

NEVADA STATE BOARD OF MASSAGE THERAPY

AGENDA ACTION SHEET

TITLE: Application Review (Education or Administrative)

MEETING DATE: June 7, 2023

APPLICANT: Yunxuan Guan  
REVIEW UNDER: NRS 640C.700

**BACKGROUND INFORMATION:**

Ms. Guan's massage application is before you today for review that could not be approved administratively. Ms. Guan 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(3)
- Denied – NRS 640C.700(3)
- 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, NV 89502

Phone (775) 687-9955

Fax (775) 786-4264

Email: [nvmassagebd@lmt.nv.gov](mailto:nvmassagebd@lmt.nv.gov)

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



## Massage Therapy Application

Structural Integration Practitioner  Massage Therapist  Reflexologist

Type or print legibly all portions of this application. Incomplete applications will not be processed.

Section 1: Personal Information			
Applicant Name: Last		First	Middle Initial
Guan		Yunxuan	
List all other names previously or currently being used by you:			
Residence address (do not list post office boxes or mailbox drop addresses):			
Street	City	State	Zip
Previous address (if less than 1 year):			
Street	City	State	Zip
Mailing address (if different than the residence address):			
Street or PO Box	City	State	Zip
Social Security Number:		Date of Birth:	Place of Birth:
			China
Home Phone:	Cell Phone:	Business Phone:	Gender:
			Male <input type="checkbox"/> Female <input checked="" type="checkbox"/>
Business Name:			
Business Address:			
Street	City	State	Zip
Email Address:			
Indicate the appropriate selection, which address you would prefer to be public knowledge. Home <input checked="" type="checkbox"/> Mailing <input type="checkbox"/> Business <input type="checkbox"/>			
Do you want to be excluded from the public mailing list? (Select one - You will still receive Board notifications) Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>			
Section 2: Child Support Information			
Mark the appropriate response (failure to mark one of the three will result in denial of your application):			
<input checked="" type="checkbox"/> I am NOT SUBJECT to a court order for the support of a child.			
<input type="checkbox"/> 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.			
<input type="checkbox"/> 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.			
Paid \$		QB	
		For Office Use Only:	
		Date Sent	Tracking

**Section 3: Licensure Information**

List ALL jurisdictions/states in which you have ever been licensed as a Massage Therapist, Reflexologist and/or Structural Integrationist. Please attach another sheet of paper if you need more room.

\* A Certified Statement from State Licensing Authority must be completed for each state where you have held a license.

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

Check here if you are actively licensed in any state or jurisdiction.

Jurisdiction/ State	License Number	Year Issued (YYYY)	Expiration Date (MM/DD/YY)
Nevada	9735	2018	N/A

**Section 4: Massage Training and Education – All massage, reflexology or structural education must be listed below. (Failure to disclose all education could result in an application denial)**

Request official transcripts from the registrar of your school(s) and have them mailed directly to the Nevada State Board of Massage Therapy.

A certificate of completion (diploma) will need to be submitted for each massage, reflexology or structural integration program you completed.

Name of School	City and State	Years From and To (YYYY – YYYY)	Hours Completed
Amo School NV	Las Vegas NV	6/2018 - 10/2018	500

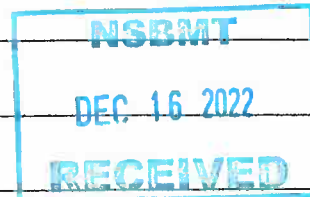
**Section 5: National Exam Information – All massage, reflexology or structural exams must be listed below. (Failure to disclose all exams taken could result in an application denial)**

MBLEX  NCETM  NCETMB  CESI  ITEC  ARCB  IIR  NCBTMB-R

Official Score Report must be sent to our office directly from the Federation of State Massage Therapy Boards, NCBTMB, CESI, ITEC, ARCB, IIR or NCBTMB-R.

The Score Report given to you when the test was taken will not be accepted.

Where Taken (City/State)	Date Taken (MM/DD/YY)	Expiration Date (MM/DD/YY) If applicable
Las Vegas	9/1/2018	unk



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

**Section 6: Application Screening Questions (use additional sheets of paper if needed)**

Yes  No  1. Have you ever had any disciplinary proceedings instituted against you relating to your license to practice massage, reflexology or structural integration?  
 If yes, please provide the following information for each occurrence: (\*required)

\*Date of revocation/suspension/surrender/ or any other disciplinary action (MM/DD/YYYY): 10/30/19  
 \*Licensing agency/jurisdiction that took action: Nevada Massage Board  
 \*Name and address of employer/supervisor: N/A  
 \*Reason for action: Voluntary Surrender related to 4/11/19 arrest

\*Date of revocation/suspension/surrender/ or any other disciplinary action (MM/DD/YYYY): \_\_\_\_\_  
 \*Licensing agency/jurisdiction that took action: \_\_\_\_\_  
 \*Name and address of employer/supervisor: \_\_\_\_\_  
 \*Reason for action: \_\_\_\_\_

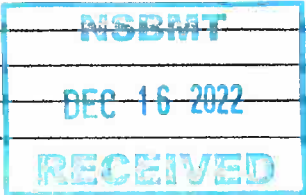
Yes  No  2. Are you currently a party to any pending litigation related to the practice of massage therapy, reflexology or structural integration? If yes, please indicate whether you are a plaintiff  or defendant  and describe the nature of the litigation.  
 (Attach a separate sheet of paper)

Yes  No  3. Are you currently or have you ever been required to register as a Sex Offender? (Tier I, II or III)  
 If so, please explain (Use additional paper if necessary) \_\_\_\_\_

Yes  No  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;

If yes, fill in the following with complete and accurate information for each accusation or arrest: (\*required)

\*Date of charge/offense (MM/DD/YYYY): 4/11/2019  
 \*Name and address of law enforcement agency: LVMPD, 400 S. Martin Luther King Blvd., Las Vegas NV  
 \*Charge: Soliciting Prostitution  
 \*Disposition: LV Justice Court 19M06898X - Case Dismissed 9/9/19 (Basis of voluntary surrender 2019)  
 \*Date of charge/offense (MM/DD/YYYY): \_\_\_\_\_  
 \*Name and address of law enforcement agency: \_\_\_\_\_  
 \*Charge: \_\_\_\_\_  
 \*Disposition: \_\_\_\_\_



If you have answered "Yes" to any of the questions above, you **MUST** include:

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

## Affidavit of Applicant / Authorization of Release

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

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

I certify that I have not had any undisclosed disciplinary proceedings instituted against me relating to my license to practice massage, reflexology or structural integration and I have disclosed or have not 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.

Signature of Applicant: Yunxuan Guan Date: 12/14/22

State of Nevada County of Clark

Signed and sworn to before me this 14 day of December 2022

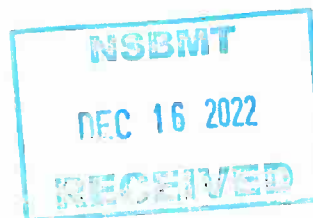
Yunxuan Guan, who personally appeared before me.

[Signature]

Notary Public Signature

4/27/23  
Notary commission expiration date

(Official Stamp)

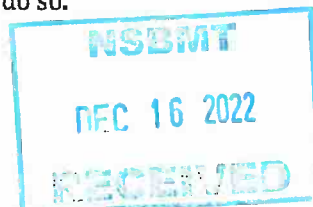




Nevada Department of  
**Public Safety**  
Fingerprint Background Waiver

As an applicant who is the subject of a national fingerprint-based criminal history record check for a noncriminal justice purpose (such as an application for employment or a license, an immigration or naturalization matter, security clearance, or adoption), you have certain rights which are discussed below. All notices must be provided to you in writing. These obligations are pursuant to the Privacy Act of 1974, Title 5, United States Code (U.S.C.) Section 552a, and Title 28 Code of Federal Regulations (CFR), 50.12, among other authorities.

1. You must be notified by Nevada State Board of Massage Therapy (*name of requesting agency*) that your fingerprints will be used to check the criminal history records of the FBI and the State of Nevada.
2. Authority: The FBI's acquisition, preservation, and exchange of fingerprints and associated information is generally authorized under 28 U.S.C. 534. Depending on the nature of your application, supplemental authorities include Federal statutes, State statutes pursuant to Pub. L. 92-544, Presidential Executive Orders, and federal regulations. Providing your fingerprints and associated information is voluntary; however, failure to do so may affect completion or approval of your application.
3. Principal Purpose: Certain determinations, such as employment, licensing, and security clearances, may be predicated on fingerprint-based background checks. Your fingerprints and associated information/biometrics may be provided to the employing, investigating, or otherwise responsible agency, and/or the FBI for the purpose of comparing your fingerprints to other fingerprints in the FBI's Next Generation Identification (NGI) system or its successor systems (including civil, criminal, and latent fingerprint repositories) or other available records of the employing, investigating, or otherwise responsible agency. The FBI and/or the Central Repository for Nevada Records of Criminal History may retain your fingerprints and associated information/biometrics in NGI after the completion of this application and, while retained, your fingerprints may continue to be compared against other fingerprints submitted to or retained by NGI.
4. Routine Uses: During the processing of this application and for as long thereafter as your fingerprints and associated information/biometrics are retained in NGI and/or Central Repository for Nevada Records of Criminal History, your information may be disclosed pursuant to your consent, and may be disclosed without your consent as permitted by the Privacy Act of 1974 and all applicable Routine Uses as may be published at any time in the Federal Register, including the Routine Uses for the NGI system and the FBI's Blanket Routine Uses. Routine uses include, but are not limited to, disclosures to: employing, governmental or authorized non-governmental agencies responsible for employment, contracting, licensing, security clearances, and other suitability determinations; local, state, tribal, or federal law enforcement agencies; criminal justice agencies; and agencies responsible for national security or public safety.
5. If you have a criminal history record, you should be afforded a reasonable amount of time to correct or complete the record (or decline to do so) before the officials deny you the employment, license, or other benefit based on information in the FBI criminal history record. The procedures for obtaining a change, correction, or update of your FBI criminal history record as set forth at, 28 CFR 16.34 provides for the proper procedure to do so.



Applicant:	
<u>YG</u>	<u>10/14/22</u>
Initial	Date





**Nevada State Board of Massage Therapy**

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

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.

Structural Integration Practitioner     Massage Therapist     Reflexologist

**Nevada Veteran Data**

Are you currently active or a spouse of an active service member?  Yes  No

Have you ever served in the military?  Yes  No

If Yes, check all that apply:

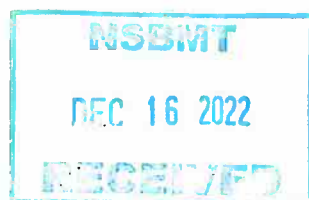
Branch(es) of Service: \_\_\_\_\_

<input type="checkbox"/> Army/Army Reserve	<input type="checkbox"/> Marine Corps/Marine Corps Reserve
<input type="checkbox"/> Navy/Navy Reserve	<input type="checkbox"/> Air Force/Air Force Reserve
<input type="checkbox"/> National Guard	<input type="checkbox"/> Coast Guard/Coast Guard Reserve

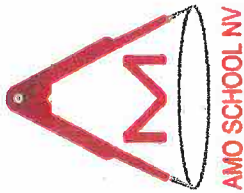
Military Occupation Specialty/Specialties: \_\_\_\_\_

Date(s) of Service: From \_\_\_\_\_(DD/MM/YYYY) To \_\_\_\_\_(DD/MM/YYYY)

If you are a veteran and have been licensed by another jurisdiction you may qualify for license by endorsement. Please read NRS 640C.426.







AMO SCHOOL NV

5115 SPRING MOUNTAIN ROAD #215

LAS VEGAS NV 89146

TEL: 702-489-8305 EMAIL: AMOSCHOOLNV@GMAIL.COM

HTTP://WWW.AMONV.COM

Name: Yunxuan Guan Student ID: 041067

# Official Student Academic Transcript



Tuina Professional Massage Therapist Program 500 Hours				
SUBJECT	HOURS	TEST SCORE	GRADE	DATE
1. Anatomy & Physiology	100	72	C	10/11/2018
2. Traditional Chinese Medicine Oriental Anatomy & Physiology	25	89	B	10/11/2018
3. Massage Theory and History	125	82	B	10/11/2018
4. Pathology	40	70	C	10/11/2018
5. Professional Practice & Business Ethics	4 6	85	B	10/11/2018
6. Practicum	200	90	A	10/10/2018
<b>TOTALS</b>	<b>500</b>	<b>81.3</b>	<b>B</b>	<b>10/12/2018</b>

*[Signature]*

Instructor

06/28/2018 - 10/12/2018

Date

*[Signature]*

Director

# AMO School NV

NGSMT  
NOV 18 2022  
RECEIVED

This Certifies That

## Yunxuan Guan

Has successfully completed the Program  
Tuina Professional  
Massage Therapist (500 Hours)

As Developed by this School

And having shown proficiency is hereby awarded this

# Diploma

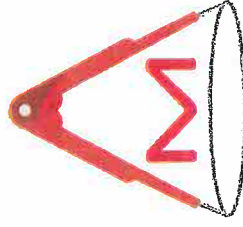


Instructor

06/28/2018 - 10/12/2018

Date

Director



AMO SCHOOL NV





**FSMTB**

FEDERATION OF STATE  
MESSAGE THERAPY BOARDS

**NSBMT**

SEP 04 2018

**RECEIVED**

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

**State: Nevada**

**MBLEx scores received on: 09-02-2018**

<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>
Guan	Yunxuan			09-01-2018	1	Pass	English	AMO School



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

January 26, 2023

Kirk T. Kennedy  
Attorney at Law  
815 S. Casino Center Blvd.  
Las Vegas, NV 89101

COPY

Re: Application – Phone – Yunxuan Guan

Dear Mr. Kennedy,

We have discovered that Ms. Guan's phone number on file, has been associated with a sexually illicit website. In order to complete the application and obtain her 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  
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. A bill reflecting the date of account opening is sufficient.
2. Please provide your previous contact phone number prior to
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. A bill reflecting the date of account opening is sufficient.
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 **07/31/2023**. 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.

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

If you have any questions, you can email us at [nvmassagebd@lmt.nv.gov](mailto: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.**



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

January 26, 2023

Kirk T. Kennedy  
Attorney at Law  
815 S. Casino Center Blvd.  
Las Vegas, NV 89101

COPY

Re: Yunxuan Guan – Disposition of Record

Dear Mr. Kennedy,

In order to complete Ms. Wang's application, we need to have the following documents to continue processing the application:

1. A written narrative describing the incident(s), the circumstances that led up to the incidents(s) and the outcome of the incident(s). Online printout cannot be accepted.
2. Receipts for all fines or penalties showing that they have been paid. You will need to contact the court you attended or appeared at. Online printout cannot be accepted.
3. Dispositions from the court(s) you appeared at regarding the attached highlighted arrest dates.
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 **07/31/2023**. 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](mailto:nvmassagebd@lmt.nv.gov)

Sincerely,

A handwritten signature in blue ink, appearing to read "Tereza Van Horn".

Tereza Van Horn  
Executive Assistant

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



**KIRK T. KENNEDY**

**ATTORNEY AT LAW**

*Licensed in Nevada since 1993*

815 S. Casino Center Blvd.,  
Las Vegas, NV 89101

Phone: (702) 385-5534  
Facsimile: (702) 385-1869  
Email: ktkenedylaw@gmail.com

February 6, 2023



Tereza Van Horn  
Executive Assistant  
Nevada State Board of Massage Therapy  
1755 E. Plumb Lane, Ste. 252  
Reno, NV 89502

Re: Response- Disposition of Record- Yunxuan Guan

Dear Board:

In response to the Board's disposition request related to a criminal case of Ms. Guan, please note the following:

1. Ms. Guan was arrested on July 27, 2022, and charged with commission of a fraudulent act in a gaming establishment. The case was filed in Las Vegas Justice Court under case number 22CR033045. On September 8, 2022, the case was negotiated such that if she stays out of trouble for six months, then the case will be dismissed. There is a final status check for dismissal set for March 8, 2023, in Justice Court, Dept. 11.
2. The underlying case centered on allegations that Ms. Guan was playing baccarat at the Palms Casino Resort on July 26, 2022. She had placed a bet on the table and when the bet lost, Ms. Guan was alleged to have taken her two chips off the table. This prevented the dealer from collecting the losing bet. Ms. Guan admitted her involvement and this contributed to the ultimate resolution for a case dismissal.

Please find the available court records and arrest report regarding the above-noted incident.  
Thank you.

Yours truly,

Kirk T. Kennedy, Esq.  
Enc.

1 JUSTICE COURT, LAS VEGAS TOWNSHIP  
2 CLARK COUNTY, NEVADA

3 THE STATE OF NEVADA,  
4 Plaintiff,

5 -vs-

6 YUNXUAN GUAN #7119549,  
7 Defendant.

22CR033045

11

DA CASE NO: 202242591C

8 CRIMINAL COMPLAINT  
9

10 The Defendant above named having committed the crimes of COMMISSION OF A  
11 FRAUDULENT ACT IN A GAMING ESTABLISHMENT (Category C Felony - NRS NRS  
12 465.070, 465.088 - NOC 62330), in the manner following, to wit: That the said Defendant,  
13 on or about the 26th day of July, 2022, at and within the County of Clark, State of Nevada, did  
14 willfully, unlawfully, and feloniously reduce the amount wagered or cancel the bet, after  
15 acquiring knowledge of the outcome of the game, or other event which is the subject of the  
16 bet, to wit: Baccarat, located on the premises of Palms Hotel and Casino, located at 4321 West  
17 Flamingo Road, Las Vegas, Clark County, Nevada, in the following manner, to wit: by  
18 removing bet after outcome of game was determined.

19 All of which is contrary to the form, force and effect of Statutes in such cases made and  
20 provided and against the peace and dignity of the State of Nevada. Said Complainant makes  
21 this declaration subject to the penalty of perjury.  
22

23 \_\_\_\_\_  
08/22/22

24  
25  
26  
27 /jmc  
EV# 22LV05647  
28 (TK11) - CRD: 08-25-2022





**REGISTER OF ACTIONS**

CASE NO. 22-CR-033045

State of Nevada vs. GUAN, YUNXUAN

0000000000

Case Type: **Felony CR**  
Date Filed: **08/25/2022**  
Location: **JC Department 11****PARTY INFORMATION**Defendant **GUAN, YUNXUAN**Lead Attorneys  
**Kirk T Kennedy**  
*Retained*  
702-385-5534(W)State of Nevada  
Nevada**CHARGE INFORMATION**

Charges: GUAN, YUNXUAN	Statute	Level	Date
1. Disorderly conduct [56761]	12.33.010	Misdemeanor	07/27/2022

**EVENTS & ORDERS OF THE COURT****DISPOSITIONS**

09/08/2022 **Plea** (Judicial Officer: Goodman, Eric)  
1. Disorderly conduct [56761]  
Submittal

09/08/2022 **Disposition** (Judicial Officer: Goodman, Eric)  
1. Disorderly conduct [56761]  
Adjudication Deferred

09/08/2022 **Submittal - Plea and Disposition Pending** (Judicial Officer: Goodman, Eric)  
1. Disorderly conduct [56761]  
Condition - Adult:  
1. Stay Out of Trouble, 6 months 09/08/2022, Active 09/08/2022  
2. Ordered Out of Corridor, 09/08/2022, Active 09/08/2022  
3. If so, to be dismissed, If not, to be found Guilty and Sentenced 09/08/2022, Active 09/08/2022

03/08/2023 **Amended Disposition** (Judicial Officer: Goodman, Eric) Reason: Per Negotiations  
1. Disorderly conduct [56761]  
Dismissed After Diversion - Requirements Completed

03/08/2023 **Amended Requirements Complete** (Judicial Officer: Goodman, Eric) Reason: Per Negotiations  
1. Disorderly conduct [56761]  
Condition - Adult:  
1. Stay Out of Trouble, 6 months 09/08/2022, Satisfied 03/09/2023  
2. Ordered Out of Corridor, 09/08/2022, Satisfied 03/09/2023

**OTHER EVENTS AND HEARINGS**

07/27/2022 **Original Track Assignment JC11**

07/27/2022 **DA Request for Prosecution**  
*Request for Prosecution Sent to DA*

07/27/2022 **Case Assignment Sent**  
*Case Assignment Sent*

07/27/2022 **CANCELED Initial Appearance Justice Court (PC Review) (1:30 PM)** (Judicial Officer Graham, Elana Lee)  
*Custody Change - O/R Release*

07/27/2022 **Own Recognizance release NPR**

07/27/2022 **Release Agreement**

07/27/2022 **CANCELED Initial Appearance Justice Court (DNA PC Review) (1:30 PM)** (Judicial Officer Graham, Elana Lee)  
*Vacated*  
*OR NPR*

07/27/2022 **Nevada Risk Assessment Tool**

07/27/2022 **Probable Cause Review Packet - Initial Appearance Court**

07/28/2022 **Initial Appearance Justice Court (DNA PC Review) (1:30 PM)** (Judicial Officer Graham, Elana Lee)  
Result: Signing Completed

07/28/2022 **Pretrial Services Released Defendant on O/R**

07/28/2022 **Probable Cause existed for the defendant's arrest**  
*Therefore, the defendant's biological specimen shall be submitted to the appropriate forensic laboratory for genetic marker analysis*

07/28/2022 **Future Court Date Stands**  
*8/25/22 at 7:30am JC Department 11*

07/28/2022 **Minute Order - Initial Appearance**

08/25/2022 **Status Check on Filing of Criminal Complaint (7:30 AM)** (Judicial Officer Goodman, Eric)  
OR

08/25/2022 Result: Matter Heard  
**Counsel Confirms as Attorney of Record**  
*K. Kennedy, Esq.*

08/25/2022 **Initial Appearance Completed**  
*Advised of Charges on Criminal Complaint, Waives Reading of Criminal Complaint*

08/25/2022 **Early offer received in open court**  
*Continued for negotiations*

08/25/2022 **Minute Order - Department 11**

08/25/2022 **Criminal Complaint**  
*Filed in open court*

09/08/2022 **Negotiations (7:30 AM) (Judicial Officer Goodman, Eric)**  
*O/R*  
Result: Matter Heard

09/08/2022 **Defendant waives the right to Trial - In absentia**  
*through counsel*

09/08/2022 **Per Negotiations, State Amends Charge(s) to Misdemeanor**

09/08/2022 **Status Check on Requirements**

09/08/2022 **Minute Order - Department 11**

09/08/2022 **Amended Minute Order - Department 11**

09/09/2022 **Notice of Disposition and Judgment**

03/08/2023 **Status Check on Requirements (7:30 AM) (Judicial Officer Goodman, Eric)**  
*no bail posted*  
Result: Matter Heard

03/08/2023 **Defendant Stayed Out of Trouble**

03/08/2023 **Case Closed - Dismissed**  
*Dismissed by Court.*

03/08/2023 **Judgment Entered**

03/08/2023 **Minute Order - Department 11**



**KIRK T. KENNEDY**

**ATTORNEY AT LAW**

*Licensed in Nevada since 1993*

815 S. Casino Center Blvd.,  
Las Vegas, NV 89101

Phone: (702) 385-5534  
Facsimile: (702) 385-1869  
Email: [ktkennedylaw@gmail.com](mailto:ktkennedylaw@gmail.com)

February 23, 2023

Tereza Van Horn  
Executive Assistant  
Nevada State Board of Massage Therapy  
1755 E. Plumb Lane, Ste. 252  
Reno, NV 89502

RE: Response to January 26, 2023, Letter- Yunxuan Guan Phone Number Issue

Dear Ms. Van Horn:

After consultation with Ms. Guan, she is unable to obtain any account records related to her use of the phone number . She has advised that she obtained this phone number many years ago, but does not recall which phone service originally issued the number. As shown by the attached receipt, she now uses a phone card service provider called Lyca Mobile. This company allowed Ms. Guan to use her then existing phone number, but with the phone activation for Lyca Mobile phone service. I believe Lyca Mobile provides a new sim card which the user places into their phone for service, while allowing the user to maintain an existing phone number.

Ms. Guan does not recall her previous phone number, as she has used the . number for many years. However, my client has indicated that in May, 2019, she did allow her number to be used as a contact number for a spa business. This would have been prior to the 2019 voluntary surrender of her license. Apparently, she allowed the use of her number as an alternate contact number for use by an associate with a spa business or spa service. No other information is available regarding the use of her phone number in this manner in 2019.

Please provide this letter in supplement to her pending application. Thank you.

Yours truly,

Kirk T. Kennedy, Esq.



**IFIXFORU® - Las Vegas**

**3rd**

4255 SPRING MOUNTAIN RD,  
C101, (ChinaTown Mall中国城广  
场内)

LAS VEGAS, NV 89102  
7029997000

<https://www.IFIXFORU.com>

Cashier: Grace

~~14-Sep-2022 4:29:17P~~

Transaction 000270

1 Lycamobile \$34 Plan	\$252.00
Activation X12month	
1 Lycamobile New Sim	\$10.00
Card Fee	

<b>Subtotal</b>	<b>\$262.00</b>
<b>\$5.00 Off</b>	<b>-\$5.00</b>

**Total** **\$257.00**

CREDIT CARD SALE	\$257.00
VISA 0980	

14-Sep-2022 4:31:10P

\$257.00 | Method: CONTACTLESS

VISA XXXXXXXXXXXX0980

Reference ID: 225700502630

Auth ID: 014488

MID: \*\*\*\*\*9888

AID: A0000000031010

AthNtwkNm: VISA

SIGNATURE VERIFIED

TERMS & POLICY DATA: We are not responsible for any accidental loss of data. REPAIR WARRANTY: 60 DAYS. Warranty does not cover customer provided part, logic board service, software, tampering, physical damage, water damage, jail broken, or rooted devices.



8K7CXN36VGSKT

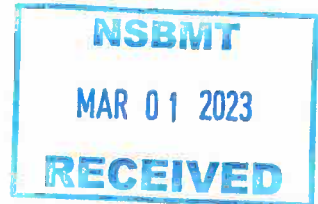
**Customer Info**

Phone:  
7025888032

\*\*\* REPRINT \*\*\*

Clover ID: HS2H08C3ZQDME  
Payment 8K7CXN36VGSKT

Clover Privacy Policy  
<https://clover.com/privacy>





**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>

October 31, 2019

Kirk T. Kennedy, Esq.  
815 S. Casino Center Blvd.  
Las Vegas, NV 89101

RE: Board Meeting October 30, 2019 – Yunxuan Guan

Dear Mr. Kennedy:

Ms. Guan's voluntary surrender of license in lieu of other disciplinary action was approved at the October 30, 2019, Board Meeting.

Note: Under NRS 640C.910 It is a misdemeanor to practice Massage Therapy without a license or to hold yourself out as a Massage Therapist.

Please request Ms. Guan to return all three portions of her license bearing the number NVMT.9735 as soon as possible.

Per the terms of the voluntary surrender Ms. Guan is unable to reapply for licensure for a minimum of three (3) years.

If you have any questions, please email our office at [nvmassagebd@state.nv.us](mailto:nvmassagebd@state.nv.us)

Sincerely,

A handwritten signature in blue ink, appearing to read "Tereza Van Horn".

Tereza Van Horn  
Executive Assistant  
NSBMT

COPY

[REDACTED]

10. Formal Hearing Yunxuan Guan – NVMT #9735 – NVMT-C-1920. (The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person.) (For Possible Action)

Yunxuan Guan was not present; Kirk Kennedy, Legal Counsel was present.

Teresa Lopez motioned to accept voluntary surrender agreement, seconded by Lorna Benedict. Motion carried unanimously.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

BEFORE THE NEVADA STATE BOARD OF  
MASSAGE THERAPY

In the Matter of:

Case No. NVMT-C-1920

Yunxuan Guan,

**VOLUNTARY SURRENDER  
IN LIEU OF OTHER DISCIPLINE**

Licensed Massage Therapist  
Nevada License No. NVMT.9735,

Respondent.

I, Yunxuan Guan, wish to voluntarily surrender my Nevada Massage Therapy License.

1. It is alleged that:

a. On or about April 11, 2019, while working at Moon Massage located at 5115 W. Spring Mountain Rd., #205, Las Vegas, Nevada 89146, I was arrested for soliciting sexual activity to an undercover police officer during the course of practicing massage.

2. I admit only that these factual allegations may constitute grounds for disciplinary action pursuant to NRS 640C.710 because the conduct may have violated NRS 640C.700(2)(4)(6)(9) and/or (10).

3. I am aware of, understand, and have been advised of the effect of this Voluntary Surrender.

4. I have read this Voluntary Surrender and I fully understand and acknowledge its facts and terms.

5. I am aware that I have certain constitutional rights, including:

(a) I have the right to hire an attorney to represent me in this proceeding;

(b) I have the right to demand a hearing on the charges against me, and I can require the Board's staff to prove the allegations;

(c) I have the right to cross-examine the witnesses against me;

(d) I have the right to call witnesses to provide evidence on my own behalf;

(e) I have other rights accorded to me under the Nevada Revised Statutes Chapters 233B, 622, 622A and 640C.

(f) I have the right to obtain judicial review of the Board's decision.

6. I am aware of the foregoing rights in paragraph five (5), and I voluntarily, knowingly, and intelligently waive these rights in return for the Board accepting my voluntary surrender of my massage therapist license in lieu of other disciplinary action.

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- 7. I understand this Voluntary Surrender is considered disciplinary action and as such will become part of my permanent record.
- 8. I understand this Voluntary Surrender is considered public information.
- 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.
- 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 was October 30, 2019.
- 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 October 30, 2019.

I, Yunxuan Guan, 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

RESPONDENT

*Shirley Huleva* *10/30/19*  
Board Chair Date

*Yunxuan Guan* *10/29/19*  
Yunxuan Guan, Respondent Date

LEGAL COUNSEL

*[Signature]*  
Kirk T. Kennedy, Esq.  
815 S. Casino Center Blvd.  
Las Vegas, Nevada 89101  
*for the Respondent*



BEFORE THE NEVADA STATE BOARD OF  
MASSAGE THERAPY

In the Matter of:  
Yunxuan Guan,  
Licensed Massage Therapist  
Nevada License No. NVMT.9735,  
Respondent.

Case No. NVMT-C-1920

**COMPLAINT AND  
NOTICE OF HEARING**

The Nevada State Board of Massage Therapy (Board), by and through its Executive Director, Sandra Anderson, hereby notifies Yunxuan Guan ("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, while working at Moon Massage located at 5115 W. Spring Mountain Rd., #205, Las Vegas, Nevada 89146, was arrested for soliciting sexual activity to an undercover police officer during the course of practicing massage.

**VIOLATIONS OF LAW**

**COUNT ONE**

1. By soliciting sexual activity during the course of practicing a massage, Respondent violated the provisions of NRS 640C.700(4). This is grounds for discipline pursuant to NRS 640C.700(2) and/or (9).

**PRAYER FOR RELIEF**

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

2. 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.

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 **Wednesday, October 30, 2019, commencing at 9:00 a.m.** or as soon thereafter as the Board is able to hear the matter at the Legislative Counsel Bureau, located at 401 S. Carson Street, Room 2135, Carson City, Nevada 89701, with video conferencing to the Grant Sawyer Building, located at 555 E. Washington Ave., Room 4412, Las Vegas, Nevada 89101.

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 Respondents, 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.

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

The purpose of the hearing is to determine if the Respondent has violated the provisions of Chapter 640C of NRS and if the allegations contained herein are substantially proven by the evidence

1 presented to further determine what administrative penalty is to be assessed against the Respondent, if  
2 any, pursuant to NRS 640C.710.

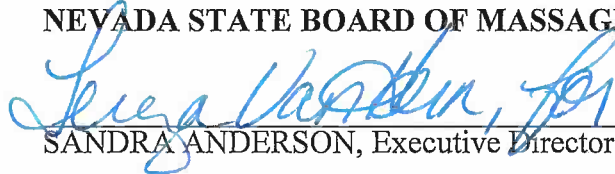
3 Should the Respondent fail to appear at the hearing, a decision may still be reached by the  
4 Board. As the Respondent, you are further advised that you may be charged with the attorney's fees  
5 and/or costs associated with the hearing pursuant to NRS 622.400.

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

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

13 Dated this 25 day of September, 2019.

14 **NEVADA STATE BOARD OF MASSAGE THERAPY**

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16 SANDRA ANDERSON, Executive Director

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**CERTIFICATE OF SERVICE**

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2 I HEREBY CERTIFY that on September 25, 2019, I deposited for mailing at Reno, Nevada,  
3 via Certified U.S. Mail, with return receipt and postage prepaid, a true and correct copy of the foregoing  
4 **COMPLAINT AND NOTICE OF HEARING**, properly addressed as follows:  
5

6 Yunxuan Guan  
8000 Spring Mountain Road Unit 2140  
7 Las Vegas, NV 89117

91 7199 9991 7039 9416 3576

8  
9 NEVADA STATE BOARD OF MASSAGE THERAPY

10 *[Handwritten Signature]*  
11 Employee

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

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

May 4, 2023

Yunxuan Guan  
C/O Kirk T. Kennedy  
815 S. Casino Center Blvd.  
Las Vegas, NV 89101

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. Guan:

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=dmM4SzIlanJLN3crVm40c003ckQwQT09>

Meeting ID: 881 2753 8257

Password: 839656

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)

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.

**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,



Sandra J. Anderson  
Executive Director

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