

NEVADA STATE BOARD OF MASSAGE THERAPY

AGENDA ACTION SHEET

TITLE: Application Review (Education or Administrative)

MEETING DATE: August 8, 2023

APPLICANT: Aimin Zhang
REVIEW UNDER: NRS 640C.700

BACKGROUND INFORMATION:

Ms. Zhang's massage application is before you today for review that could not be approved administratively. Ms. Zhang is requesting to be granted a license under NRS 640C.580 and is before you today for review under NRS 640C.700.

ACTION:

- Approved
- Probation – NRS 640C.700(4)(9); NAC 640C.410 (1)(bb)
- Denied -- NRS 640C.700(4)(9); NAC 640C.410 (1)(bb)
- 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 of _____ CEU hours 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. |



Nevada State Board of Massage Therapy

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

Application: License Application
Application Number: OL221211092506

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 : ZHANG

First Name : AIMIN

Middle Name :



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

No record found.

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 :

Date of Birth :

Place of Birth : China

Gender : Male Female

Home/Cell Phone : 75199

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

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.

| Date of Revocation | Licensing Agency | Reason for action | Name and Address of Employer |
|--------------------|------------------|-------------------|---|
| 07/31/2009 | | | NV Massage Board 1755 E. Plumb Lane Suite 252 Reno, NV 89502 |

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 |
|----------------|-------------------------------|--------|-------------|
| 2/13/2009 | LVMPD | | |

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 the identification records the applicant believes that they are incorrect, the applicant should complete an application 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 : ZHANG

First Name : AIMIN

Middle Name

Street

City

State :

Zip

Date : 2/6/2023

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

- 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 Speciality/Specialities:

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, **AIMIN ZHANG** 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 : AIMIN ZHANG

Date : 2/11/2023

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 |
|---------------------------|---|----------------|-----------------------|
| Score Report Card | OL221211092506-215981-ScoreReportCard.pdf | NCETMB | |
| Certificate of Completion | OL221211092506-213064-Certificate-of-Completion.pdf | FUZUBA-DIPL | |
| Photo | 3520-208795-ZHANG, AIMIN.jpg | | |
| Transcript | 221211092506-203685-Transcript.pdf | FUZUBA-TRANSCP | |
| Social Security Card | OL221211092205-202910-Social-Security-Card.jpg | | |
| Government Issued ID Card | OL221211092205-202908-Government-Issued-ID-Card.jpg | | |

Application Fees

All fees are non-refundable.

Fee Detail(s)

Payment Detail(s)

Payment Method:

Amount Paid:



Transcript
 FuZuBa School of Massage and Reflexology
 3880 Schiff Dr.
 Las Vegas, NV 89103

Student: Aimin Zhang

Grade: 2.84

SSN:

Total Earned Hours: 550

Gender: Female

Birth Date:

Start Date: 06/20/2022

Graduation Date: 11/18/2022

| | | | GPA: 2.84 | |
|--|-------|-------|-----------|------------|
| Course | Marks | Grade | Credits | Earned |
| Unit A: Anatomy, Physiology, & Kinesiology | 82 | B- | 125 | 125 |
| Unit B: Theory and Practice of Massage | 80 | B- | 220 | 220 |
| Unit C: Other Modalities of Massage | 85 | B | 125 | 125 |
| Unit D: Pathology for Massage Therapists | 80 | B- | 40 | 40 |
| Unit E: Standards of Professional Practice | 90 | A- | 40 | 40 |
| Total Credits | | | | 550 |

Grading Scale

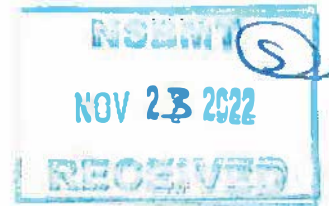
97 - 100 = A+
 80 - 82 = B


93 - 96 = A
 77 - 79 = C+

90 - 92 = A-
 73 - 76 = C

87 - 89 = B+
 70 - 72 = C-

83 - 86 = B
 60 - 69 = F



| | | |
|---|--|---|
|  | <p>Notes Grade points are for comparison purposes only -iTEC scores are reported separately</p> | <p>Signature of the Registrar</p> <p><i>Nathan O'Hara</i></p> <p>Not official without school seal</p> <p>IN ACCORDANCE WITH THE FAMILY EDUCATIONAL ACT OF 1974, THIS RECORD CANNOT BE RELEASED TO A THIRD PARTY WITHOUT THE CONSENT OF THE STUDENT</p> |
|---|--|---|

11/18/23 2022



Certificate of Graduation

I certify that Aimin Zhang, having successfully completed the 550-hour Professional Practice of Therapeutic Massage training program, is hereby awarded the Certificate of Graduation this 18th day of November, 2022, with all the rights and responsibilities thereto pertaining.



Nathan O'Hara
Nathan O'Hara, Ph.D.
Director

Official NCBTMB Score Report

Aimin Zhang

UNITED STATES

DOB:



Exam Name: NCETMB

Exam Date: 5/9/2008

Exam Result: PASS

Candidate ID: 554669-08

Please accept this as the Official Score Report for the candidate listed above for the National Certification Board for Therapeutic Massage and Bodywork (NCBTMB).

If you have any questions, please contact scores@ncbtmb.org or call 800-296-0664.





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@lmt.nv.gov

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

March 20, 2023

Aimin Zhang

Re: Application - Phone

Dear Ms. Zhang,

We have discovered that your phone number on file, has been associated with a sexually illicit website. 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. Please contact your phone company regarding your account associated with -5199. We are requesting a letter indicating the date you were issued that phone number. That letter will need to be on letterhead in order to be accepted.
2. Please provide your previous contact phone number prior to \$199.
3. Please contact your phone company regarding that previous number and request a letter indicating the date you were issued that phone number. That letter will need to be on letterhead in order to be accepted.
4. You must comply with Board Staff for all requested documents and the Board Staff will be making recommendations regarding your Application.

Please mail or fax the above documents to our office for review. Emailed documents cannot be accepted. Your background check will expire on **08/31/2023**. Your massage license must be completed and issued by the above expiration date, or you will be required to fulfill another background check and be responsible for the additional \$85.00 fee.

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

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.

Aimin Zhang

March 23, 2023

Dear Ms. Van Horn,

I recently received a letter from you indicating that you are looking my phone number records. I contacted my cell phone provider T-Mobile. T-Mobile does not have a service to tabulate my ownership of a specific phone number. They are not able to trace back for too long. However, I can tell you that in my case it is very simple. I have had this number, 5199, since around 2008. This has been my main cell phone number and I do not use another number regularly.

Please let me know if I provide any other related information.

Sincerely,



Aimin Zhang



**Nevada State Board
of Massage Therapists**
1755 E. Plumb Lane Suite 252
Reno, NV 89502
Phone (775) 688-1888
Fax (775) 786-4264



Email:
nvmessagebd@state.nv.us
Website:
<http://massagetherapy.nv.gov>

**Nevada State Board
of Massage Therapists**
101 Convention Center Drive Suite 830
Las Vegas, NV 89109
Phone (702) 486-2212
Fax (702) 486-3658

March 26, 2009

Aimin Zhang

COPY

Ms. Zhang,

Upon reviewing our records we show that you have allegedly violated **NRS 640C.700** due to an arrest or citation issued on February 13, 2009 by the Las Vegas Metropolitan Police. This is also your opportunity to respond to that allegation pursuant to: NRS 233.B 127 (3)

You are hereby ordered to **CEASE & DESIST** all activity pertaining to your practice as a Massage Therapist **NRS 640C.**

Pursuant to NRS 640C.720 (2) your license is temporarily suspended for fifteen days beginning immediately.

You will receive a subsequent notice regarding a formal hearing before the Board and a final disposition of your case.

If you have any questions, you can contact our office at (775) 688-1888. Please complete and return the attached questionnaire.

Cordially,

A handwritten signature in black ink, appearing to read "Lisa O. Cooper".

Lisa O. Cooper
Executive Director

1 **BEFORE THE NEVADA STATE BOARD OF MASSAGE THERAPISTS**

2
3 In the Matter of:

Case No. NVMT-C-0909

4 **AIMIN ZHANG,**

**COMPLAINT AND
NOTICE OF HEARING**

5 Licensed Massage Therapist,
6 License No. 3535,

7 Respondent.
8 _____/

9 The Nevada State Board of Massage Therapists (Board), by and through its counsel,
10 Catherine Cortez Masto, Attorney General of the State of Nevada, and Keith D. Marcher,
11 Senior Deputy Attorney General, hereby notifies Respondent, Aimin Zhang, of an
12 administrative hearing, which is to be held pursuant to Chapters 233B, 622, 622A and 640C of
13 the Nevada Revised Statutes. The purpose of the hearing is to consider the allegations stated
14 below and to determine if the Respondent should be subject to an administrative penalty as
15 set forth in NRS 640C.710, if the stated allegations are proven at the hearing by the evidence
16 presented.

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

20 IT IS HEREBY ALLEGED AND CHARGED AS FOLLOWS:

21 I.

22 On or about February 13, 2009, Respondent was employed and/or working in the
23 capacity of a licensed massage therapist at Wonderful Massage Spa in Las Vegas, Nevada.

24 II.

25 On or about February 13, 2009, while on shift at Wonderful Massage Spa, Respondent
26 performed a massage on an undercover police officer. During the course of the massage,
27 Respondent solicited sexual activity and/or made sexual advances toward the police officer.

28 ///

Attorney General's Office
100 N. Carson Street
Carson City, Nevada 89701-4717

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III.

On or about February 13, 2009, based on the events described above in paragraph II, Respondent was arrested for solicitation of prostitution.

IV.

The foregoing conduct constitutes grounds for disciplinary action pursuant to NRS 640C.700(4), having engaged in or solicited sexual activity during the course of practicing massage on a person, with or without the consent of the person, including, without limitation, if the applicant or holder of a license (a) made sexual advances toward the person and/or NRS 640C.700(9) has, in the judgment of the Board, engaged in unethical or unprofessional conduct as it relates to the practice of massage therapy.

Based on the foregoing:

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

THE HEARING WILL TAKE PLACE on **Friday, June 12, 2009, commencing at 10:00 A.M.**, or as soon thereafter as the Board is able to hear the matter, at the **Grant Sawyer Building, 555 East Washington Avenue, Room 5100, Las Vegas, Nevada 89101**. The meeting will be video conferenced to the Governor's Office in Carson City, Nevada. This case and other matters are scheduled to be heard by the Board.

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

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

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

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

4 The purpose of the hearing is to determine if the Respondent has violated NRS
5 640C.700(4) and/or (4)(a), and/or (9) and if the allegations contained herein are substantially
6 proven by the evidence presented to further determine what administrative penalty is to be
7 assessed against the Respondent, if any, pursuant to NRS 640C.710.


8 Should the Respondent fail to appear at the hearing, a decision may still be reached by
9 the Board. As the Respondent, you are further advised that you may be charged with cost
10 associated with the hearing pursuant to NRS 622.400.

11 Pursuant to NRS 233B.121(5), informal disposition of this case may be made by
12 stipulation, agreed settlement, consent order, or default. Any attempt to negotiate this case
13 should be made through Keith D. Marcher, Senior Deputy Attorney General.

14 Pursuant to NRS 241s033(2)(b), the Nevada State Board of Massage Therapy may,
15 without further notice, take administrative action against your license to practice within the
16 State of Nevada if the Board determines that such administrative action is warranted after
17 considering your character, alleged misconduct, professional competence, or physical or
18 mental health.

19 Dated this 5th day of May, 2009.

20 CATHERINE CORTEZ MASTO
Attorney General

21
22
23 By 
24 KEITH D. MARCHER
25 Senior Deputy Attorney General 25 Carson City, Nevada
26 100 North Carson Street
27 684-1201
28 89701-4717

CERTIFICATE OF SERVICE

I certify that I am an employee of the Office of the Attorney General, State of Nevada, and that on this 6th day of May 2009, I deposited a true and correct copy in the U.S. Mail, certified with return receipt and postage prepaid, at Carson City, Nevada, of the foregoing **COMPLAINT AND NOTICE OF HEARING**, addressed as follows:

Aimin Zhang
3438 Eldon Street
Las Vegas, Nevada 89102

Certif. No. 7007 0220 0001 90333371

Silvia M. Gies

An Employee of the Office of the Attorney General

Attorney General's Office
100 N. Carson Street
Carson City, Nevada 89701-4717

7007 0220 0001 90333371

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

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OFFICIAL USE

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| Postage \$ | |
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| Return Receipt Fee (Endorsement Required) | |
| Restricted Delivery Fee (Endorsement Required) | |
| Total Postage & Fees | \$ 3.92 |

Postmark: Carson City NV 89201
Date: 5/6/09
Signature: *Silvia*

Sent To: *Aimin Zhang*
Street, Apt. No., or PO Box No.
City, State, ZIP+4

PS Form 3800, August 2005 See Reverse for Instructions

1 **BEFORE THE NEVADA STATE BOARD OF MASSAGE THERAPISTS**

2
3 In the Matter of:

4 **AIMIN ZHANG,**

5 Licensed Massage Therapist
6 License No. 3535,

7 Respondent.

Case No. NVMTs- C- 0909

**FINDINGS OF FACT
CONCLUSIONS OF LAW
AND ORDER**

8
9 IT APPEARING on the 12th day of June 2009, a hearing was held in the above matter
10 by the Nevada State Board of Massage Therapists (Board), at the Grant Sawyer Building, 555
11 East Washington, Las Vegas, Nevada 89101, at 10:00 a.m. or as soon thereafter as possible,
12 in compliance with the provisions of Chapter 640C, 233B, 622 and 622A of the Nevada
13 Revised Statutes (NRS). The Respondent Aimin Zhang (Respondent) did not appear.

14 IT FURTHER APPEARING to the satisfaction of the Board that at least 21 working
15 days prior to the date of the hearing Respondent had been noticed of the said hearing by
16 certified mail to Respondent's last known residential address, and that it had jurisdiction over
17 the matter, the Board proceeded to make a determination.

18 The Board having duly considered the testimony and exhibits and having fully
19 considered the law, and being fully advised herein, make the following Findings of Fact,
20 Conclusions of Law and Order:

21 FINDINGS OF FACT

22 I.

23 On February 13, 2009, Respondent was working in the capacity of a licensed massage
24 therapist at Wonderful Massage Spa in Las Vegas, Nevada.

25 II.

26 On February 13, 2009, while working a shift at Wonderful Massage Spa, Respondent
27 performed a massage on an undercover police officer employed by the Las Vegas
28 Metropolitan Police Department.

Attorney General's Office
100 N. Carson Street
Carson City, Nevada 89701-4717

Attorney General's Office
100 N. Carson Street
Carson City, Nevada 89701-4117

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III.

On February 13, 2009, during the course of the massage, Respondent solicited sexual activity and/or made sexual advances toward the undercover police officer.

IV.

On February 13, 2009, Respondent was arrested for solicitation of prostitution.

CONCLUSIONS OF LAW

1. Pursuant to NRS 640C.710, the Board may take disciplinary action against the Respondent's license to practice as a massage therapist in Nevada based upon proof of a violation of NRS 640C.700.

2. Based on the evidence presented at the hearing, Respondent was found to have violated NRS 640C.700(4) ... has engaged in or solicited sexual activity during the course of practicing massage on a person, including, without limitation, if the applicant or holder of the license (a) ... made sexual advances toward the person.

3. Based on the evidence presented at the hearing, respondent was found to have violated NRS 640C.700(9) ... Respondent has, in the judgment of the Board, engaged in unethical or unprofessional conduct as it relates to the practice of massage therapy.

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, and good cause appearing therefore,

IT IS HEREBY ORDERED that pursuant to NRS 640C710(1)(d), Respondent's Nevada Massage Therapist License No. 3535 is revoked. Respondent may not apply for reinstatement of her license for a period of two (2) years.


IT IS FURTHER ORDERED that, the revocation become part of Respondent's permanent record and is to be reported to all appropriate agencies.

IT IS FURTHER ORDERED that, pursuant to NRS 622.400 and/or 640C.710(1)(f), Respondent shall pay the investigative and hearing costs to the Board. An accounting of the costs will be sent to the Respondent via certified mail. The costs are due and payable within ninety (90) days from the effective date of the Order.

1 The ruling of the Board contained in these Findings of Fact, Conclusions of Law and
2 Order shall take effect upon serving the Respondent or when the Board receives a returned
3 from the United States Postal Service indicating the Respondent Refused service or could not
4 be located. If no return is received by the Board, the Order shall become effective 30 days
5 from the date of the Order.

6 Dated this 18 day of June, 2009.

7 NEVADA STATE BOARD OF MASSAGE THERAPISTS

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9 
10 **BILLIE SHEA**
11 Board President

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Attorney General's Office
100 N. Carson Street
Carson City, Nevada 89701-47

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

b. 10:00 a.m. –Aimin Zhang-Not Present.

Keith Marcher stated that this is case #NVMT-C-0909, Ms. Zhang's license number is NVMT.3535. On or about February 13, 2009, Aimin Zhang was employed and/or working in the capacity of a licensed therapist at Wonderful Massage Spa in Las Vegas, Nevada. On or about February 13, 2009, while on shift at Wonderful Massage Spa, Ms. Zhang performed a massage on an undercover police officer. During the course of the massage, Ms. Zhang solicited sexual activity and/or made sexual advances toward the police officer. The foregoing conduct constitutes grounds for disciplinary action pursuant to NRS 640C.700(9), having engaged in or solicited sexual activity during the course of practicing massage on a person, with or without the consent of the person, including, without limitation, if the applicant or holder of a license (a) made sexual advances toward the person and/or NRS 640C.700(9) has, in the judgment of the Board, engaged in unethical or unprofessional conduct as it relates to the practice of massage therapy.

Mr. Marcher stated that Exhibit 1 is the original Complaint Notice of Hearing which was sent to Aimin Zhang's last known address via certified and regular mail and was returned. The service is legal since it was sent to Ms. Zhang's last known address. Mr. Marcher asked for the admission of Exhibit 1 which was the returned notice.

Detective Gil Shannon-Present. Court reporter, Susan Culp, swore in Detective Shannon.

Keith Marcher questioned Mr. Shannon and asked him if he is assigned to the Vice Unit of the Las Vegas Metropolitan Police Department and to give the details of February 13, 2009.

Detective Shannon stated that he has been with the LVMPD Vice Unit on and off for fifteen years. Detective Shannon stated he was investigating a complaint for possible prostitution activity at Wonderful Spa at 3380 Arville, Unit #K, Las Vegas, Nevada. Detective Shannon arrived at the location and was approached by a female identified as Aimin Zhang. Ms. Zhang told him that the massage would be \$70.00. He presented her with a \$100.00 bill and was given \$30.00 in change and was then escorted to a room and she told him to get undressed, lay on the table and cover himself with a towel, a sheet or a cloth. Detective Shannon then laid on the table and Ms. Zhang left the room. Ms. Zhang returned to the room after a brief period of time and proceeded to give Detective Shannon a massage. He first laid on his stomach. She massaged his legs and buttocks. Ms. Zhang then had Detective Shannon roll onto his back and slid the towel down that was covering his genitals, exposing them to her and then started massaging the front part of his body starting from the upper half. She started with his chest and stomach area, then his legs and feet. When the massage was near completion Ms. Zhang pointed to his penis and did an up and down hand motion with a partially closed fist. Ms. Zhang stated it would be \$50.00 and Detective Shannon provided her with \$50.00 in U.S. currency. Ms. Zhang then filled her hands with a clear oil and then came to the direction of Detective Shannon's penis. I asked her if she could hold on and massage my feet a little bit more and Ms. Zhang then massaged his feet. After massaging Detective Shannon's feet, Ms. Zhang said she needed to wash her hands and she left the room. When Ms. Zhang returned to the room, Detective Shannon was then joined in the establishment by other detectives on the his squad and Ms. Zhang was advised she was under arrest for Soliciting for the Purpose of Prostitution for offering to massage Detective Shannon's penis with oil for a fee of \$50.00.

Mr. Marcher asked Detective Shannon if Aimin Zhang solicited him for sexual activity?

Detective Shannon stated "Yes."

Witness Detective Shannon was excused.

Keith Marcher asked the Board to find Aimin Zhang guilty of violating 640C.700(4)(a) and 640C.700(9) and revoke Ms. Zhang's license to practice as a massage therapist and pay the costs of the formal hearing.

For edification, Mr. Marcher stated there is a provision in the law that the Board can use that allows the Board to accept the allegations if the individual in question is noticed of the hearing and then fails to appear. This can be found in NRS 622A.350(2) that allows to find the allegations as true if the individual does not show up.

Motion: Michael Smith made a motion to find Aimin Zhang guilty of violation of 640C.700(4) and 640C.700(9).

Seconded: Michelle Viesselman

Discussion: Billie Shea stated that she thought Detective Shannon's testimony was very compelling and he gave a complete description of what happened.

Michelle Viesselman stated that Detective Shannon's testimony was one of the most clear cut cases that the Board has heard. It was not a case of him soliciting her, but a case of Ms. Zhang soliciting him.

Michael Smith stated since she uncovered his body, she violated one of the NAC's of draping.

Motion carried.

Penalty phase:

Motion: Michael Smith made a motion to revoke Aimin Zhang's license for no less than five years and charge Ms. Zhang all administrative and hearing costs associated with the hearing.

Seconded: Michelle Viesselman

Discussion: Deborah Wenig that revoking Ms. Zhang's license for five years was a little excessive.

Michael Smith stated that maybe in five years Ms. Zhang could learn how to do her draping to start with and then she could take some classes and maybe learn how to respect boundaries as well.

Deborah Wenig stated "Why couldn't she just learn that in one year?"

Michael Smith answered "She has had her license long enough to learn it. Apparently it hasn't been long enough and that maybe five years would be long enough for her to learn it.

Michelle Viesselman stated that this is the first case where the therapist herself solicited, initiated the solicitation.

Joe Cracraft stated that he feels five years is a little severe. Mr. Cracraft felt the previous cases that the Board has heard on drug addiction were more severe than this. He would be more inclined to go with the history of several cases the Board has had in the past.

DeAnn Prestidge felt that five years was a little aggressive and is more comfortable with revoking for two years.

Keith Marcher stated that the Board has the authority to revoke for up to ten years if the Board wants to. In the past, the Board has revoked in the 1-2 year range, but it does not mean that the Board has to stay there. If the Board feels it is getting to the point of getting tired of hearing cases relating to prostitution, the Board has the discretion of revoking for up to the ten years

In Favor: Michael Smith, Michelle Viesselman
Opposed: DeAnn Prestidge, Joe Cracraft, Deborah Wenig
Motion not carried.

Motion: Michelle Viesselman made a motion to revoke Aimin Zhang's license for two years and charge her with all administrative and hearing costs of the formal hearing payable within 90 days.

Seconded: Joe Cracraft
In Favor: Joe Cracraft, DeAnn Prestidge, Billie Shea, Michelle Viesselman, Deborah Wenig
Opposed: Michael Smith
Motion carried.

Joe Cracraft asked for clarification from Keith Marcher regarding the statute referred to earlier of finding a person guilty if defendant is not present.

Mr. Marcher stated that it is NRS 622A.350(2) which is Administrative Procedure and it is in front of a few regulatory boards and was passed a few legislative sessions ago. It was patterned after something the Nursing Board had in their statutes because they had a lot of people that were no shows. Instead of going through the whole hearing process, if they are noticed properly, and they decide they are not going to show up, then the Board has the ability to accept the allegations as true, find them guilty and discipline them and get the hearing over with for expediency purposes. Mr. Marcher was letting the Board know of this for the future to utilize if someone does not show up to a formal hearing to save some time.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Tereza Van Horn

From: Andrew Renter
Sent: Tuesday, May 23, 2023 10:49 AM
To: Tereza Van Horn
Cc: Sandy J. Anderson
Subject: RE: License 2000896.062-221

WARNING - This email originated from outside the State of Nevada. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Hello Tereza,

Aimin Zhang was the owner of Lavender Wellness Center. The license was revoked for solicitation of prostitution and offering massage without a license.

If there's anything else that you need please let me know.

Thank you,

Drew Renter / Assistant Operations Manager
Clark County Dept. of Business License
Enforcement, Regulated Licensing & Special Events
[500 S Grand Central Parkway](#)
[Las Vegas, NV 89106](#)
[702-455-6246](#) Office | [702-678-5229](#) Fax

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From: Tereza Van Horn <tvanhorn@lmt.nv.gov>
Sent: Monday, May 22, 2023 1:58 PM
To: Andrew Renter
Cc: Sandy J. Anderson <sjanderson@lmt.nv.gov>
Subject: License 2000896.062-221

Drew,

I hope all is well. We have an applicant Aimin Zhang requesting to obtain a Massage license. We have done some research and have linked her to Lavender Wellness Center using the above listed license number which indicates as revoked. Can you provide any details pertaining to this?

Tereza Van Horn
Executive Assistant/Management Analyst II
Nevada State Board of Massage Therapy
1755 E. Plumb Lane Suite 252
Reno, NV 89502
(775) 687-9953

Business License Detail Information

| | |
|------------------------------|---|
| License Number: | 2000896.062-221 |
| MJBL Number: | |
| Business: | Lavender Wellness Center Suite 13 1775 E Tropicana Ave Las Vegas, NV 89119 |
| Business Telephone: | (626) 537-5199 |
| License Category: | Reflexology Establishment |
| Status: | License Revoked |
| Date of License: | 04/28/2011 |
| Out of Business Date: | |
| Business Owner(s) | |
| Zhang, AimIn | |

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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@lmt.nv.gov

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

May 4, 2023

Aimin Zhang

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. Zhang:

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 7, 2023. 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:

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

Register in advance:

<https://us06web.zoom.us/j/88127538257?pwd=dmM4SzJlanJLN3crVm40c003ckQwOT09>

Meeting ID: 8812753 8257

Password: 839656

Dial by your location

+1253 215 8782 US (Tacoma)

+1846 248 7799 US (Houston)

+1 669 900 6833 US (San Jose)

+1301 715 8592 US (Washington DC)

+1812 626 6799 US (Chicago)

+1 929 205 6099 US (New York)

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.

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.

COPY

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

Sincerely,

A handwritten signature in black ink, appearing to read 'Sandra J. Anderson', written over the printed name and title.

Sandra J. Anderson
Executive Director

9489 0090 0027 6461 1190 42

Aimin Zhang



May 11, 2023

Nevada State Board of Massage Therapy

1755 E Plumb Ln.

Reno, NV 89502

Dear Board Staff,

I received a letter that provided information of a Board meeting where my case will be heard on 6/7/2023.

I am more than happy to attend this meeting and answer any questions that the Board may have. Unfortunately, I have some other important matters to take care of during that week of June. I probably will not be able to prepare for or attend this meeting in time.

May I request to re-schedule my hearing date? I really appreciate your help and the possible flexible schedules.

Sincerely,

A handwritten signature in black ink, appearing to be "Aimin Zhang".

AiminZhang



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@lmt.nv.gov

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

July 7, 2023

Aimin Zhang

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. Zhang:

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 August 8, 2023. Participants can join the meeting via Zoom or by appearing in person. The meeting will begin at 9:00 a.m.

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

Register in advance:

<https://us06web.zoom.us/j/84402330839?pwd=Q3hwb2lxSkNGQlpgYmhLV3N6dk1sQT09>

Meeting ID: 844 0233 0839

Password: 837512

Dial by your location

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 669 900 6833 US (San Jose)

+1 301 715 8592 US (Washington DC)

+1 312 626 6799 US (Chicago)

+1 929 205 6099 US (New York)

Physical Location: 1755 East Plumb Lane, Suite 254, Reno, Nevada 89502

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.

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.

COPY

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

Sincerely,



Sandra J. Anderson
Executive Director

9489 0090 0027 6461 1192 71

COPY