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**BEFORE THE NEVADA STATE BOARD OF
MASSAGE THERAPY**

In the Matter of:
Luis Gonzalez,
Licensed Massage Therapist
Nevada License No. NVMT.11178,
Respondent.

Case No. NVMT-C-23051

**VOLUNTARY SURRENDER
IN LIEU OF OTHER DISCIPLINE**

9 I, Luis Gonzalez, wish to voluntarily surrender my Nevada Massage Therapy License.

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11 1. It is alleged that:

- 12 a. On or about August 10, 2022, the Board held an administrative hearing against me
13 relative to case number NVMT-C-22016. As a result of the administrative hearing, the
14 Board issued its Finding of Facts, Conclusions of Law and Order that included
15 suspending my license for ninety (90) days, and then placing me on a two (2) year
16 probation.
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18 b. My probation included the term that “Gonzalez is restricted to clothes clients only.”
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20 c. My probation included the term that “in the event that a violation of this Order is alleged,
21 Gonzalez agrees to surrender his license to the Executive Director, if so requested, and
22 agrees not to practice as a massage therapist until the entry of a final order from the
23 Board.”
24
25 d. On or about April 23, 2023, while working at Oriental Thai Spa Massage, located at
26 3475 S. Las Vegas Blvd., Las Vegas, Nevada 89102, I massaged XX and during the
27 course of the massage, touched her genitals several times and digitally penetrated her.
28
e. XX was unclothed or completely nude during the massage.
f. I gave XX his phone number and told her to call him if she needed a massage in Arizona.

- 1 2. I admit only that these factual allegations may constitute grounds for disciplinary action
2 pursuant to NRS 640C.710 because the conduct may have violated NRS 640C.700(2) and/or
3 (4) and/or (9), and/or (13).
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5 3. I am aware of, understand, and have been advised of the effect of this Voluntary Surrender.
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7 4. I have read this Voluntary Surrender and I fully understand and acknowledge its facts and terms.
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9 5. I am aware that I have certain constitutional rights, including:
10 (a) I have the right to hire an attorney to represent me in this proceeding;
11 (b) I have the right to demand a hearing on the charges against me, and I can require the
12 Board's staff to prove the allegations;
13 (c) I have the right to cross-examine the witnesses against me;
14 (d) I have the right to call witnesses to provide evidence on my own behalf;
15 (e) I have other rights accorded to me under the Nevada Revised Statutes
16 Chapters 233B, 622, 622A and 640C; and
17 (f) I have the right to obtain judicial review of the Board's decision.
18
19 6. I am aware of the foregoing rights in paragraph five (5), and I voluntarily, knowingly, and
20 intelligently waive these rights in return for the Board accepting my voluntary surrender of my
21 massage therapist license in lieu of other disciplinary action.
22
23 7. I understand this Voluntary Surrender is considered disciplinary action and as such will become
24 part of my permanent record.
25
26 8. I understand this Voluntary Surrender is considered public information.
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28 9. I understand this Voluntary Surrender is considered disciplinary action and will be reported to
the national repository, which records disciplinary action taken against licensees, or any agency
or another state, which regulates the practice of Massage Therapy.

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10. I understand this Voluntary Surrender may be used in any subsequent hearings by the Board as evidence against me to establish a pattern of behavior and for the purpose of proving additional acts of misconduct.

11. This Voluntary Surrender shall not be construed as excluding or reducing any criminal or civil penalties or sanctions in any other matter.

12. I understand that this surrender is effective on the date it was accepted by the Board, which is August 8, 2023.

13. I agree not to apply for re-licensure with the Board as a massage therapist until *three years* have passed from the date of the Board’s acceptance of this Voluntary Surrender, which was at its meeting held on August 8, 2023.

I, Luis Gonzalez, by my signature affixed below, agree with the foregoing facts and representations and thus choose to voluntarily surrender my License to practice as a massage therapist in Nevada. 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

_____ Board Chair Date

RESPONDENT


Luis Gonzalez, Respondent Date 8/4/23

LEGAL COUNSEL


Jack E. Buchanan, Esq.
BUCHANAN DEFENSE LAW
300 S. Maryland Parkway
Las Vegas, Nevada 89101
Jack@BDLNV.com
for the Respondent

**VOLUNTARY WAIVER OF RIGHTS AND NOTICE RERQUIREMENT UNDER
NEVADA REVISED STATUTE 241.033 and 241.034**

1. NRS 241.034(1)(b)(2)¹ provides that “a public body shall not...take administrative action against a person...unless the public body has given written notice... at least 14 calendar days before the meeting.”
2. In accordance with the right granted by NRS 241.034(1)(b)(2), the respondent hereby voluntarily waives his right to have this administrative hearing heard at least 14 calendar days after written notice.
3. NRS 241.033(2)(a)(2)² provides that “a public body shall not hold a meeting to consider the character, alleged misconduct, professional competence, or physical or mental health of any person...unless it has given written notice...at least 14 calendar days before the meeting.”
4. In accordance with the rights granted by NRS 241.033, the respondent hereby voluntarily waives his right to have this administrative hearing heard at least 14 calendar days after written notice.
5. In accordance with NRS 241.033, the applicant hereby permits the public body to inquire about character, alleged misconduct, professional competence, or physical or mental health, and may still go into closed session to do so.
6. Respondent agrees that Complaint number NVMT-C-23051 against him will be heard by the Board on August 8, 2023, with the following access to the hearing:

Meeting ID: 844 0233 0839 Password: 837512

Telephonic access:

+1 669 900 6833 US (San Jose)

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 929 205 6099 US (New York)

+1 301 715 8592 US (Washington, DC)

+1 312 626 6799 US (Chicago)

Physical Location – 1755 East Plumb Lane, Suite 252, Reno, NV 89502.

DATED: Aug 4, 2023



LUIS GONZALEZ, RESPONDENT

¹ Updated by AB52.

² Updated by AB52.