
Notary Public Signatur e	Notary commission expirat	on date
٠,	(Official Stamp)	
W A T	TINA SPENC	20







Nevada State Board of Massage Therapy

1755 E. Plumb Lane Suite 252 Reno, NV 89502 Phone (775) 687-9955 Fax (775) 786-4264

Email: nvmassagebd@state.nv.us
Website: http://massagetheragv.nv.gov

	py is required by State Law to report veteran you, please complete the following information.
Structural Integration Practitioner	Massage Therapist Reflexologist
Nevada V	eteran Data
Have you ever served in the military:	Yes No
If Yes, check all that apply:	
Branch(es) of Service:	
Army/Army Reserve	Marine Corps/Marine Corps Reserve
☐ Navy/Navy Reserve	Coast Guard/Coast Guard Reserve
☐ National Guard	Coast Guard/Coast Guard Reserve
Military Carry Alar Danal New Conselation	
Military Occupation Specialty/Specialtie	4
Date(s) of Service: From([(DD/IVIIVI/YYYY) 10(DD/IVIIVI/YYYY)
If you are a veteran and have been licensed by a	nother jurisdiction you may qualify for license by

endorsement. Please read NRS 640C.426.

SEP 16 2019





FINGERPRINT BACKGROUND WAIVER

As an applicant who is the subject of a Federal Bureau of Investigation (FBI) fingerprint-based criminal history record check for a noncriminal justice purpose you have certain rights which are discussed below.

- 1. You must be notified by the Nevada State Board of Massage Therapy that your fingerprints will be used to check the criminal history records of the FBI and the State of Nevada.
- 2. If you have a criminal history record, the officials making a determination of your suitability for the job, license or other benefit for which you are applying must provide you the opportunity to complete of challenge the accuracy of the information in the record. You may review and challenge the accuracy of any and all criminal history records which are returned to the submitting agency. The proper forms and procedures will be furnished to you by the Nevada Department of Public Safety, Records Bareau upon request. If you decide to challenge the accuracy or completeness of you FBI criminal history record, Title 28 of the Code of Federal Regulations Section 16.34 provides for the proper procedure to do so:
 - 16.34 Procedure to obtain change, correction or updating of identification records. If, after reviewing his/her identification record, the subject thereof believes that it is incorrect or Incomplete In any respect and wishes changes, corrections or updating of the alleged deficiency, he/she should make application directly to the agency which contributed the questioned Information. The subject of a record may also direct his/her challenge as to the accuracy or completeness of any entry on his/her record to the FBI, Griminal Justice Information Services (CJIS) Division ATTN: SCU, Mod. D-2, 1000 Custer Hollow Road, Clarksburg, WV 26306. The FBI will then forward the challenge to the agency which submitted the data requesting that agency to verify or correct the challenged entry. Upon the receipt of an official communication directly from the agency which contributed the original information, the FBI CJIS Division will make any changes necessary in accordance with the Information supplied by that agency.
- 3. Based on 28 CFR § 50.12 (b), officials making such determinations should not deny the license or employment based on information in the record until the applicant has been afforded a reasonable time to correct or complete the record or has declined to do so.
- 4. You have the right to expect that officials receiving the results of the fingerprint-based criminal history record check will use it only for authorized purposes and will not retain or disseminate it in violation of federal or state statute, regulation or executive order, or rule, procedure or standardestablished by the National Crime Prevention and Privacy Compact Council.
- 5. I hereby authorize Nevada State Board of Massage Therapy, to submit a set of my fingerprints to the Nevada Department Public Safety, Records Eureau for the purpose of accessing and reviewing State of Nevada and FBI criminal history records that may pertain to me.

In giving this authorization, I expressly understand that the records may include information pertaining to notations of arrest, detainments, indictments, information or other charges for which the final court disposition is pending or is unknown to the above referenced agency. For records containing final court disposition information, I understand that the release may include information pertaining to dismissals, acquittals, convictions, sentences, correctional supervision information and information concerning the status of my parole or probation when applicable.

6. I hereby release from liability and promise to hold harmless under any and all causes of legal action the State of Nevada, tis officer(s), agent(s) and/or employee(s) who conducted my criminal history records search and provided information to the submitting agency for any statement(s), omission(s), or infringement(s) upon my current legal rights. I further release and promise to hold harmless and covenant not to sue any persons, firms, institutions or agencies providing such information to the State of Nevada on the basis of their disclosures. I have signed this release voluntarily and of my own free will.

A reproduction of this authorization for release of information by photocopy, facsimile or similar process, shall for all purposes be as valid as the original.

In consideration for processing my application I, the undersigned, whose name and signature voluntarily appears below; do hereby and irrevocably agree to the above In

Applicant's Name: Priesty Kenol, Lynn Date: 81210 (PLEASE PRING EAST, FIRST, MIDDLE)	Applicant's Signature:	
Submitting Agency: Nevada State Board of Massage Therapy		5.0
Agency Representative: Kim Buckingham Signature:	m hus Breech	Date: 9/23/19

Northwest Career College

Page 1 of 1

7398 Smoke Ranch Road Las Vegas, NV 89128 www.northwestcareercollege.edu

Student Kend	dal Priestly	· · · · · · · · · · · · · · · · · · ·	Student 1	D:	(8)	DOB:		Original Start Dale:10/29	9/2018	Student .	GPA:	3.5
Course Code	Course Description A	Credits templed	Credits Earned	Grade	Quality Points	Course Code	Course Descript	ion	Credits Attempted	Credits Earned	Grade	Quality Points
Program:	Diploma in Massage Therapy		3	- 3		MT303	MT303	- Medical Massage: Applicat	ions 2.00	2.00	A	8.00
Enrollment#:		Status	s: Gradua	te		MT306	MT306	- Shiatsu	2.00	2.00	Α	8.00
Start Date:			e: 8/14/20		9	MT201	MT201	E - Student Clinic	0.83	0.83	Α	3.32
Term: 4P5181029			10/29/201		3/29/2019	MT301	MT301	- Deep Tissue: Upper Body	2.00	2.00	Α	8.00
MT101	MT101A - Basic Massage	2.00	2.00	В	6.00	M1302	MT302	- Deep Tissue: Lower Body	2.00	2.00	A	8.00
MT102	MT102A- Human Anatomy and Ph	vsiologi.20	3.20	Α	12.80			<u> </u>	25.32	25,32	О Х	98.28
MT103	MT103A - Kinesiology	1.00	1.00	В	3.00	Term GPA:	3.88	Cum GPA: 3.58				
MT101	MT101B - Basic Massage	2.00	2.00	Α	8.00	(3.2)		-53	77 do 181	M. 341	ħ.	
MT102	MT102B - Human Anatomy and Ph	vsiolo@.20	3.20	Α	12.80	Тепл: 4Р419080	5	4P4 2019.08.05		8/5/2019	11/2	4/2019
MT103	MT103B - Kinesiology	1.00	1.00	В	3.00	M7201	MT201	- Student Clinic	0.83	0.83	Α	3.32
MT101	MT101C - Basic Massage	2.00	2.00	В	6.00			-	0.83	0.83	39	3.32
MT102	MT102C - Human Anatomy and Ph	vsiolo 10	3.10	В	9.30	Term GPA:	4.00	Cum GPA: 3.59		0.00		3.32
MT103	MT103C - Kinesiology	1.00	1.00	Α	4.00	70	7.00					11.—
MT101	MT101D - Basic Massage	2.00	2.00	Α	8.00	Diploma in Ma	ssage T	herapy GPA: 3.59	}	58.50	58.50	
MT202	MT202 - Advanced Anatomy and Physiology	3.00	3.00	С	6.00	7						
MT203	MT203 -Advanced Kinesiology	3.00	3.00	С	6.00			End of Trans	script ***			
MT201	MT201A - Student Clinic	0.85	0.85	Α	3.40							110
MT205	M7205 - Massage as a Business	3.00	3.00	Α	12.00	Authorized Sign	ature	The same of the same	100	Date	90	119
MT207	MT207 - Spa Therapies	2.00	2.00	Α	8.00			PA		•		
Term GPA:	3.35 Cum GPA: 3.35	32.35 5	32.35		108.30							
Term: 4P419040	8 4P4 2019.04.08		4/8/2019	10.51	8/4/2019			Official Trans	cript			
	MT201B - Student Clinic	0.83	0.83	Α	3.32	17	1 20 m	The second				
MT201 MT204	MIT2016 - Statent Clinic MIT204 - Medical Massage: Pathology		3.00	A	12.00	1	15	THE REPORT OF				
	MT204 - Medical Massage: Patriolo MT206 - National Board Review	3.00 3.00	3.00	В	9.00	d		No. of the last of	DE.			
MT206	Microsoft Office Fundamentals	4.00	4.00	PASS	1	1			W.			
MOS101#	MT201C - Student Clinic	0.83	0.83	A	3.32	9		S=0 : 6 2000 6				
MT201	MT304 - Sports Massage	2.00	2.00	A	8.00			- TO SUB (Z)	(4)			
MT304		2.00	2.00	A	8.00		-		i			
MT305 MT201	MT305 - Special Needs MT201D - Student Clinic	0.83	0.83	A	3.32	-	- 41		4			
- 144		-:-								# India	stoc Pac	s/Fail Cou

^{**} Indicates Relaken Course R* Indicates Relaken Override

northwest CAREER COLLEGE

THIS CERTIFIES THAT

Kendal Priestly

Has successfully completed the 750-Hour Massage Therapy program, and is therefore awarded this

DIPLOMA

Given this 14th day of August, 2019



School Admirnistartor



MBLEx Jurisdictional Score Report and Transfer Grade Roster

State: Nevada

MBLEX score	s received	on: 05-01-2019
--------------------	------------	----------------

Last Name First Name Last four SS# DOB Exam Date Attempt Pass Fail Language School

Priestly Kendal 04-30-2019 1 Pass English Northwest Career College

NSBMT

MAY 0 1 2019

RECEIVED



Nevada State Board of Massage Therapy

1755 E. Plumb Lane Suite 252 Reno, NV 89502 Phone (775) 687-9955 Fax (775) 786-4264

Email: nvmassagebd@state.nv.us
Website: http://massagetherapy.nv.gov

September 27, 2019

Kendal L. Priestly

Re: DISPOSITION OF RECORD

Dear Ms. Priestly,

In order to complete your application and obtain your Nevada State Board of massage therapy license, we need to have the following documents to continue processing your application;

- 1. A written narrative describing the incident(s), the circumstances that led up to the incident(s) and the outcome of the incident(s).
- Receipts for all fines or penalties showing that they have been paid. You
 will need to contact the court you attended or appeared at. Online
 printouts cannot be accepted.
- 3. Dispositions from the court(s) you appeared at regarding the arrest dates.

 Online printouts cannot be accepted.
- 4. You must comply with Board Staff for all requested documents and the Board Staff will be making recommendations regarding your Application.

Your background check will expire on **02/29/2020**. Your massage license must be completed and issued by the above expiration date, or you will be required to fulfill another background check and be responsible for the additional \$85.00 fee.

If you have any questions regarding the attached criminal history, you can email us at nvmassagebd@state.nv.us

Singerely,

Tereza wan Horn Executive Assistant

Enclosed

COLY

Please Note: It is a misdemeanor to practice or advertise Massage Therapy without a current valid NSBMT Massage License.

10/7/1019

To: The Nevada State Board of Massage Therapy



My name is Kendal Priestly, and I am currently applying for a Massage Therapy License in Nevada. I was asked to write a narrative of my criminal background findings. Please find the details below for the following findings:

- 12/8/17 Misdemeanor Possession of drugs not for i-state commerce (Amended from 1 Misdemeanor and 3 Felony Charges on 12/4/15)
- PLEASE NOTE: The following charge did not result in a conviction 3/23/16 Misdemeanor Use/Possession of drug paraphernalia (Charge on 2/25/16)

First of all, I would like to say that I am an open book and am open to providing any additional documentation or information the Board needs to review my application. I am passionate about Massage Therapy and am hopeful to be granted a license to continue my journey towards a stable and meaningful career. At the time of my arrests, I was living a completely different life than I am today. I was homeless, directionless, and hanging out with the wrong crowd. I was doing drugs at the time, specifically methamphetamine, and regret that I made the decisions I made during this phase of my life. Since that time, I have become the mother of 2 wonderful children and have been focused on rehabilitating my life and doing everything I can to create a better life for them and myself. That journey started with Joining the Massage Therapy program at Northwest Career College in October 2018 as well as gaining full-time employment as a Front Desk Customer Service Representative at European Wax Center, where I am currently employed. I have not had any additional Issues with the law besides these two cases.

i am proud to say that I passed the MBLEx on my first try and graduated Northwest Career College with a 3.59 GPA. I have committed to my schooling and the practice of massage as much as I can. I have received 2 job offers upon graduation, 1 with a local day spa franchise, and 1 with a chiropractor. I appreciate the Board's continued consideration of my application and want to clarify any details about my past that might prevent me from being considered to be an upstanding member of the Massage community.

On December 4, 2015, I was hanging out with a group of friends at The Palms Hotel and Casino. My friends were checking out of a hotel room when we were all arrested. They were already being watched by the police for suspicious activity. I had offered to carry one of their bags for them as they were checking out of the room. The police searched me and found credit card information that my friends had collected illegally inside the bag I was carrying. They also found drugs on me (less than 2 grams methamphetamine) which I admitted were my own. The police charged me with 3 felony counts of credit card fraud, which the District Attorney dismissed upon trial, as well as 1 misdemeanor count of possession, which I was ultimately convicted of. The court ordered on 3/16/17 for me to complete the drug court program for 26 weeks, which included weekly random drug testing, weekly drug court counseling, monthly court status checks in front of a judge, and monthly fees for each appearance. I was doing very well with my weekly and monthly drug screenings from March 2017 to November 2017. I unfortunately relapsed in November 2017 after having my second child and was terminated from the drug court program 1 month before completion. As a result, I was required to complete a total of 6 months in county jail as a concurrent sentence with the second case on my record from February 2016. I was rewarded for good behavior and only had to serve 2 months in county jail with 1-month house arrest afterwards.

I knew that using drugs was the wrong thing to do at the time and that I was living the wrong life. I learned a hard lesson through this experience that you have to be careful with the types of people you hang out with and the influences you choose to prioritize. I know now that my role as a parent Is the most Important role I will play and that all things need to revolve around taking care of my kids.

On February 25, 2016, I was hanging out with my boyfriend at the time at a local Budget Sultes. My boyfriend was on house arrest and for some reason did not think that he would be checked up on if he left the area he was restricted to. His house arrest officer came to the room to check on him and found drug paraphernalia. I admitted to some of It being mine because I did not want my boyfriend to take all of the blame and should have kept my mouth shut rather than try to be a hero. I was tried in the city municipal court system for this arrest who determined that the case would be bundled in with the sentencing for the December 2015 arrest sentencing which was tried in the county justice court system. Ultimately, I was not charged for use/possession of drug paraphernalia as a result of this arrest, but the arrest was taken into consideration for the final disposition of my previous case which did result in the misdemeanor drug conviction.

Since my jail time, I have not been in any additional trouble and have remained focused on my goal of creating a more stable and meaningful life for me and my children. I have worked hard to become a massage therapist and am very excited about starting my new career if given the opportunity. I am confident that the life you are seeing on paper is not my life now. I hope to be able to convince you that I am a very different person and am someone worth taking a chance on.

Sincerely

Kendal Priestly



C5082421 J5082421-REPORT 2A

> JUSTICE COURT, LAS VEGAS TOWNSHIP CLARK COUNTY REGIONAL JUSTICE CENTER 200 LEWIS AVENUE LAS VEGAS, NEVADA 89101 COURT 128 DISPOSITION NOTICE AND JUDGMENT

CASE NUMBER - 15F18211X

STATE VS: PRIESTLY, KENDAL

ID #: 06003823

AKA: PRIESTLY, KENDAL

DR NUMBER: 1500053733

START DATE: 12/04/2015

ARRESTED BY: TOWNLEY, TIMOTHY A

ARREST Date 12/04/2015

SUBMITTED BY: NO SUBMITTING OFFICER

SUBMIT DATE: 12/04/2015

PROSECUTOR: BERNIE ZADROWSKI

DISPO DATE: 12/08/2017

001 CHARGE: 453.336.2A F POSS SCH I, II, III, IV C/S, (1ST/2ND)

DISPOSITION: ---GUILTY--- M POSS DRUG NOT FOR I-STATE COMMERCE

SENTENCED: 12/08/2C17

FINED: \$ 0

EXCUSED: \$ 0

DAYS 60 HRS CONS/CONC: NOT APPLIC

JAIL TIME: MOS CTS : MOS COMM SERV: DAYS

DAYS 000 HRS HRS

MIN

RESTITUTION: \$

O CONTRIBUTION: \$ 0 DRUG FEE: \$ 0

EDUCATION:

CITATION: NONE

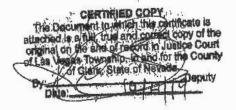
PCN: 0025596126 SEQ: 004

NSBMT

OCT 0 9 2019

RECEIVED

OF THE PEACE - DEPT. 05



Justice Court, Las Vegas Township Clark County, Nevada

Department: 05

Court Minutes



15F18211X

State of Nevada vs. PRIESTLY, KENDAL

Result: Matter Heard

12/8/2017 7:30:00 AM Drug Court Status Check (In Custody)

(XII Charon

PARTIES PRESENT:

State Of Nevada

Attorney

Attorney

. Defendant Zadrowski, Bernie

Kozal, Marcus K. Levy, Monti J.

PRIESTLY, KENDAL

Judge:

Cruz, Cynthia

Court Reporter:

Cangemi, Robert

Court Clerk:

Baker, Jennifer

PROCEEDINGS

Events:

Motion

by Defense for Reinstatement into the Justice Court Drug Court Program - Defense counsel argues in favor of said motion - Defendant admits to relapse and makes a statement in support of reinstatement - Opposition by State - Motion Denied

Defendant Terminated from Drug Court

All Requirements Vacated

Bail Stands - Cash or Surety

Counts: 001 - \$0.00/\$0,00 Total Ball

Judgment Entered

Case Closed - Court Order

Plea/Disp:

001: Poss drug not for i-state commerce [51366]

Amended Disposition - Court Ordered: Guilty of Lesser Offense

Amended Sentence - Court Ordered; Misdemeanor Sentence

Sentence To CCDC:

Remand Term: 0 Months 60 Days

CTS: 0 Spedfic Days

Scenario: Total CTS, This Case, All Lodgings

NSBMT
OCT 0 9 2019
RECEIVED

CERTIFIED COPY
The Document to which this certificate is attached is a full true and correct copy of the linat of file and to receive to Justice County was weak township in and for the County of Garry, State of Revisia.

Deputy

Case 15F18211X Prepared By bakerj 12/8/2017 12:50 PM

Las Vegas Justice Court: Department 05

LV3C_RW_CrimInal_MinuteOrderByEventCode

Daté Printed: October 07, 2019



Las Vegas Municipal Court Regional Justice Center 200 Lewis Avenue P.O. Box 3920 Las Vegas, Nevada 89127 38-COURT (702-382-6878)



THE CITY OF LAS VEGAS,

Plaintiff,

vs.

PRIESTLY, KENDAL

Defendant

)

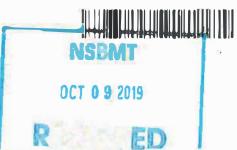
Violation Code: 9527
Violation Description: UNLAWFUL USE/POSSESSION OF DRUG PAF
Violation Date: 2/25/2016
Cusclvo.: C1150681A
History No.: 100221201
Amended Code:
Amended Description:

TT	\mathbf{m}	MI	יידעותי	
.11	IIJLT	INIL	91N L	

Complaint: 3	3/23/2016 Disposition: GUILTY	Finding:	Disposition Date:	12/21/2017
Date	Proceedings	Purpose	Court Date/Time	Dept
2/25/2016	Arrest/Case Created			
2/25/2016	Allocated to Department: 6			
2/25/2016	Bail Due: \$640			
2/25/2016	Initial Court Date	PC	2/26/16 12:00 pm	6
2/25/2016	Continued	PC	2/25/16 3:00 pm	6
2/25/2016	Continued	PC	2/26/16 12:00 pm	6
2/25/2016	Continued	AR	3/28/16 1:00 pm	6
2/25/2016	Paid \$640 (16-LEST-5-000121)			
2/25/2016	Bail Paid \$640 (3rd Party) WANG, ROBERT			
3/23/2016	Complaint Filed 3/23/2016 2:00 PM			
3/28/2016	Private Attorney LEVY, MONTI Bar# 8158			
3/28/2016	Plea: NOT GUILTY			
3/28/2016	Continued	PT	4/19/16 1:35 pm	6
4/19/2016	Continued	PT	5/12/16 1:35 pm	6
5/12/2016	Continued	PT	6/1/16 1:45 pm	6
5/12/2016	Tape Start 1: 5/12/2016 10:31 AM			
6/1/2016	Withdraw Plea of: NOT GUILTY			C#
6/1/2016	Plea: SUBMIT			
6/1/2016	Suspend Sentence for 9m			
6/1/2016	Sentence: Suspend JAIL 180 days			
6/1/2016	Sentence: Stay Out of Trouble due 1			
6/1/2016	Sentence: RDT ALL PHASES due 14			
6/1/2016	Continued	SC	3/1/17 8:00 am	6
6/1/2016	Tape Start 1: 6/1/2016 2:03 PM			
8/18/2016	Continued	WI	8/25/16 8:00 am	6
8/25/2016	Continued	SC	3/1/17 8:00am	6
8/25/2016	Tape Start 1: 8/25/2016 8:56 AM			
11/10/2016	Continued	WI	11/21/16 8:00 am	6
11/21/2016	Continued	SC	3/1/17 8:00 am	6
11/21/2016	Tape Start 1: 11/21/2016 8:39 AM			92
3/1/2017	Dispersed from Department (Override): 6			



Las Vegas Municipal Court Regional Justice Center 200 Lewis Avenue P.O. Box 3920 Las Vegas, Nevada 89127 38-COURT (702-382-6878)



THE CITY OF LAS VEGAS,

) Violation Code: 9527) Violation

	THE IT IS	
TOTAL STATE OF		
Description: UNLA	A.WFUL	

USE/POSSISSION OF DRUG 2/2012016 Plaintiff, Case No.: C1150681A VS. History No.: 100221201 Amended Code: PRIESTLY, KENDAL Amended Description: Defendant **JUDGMENT**

Complaint:	3/23/2016 Disposition: GUILTY	Finding:	Disposition Date	: 12/21/2017
Date	Proceedings	Purpose	Court Date/Time	Dept
3/1/2017	Allocated to Department: 5			6
3/1/2017	Continued	SC	3/1/17 9:00 am	5
3/1/2017	Case Edit: Bail Changed To: \$5140			
3/1/2017	Sentence: Evaluation (Drug/Alcohol) due 1			
3/1/2017	Transport			
3/1/2017	Remanded			
3/1/2017	Continued	SC	3/2/17 10:05 am	5
3/1/2017	Case Edit: Bail Changed To: \$5140			
3/1/2017	Tape Start 1: 3/1/2017 10:07 AM			
3/2/2017	Continued	SC	3/16/17 10:00 am	5
3/6/2017	Continued	SC	3/16/17 10:05 am	5
3/7/2017	Correction: OR/Releasde 3/7/17 at2pm to LVMC Metransport to RJC Kim LaFasto	arshal		
3/7/2017	Release reason: OR			
3/7/2017	Released to: Municipal Court Marshal			
3/7/2017	Transport Removed			
3/7/2017	Continued	SC	3/16/17 10:00 am	5
3/7/2017	Correction Sentence: House Arrest due 60			
3/7/2017	Correction Sentence: HA GPS due 60			
3/7/2017	Released			
3/16/2017	Sentence: House Arrest vacated 60			
3/16/2017	Reason vacated: vacate			
3/16/2017	Sentence: HA GPS vacated 60			
3/16/2017	Reason vacated: vacate			
3/16/2017	Correction Sentence: Drug Court due 1			
3/16/2017	Continued	SC	6/19/17 9:00 am	5
3/16/2017	Tape Start 1: 3/16/2017 9:07 AM			
6/19/2017	Continued	SC	3/19/18 9:00 am	5
6/19/2017	Tape Start 1: 6/19/2017 9:08 AM			
12/11/2017	Motion to Place on Calendar Submitted by Attorney	LE V Y,		

MONTI Bar# 8158



Las Vegas Municipal Court
Regional Justice Center
200 Lewis Avenue P.O. Box 3920
Las Vegas, Nevada 89127
38-COURT (702-382-6878)



Violation Code: 9527 THE CITY OF LAS VEGAS, Violation Description: UNLAWFUL USE/POSSESSION OF DRUG PAF Violation Date: 2/25/2016 Plaintiff, C1150681A Case No.: VS. History No.: 100221201 Amended Code: PRIESTLY, KENDAL Amended Description: Defendant **JUDGMENT**

Complaint: 3	3/23/2016 Disposition: GUILTY	Finding:	Disposition Date:	12/21/2017
Date	Proceedings	Purpose	Court Date/Time	Dept
2/11/2017	Multiple Calendared Event Set	М	12/21/17 9:30 am	5
12/21/2017	Motion: Place on Calendar Granted			
12/21/2017	Sentence: EVAL FEE vacated \$100			
12/21/2017	Reason vacated: conviction stands			
12/21/2017	Sentence: Evaluation (Drug/Alcohol) vacated 1			
12/21/2017	Reason vacated: conviction stands			
12/21/2017	Sentence: EVAL, vacated 1			
12/21/2017	Reason vacated: conviction stands			
12/21/2017	Sentence: RDT ALL PHASES vacated 14			
12/21/2017	Reason vacated: conviction stands			
12/21/2017	Sentence: Stay Out of Trouble vacated 1			
12/21/2017	Reason vacated: conviction stands			
12/21/2017	Sentence: Drug Court vacated 1			
12/21/2017	Reason vacated: conviction stands			
12/21/2017	Finding: GUILTY			
12/21/2017	Modified Sentence			
12/21/2017	Sentence: Fine due \$500			
12/21/2017	Sentence: Specialty Court Program Assess due \$7			
12/21/2017	Sentence: Construction Assessment due \$10			
12/21/2017	Sentence: Administrative Assessment due \$120	#6		
12/21/2017	Sentence: Genetic Marker Testing AA due \$3			
12/21/2017	Sentence: House Arrest due 60	e.		
12/21/2017	Bail Applied: \$640 (IR17-043231)			
12/21/2017	Case Closed			
12/21/2017	Tape Start 1: 12/21/20179:46 AM			

I HEREBY CERTIFY that this is a full, true and correct copy of the made and entered

on the above entitled action.

MUNICIPAL COURT CLERK



Nevada State Board of Massage Therapy

1755 E. Plumb Lane Suite 252 Reno, NV 89502 Reno Phone (775) 687-9955 Fax (775) 786-4264

Email: nvmassagebd@state.nv.u8
Website: http://massagetherapy.nv.gov

December 6, 2019

Kendal L. Prlestly

Re: Notice

Notice of meeting of the Nevada State Board of Massage Therapy to consider your character, alleged misconduct, competence, or physical or mental health.

Dear Ms. Priestly:

In connection with your Application Review, the Nevada State Board of Massage Therapy (Board) may consider your character, alleged misconduct, competence or physical or mental health at its meeting on January 8, 2020. The meeting will begin at 9:00 a.m. in the following locations:

Las Vegas Location
Grant Sawyer Building
555 E. Washington Ave, Suite 4412
Las Vegas, NV 89101

or

Carson City Location
Legislative Counsel Bureau
401 S. Carson Street, Room 2135
Carson City, NV 89701

Please bring a valid form of photo identification to the meeting. You may attend at either location. The meeting is a public meeting. You are not required to attend; however, attendance is recommended. Pursuant to NAC 640C.070 your completed investigation results may be discussed. You may choose to have an attorney or other representative of your choosing present during the meeting, present written evidence, provide testimony, present witnesses relating to your character, alleged misconduct, professional competence, or physical or mental health. Please be aware you are one of many agenda items, and the Board may take items out of order. The meeting may last until 4:30 p.m.

If the Board determines it necessary, after considering your character, alleged misconduct, professional competence, or physical or mental health whether in a closed meeting or open meeting, it may take administrative action against you at this meeting. This informational statement is in lieu of any notice that may be required pursuant to NRS 241.034. This notice is provided to you under NRS 241.033.

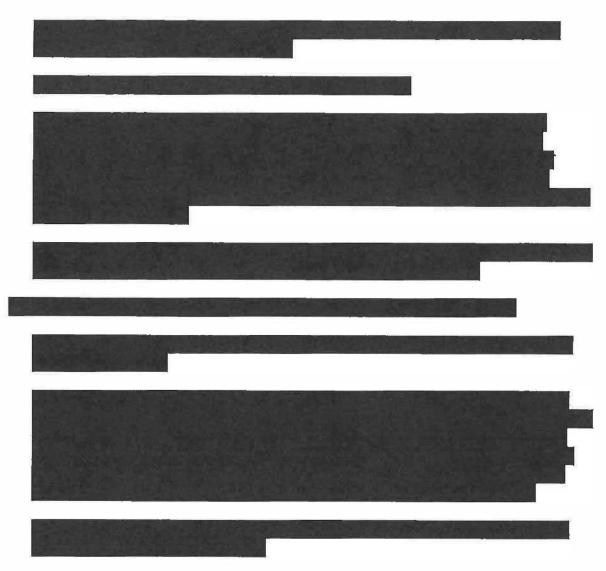
In the event you need an interpreter, please provide one at your own expense.

If you have any questions, please feel free to contact the office at (775) 687-9955.

Kreal

Executive Director

COPY



c. Review Application of Kendal Priestly. (For Discussion and Possible Action)

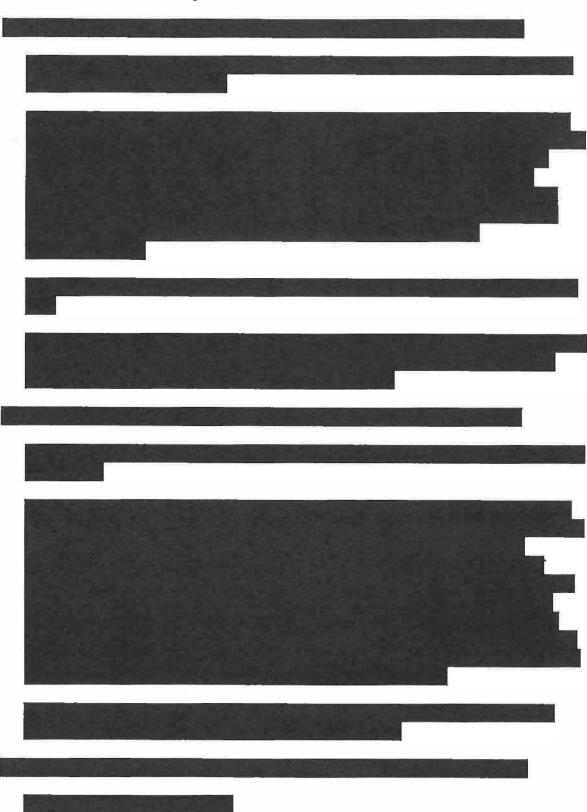
Kendal Priestly was present.

Teresa Lopez recused as Kendal Priestly was one of her students.

Executive Director, Sandy Anderson - Ms. Priestly's massage application is before you today due to potential criminal history that could not be approved administratively. Ms. Priestly was arrested on December 4, 2015 and February 25, 2016 by Las Vegas Metropolitan Police Department. Ms. Priestly is requesting to be granted a license under NRS 640C.400 or 420 and is before you today for review under NRS 640C.700. Staff's recommendation is to approve a license with no restrictions.

April Whiting motioned to grant a two (2) year probationary license, must report all contact with law enforcement within forty-eight (48) hours, background annually at Ms. Priestley's expense, random drug testing at Ms. Priestley's expense, notify the Board of any change of address within 15 days, refrain from providing outcall services

and notify the Board of any changes in her employment, seconded by Deirdre Strunk. Motion carries. Teresa Lopez recused.



BEFORE THE NEVADA STATE BOARD OF MASSAGE THERAPY

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In the Matter of:

ORDER FOR PROBATION

4

Kendal L. Priestly, Licensed Massage Therapist License No. NVMT.10263

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IT APPEARING on January 8, 2020, Kendal L. Priestly ("Priestly") appeared before the Nevada Board of Massage Therapy ("Board") for an application review.

The Board granted Priestly a license to practice massage therapy and immediately placed Priestly's license on probation for a period of two (2) years.

ORDER

IT IS HEREBY ORDERED:

- 1. Priestly will attend probation orientation.
- 2. Priestly shall submit to a background check within one year of the date of this Order and within two years of the date of this Order at Priestly's expense.
- 3. Priestly must refrain from providing outcall services.
- 4. Priestly must report all contact with law enforcement personnel within forty-eight (48) hours after such contact occurs.
- 5. Priestly must notify the Board of any changes in her employment within 15 days.
- 6. Priestly must provide any changes in address or phone number to the Board office within 15 days.
- 7. Priestly is to submit to random drug test at Priestly's expense.
- 8. Priestly must cooperate fully with the Board staff to administrate terms of her probation.
- 9. This order shall not be construed as excluding or reducing any criminal or civil penalties or sanction or other remedies that may be applicable under federal, state or local laws.
- 10. Priestly's license shall be marked "Restricted" throughout the probationary period.
- 11. Priestly shall meet with the Board or its representatives upon request and shall cooperate with representatives of the Board in her supervision and investigation of Priestly's compliance with the terms and conditions of this Order.



- 12. This Order will become part of Priestly's permanent record, will become public information, will be published with the list of disciplinary actions the Board has taken, and may be reported to any national repository which records disciplinary action taken against licensees or holders of certificates or any agency or another state, which regulates the practice of massage therapy. The Board may use the Order in any subsequent hearings.
- 13. Priestly acknowledges that if she violates one or more of the terms of this Order, the Board may revoke or invoke other appropriate discipline against her license to practice massage therapy; subject only to the requirement that the Board shall, prior to such disciplinary action, conduct a hearing in accordance with Chapters 233B, 622A, and 640C of the Nevada Revised Statutes for the limited purpose of establishing that there has, in fact, been a violation of the requirements of this Order. In the event that a violation of this Order is alleged, Priestly agrees to surrender her license to the Executive Director, if so requested, and refrain from practicing as a massage therapist until an entry of a final order of the Board or a court of competent jurisdiction, whichever last occurs, regarding the potential violation. Priestly agrees to waive her right to appeal the substantive legal basis of the disciplinary action. In the event an alleged violation of this Order is taken to hearing and the facts which constitute the violation are determined to be not proven, no disciplinary action shall be taken by the Board.
- 14. In the event other misconduct is reported to the Board, this Order may be used as evidence against Priestly to establish a pattern of behavior and for the purpose of proving additional acts of misconduct.
- 15. Nevada State Board of Massage Therapy retains jurisdiction in this case until all conditions have been met to the satisfaction of the Board.

NEVADA STATE BOARD OF MASSAGE THERAPY

	Sandra Anderson
Board Chair	Executive rector
Date 121/20	Date





January 17, 2020

Nevada State Board of Massage Therapy

1755 E. Plumb Lane Suite 252 Reno, NV 89502 Reno Phone (775) 687-9955 Fax (775) 786-4264

Email: nvmassagebd@state.nv.us
Website: http://massagetherapy.nv.gov

Kendal L. Priestly 7512 Bavaria St. Apt 101 Las Vegas, N V 89128

Re: Probation Agreement, January 8, 2020 Board Meeting

Ms. Priestly:

After a review of your application by the Nevada State Board of Massage Therapy (Board), the Board approved a probationary license for two (2) years with the following conditions:

- 1. Priestly will attend probation orientation.
- 2. Priestly shall submit to a background check within one year of the date of this Order and within two years of the date of this Order at Priestly's expense.
- 3. Priestly must refrain from providing outcall services.
- 4. Priestly must report all contact with law enforcement personnel within forty-eight (48) hours after such contact occurs.
- 5. Priestly must notify the Board of any changes in her employment within 15 days.
- 6. Priestly must provide any changes in address or phone number to the Board office within 15 days.
- 7. Priestly is to submit to random drug test at Priestly's expense.
- 8. Priestly must cooperate fully with the Board staff to administrate terms of her probation.

Your Probation Orientation has been scheduled for 10:00 a.m. (PSDT) Friday, January 24, 2020 at 1621 E. Flamingo Rd. Ste 16A, Las Vegas, NV 89119.

If you have any questions, please contact Tereza Van Horn at (775) 687-9953.

Du, 701

Sincerely,

Sandra Anderson
Executive Director

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Nevada State Board of Massage Therapy 1755 E. Plumb Lane Suite 252

1755 E. Plumb Lane Suite 252 Reno, NV 89502 Reno Phone (775) 687-9955 Fax (775) 786-4264

Email: nvmassagebd@state.nv.us
Website: http://massagetherapy.nv.gov

I,—have attended Orientation on	
responsibilities with the Terms and Condit Nevada State Board of Massage Therapy the full compliance of this agreement.	, ,
K. Park	Mame of Witness
Name 4 70	1-2-9-20

NSBMT

JAN 27 2020

RECEIVED

Tereza Van Horn

From:

Kendal P. <kendal.priestly@gmail.com>

Sent:

Monday, July 20, 2020 5:11 PM

To:

Nevada Board of Massage Therapists

Subject:

Probationary license appeal request

Hello, I was recently granted a 2year probationary license on 1/8/2020. The restricted license doesn't allow me to provide out call or work for myself.

The Clark County School District just released a completely online/home school reopening plan for the 2020 school year. I have a child in elementary school and am a single parent household.

Is there anyway I can appeal this restriction on my license?

Thank you Kendal Priestly 702-945-8602

Tereza Van Horn

From:

Kendal P. <kendal.priestly@gmail.com>

Sent:

Wednesday, July 22, 2020 1:03 PM

To:

Nevada Board of Massage Therapists

Sub ject:

Re: Probationary license appeal request

Yes I'm not requesting for the probationary decision to change I would just ask to remove the one stipulation that doesn't allow me to work for myself. The school district closing the schools leaves me with a 2nd grader who now has no where to go while I am at work and I'll have to take a significant reduction in hours and income because of it.

So, if I could please be put on the agenda for the November meeting and if possible be notified of any sooner meetings that have openings.

Thank you Kendal Priestly

On Jul 22, 2020, at 10:02 AM, Nevada Board of Massage Therapists <nvmassagebd@lmt.nv.gov> wrote:

Ms. Priestly,

You cannot appeal the original decision; however, you can ask for probation review. This review would give you an opportunity to have the Board review the circumstances and your current probation terms.

However; our next available meeting is November 4, 2020. Our meeting scheduled for August is not an available option.

Due to COVID-19 we are having more meetings than scheduled due to hearings and other circumstances. We may have a unscheduled one that we could add you too, however, we do not know at this time, when that will be. Once we do know, you could be notified and decide if that works for your schedule.

Please advise.

Sincerely,
Tereza
Nevada State Board Of Massage Therapy
(775) 687-9955 (office)
(775) 786-4264 (fax)
www.massagetherapy.nv.gov

----Original Message----

From: Kendal P. <kendal.prlestly@gmail.com>

Sent: Monday, July 20, 2020 5:11 PM

To: Nevada Board of Massage Therapists <nvmassagebd@lmt.nv.gov>

Subject: Probationary license appeal request

Hello, I was recently granted a 2year probationary license on 1/8/2020. The restricted license doesn't allow me to provide out call or work for myself.

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Is there anyway I can appeal this restriction on my license?

Thank you Kendal Priestly 702-945-8602



10. Review of Probation for Kendal L. Priestly – NVMT #10263. (For Discussion and Possible Action)

Kendal Priestly was present. Teresa Lopez recused based on her relationship with the licensee stating that Ms. Priestly had been one of her students.

Ms. Priestly requested removal of the outcall restriction from her probationary restrictions. After discussion Ms. Priestly was advised to return to the Board with information regarding the state and local licensing required to practice outcall and a simple business plan. Ms. Priestly's Review of Probation will be added to a future agenda.

Simple Business Plan

Business Overview:

My business will be a sole proprietorship under my name. I will offer mobile massage therapy services to clients at their homes. I will operate it from a home-based office but I will be able to provide services to clients in the city of Las Vegas, North Las Vegas, and also Clark County. I will carry insurance coverage for my business through the AMTA.

Operations:

My business hours will be flexible to the schedule of the clients. Clients will be able to book in advanced or the same day depending on my availability. I will travel in my own vehicle to the client's location. I will provide all necessary supplies (massage table, linens, and lotions/oils) for the service. Clients may book 60 min, 90 min, or 120 min massage session times

60 min......\$60 90 min.....\$90 120 min.....\$120

Marketing:

In the early stages, my advertising will primarily come from word of mouth and my clients will predominantly consist of family and friends. Clients will be able to find more information on my services through websites like massage book or social media platforms. Once I've established my business, I will begin using a third party company like soothe or zeel to further market/offer my services.

Business Goals:

This will start off as a side venture that I can use to make extra income on top of my current employment. I want to keep my expectations modest, since this is my first time starting a business but if I can make even \$300 extra a month it would go a long way into helping my family live more comfortably. My long-term goal is to be able to build upon this business and expand it. In 3 years, I envision adding an on-site location for my massage services by renting my own massage room at a local spa or salon.

Start up:

The necessary licenses needed for my business include the Nevada State License, City of Las Vegas License, Clark County License, and the City of North Las Vegas License. I've contacted each jurisdiction and totaled the estimated costs for all required licenses to be an estimated \$575-\$675 in fees. Through a family funded loan, I will be able to cover that cost initially. I can re-pay that loan through a savings plan in about 6 weeks by saving my cash tips from my current employment.

Business Licensing Fee's

Nevada Massage Therapy License

\$480

Nevada State License fee

\$200

City of Las Vegas fee

\$150 + \$50 (home-based business fee)

City of North Las Vegas fee

\$100 fixed fee (annually) + \$30 (processing fee)

Clark County License fee

\$45 + (% annual revenue fee)

Total fee estimated cost

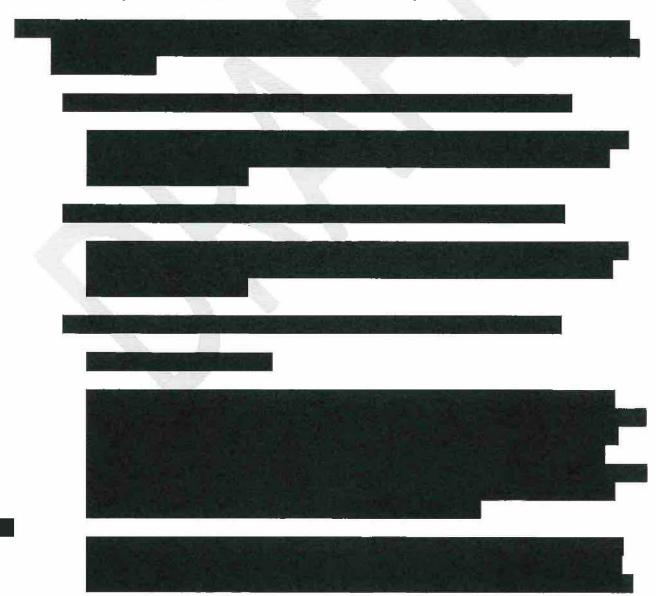
\$1,055-1,155



15. Reconsideration of probation Kendal Priestly NVMT #10263. (For Discussion and Possible Action)

Kendal Priestly was present and provided a document for the Board's review including licensing costs and a plan for the operation of her own business.

Richard Fields motioned to lift the restriction prohibiting outcall from her probation, seconded by Deirdre Strunk. Motion carried unanimously.





Nevada State Loard of Massage Therapy

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Email: nvmassagebd@state.nv.us
Website: http://massagetherapy.nv.gov

August 20, 2020

Kendal L. Priestly 7512 Bavaria St. Apt 101 Las Vegas, NV 89128

Re: Probation Appeal

Ms. Priestly,

Your probation appeal was presented before the Board on August 19, 2020. The Board motioned to remove the restriction "no outcall" of your probation terms.

Effective August 19, 2020, you may perform outcall. Please keep a copy of this letter with your original probation documents as a reference.

If you have questions, please feel free to email us at nvmassagebd@lmt.nv.gov

Sincerely,

Tereza Van Horn Executive Assistant

NSBMT

COPY



Nevada State oard of Massage Therapy
1755 E. Plumb Lane Suite 252

Reno, NV 89502 Phone (775) 687-9955 Fax (775) 786-4264

Email: nvmassagebd@state.nv.us
Website: http://massagetherapy.nv.gov

September 9, 2020

Kendal L. Priestly 7512 Bavaria St. Apt 101 Las Vegas, NV 89128

Re: Radom Drug Test

Dear Ms. Priestly:

As part of your probation requirements, the Board ordered you to complete a random drug test upon request. You must complete this test within 24 hours of signing for these documents. Take the enclosed order form to any Quest laboratory locations to complete the test. Failure to complete this test within the 24 hours will result in a probation violation.

If you have any questions regarding this letter please email us at nvmassagebd@lmt.nv.gov.

Sincerely,

Tereza ₩an Horn Executive Assistant

