

# NEVADA STATE BOARD OF MASSAGE THERAPY

## AGENDA ACTION SHEET

**TITLE:** Application Review (Criminal History)

**MEETING DATE:** March 31, 2021

**APPLICANT:** Lianyan Kelly

**REVIEW UNDER:** NRS 640C.700

### BACKGROUND INFORMATION:

Ms. Kelly's massage application is before you today due to potential criminal history that could not be approved administratively. Ms. Kelly was arrested or cited (e-ticket) for Prostitution June 16, 2017 by Renton Special Enforcement Team. The Renton Special Enforcement Team conducted an investigation into a rubmaps.com advertisement regarding Celebrity Spa. Ms. Kelly was before the Board on June 10, 2020 and her application was denied. Her Attorney Lyn Beggs requested a reconsider on October 16, 2020. The Board approved to reconsider the application on January 20, 2021. Ms. Kelly is requesting to be granted a license under NRS 640C.580 or 420 and is before you today for review under NRS 640C.700. Staff's recommendation is to deny this application based on NRS.640C.700(2)(3)(4)(6) and (9).

### ACTION:

☐ Approved

☐ Probation

☐ Denied – NRS 640C. \_\_\_\_\_

☐ Tabled

### PROBATION CONDITIONS: Per NRS 640C.710 Options for Respondent:

<input type="checkbox"/> A. Report all contact with law enforcement personnel within 48 hours after such contact occurs.	<input type="checkbox"/> B. Refrain from providing outcall services.
<input type="checkbox"/> C. Submit employment offers to the staff of the Board for review and approval.	<input type="checkbox"/> D. Submit to a random drug test at respondent's expense.
<input type="checkbox"/> E. Complete an ethics course within 90 calendar days of licensure.	<input type="checkbox"/> F. Submit to the Board a complete set of Fingerprints bi-annually/annually at licensee's expense.
<input type="checkbox"/> G. Take any other action that the Board deems appropriate -	

### Required for Respondent:

Cooperate fully with Board staff to administrate term of probation.	Responsible for all administrative fees incurred by the Board as a result of their probation compliance
Attend Probation Orientation	Comply with all laws governing massage therapy
Notify any change in address, phone number, establishment or employment to the Board office within 10 calendar days per NAC.640C.085(3)	Take any combination of the actions set forth in paragraphs (a) through (g), inclusive.

Board Meeting Application review:

Summary of Lianyan Kelly arrests/charges:

*06/16/2017 – Ms. Kelly was arrested or cited by Renton Special Enforcement Team for one count of prostitution. According to documents received by Renton PD, an investigation was conducted on April 7, 2017 on rubmaps.com. Celebrity Spa at 20 SW 7<sup>th</sup> St. Ste G. Celebrity Spa had four out of five reviews in the previous six months which stated an employee of celebrity spa provided sexual service, in these instances manual stimulation of the penis, commonly referred to as a "hand job" for an additional fee.*

*On 4/12/2017 – an undercover officer entered Celebrity Spa at the aforementioned address. In the large window adjacent to the entry door was an illuminated neon sign which read, "open." Additionally, above the signage "Celebrity Spa" on the building was another sign reading "massage 347-885-xxxx." Undercover obtained a half an hour massage from an Asian female who identified herself as Andrea. Undercover did not observe a massage practitioner license for Andrea conspicuously or otherwise displayed inside the business.*

*Prior to the massage, he paid Andrea \$40.00 from the undercover funds. Cash was previously photographed, and the serial numbers recorded. He also confirmed, based on her age, Andrea was not the listed owner of the business.*

*Andrea instructed undercover to take off his clothing; he did so and positioned himself stomach down on the massage table. He left his boxers on. Andrea massage undercovers upper back and then slid her hands underneath his boxers touching his buttocks. Undercover asked her if she wanted him to remove his boxers. She states, "only if you want to" to which he responded, "if you want to you can do it." Andrea continued the massage but again slid her hands underneath his boxers touching his buttocks. She then walked to the foot of the table and removed undercovers boxers leaving him naked. She then massaged his buttocks for several minutes and then grazed his testicles with her hands several times.*

*She then asked undercover to turn over and continued to massage his chest while he lay there naked. After a few minutes, undercover grabbed a small towel to cover his genitals. Andrea pointed to the undercover's jeans, which were draped on a chair and gestured for money. He asked her how much and made the common gesture for "hand job." Andrea replied by telling him not to talk and then holding up six fingers and then made a zero with her fingers indicating \$60.00. He told her he needed to get cash but would come back later.*

*She promptly finished the massage and the undercover left after assuring her he would be back with \$100.00 to which she responded with a change of demeanor and gave him a hug.*

*Undercover provided a written statement, which was submitted into evidence and available to the prosecutor and/or defense upon request.*

*Based on undercovers account, I completed a warrant to search the business known as Celebrity Spa for evidence of the violation of Prostitution.*

*On 4/13/2017 – A warrant was served at Celebrity Spa. Officers knocked and announced the presence of police and our intention to serve the warrant. We also directed all occupants of the building to come outside. After three loud and clear announcements, we started our search of the business. As we*

*proceeded down the hall, a young Asian female exited from a room and was detained without incident. She was later identified with her Chinese passport and us Permanent resident card as xxxxxx Li. Inside the room which Li emerged was an Asian male, lying face down, naked on a massage table. He was barely covered by a small towel. He was identified as Alex XX with his WADL. Alex was allowed to dress and detained without incident.*

*We continued to announce our presence as we walked down the hall. In the next room, another Asian female waked out of the room and into the hallway. Undercover officer positively identified her as "Andrea" from whom he received an offer and agreement for sexual contact for money the previous day. "Andrea" was later positively identified from her WADL as Lianyan Kelly. She was detained without incident. In the room from which Kelly emerged was a white male, lying naked face down on the massage table. He was partially covered with a small towel over his buttocks. He was later positively identified via his WADL as Jay XXXXXX.*

*There was no one else located inside the business. In the front room a Renton Business License and a State of Washington Business license were prominently displayed. In the rear breakroom officers located identification for both Li and Kelly. A total of \$1,550.00 of US currency was in Li and Kelly's purses. A ledger was also located which appeared to tally how much each made per day. Inside Kelly's purse a Massage Practitioners license (MA 60705117) was located.*

*Written statements were obtained from both Jay and Alex. Both admitted, albeit reluctantly, they were there to obtain manual stimulation of the penis, thou had not obtained such at the time of the warrant service.*

*Kelly has worked for Celebrity Spa for two weeks. She received 50% of the massage fee plus tips because she has a massage license. She gives Li the spa proceeds at the end of the day and Li gives them to the owner. Kelly did not know the owner's name but refers to her as "little Dragon." She obtained the job from an online Chinese advertisement.*

*As Celebrity Spa was not operating in compliance with Renton Municipal Code or the Revised Code of Washington, both Li and Kelly were advised, if they continued working there, they would be subject to arrest. Li was provided a warning for providing massage without a license.*

*Ms. Kelly was cited via complaint with reference 7Z0619984 for prostitution. Ms. Kelly did commit prostitution by offering or agree to sexual conduct, manual stimulation of the penis, for a fee, of \$60.00.*

*Prepared by Tereza Van Horn, Executive Assistant*



# Nevada State Board of Massage Therapy

1755 E. Plumb Lane, Suite 252, Reno, NEVADA

Application: License Application  
Application Number: OL191014015920

Fee: \$30.00

## APPLICATION INSTRUCTIONS

Please read the following instructions carefully before completing the application. Incomplete applications will cause delays in processing your application. If you have any questions about completing this application, visit our website listed above and click the FAQs tab.

1. Did you complete/graduate from a program of Massage Therapy with at least 550 hours? : ☒ Yes ☐ No
2. Did you take and pass the National Exam (NESL, NCETM, NCETMB, MBLEX, IASI, ITEC, ARCB, IIR and NCBTMB-R)? : ☒ Yes ☐ No

## Section 1 : Personal Information

- Include 1 current passport quality photo - No emailed photos or faxes will be accepted
- No larger than 2" x 2", front view of FACE - no profile
- Must be taken against a solid white background
- We will **NOT ACCEPT** the photo if you are wearing a hat, sunglasses, or anything obstructing any portion of your face.

Application Type : ☒ Massage Therapist ☐ Structural Integration ☐ Reflexology

Applicant Name

Last Name : KELLY  
First Name : LIANYAN  
Middle Name :



List all legal names previously or currently being used by you :

Other Name

21A

Mailing address :

Street:

City:

State :

Zip :

Residence address (if different than the mailing address) : ☐ Same as mailing address

Street :

City :

State :

Zip :

Social Security Number :

Place of Birth :

Date of Birth :

Gender : ☐ Male ☒ Female

Home/Cell Phone :

Indicate the appropriate selection; which address you would prefer to be public knowledge.

☒ Home ☐ Mailing ☐ Business

Do you want to be excluded from the public mailing list? (Select one - you will still receive Board notifications)

☐ Yes ☒ No

## Section 2 : Child Support Information (Pursuant to NRS 640C.430)

Mark the appropriate response (failure to mark one of the three will result in denial of your application):

- ☒ I am NOT SUBJECT to a court order for the support of a child.
- ☐ I am SUBJECT to a court order for the support of one or more children and am in compliance with the order or am in compliance with a plan approved by the district attorney or other public agency enforcing the order for the repayment of the amount pursuant to the order.
- ☐ I am SUBJECT to a court order for the support of one or more children and am NOT in compliance with the order or am NOT in compliance with a plan approved by the district attorney or other public agency enforcing the order for the repayment of the amount pursuant to the order.

## Section 3 : Previous Licensure Information

### Previous Licensure :

List all jurisdictions/states in which you have ever been licensed as a Massage Therapist, Reflexology or Structural Integrationist.

- ☐ Check here if you have never been licensed in any state jurisdiction.

Jurisdiction/ State	License Number	Year Issued	Expiration Date
WA	Ma60705117	2016	12/27/2020

## Section 4 : Training and Education

### Training :

Contact registrar of your school/(s) and request to have official transcripts mailed directly to the Nevada State Board of Massage Therapy.

Diploma may be provided by school or applicant.

Name of School	City/State	Years from and to	Hours Completed
Ananda massage school	Renton	2016 - 2016	510
EUROPEAN MASSAGE THERAPY SCHOOL	LAS VEGAS	2019 - 2019	610

### Transcript(s)

Document Name	User Defined Document Name	Document Link
191014015920-115626-Transcript.pdf	EUROPEAN-TRANSCP	<a href="#">Document Detail</a>

## Section 5 : National Exam

Exam Taken	Where Taken	Date Taken
MBLEX	Renton Washington	09/22/2016

National Exam Status: Pass

Date Received : 10/21/2019

Score Report Received ☒

Document Name	User Defined Document Name	Document Status
191014015920-115594-ScoreReportCard.pdf	MBLEX	Pass

## Section 6: Application Screening Questions

Please review the information you provided on this page carefully before submitting. Once saved and submitted, this cannot be changed.

1. Have you ever had any disciplinary proceedings instituted against you relating to your license to practice massage, reflexology or structural integration?

☐ Yes ☒ No

If yes, add the disciplinary actions below.

No record found.

2. Are you currently a party to any pending litigation related to the practice of massage therapy, reflexology or structural integration? If yes, please indicate whether you are a plaintiff or defendant and describe the nature of the litigation.

☐ Yes ☒ No

3. Are you currently or have you ever been required to register as a Sex Offender? (Tier I, II or III)

☐ Yes ☒ No

If Yes, please explain in below textbox:

4. Have you been accused of, arrested for, engaged in or solicited sexual activity during the course of practicing massage, reflexology, or structural integration on a person, with or without the consent of the person, including, without limitation, if you were an applicant or holder of a license:

- (a) Made sexual advances toward the person;
- (b) Requested sexual favors from the person; or
- (c) Massaged, touched or applied any instrument to the breasts of the person, unless the person had signed a written consent form provided by the Board;

☒ Yes ☐ No

If yes, fill in the following with complete and accurate information for each accusation or arrest:

Date of Charge	Law Enforcement Agency Detail	Charge	Disposition
06/16/2017	Renton municipal court	Prostitution	Dismissed

## Fingerprint Background Waiver

### NOTICE OF NONCRIMINAL JUSTICE APPLICANT'S RIGHTS

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 or 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 Bureau upon request. If you decide to challenge the accuracy or completeness of your 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, Criminal 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 standard established 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 Bureau 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, detentions, 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, its 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.

**Last Name :** KELLY

**First Name :** LIANYAN

**Middle Name :**

**Street:**

**City:**

**State:**

**Zip:**

**Date:** 10/28/2019

**Submitting Agency :** Nevada State Board of Massage Therapy

**Address:** 1755 E. Plumb Ln. Suite 252,  
Reno, NV 89502

#### VETERAN

The Nevada State Board of Massage Therapy is required by State Law to report veteran information annually.  
If this section applies to you, please complete the following information.

Have you ever served in the military: ☒ Yes ☐ No

Branch(es) of Service: (Check all that apply)

- ☒ Army/Army Reserve
- ☐ Marine Corps/Marine Corps Reserve
- ☐ Navy/Navy Reserve
- ☐ Air Force/Air Force Reserve
- ☐ Coast Guard/Coast Guard Reserve
- ☐ National Guard

**Military Occupation Specialty/Specialties:**

**Date(s) of Service:** From To

As by Executive Order 2014-20 all professional licensing board organized pursuant to the NRS shall collect the above data and provide the information to the Nevada Department of Veterans Services.

#### Affidavit of Applicant / Authorization of Release

I, **LIANYAN KELLY** 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 been arrested or convicted, for any crime involving 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 reflexology in the State of Nevada.

Name: LIANYAN KELLY

Date: 10/28/2019

#### Upload

Have you uploaded a current passport quality photo?

Has our office received your Official School Transcripts, Certificate of Completion (diploma), National Exam Official Score Report and, if applicable, Certified Statement from other jurisdictions/states?

☒ Yes ☐ No

Have you uploaded a current copy of driver's license or identification card and social security card. Names must match on driver's license and social security card. If your license has expired since you submitted your application you must include a current legible copy?

☒ Yes ☐ No

Have you uploaded a current massage therapy license, reflexology license/certificate or structural integration license. If your current massage therapist license, reflexology license/certificate or structural integration license has expired since you submitted your application you must include a current legible copy?

☒ Yes ☐ No

- Please allow up to 4 weeks for processing your live scan fingerprints
- Please allow up to 6-8 weeks for processing fingerprint cards
- **Once you have submitted your completed application, please allow up to 15 business days for processing before inquiring about the status of your application.**

Document Type	Document Name	User	Defined Document Name
Certified Statement	OL191014015920-116525-Certified-Statement.pdf	WA VERIF	
Photo	11259-115778-KELLY, LIANYAN.jpeg		
Transcript	191014015920-115626-Transcript.pdf	EUROPEAN-TRANSCP	
Certificate of Completion	191014015920-115625-Certificate-of-Completion.pdf	EUROPEAN-DIPL	
Score Report Card	191014015920-115594-ScoreReportCard.pdf	MBLEX	
Social Security Card	OL191014013519-115497-Social-Security-Card.jpeg		
Current Massage License	OL191014013519-115496-Current-Massage-License.jpeg		
Government Issued ID Card	OL191014013519-115495-Government-Issued-ID-Card.jpeg		

#### Application Fees

All fees are non-refundable.

#### Fee Detail(s)

#### Payment Detail(s)

Payment Method:

Amount Paid:



**EUROPEAN MASSAGE THERAPY SCHOOL, Inc.**  
 9440 W SAHARA AVENUE, SUITE 250  
 LAS VEGAS, NV 89117

**OFFICIAL TRANSCRIPT**  
 Credential: Diploma  
 OFFICE OF THE REGISTRAR



NAME: LianYan Kelly SOCIAL SECURITY #: \_\_\_\_\_  
 ADDRESS: \_\_\_\_\_ CITY: \_\_\_\_\_ STATE: \_\_\_\_\_  
 DATES OF ATTENDANCE: 3-4-19 to 10-17-19 GRADUATION DATE: 10-17-19

COURSE NUMBER	COURSE TITLE	HOURS	GRADE	GRADING SYSTEM		
				Grade	Description	G.P.A.
BUS 111	Ethics and Business Practices	40	A	A	Excellent	4.0
SCI 101	Anatomy and Physiology I	32	A	B	Good	3.0
SCI 102	Anatomy and Physiology II	56	A	C	Average	2.0
SCI 103	Anatomy and Physiology III	32	A	D	Unsatisfactory	1.0
MAS 101	Swedish Massage I	68	A	F	Failure	0.0
MAS 102	Swedish Massage II	52	A	P	Pass	
MAS 121	Chair Massage	20	A	I	Incomplete	
MAS 108	Clinical Practice I*	28	P	W	Withdrawal	
MAS 115	BMT and Therapeutic Massage	24	A	TC	Transfer Credit	
SCI 104	Kinesiology	28	A	European Massage Therapy School is accredited by Accrediting Bureau of Health Education Schools (ABHES) and approved by Nevada Commission on Postsecondary Education		
SCI 105	Pathology	40	A			
MAS 122	PNF Stretching	24	A			
MAS 125	Introduction to Affiliated Therapies*	76	P			
MAS 107	Clinical Practices II*	66	P			
MAS 131	Oriental Massage Techniques*	12	P			
NEC 101	National Exam Preparation*	12	P			
Program Total		610	GPA: 4.0			
Final Written Test:	A	Final Practical Test:	A			

Date: 10/17/19

Director:

THIS TRANSCRIPT IS OFFICIAL ONLY IF SIGNED AND EMBOSSED WITH THE SCHOOL SEAL.  
 Student in Good Academic Standing unless indicated otherwise





# European Massage Therapy School



*This Certifies That*  
**LianYan Kelly**  
*has successfully completed the Course of Study prescribed in*  
**Massage Therapy (610 hours)**  
*and is awarded this*

**Diploma** #L6M25401719

*Given in Las Vegas, Nevada on this 17th day of October 2019*

Director



Manager



NSBMT  
AUG 06 2018



**MBLEx Jurisdictional Score Report and Transfer Grade Roster**

**State Nevada**

**MBLEx scores received on 08-04-2018**

<u>Last Name</u>	<u>First Name</u>	<u>Last four SS#</u>	<u>DOB</u>	<u>Exam Date</u>	<u>Attempt</u>	<u>Pass/Fail</u>	<u>Language</u>	<u>School</u>
Kelly	Lianyan			09 22 2016	1	Pass	English	Ananda Massage Training



STATE OF WASHINGTON  
DEPARTMENT OF HEALTH  
*Olympia, Washington 98504*

November 20, 2019

Nevada State Board of Massage Therapy  
1755 East Plum Ave. Suite 252  
Reno, NV 89502



Subject: Credential Verification

To Whom It May Concern:

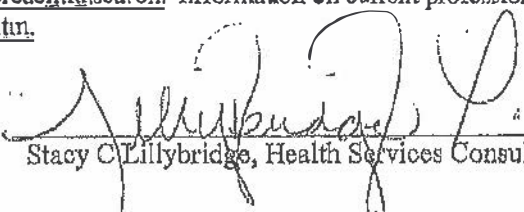
This verifies the status of the Massage Therapist License for Lianyan Kelly.

*You may see blank sections because we do not have the information in our database or it is not applicable for this credential type. This information is valid from the date of this letter.*

Year of Birth:	
Credential Number:	MASS.MA.60705117
Credential Type:	Massage Therapist License
Current Credential Status:	ACTIVE
First Credential Date:	11/18/2016
Current Expiration Date:	12/27/2020
Last Renewal Date:	10/21/2019
Method of Licensure:	EXAMINATION
Disciplinary Action:	No

Please call 360-236-4700 if you have questions or check our Online Provider Credential Search at:  
<https://fortress.wa.gov/doh/providercredentialsearch>. Information on current profession-specific rules and laws is at  
[www.doh.wa.gov/licensing/default.htm](http://www.doh.wa.gov/licensing/default.htm).



  
Stacy C. Lillybridge, Health Services Consultant I





**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](mailto:nvmassagebd@state.nv.us)

Website: <http://massagetherapy.nv.gov>

December 20, 2019

Lianyan Kelly

Re: DISPOSITION OF RECORD

DeareMs. Kelly,

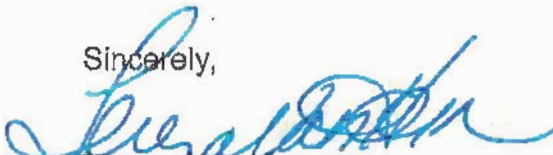
In order to complete your application and obtain your Nevada State Board of massage therapy license, we need to have the following documents to continue processing your application;

1. A written narrative describing the incident(s), the circumstances that led up to the incident(s) and the outcome of the incident(s) of your arrest on June 16, 2017.
2. Dispositions from the court(s) you appeared at regarding the arrest on June 16, 2017. **Online printouts cannot be accepted.**
3. Receipts for all fines or penalties showing that they have been paid. You will need to contact the court you attended or appeared at regarding the arrest on June 16, 2017. **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 **04/30/2020**. 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, you can email us at [nvmassagebd@state.nv.us](mailto:nvmassagebd@state.nv.us)

Sincerely,

  
Tereza van Horn  
Executive Assistant

**COPY**

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

To whom it may concern

My name is Lianyan Kelly. I lived in Renton Washington after receiving my massage therapy license, I found a job close to my home with my husband I found this job on online. I had only been working at this massage business for 7-9 days, before the police came on April 12 2017. My husband quickly came to this business and the police said there was no problem since, I had all the proper licenses and documentation. So we went home thinking everything was ok. My husband and I were looking for a house in Las Vegas and found a house and purchased it. Then 3 months later got a letter from Renton court saying there was a problem. I am 50 years old and never have had a problem with any police or government. So we hired a lawyer and have resolved all issues resulting from this issue. This case has now been dismissed. I am still in good standings with my license in Washington.

Thank very much

Lianyan Kelly

Lianyan Kelly

2/10/2020





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Desert Behavioral Health

4055 S Spencer Street, Suite 118, Las Vegas, NV, 89119 T: (702) 799-9710 F: (702) 799-9712

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December, 29<sup>th</sup>, 2017

To Who may concerns

Kelly, Lianyan ) was referred by attorney Kanuss, Matthew to our clinic on 12/13/2017. I have reviewed the police report that attorney Kanuss faxed over on 12/18/2017.

Ms. Kelly came in for an assessment on 12/15/2017 and has agreed to continue therapy for additional five sessions as recommended. The treatment plan was discussed and the five sessions will address issues as below:

Session #1: Assisted Ms. Kelly to process thoughts and feeling regarding the incident and assist her to be solution focused and take this incident as a learning opportunity.

Session #2: Help Ms. Kelly to review Police Report and understand the allegations against her.

Session #3: Discuss and assist Ms. Kelly to understand her behaviors and consequences.

Session #4: Assist Ms. Kelly to explore and identify risk factors of her job and discuss safety issues and how to make safe choices for herself and public.

Session #5: Increasing understanding of laws and regulations and prevent future risks.

Ms. Kelly came in on 12/20/2017 and we did session #1, and scheduled for the session #2 on 1/10/2018.

Please don't hesitate to contact me if you have any questions regarding my treatment recommendations.



Qingfang Zhang, Ph.D, LCSW  
Desert Behavioral Health  
4055 Spencer St, Suite 118  
Las Vegas, NV 89119  
Tel: 702-799-9710  
Fax: 702-799-9712



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Desert Behavioral Health

4055 S Spencer Street, Suite 118, Las Vegas, NV, 89119 T: (702) 799-9710 F: (702) 799-9712

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January, 12<sup>th</sup>, 2017

To Who may concerns

This letter is confirm that Kelly, Lianyan , has completed the planned treatment.

Ms. Kelly arrived on time for her session on 12/15/2017, 12/20/2017, 1/5/2018, 1/8/2017 and 1/12/2018, and particiated in each session actively.

Ms. Kelly has demonstrated an understanding and knowledge of her profession, laws and regulations and has displayed plans and strategies to prevent future risks in her career.

e if you have any questions.

Qingfang Zhang, Ph.D., LCSW  
Desert Behavioral Health  
4055 Spencer St, Suite 118  
Las Vegas, NV 89119  
Tel: 702-799-9710  
Fax: 702-799-9712



DD7020SX LCK  
02/09/2021 11:17 AM

RENTON MUNICIPAL COURT  
D O C K E T

PAGE: 1

DEFENDANT  
KELLY, LIANYAN

CASE: 7Z0619984 RPD  
Criminal Non-Traffic  
Agency No. 17-4678

AKA No aliases on file.

OFFICER  
02194 RPD ASHBAUGH MEGHAN

CHARGES

Violation Date: 04/12/2017	DV Plea	Finding
1 9A.88.030 PROSTITUTION	N Not Guilty	Dismissed

TEXT

S 06/16/2017 Received eTicket 7Z0619984A@ 05:15 PM by designated computer SYS  
06/19/2017 Case Filed on 06/19/2017 BSA  
DEF 1 KELLY, LIANYAN Added as Participant  
OFF 1 ASHBAUGH, MEGHAN Added as Participant  
Case linked to electronic ticket 7Z0619984  
ARR Set for 07/03/2017 08A00 AM  
in Room 2 with Judge TLJ  
Notice Issued for ARR on 07/03/2017 08:00 AM  
U COMPLAINT AND JURY DEMAND FILED BY CITY PROSECUTOR WITH  
THE VIOLATOR COPY OF THE CITATION. COPIES MAILED TO  
VIOLATOR W/HEARING NOTICE.  
CONFIRMED CITATION/DOL ADDRESS ARE THE SAMEA  
06/29/2017 AFFIDAVIT OF OFC ASHBAUGH REV'D IN CHAMBERS BY JUDGE JURADO DLH  
PROBABLE CAUSE ESTABLISHED  
S 07/03/2017 ARR: Not Held, Wt/FTA Ordered ACM  
U TERRY L JURADO  
PA J BROWN  
DEFT FAILED TO APPEAR FOR ARRAIGNMENT  
VERIFIED NOTICE ISSUED TO DEFT  
PC PREVIOUSLY ESTABLISHED  
BENCH WARRANT ORDERED - \$1000 + \$100 SWF = \$1100 C/  
S Accounts Receivable Created 100.00  
07/06/2017 BENCH Warrant Ordered RRA  
Print on or after 07/06/2017  
Warrant expires on 07/06/2022  
BENCH Warrant Issued for SYS  
Fail To Appear For Hearing  
Probable Cause  
Cash or Bond  
Bail: 1,000.00 + 100.00 Warrant Fee;  
Total Bail 1,100.00  
WARRANT COMMENTA  
FTA ARR  
U 07/10/2017 NOTICE OF APPEARANCE, WAIVER OF ARRAIGNMENT, DEMAND FOR DLH  
JURY TRIAL, DEMAND FOR DISCOVERY, BILL OF PARTICULARS AND  
OMNIBUS APPLICATION FILED BY ATY MATTHEW KNAUSS  
S ATY 1 KNAUSS, MATTHEW CURRAN Added as Participant  
on 07/10/2017

Docket continued on next page



DEFENDANT  
KELLY, LIANYAN

CASE# 7Z0619984 RPD  
Criminal Non-Traffic  
Agency No. 17-4678

TEXT - Continued

U 07/10/2017 FILED VIA FAX DLH  
REFERRERED TO JUDGE PT MURPHY AS CASE IS IN BW STATUS  
MOTION, DECLARATION AND ORDER TO QUASH BENCH WARRANT BSA  
RECEIVED VIA FAX FROM ATTORNEY MATTHEW KNAUSS - REFERRED  
TO PRO-TEM MURPHY  
(WAIVER OF ARRAIGNMENT FILED) DLH  
PLEA OF NOT GUILTY ENTERED BY COUNSEL ON NOA  
S Plea/Response of Not Guilty Entered on Charge 1  
U 07/11/2017 KELLY LIANYAN APPEARED AT COUNTER, PIC ID NEW COURT DATEA BCP  
CLERK PH, SCHEDULED DATE W/ATY KNAUSS DLH  
WARRANT RECALLED FROM RPD - TINA BCP  
S Warrant Recalled  
PTR Set for 08/08/2017 01:00 PM  
in Room 1 with Judge TLJ  
U HEARING NOTICE GIVEN TO DEF AT FRONT COUNTER  
FORWARDED TO BSA FOR INTERPRETER  
S Warrant Returned BSA  
U MANDARIN INTERPRETER ORDERED FOR 8-8-17 AT 1:00 PM  
07/12/2017 INTERPRETER CONFIRMED - EDWARD WUNG  
07/19/2017 MOTION, DECLARATION AND ORDER FOR CHANGE OF JUDGE FILED DLH  
BY ATY MATTHEW KNAUSS VIA FAX - REFERRED TO JUDGE  
OKAY TO ASSIGN PROTEM. COURT ACCEPTS THE AFFIDAVIT  
T/C TO ATY TO ADVISE CASE ALREADY ON CALENDAR W/PRO TEM  
07/21/2017 MOTION AND ORDER TO WAIVE DEFENDANT'S PRESENCE (AT 8-8 PTR)  
FILED BY FAX BY ATY KNAUSS - REFERRED TO JUDGE PT MURPHY  
07/24/2017 PRO TEM MURPHY REQUESTS CITY'S POSITION ON MOTION TO KLH  
WAIVE DEFT'S PRESENCE  
EMAIL SENT TO PAAS. LOR TO DETERMINE CITY'S POSITION  
PA J. MERCER ADVISES THE CITY DOES NOT AGREE TO WAIVING THE  
DEFENDANTS PRESENCE AT ANY MADATORY COURT APPEARANCE.  
REFERRED TO PRO TEM MURPHY  
PT MURPHY RESPONDS - MOTION DENIED, CITY OBJECTS, NO  
SPEEDY TRIAL WAIVER INCLUDED, NO STATMENT RE: PLANS FOR THE  
PRE TRIALA DEFENSE MAY CONTACT THE CITY.  
PRINT SCREEN MAILED TO ATY KNAUSS  
08/01/2017 LTR FILED BY LAW OFFICE OF ATY KNAUSS, UPDATES DEFT ADDRESS LLG  
08/02/2017 DEFENSE MOTION & DECLARATION TO CONTINUE (NO OBJECTION FROM ACM  
CITY PA J MERCER) AND WAIVER OF TIME FOR TRIAL SETTING  
FILED VIA EMAIL BY ATY MATTHEW KNAUSS  
REFERRED TO PRO TEM MURPHY (AFF TLJ)  
08/07/2017 PER PRO TEM MURPHY - GRANTED  
P/C TO ATY OFFICE TO ADVISE MOTION GRANTED, PTR/COMMENCEMENT  
DATE TO BE RESET TO 9/12/17 PER ATY REQUEST  
S PTR Rescheduled to 09/12/2017 01:00 PM  
in Room 1 with Judge TLJ  
U EMAIL TO BSA TO RESCHEDULE CHINESE/MANDARIN INTERPRETER  
NOTICE MAILED TO DEFT, CC; DOL, ATY KNAUSS VIA FAX  
FAX DELIVERYA CONFIRMED  
MANDARIN INTERPRETER CANCELLED VIA INTERCOM FOR 8-8-17 BSA

Docket continued on next page



DEFENDANT  
KELLY, LIANYAN

CASE: 7Z0619984 RPD  
Criminal Non-Traffic  
Agency No. 17-4678

TEXT - Continued

U 08/07/2017 AND RESCHEDULED TO 9-12-17 AT 1:00 PM AND CONFIRMED - BSA  
EDWARD WUNG  
S 09/12/2017 PTR: Not Held, Defendant Contd ACM  
U PRO TEM KARA MURPHY  
PA J BROWN  
DEFT APPEARED W/ ATY M KNAUSS  
CHINESE/MANDARIN INT EDWARD WUNG  
OFF-RECORD MOTION AND ORDER FOR CONTINUANCE FILED  
THE BASIS FOR THE MOTION IS: ADDITIONAL TIME IS NECESSARY TO  
CONSIDER AND RESEARCH THE RAMIFICATIONS OF A NEW OFFER MADE  
BY THE CITY. DEFT HAS REVIEWED AND AGREED TO A SPEEDY TRIAL  
WAIVER WITH THE ASSISTANCE OF COUNSEL AND A MANDARIN CHINESE  
LANGUAGE INTERPRETER  
COMMENCEMENT DATE RESET TO: 11/7/17  
NEW 90: 2/5/18  
OPPOSING PARTY DOES NOT OBJECT  
THE MOTION FOR CONTINUANCE IS GRANTED  
NOTICE SIGNED, COPY TO DEFT AND ATY KNAUSS  
EMAIL TO BSA TO ORDER INTERPRETER  
S 09/13/2017 PTR Set for 11/07/2017 01:00 PM  
in Room 1 with Judge TLJ  
U 09/14/2017 MANDARIN INTERPRETER ORDERED FOR PRETRIAL BSA  
INTERPRETER CONFIRMED - EDWARD WUNG  
S 10/05/2017 Summons/Bail Notice Issued KLH  
U 10/11/2017 INTERPRETER CHANGE: PING LAU BSA  
S 11/07/2017 PTR: Not Held, Defendant Contd ACM  
U PRO TEM KARA MURPHY  
PA J BROWN  
DEFT APPEARED W/ ATY M KNAUSS  
CHINESE INT PING LAU PRESENT  
OFF-RECORD MOTION AND ORDER FOR CONTINUANCE FILED  
THE BASIS FOR THE MOTION IS: ADDITIONAL TIME TO CONSIDER AND  
RESPOND TO A NEW OFFER FROM THE CITY  
COMMENCEMENT DATE RESET TO: 1/3/18  
NEW 90: 4/3/18  
OPPOSING PARTY DOES NOT OBJECT  
THE MOTION FOR CONTINUANCE IS GRANTED  
NOTICE SIGNED, COPY TO DEFT & ATY KNAUSS  
EMAIL TO BSA TO ORDER INTERPRETER  
S 11/08/2017 PTR Set for 01/03/2018 01:00 PM  
in Room 1 with Judge TLJ  
U MANDARIN INTERPRETER ORDERED FOR PTR BSA  
INTERPRETER CONFIRMED - EDWARD WUNG  
S 01/03/2018 PTR on 01/03/2018 01:00 PM KLH  
Changed to Room 2 with Judge TLJ  
PTR on 01/03/2018 01:00 PM  
Changed to Room 1 with Judge TLJ  
Accounts Receivable Changed to  
Authorized by BCP with Adjustment Code: CO 150.00 BCP

Docket continued on next page





DEFENDANT  
KELLY, LIANYAN

CASE: 7Z0619984 RPD  
Criminal Non-Traffic  
Agency No. 17-4678

TEXT - Continued

S 01/03/2018 18003100252 Fine Payment Paid in Full 150A00 BCP  
PTR: Not Held, Hearing Canceled ACM  
DACA Held  
U PRO TEM KARA MURPHY  
PA I CLARK  
DEFT APPEARED W/ ATY M KNAUSS & MANDARIN INT EDWARD WUNG  
STIPULATED ORDER OF CONTINUANCE FILED  
POLICE REPORT MARKED PLAINTIFF'S EXHIBIT "A"  
SPEEDY TRIAL COMMENCEMENT: 1/3/19  
EXPIRATIONA 4/3/19  
SOC FILED FOR PERIOD OF: 12 MONTHS  
UPON COMPLIANCE W/TERMS OF SOC CITY WILL MAKE A MOTION TO  
HAVE THE CHARGEAS) DISMISSED  
PAY \$150 SOC COSTS - PAID TODAY  
APPEAR TIMELY TO ALL SCHEDULED COURT HEARINGS  
CASE FILED SOC: 11/18  
COMPLETE 5 COUNSELING SESSIONS WITH DESERT BEHAVIORAL HEALTH  
AND SUBMIT PROOF TO PROSECUTORS OFFICE WITHIN 90 DAYS  
S No Criminal Violations : 1 Y  
Stipulated Ordr of ContinuanceA: 1 Y  
SOC Review Set for 11/03/2019  
01/04/2018 REV Set for 11/30/2018 04:00 PM  
in Room 1 with Judge TLJ  
U (4 PM REV IS STATUS CHECK ONLY - DEF'A PRESENCE NOT REQUIRED) DLH  
S 11/29/2018 REV Rescheduled to 11/29/2018 04A00 PM MJO  
in Room 1 with Judge TLJ  
REV: Held  
U RECEIVED EMAIL FROM PA I. CLARK - DEFT HAS COMPLIED  
W/SOC - CASE DISMISSED AND CLOSED.  
S Charge 1 DismissedA: City'A Mtn-Other  
Case Heard Before Judge JURADO, TERRY LEE  
Review set for SOC on 11/03/2019 canceled  
Defendant Complied with No Criminal Violations  
Defendant Complied with Stipulated Ordr of Continuance  
Case Disposition of CL Entered  
U 01/09/2019 MOTION FOR WRITTEN ORDER REFLECTING DISMISSAL AND ORDER  
OF DISMISSAL FILED BY ATTORNEY MATTHEW KNAUSS - FORWARDED  
TO JUDGEA  
01/11/2019 COPY OF SIGNED ORDER OF DISMISSAL FAXED TO ATY KNAUSS -  
SCANNED INTO LF  
01/15/2020 RECEIVED RECORDS REQUEST FROM ATTY MATTHEW KNAUSS FOR CERT BLG  
COPIES OF DOCKET, ORDER OF DISMISSAL AND "EXHIBIT A"A  
PROVIDED CERT COPIES OF REQUESTED RECORDS AND SENT VIA US  
MAIL AS PER DELIVERY INSTRUCTIONS.  
S 01/21/2020 20021100313 Miscellaneous Payment Received 15.00  
for COPY/TAPE FEES  
U 08/11/2020 RECORDS REQUEST RECEIVED FROM JESSICA REINIER, HEALTH CARE  
08/12/2020 INVESTIGATOR FOR COPY OF J/S, GUILTY PLEA AND CHARGING DOCS.  
TO BE PROVIDED VIA EMAIL.

Docket continued on next page





DD7020SX LCK  
02/09/2021 11:17 AM

RENTON MUNICIPAL COURT  
D O C K E T

PAGEA 5

DEFENDANT  
KELLY, LIANYAN

CASE: 7Z0619984 RPD  
Criminal Non-Traffic  
Agency No. 17-4678

TEXT - Continued

U 08/12/2020 COPY OF COMPLAINT AND DOCKET PROVIDED VIA EMAIL AS PER BLG  
DELIVERY INSTRUCTIONS.

02/09/2021 CASE RELATED INFO REQUEST FILED BY TEREZA VAN HORN LCK  
REQUESTING COPY OF ARREST REPORTS, WARRANTS AND ANY CRIMINAL  
HISTORY  
COPY OF DOCKET, CITATION, COMPLAINT, CHARGING DOCS, AND  
WARRANT RETURNED EMAILED TO REQUESTER

ACCOUNTING SUMMARY

	Total Due	Paid	Credit	Balance
Timepay: N	150.00	150.00		

ADDITIONAL CASE DATA

Case Disposition

Disposition: Closed

Date: 11/29/2018

Parties

Attorney KNAUSS, MATTHEW CURRAN

Personal Description

Sex: F Race: A

Dr.Lic.No Employer: State: WA Expires: 2021

Height: 5 4 Weight: 122

Eyes: BRO Hair: BLK

Hearing Summary

Held	ON 01/03/2018 AT 01:00 PM IN ROOM 1	WITH TLJ
Held	REVIEW HEARING ON 11/29/2018 AT 04:00 PM IN ROOM 1	WITH TLJ

End of docket report for this case



IN THE RENTON MUNICIPAL COURT  
KING COUNTY, STATE OF WASHINGTON

CITY OF RENTON,

Plaintiff,

vs.

LIANYAN KELLY,

Defendant.

NO. 720619984

ORDER OF DISMISSAL

THE COURT, having received a motion from the City of Renton to dismiss the above captioned matter, granted that request on November 29, 2018. Although the dismissal was recorded in the docket, Ms. Kelly has requested a written order to that effect.

THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the above-entitled matter is dismissed as of November 29<sup>th</sup>, 2018.

NSBMT

FEB 13 2020

RECEIVED

ORDER OF DISMISSAL - 1

C | K | K  
COWAN KIRK KATTENHORN

4040 Lake Washington Blvd. NE, Suite 300  
Kirkland, Washington 98033  
425.822.1220 fx 425.822.8046

DONE IN OPEN COURT this 11<sup>th</sup> day of Jan, 2019.

JUDGE TERRY L. JURADO

Presented by

Matthew C. Knauss  
Matthew C. Knauss  
Attorney for Defendant  
WSBA#35732

Approved; Notice of Presentation Waived

Approved via email on January 8<sup>th</sup>, 2019

Iva Clark  
Assistant City Attorney  
WSBA#39240

STATE OF WASHINGTON } s.s.  
COUNTY OF KING

THIS IS TO CERTIFY THAT THIS DOCUMENT IS  
A TRUE AND CORRECT COPY OF THE ORIGINAL  
RECORD OF THE COURT OF THIS COURT.

DATE THE 11<sup>th</sup> DAY OF January  
2020  
CLERK OF SUPERIOR COURT  
Bh. Garcia  
CLERK

NSBMT

FEB 13 2020

RECEIVED

ORDER OF DISMISSAL - 2

C|K|K  
COWAN KIRK KATTENHORN

4040 Lake Washington Blvd. NE, Suite 300  
Kirkland, Washington 98033  
425.822.1220 • 425.822.8048

<b>Renton Municipal Court</b> <b>1055 South Grady Way</b> <b>Renton, Washington 98057</b> <b>425-430-8850</b> <b>http://rentonwa.gov/court/</b>	<b>Stipulated Order of Continuance</b>
<b>City of Renton vs KELLY, LIANYAN, Defendant</b> <b>AKA(s) _____</b> <b>DOB _____</b>	<b>Case Numbers 720619984</b>

☒ Interpreter required Language Chinese Mandann

☐ Case 720619984 Defendant to appear at above court for ☐ REV ☐ SEN ☐ CON

1) MIT on \_\_\_\_ at \_\_\_\_ ☐ am ☐ pm in Court room # \_\_\_\_

This is a contract between the parties in this case, which is approved by the court as an Order of Continuance. This agreement is dispositive of all factual issues in the case, and under no circumstances will this matter return to a trial calendar. Both parties have moved the court for a continuance and this motion is granted. By signing this agreement, the defendant voluntarily waives the following trial rights:

1. The right to speedy trial within 60 days if held in-custody or 90 days if not held in-custody. The defendant hereby agrees that the new commencement date will be January 03 2019 and the new speedy trial expiration date will be  
60 days March 4 2019  
90 days April 3 2019
2. The constitutional right to a jury trial
3. The right to see, hear and question all witnesses who would testify against the defendant
4. The right to call witnesses on defendant's behalf
5. The right of the defendant to testify on his or her own behalf. The right to remain silent.

Case# 720619984 **Prostitution**

Maximum penalties that may be imposed if convicted of the above charge

Jail 90 Fine \$1000 Maximum Jurisdiction 24 months

x Amended to \_\_\_\_

☐ Dismissed

x SOC filed for period of 12 months

Upon compliance with terms of SOC City will make a motion to have the

charge x dismissed ☐ amended to \_\_\_\_ with a recommended penalty of \_\_\_\_

This agreement and Order of Continuance remains in effect until a compliance or revocation disposition has been reached.

#### **COSTS/ASSESSMENTS**

☒ CCR fee \$ 150

**N S E M T**

**FEB 14 2018**

**Received**

4.)        hours community service in lieu of \$        to be filed with court no later than         
Proof of completion shall be provided to the court

Total \$ 150.00 Pay \$ 50 per month, beginning March 04, 2018

**Payment Options**

On-line at [www.rentonwa.gov/cp](http://www.rentonwa.gov/cp)

Pay in person or mail payment to Renton Municipal Court 1056 S Grady Way Renton  
Washington 98057 Include the above case number(s) on the check/money order Make  
checks payable to Renton Municipal Court

**Terms of SOC as agreed by the parties**

☒ Appear timely to all scheduled court hearings

☒ No criminal law violations

☒ Complete following and submit proof to the prosecutor's office/probation within 90 days

☒ Other 5 counseling sessions with Desert Behavioral Health

**Defendant's acknowledgment** I agree that if there is a failure to comply with any agreed term, the case  
will be submitted on the record. I understand this means the judge will read the police report and other  
materials and based on such evidence determine if I am guilty of the crime(s) noted above. I understand  
that I have the right to appeal any finding of Guilt entered by the court after its review of the evidence.

I waive any objections to the admissibility of evidence in this case. If I am convicted of a domestic  
violence offense, I will lose my right to possess a firearm under state and federal law. If I am not a U.S.  
citizen, a conviction of a crime may result in deportation, exclusion from admission to the United  
States, or denial of naturalization. I have had an opportunity to consult an attorney, including  
an immigration

attorney, and an opportunity to review the complaint, reports, and evidence in the case. Upon any  
conviction, a judge can impose any sentence up to the maximum, as well as other financial obligations,  
travel restrictions, and probation. If pursuant to this agreement the City amends the charge[s], I waive  
all rights to appear, receive a complaint, be arraigned, object to any evidence, have a trial, or contest the  
amended charge[s].

The Court finds the defendant has knowingly, intelligently, and voluntarily waived his/her rights under this  
agreement including those to a speedy jury trial.

Done in open court this 3 day of January, 2018

1/2/2018

Judge/Pro Tem

Name Kera Murphy

I have read and understand the above conditions/information I have been advised of immigration consequences and travel restrictions (ICAOS)

☐ Served on Defendant

Address \_\_\_\_\_

Email \_\_\_\_\_ Cell Phone \_\_\_\_\_ Home Phone \_\_\_\_\_

☐ I authorize courtesy text/email reminders of ☒ court dates ☐ payment due dates Message and data rates may apply

Defense Attorney Signature \_\_\_\_\_

Name Matthew Knauss

WSBA No 35732

Prosecutor Signature \_\_\_\_\_

Name Iva Clark

WSBA No 39240

Received



**See attached "ticket-like form" for additional information**

**Date signed: JUNE 16, 2017**

**Place signed: RENTON, WA**

**s/SOTHA LOR**

**State Bar Number 37813**

**RENTON PROSECUTING ATTY**

**1055 SOUTH GRADY WAY**

**RENTON, WA 98057**

**Telephone: (425)430-6480**

**Fax: NOT AVAILABLE**

**Email: NOT AVAILABLE**



<b>In RENTON MUNICIPAL COURT</b> <b>State of Washington</b>		<b>No. 7Z0619984 RPD CN</b>  <b>CRIMINAL COMPLAINT</b>  <b>1 COUNT(S)</b>
<b>CITY OF RENTON</b>	<b>Plaintiff</b>	
<b>vs.</b>		
<b>LIANYAN KELLY</b>	<b>Defendant.</b>	
	<b>DOB</b>	

I, SOTHA LOR, in the name and by the authority of the CITY OF RENTON do accuse LIANYAN KELLY of the following offense(s):

**Count I**  
**PROSTITUTION, 9A.88.030**

That the defendant LIANYAN KELLY, in the City of RENTON, County of KING, State of Washington, on or about April 12, 2017 committed the crime of PROSTITUTION as follows:  
 by engaging in, agreeing to, or offering to engage in sexual conduct with another for a fee; contrary to RCW 9A.88.030(1).

Maximum penalty: Ninety (90) days in jail or \$1,000 fine, or both, pursuant to RCW 9A.88.030(3) and RCW 9A.20.021(2), plus restitution, assessments and court costs.

Further, Plaintiff, City of Renton, hereby demands a jury trial in the above-entitled cause pursuant to CrRLJ 6.1.1 (b).





**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](mailto:nvmassagebd@state.nv.us)

Website: <http://massagetherapy.nv.gov>

May 11, 2020

Lianyan Kelly

Re: 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. Kelly:

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 June 10, 2020. Pursuant to Governor Steve Sisolak's Emergency Directive 006, there will be no physical location for this meeting. Participants can join the meeting via Zoom. The meeting will begin at 9:00 a.m:

Register in advance for this meeting:

<https://zoom.us/join/zoom/register/ucqf-mhaTguGNyc09MaVYIK-5pMzMN9Oag>

After registering, you will receive a confirmation email containing information about joining the meeting.

Meeting ID 914-0777-9129

Password 564860

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.

Sincerely,

A blue ink signature of Sandra J. Anderson, written in a cursive style.

Sandra J. Anderson  
Executive Director

COPY

9489 0090 0027 6226 3395 79

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

m. Review Application for Lianyan Kelly. (For Discussion and Possible Action)

Lianyan Kelly was present; Terrence Kelly husband/interpreter was present.

Chair Huleva swore in Lianyan and Terrence Kelly.

Management Analyst Tereza Van Horn - Ms. Kelly's massage application is before you today due to potential criminal history that could not be approved administratively. Ms. Kelly was issued an e-ticket from on June 19, 2017 by Renton Police Department for prostitution. Ms. Kelly is requesting to be granted a license under NRS 640C.580 or

420 and is before you today for review under NRS 640C.700. Staff's recommendation is to deny this application based on NRS.640C.700(2)(3)(4)(6) and (9).

Teresa Lopez motioned to deny this application based on NRS.640C.700(2)(3)(4)(6) and (9), seconded by Lorna Benedict. Rick Fields, Dierdre Strunk and April Whiting opposed.

Teresa Lopez withdrew the motion to allow for further discussion regarding Ms. Kelly's compliance with licensing requirements in the State of Washington.

Teresa Lopez motioned to deny this application based on NRS.640C.700(2)(3)(4)(6) and (9), seconded by Lorna Benedict. Motion carried unanimously.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

## Tereza Van Horn

---

**From:** Lyn Beggs <lyn@lbeggslaw.com>  
**Sent:** Friday, October 16, 2020 2:32 PM  
**To:** Nevada Board of Massage Therapists  
**Cc:** Harry B. Ward; Sophia G. Long  
**Subject:** Request for Reconsideration of Application: Lianyan Kelly  
**Attachments:** Request for Reconsideration\_Kelly\_10.16.20.pdf

Good afternoon Ms. Anderson,

Please find attached a letter requesting reconsideration of the previously submitted application of Lianyan Kelly for a massage therapist license. Please do not hesitate to contact me should you need any further information.

Yours truly,

*Lyn E. Beggs, Esq.*

Law Offices of Lyn E. Beggs, PLLC

T: 775-432-1918

F: 775-473-3801

**Mailing Address:** 316 California Ave. #863, Reno, NV 89509

**Physical Address:** 328 California Ave. Ste. 3, Reno, NV 89509

[lyn@lbeggslaw.com](mailto:lyn@lbeggslaw.com)

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B  
LAW OFFICES OF  
LYN E. BEGGS  
P.L.L.C.

October 16, 2020

Sandra Anderson, Executive Director  
Nevada State Board of Massage Therapy  
1755 E Plumb Lane Ste.  
252 Reno, NV 89502  
[nvmessagebd@state.nv.us](mailto:nvmessagebd@state.nv.us)

Re: Request for Reconsideration of License Application of Lianyan Kelly

Dear Ms. Anderson:

I represent Lianyan Kelly, whose application for a license to practice massage therapy in the state of Nevada was recently denied by the Nevada State Board of Massage Therapy ("Board") on June 10, 2020. This letter shall serve as the formal request for reconsideration of Ms. Kelly's application which was originally submitted to the Board on October 28, 2019. Ms. Kelly is submitting this request as upon review of the application and supporting documentation and review of the recording of the Board meeting held on June 10<sup>th</sup>, it appears that the Board may in part have based the decision to deny the application based on erroneous information.

There are two specific issues that we believe were not accurately conveyed during the course of the Board meeting conducted on June 10, 2020; first, Ms. Kelly's criminal history, or lack thereof, and second, the alleged failure of Ms. Kelly to notify the state of Washington, where she holds a license to practice massage therapy, of an alleged arrest.

As properly disclosed by Ms. Kelly in her 2018 application, in April 2017, she was working as a massage therapist at a spa in Renton, Washington. Approximately a little over a week after Ms. Kelly began working at the spa, detectives from the Renton Police Department served a warrant on the spa while Ms. Kelly was present. Ms. Kelly was not arrested or charged with any offense at the time. Three months later, in June 2017, Ms. Kelly received by mail a citation from the Renton Municipal Court charging her with misdemeanor prostitution. It must be stressed that a citation is a charging document, it is not evidence of a conviction. An individual cited for a misdemeanor is entitled to due process regarding the charge before a finding of guilty may be made.

In the matter described above, Ms. Kelly, who was represented by criminal defense counsel, pleaded not guilty to the charge of prostitution. Per an agreement with the prosecutor, if Ms. Kelly were to complete certain conditions, it was agreed that the charges would be dismissed. Upon discussion with her attorney, Ms. Kelly agreed to complete the requested conditions and the parties signed a Stipulated Order of Continuance. Ms. Kelly completed all conditions of the Stipulation and all charges were dismissed on November 29, 2018. (See Exhibit A). Ms. Kelly maintained her innocence at all times throughout the proceedings and at no time pleaded guilty, nor was any finding of guilty made against her. No conviction was ever entered against Ms. Kelly.

During the review of Ms. Kelly's application by the Board at the June 10, 2020 meeting, concerns were raised about Ms. Kelly failing to notify the state of Washington about the citation. It was conveyed to the Board that Ms. Kelly had an affirmative duty to report the citation to Washington; this is incorrect. Revised Code of Washington (RCW) section 18.130.070(4)(a)(i) requires a licensee to report "any conviction, determination, or finding that he or she has committed unprofessional conduct or is unable to practice with reasonable skill or safety". Washington law does not require a licensee to report a citation for a misdemeanor, nor an arrest. We wish to emphasize that there was no arrest in this matter; Ms. Kelly was simply sent the citation notifying her of the misdemeanor charge.

Based on the denial of Ms. Kelly's application by the Board, the Massage Therapy Program of the Washington Board of Health ("BOH") (the licensing entity for the profession in Washington) notified Ms. Kelly on August 14, 2020 that it was opening an investigation into the matter. (See Exhibit B). On September 10, 2020, the BOH notified Ms. Kelly that the matter was being closed without disciplinary action as "the evidence does not support a violation". (See Exhibit C).

Ms. Kelly does not believe that the Board had accurate information regarding her lack of criminal history nor the fact that she did not have a duty to report the citation to the state of Washington. Ms. Kelly therefore respectfully submits this request for reconsideration of her application at the next scheduled meeting of the Board to further discuss this matter. Please be advised that I will appear with Ms. Kelly at any future appearance before the Board.

We appreciate the Board's consideration of this request and should the Board require any additional information regarding this matter, please do not hesitate to contact me.

Very truly yours,



Lyn E. Beggs, Esq.

cc: Harry Ward, Esq.  
Sophia Long, Esq.

# EXHIBIT A

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IN THE RENTON MUNICIPAL COURT  
KING COUNTY, STATE OF WASHINGTON

CITY OF RENTON,

Plaintiff,

vs.

LIANYAN KELLY,

Defendant.

NO. 7z0819984

ORDER OF DISMISSAL

THE COURT, having received a motion from the City of Renton to dismiss the above captioned matter, granted that request on November 29, 2019. Although the dismissal was recorded in the docket, Ms. Kelly has requested a written order to that effect.

THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the above-entitled matter is dismissed as of November 29<sup>th</sup>, 2019.

DONE IN OPEN COURT this 11<sup>th</sup> day of Jan, 2019.

JUDGE TERRY L. JURADO

Presented by:

Matthew C. Knauss  
Matthew C. Knauss  
Attorney for Defendant  
WSBA#35732

Approved; Notice of Presentation Waived

Approved via email on January 6<sup>th</sup>, 2019

Iva Clark  
Assistant City Attorney  
WSBA#39240

STATE OF WASHINGTON } s.s.  
COUNTY OF KING

THIS IS TO CERTIFY THAT THIS DOCUMENT IS  
A TRUE AND CORRECT COPY OF THE ORIGINAL  
RECORD OR TRANSCRIPT OF THIS COURT.

DATED THIS 11<sup>th</sup> DAY OF January  
2020

CLERK OF SUPERIOR COURT

B. Garcia  
COUNTY CLERK

ORDER OF DISMISSAL - 2

C|K|K  
COWAN KIRK KATTENHORN

4040 Lake Washington Blvd. NE, Suite 300  
Kirkland, Washington 98033  
425.822.1220 or 425.822.8046

# EXHIBIT B





STATE OF WASHINGTON  
DEPARTMENT OF HEALTH

August 14, 2020

Lianyan Kelly

Case No. 2020-9888MA

Dear Lianyan Kelly:

The Massage Therapy Program within the Department of Health is investigating a complaint against you. The complaint alleges unprofessional conduct as defined by RCW 18.130.180(17). The Massage Therapy Program is authorized to investigate all allegations and complaints (RCW 18.130.050). Specifically, you were denied your massage therapy license by the Nevada State Board of Massage Therapy based on a violation of federal or state statutes, regulations or rules.

State law requires you to cooperate with an investigation. You must respond to requests for records and documentation. If you do not provide documents, records and other items when they are due, we can charge you a fine of up to \$100 per day. The fine applies to existing documents, records, or items under your control. The maximum fine is \$5,000. We will report the fine to federal databases and it will appear on our Web site. We may also charge you with unprofessional conduct for failure to cooperate [RCW 18.130.180(8)].

You must provide a full and complete explanation of the matter in writing [RCW 18.130.180(8)(b)]. We may use your response if we take disciplinary action, or in a hearing. You may have an attorney assist you prior to making your response, but this will be at your expense. If an attorney represents you, please have the attorney send me a Letter of Representation, as the letter will ensure any correspondence with you will be provided to your attorney.

The Health Care Information Act requires you to disclose health care information about a patient without patient authorization [RCW 70.02.050 (2)(a)].

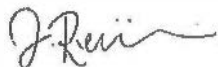
Please provide the following information:

- Have you ever been convicted of a crime which you were required to report to the WA State Department of Health? If so, was the crime reported? Please explain.
- Please provide any additional information which you feel is relevant for the Program to consider when reviewing this investigation.

August 14, 2020  
Page 2 of 2

The information is due **September 4, 2020**. Mail or email your response to the address below. Please contact me if you have any questions or cannot provide the information by the due date. Thank you for your cooperation.

Sincerely,



Jessica Reinier  
Health Care Investigator  
P.O. Box 47996  
Olympia, WA 98504-7996  
Jessica.Reinier@doh.wa.gov  
(P) 360-236-3036  
(F) 360-236-4930

cc: Paul Cullen, Attorney

# EXHIBIT C



STATE OF WASHINGTON  
DEPARTMENT OF HEALTH

September 10, 2020

Lianyan Kelly

Subject: Case No: 2020-9888 Massage Therapist License

Dear Lianyan Kelly:

The disciplining authority for the credential listed in the subject line has completed its investigation of this case. We closed this case without disciplinary action because the evidence does not support a violation.

We may reconsider this decision if we receive new information or identify a pattern of similar concerns.

We have notified the person who filed the complaint of this decision. Because of state law RCW 43.70.075, we may not be able to release information about the person who filed the complaint. We cannot release details of the report via telephone or email.

You have the right to request any publicly disclosable information contained in the file. To do so, submit a request through the Department of Health, Health Systems Quality Assurance, Public Disclosure Unit portal at: <https://washingtondoh.govqa.us/WEBAPP/rs/SupportHome.aspx>. If you do not have access to the internet, you may send your written request to P.O. Box 47865, Olympia, WA 98504-7865.

If you have questions, please contact Deonna Chartrey at (360) 236-4718 or email [deonna.chartrey@doh.wa.gov](mailto:deonna.chartrey@doh.wa.gov).

Sincerely,

Health Systems Quality Assurance  
Complaint Intake Unit

Cc: Paul Cullen, Attorney



**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@mi.nv.gov](mailto:nvmassagebd@mi.nv.gov)

Website: <http://massagetherapy.nv.gov>

December 17, 2020

Lianyan Kelly  
C/O Lyn E. Beggs, Esq.  
316 California Ave. Unit 863  
Reno, NV 89509

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

Dear Ms. Beggs:

Pursuant to your request, the Board has agreed to reconsider Ms. Kelly's application at its meeting on January 20, 2021. The Board reminds you of the following:

In connection with Ms. Kelly's application, the Nevada State Board of Massage Therapy (Board) may consider her character, alleged misconduct, competence or physical or mental health at its meeting on January 20, 2021. Pursuant to Governor Steve Sisolak's Emergency Directive 006, there will be no physical location for this meeting. Participants can join the meeting via Zoom. The meeting will begin at 9:00 a.m:

Register in advance for this meeting:

<https://zoom.us/j/92363397745?pwd=OFBzbkxVpaa0t0WmRBTks1NDhiQT09>

After registering, you will receive a confirmation email containing information about joining the meeting.

Meeting ID 923 6339 7745

Password 121473

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.

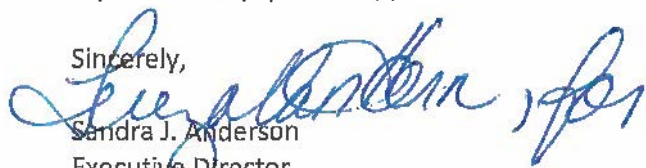
If the Board determines it necessary, after considering your character, alleged misconduct, professional competence, or physical or mental health whether in a closed meeting or open meeting, it may take administrative action against you at this meeting. This informational statement is in lieu of any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

COPY

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.

Sincerely,

A handwritten signature in blue ink, appearing to read "Sandra J. Anderson", followed by a large, stylized flourish or initial.

Sandra J. Anderson  
Executive Director

9489 0090 0027 6265 6250 15

COPY





**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@lmt.nv.gov](mailto:nvmassagebd@lmt.nv.gov)

Website: <http://massagetherapy.nv.gov>

March 1, 2021

Lianyan Kelly  
C/O Lyn E. Beggs, Esq.  
316 California Ave. Unit 863  
Reno, NV 89509

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

Dear Ms. Beggs:

Pursuant to your request, the Board has agreed to reconsider Ms. Kelly's application at its meeting on March 31, 2021. The Board reminds you of the following:

In connection with Ms. Kelly's application, the Nevada State Board of Massage Therapy (Board) may consider her character, alleged misconduct, competence or physical or mental health at its meeting on March 31, 2021. Pursuant to Governor Steve Sisolak's Emergency Directive 006, there will be no physical location for this meeting. Participants can join the meeting via Zoom. The meeting will begin at 9:00 a.m:

Register in advance for this meeting:

<https://zoom.us/j/95421402454?pwd=VlorZlZlaEhaWStWcysOUkEzZGRMUT09>

After registering, you will receive a confirmation email containing information about joining the meeting.

Meeting ID 954 2140 2454

Password 855165

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.

A blue ink stamp with the word "ORIGINAL" in a bold, sans-serif font. To the left of the text is a small, stylized blue icon that resembles a notepad or a document with a tab.

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.

Sincerely,

  
Anderson  
Executive Director

9489 0090 0027 6265 6251 90

 ORIGINAL