

EXHIBIT 1

BEFORE THE NEVADA STATE BOARD OF
MASSAGE THERAPY

In the Matter of:

Case No. NVMT-C-21005

Alexis J. Orlosky,

SETTLEMENT AGREEMENT

Licensed Massage Therapist
Nevada License No. NVMT.10005

Respondent.

This Agreement is hereby entered into between ALEXIS J. ORLOSKY (Respondent), and the NEVADA STATE BOARD OF MASSAGE THERAPY (Board).

It is hereby stipulated and agreed, by and between the parties to the above-entitled matter, that the following statements are true:

1. Respondent is aware of understands and has been advised of the effect of this Agreement, which Respondent herein has carefully read and fully acknowledges. No coercion has been exerted on the Respondent. Respondent acknowledges her right to an attorney at her own expense. The Respondent has had the benefit, at all times, of obtaining advice from competent counsel of her choice.

2. Respondent understands the nature of the allegations under investigation by the Board. Respondent freely admits:

- a. On or about April 11, 2019, Respondent was arrested and incarcerated in Lexington, Missouri for three counts of possession of a controlled substance, one count of delivery of a controlled substance and one count of resisting/interfering with arrest for a felony.
- b. On or about May 3, 2019, Respondent was charged in Lafayette County, Missouri for possession of a controlled substance (oxycodone hydrochloride), FELONY; possession of a controlled substance (amphetamine), FELONY; possession of a controlled substance (marijuana), FELONY; delivery of a controlled substance, FELONY; and one count of resisting arrest, FELONY.
- c. On or about May 19, 2019, Respondent submitted an application for massage therapy, which was subsequently granted.

- 1 d. On or about September 9, 2020, Respondent pled GUILTY in Lafayette County,
2 Missouri to one charge of delivery of a controlled substance, FELONY; one charge of
3 possession of a controlled substance, FELONY; and one charge of resisting arrest,
4 FELONY; and was sentenced to suspended prison terms and placed on five years of
5 supervised probation. Thus, Respondent is currently on probation.
- 6 e. Respondent acknowledges that information has been received by the Board or its agent,
7 which constitutes sufficient grounds for the initiation of an administrative hearing for
8 violations of NRS 640C.700(3) and/or NAC 640C.090(3).
- 9 f. Respondent has elected to enter into this settlement agreement in the interest of judicial
10 economy recognizing that continued litigation of this dispute would be protracted,
11 costly and time consuming.

12 3. Respondent is aware of her rights, including the right to a hearing on any charges and
13 allegations, the right to an attorney at her own expense, the right to examine witnesses who would
14 testify against her, the right to present evidence in her favor and call witnesses on her behalf, or to
15 testify herself, the right to contest the charges and allegations, the right to reconsideration, appeal or
16 any other type of formal judicial review of this matter, and any other rights which may be accorded to
17 her pursuant to the provisions of Chapters 640C, 233B., 622 and 622A of the Nevada Revised Statutes.

18 **Respondent agrees to waive the foregoing rights upon acceptance of this Agreement by the**
19 **Board.**

20 4. Respondent understands that the Board is free to accept or reject this Agreement, and if
21 rejected by the Board, a disciplinary proceeding may be commenced.


22 5. Should the Agreement be rejected by the Board, it is agreed that presentation to and
23 consideration by the Board of such proposed Agreement, shall not disqualify the Board, or any of its
24 members, from further participation, consideration, adjudication or resolution of these proceedings,
25 and that no Board member shall be disqualified or challenged for bias therefore.

26 6. This Agreement shall only become effective when both parties have duly executed it
27 and unless so executed, this Agreement will not be construed as an admission.

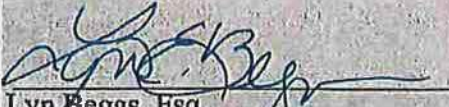
1 IT IS FURTHER ORDERED that the discipline set forth in this Agreement become part of
2 Respondent's permanent record and be reported to all appropriate agencies.

3 This Settlement Agreement shall take effect upon signature by the Chairperson of the Board.


4 NEVADA STATE BOARD OF MASSAGE THERAPY retains jurisdiction in this case until
5 all conditions have been met to the satisfaction of the Board.
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8  3/29/2021
9 ALEXIS ORLOSKY, Date
10 Respondent

11 Approved:

12 
13 Lyn Beggs, Esq.
14 LAW OFFICES OF LYN E. BEGGS, PLLC
15 328 California Ave. Suite 3
16 Reno, NV 89509
17 lyn@lbeggslaw.com
18 Attorney for Alexis Orlosky

19 **IT IS SO ORDERED.**

20  4/21/2021
21 DIANE HULEVA, LMT Date
22 Board President
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1 IT IS FURTHER ORDERED that the discipline set forth in this Agreement become part of
2 Respondent's permanent record and be reported to all appropriate agencies.

3 This Settlement Agreement shall take effect upon signature by the Chairperson of the Board.

4 NEVADA STATE BOARD OF MASSAGE THERAPY retains jurisdiction in this case until
5 all conditions have been met to the satisfaction of the Board.
6

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8
9 _____ Date
ALEXIS ORLOSKY,
Respondent

10 Approved:
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12 _____
Lyn Beggs, Esq.
13 **LAW OFFICES OF LYN E. BEGGS, PLLC**
328 California Ave. Suite 3
14 Reno, NV 89509
lyn@lbeggslaw.com
15 *Attorney for Alexis Orlosky*
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17 **IT IS SO ORDERED.**
18

19 _____ Date
20 **DIANE HULEVA, LMT**
Board President

BEFORE THE NEVADA STATE BOARD OF
MASSAGE THERAPY

In the Matter of:

Case No. NVMT-C-21005

Alexis J. Orlosky,

**COMPLAINT AND
NOTICE OF HEARING**

Licensed Massage Therapist
Nevada License No. NVMT.10005,

Respondent.

The Nevada State Board of Massage Therapy (Board), by and through its Executive Director, Sandra Anderson, hereby notifies Alexis J. Orlosky ("Respondent") of an administrative hearing, which is to be held pursuant to Chapters 233B, 622, 622A of the Nevada Revised Statutes (NRS) and 640C of the Nevada Revised Statutes (NRS) and the Nevada Administrative Code (NAC). The purpose of the hearing is to consider the allegations stated below and to determine if the Respondent should be subject to an administrative penalty as set forth in NRS 640C.710, if the stated allegations are proven at the hearing by the evidence presented.

Respondent is currently and at all times mentioned herein, licensed as a massage therapist in the State of Nevada and is therefore, subject to the jurisdiction of the Board and the provisions of NRS Chapter 640C.

IT IS HEREBY ALLEGED AND CHARGED AS FOLLOWS:

ALLEGED FACTS

1. On or about April 11, 2019, Respondent was arrested and incarcerated in Lexington, Missouri for three counts of possession of a controlled substance, one count of delivery of a controlled substance and one count of resisting/interfering with arrest for a felony.
2. On or about May 3, 2019, Respondent was charged in Lafayette County, Missouri for possession of a controlled substance (oxycodone hydrochloride), FELONY; possession of a controlled substance (amphetamine), FELONY; possession of a controlled substance (marijuana), FELONY; delivery of a controlled substance, FELONY; and one count of resisting arrest, FELONY.
3. On or about May 19, 2019, Respondent submitted an application for massage therapy, which was subsequently granted.

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4. On or about September 9, 2020, Respondent pled GUILTY in Lafayette County, Missouri to one charge of delivery of a controlled substance, FELONY; one charge of possession of a controlled substance, FELONY; and one charge of resisting arrest, FELONY; and was sentenced to suspended prison terms and placed on five years of supervised probation. Thus, Respondent is currently on probation.

VIOLATIONS OF LAW

COUNT ONE

5. By being convicted of a crime involving controlled substances, Respondent violated the provision of NRS 640C.700(3). This is grounds for discipline pursuant to NRS 640C.700(2).

COUNT TWO

6. By being convicted of a crime involving violence, Respondent violated the provision of NRS 640C.700(3). This is grounds for discipline pursuant to NRS 640C.700(2).

COUNT THREE

7. By failing to report to the Board the September 9, 2020 criminal felony convictions in the state of Missouri, Respondent violated NAC 640C.090(3). This is grounds for discipline pursuant to NRS 640C.700(2).

PRAYER FOR RELIEF

WHEREFORE, Executive Director, Sandra Anderson, prays as follows:

8. That the Board conduct a hearing on this complaint as provided by statute, and after such hearing, that the Board impose upon Respondent the discipline permitted by NRS 640C.710, which may include the following, (a) the imposition of an administrative fine of not more than \$5,000.00 per violation, (b) recovery of reasonable investigative fees and costs incurred, (c) recovery of attorney fees pursuant to NRS 622.400, (d) licensee be publicly reprimanded, (e) suspend, revoke or place conditions on the licensee's license, (f) place the licensee on probation, and/or (g) such other impositions as may be permitted by Nevada law.

1 PLEASE TAKE NOTICE that a disciplinary hearing has been set to consider this
2 Administrative Complaint against the above-named Respondent in accordance with Chapters 233B,
3 622, 622A and 640C of the Nevada Revised Statutes.

4 THE HEARING WILL TAKE PLACE:

5 **Wednesday, March 31, 2021, commencing at 9:00 a.m.**

6 Zoom sign-in available at 8:30 a.m.

7 Register in advance for this meeting:

8 <https://zoom.us/j/95421402454?pwd=VlorZ1ZlaEhaWStWcys0UkEzZGRMUT09>

9 Meeting ID: 954 2140 2454

10 Password: 855165

11 PURSUANT TO NRS 622A.320, Respondent may, but is not required to, file an answer to
12 this Complaint with the Board.

13 PURSUANT TO NRS 622A.330, Respondent may seek limited discovery from the Board.

14 As the Respondents, you are specifically informed that you have the right to appear and be
15 heard in your defense, either personally or through counsel of your choice. You have the right to
16 respond and to present relevant evidence and argument on all issues involved. You have the right to
17 call and examine witnesses, introduce exhibits, and cross-examine opposing witnesses on any matter
18 relevant to the issues involved.

19 You have the right to request that the Board issue subpoenas to compel witnesses to testify
20 and/or evidence to be offered on your behalf. In making this request, you may be required to
21 demonstrate the relevancy of the witnesses' testimony and/or evidence.

22 The purpose of the hearing is to determine if the Respondent has violated the provisions of
23 Chapter 640C of NRS and if the allegations contained herein are substantially proven by the evidence
24 presented to further determine what administrative penalty is to be assessed against the Respondent,
25 if any, pursuant to NRS 640C.710.

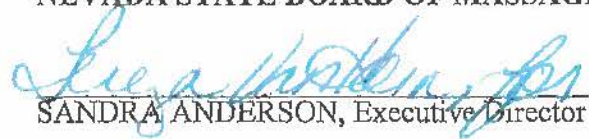
26 Should the Respondent fail to appear at the hearing, a decision may still be reached by the
27 Board. As the Respondent, you are further advised that you may be charged with the attorney's fees
28 and/or costs associated with the hearing pursuant to NRS 622.400.

Pursuant to NRS 233B.121(5), informal disposition of this case may be made by stipulation,
agreed settlement, consent order, or default. Any attempt to negotiate this case should be made by
contacting Sandra Anderson, (775) 687-9951 or sjanderson@lmt.nv.gov.

1 Pursuant to NRS 241.033(2)(b), the Nevada State Board of Massage Therapy may, without
2 further notice, take administrative action against your license and/or certificate to practice within the
3 State of Nevada if the Board determines that such administrative action is warranted after considering
4 your character, alleged misconduct, professional competence, or physical or mental health.

5 Dated this 16 day of March, 2021.

6 **NEVADA STATE BOARD OF MASSAGE THERAPY**

7 
8 SANDRA ANDERSON, Executive Director

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BEFORE THE NEV ADA STATE BOARD OF MASSAGE THERAPY

In the Matter of Alexis J. Orlosky, Licensed Massage Therapist,

Plaintiff(s),

CASE NO: NVMT-C-21005

VS.

Defendant(s),

DECLARATION OF SERVICE

ss.:

JENLEE KNIGHT PARKER, being duly sworn says: That at all times herein Affiant was and is a citizen of the United States, over 18 years of age, and not a party to nor interested in the proceedings in which this Affidavit is made.

That Affiant received copy(ies) of the COMPLAINT AND NOTICE OF HEARING; On 3/16/2021 and served the same on 3/16/2021 at 1:06 PM by delivery and leaving a copy with:

By then and there personally delivering a true and correct copy of the documents into the hands of and leaving with Scott Beggs whose title is Spouse.

Served on behalf of Lyn E. Beggs - Law Office of Lyn E. Beggs

Service Address: 328 California Avenue #3, Reno, NV 89509

A description of Scott Beggs is as follows

Gender	Color of Skin/Race	Hair	Age	Height	Weight
Male	Caucasian	Brown	41-45	5'7 - 6'0	161-180 Lbs

Other Features: Wearing facial mask

Server Report: Server phoned subject/wife and received authorization to accept service, while in presence of server.

Pursuant to NRS 239B.030 this document does not contain the social security number of any person.

Affiant does hereby affirm under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

STATE OF NEVADA
COUNTY OF WASHOE

Executed on: 3/16/2021
by JENLEE KNIGHT PARKER
Registration: R-2018-000296

No notary is required per NRS 53.045

X _____
JENLEE KNIGHT PARKER
Registration: R-2018-000296
Reno Carson Messenger Service, Inc #322
185 Martin St.
Reno, NV 89509
(775) 322-2424
www.renocarson.com



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on March ____, 2021, I personally served Alexis J. Orlosky, a true and correct copy of the foregoing **COMPLAINT AND NOTICE OF HEARING**, properly addressed as follows:

Alexis J. Orlosky
1028 Embassy Circle
Reno, NV 89523

Law Offices of Lyn E. Beggs
Lyn E. Beggs
316 California Avenue Unit 863
Reno, NV 89509

Service provider for the NEVADA STATE BOARD OF MASSAGE THERAPY

Signature

Reno Carson Messenger Service, Inc.
185 Martin Street
Reno, NV 89509