

NEVADA STATE BOARD OF MASSAGE THERAPY

AGENDA ACTION SHEET

TITLE: Application Review (Education or Administrative)

MEETING DATE: June 7, 2023

APPLICANT: Xingji Jiang

REVIEW UNDER: NRS 640C.700

BACKGROUND INFORMATION:

Ms. Jiang's massage application is before you today for review that could not be approved administratively. Ms. Jiang 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(1)(11)
- Denied – NRS 640C.700(1)(11)
- 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: OL220413015050

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 : JIANG
First Name : XINGJI
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 : **Gender :** Male Female

Home/Cell Phone :

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

Home Mailing Business

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

notifications)

Yes No

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

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

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

Section 3 : Previous Licensure Information

Previous Licensure :

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

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

Licensure information is not required because you have checked "Sign off from Local jurisdiction to follow".

Section 4 : Training and Education

Training :

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

Diploma may be provided by school or applicant.

Name of School	City/State	Years from and to	Hours Completed
AMO School NV	Las Vegas	2018 - 2019	500

Transcript(s)

Document Name	User Defined Document Name	Document Link
OL220413015050-178679-Transcript.pdf	AMO SCHOOL-TRANSCP	Document Detail

Section 5 : National Exam

Exam Taken	Where Taken	Date Taken
itec	las vegas NV	03/28/2020

National Exam Status :

Date Received :

Score Report Received

Document Name	User Defined Document Name	Document Status
OL220413015050-181249-ScoreReportCard.pdf	ITEC	Pass

Section 6 : Application Screening Questions

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

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

Yes No

If yes, add the disciplinary actions below.

No record found.

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

Yes No

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

Yes No

If Yes, please explain in below textbox :

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

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

Yes No

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

No record found.

Fingerprint Background Waiver

NOTICE OF NONCRIMINAL JUSTICE APPLICANT'S RIGHTS

As an applicant who is the subject of a Federal Bureau of Investigation (FBI) fingerprint-based criminal history record check for a noncriminal justice purpose you have certain rights which are discussed below.

1. You must be notified by the **Nevada State Board of Massage Therapy** that your fingerprints will be used to check the criminal history records of the FBI and the State of Nevada.
2. If you have a criminal history record, the officials making a determination of your suitability for the job, license or other benefit for which you are applying must provide you the opportunity to complete or challenge the accuracy of the information in the record. You may review and challenge the accuracy of any and all criminal history records which are returned to the submitting agency. The proper forms and procedures will be furnished to you by the Nevada Department of Public Safety, Records Bureau upon request. If you decide to challenge the accuracy or completeness of your FBI criminal history record, Title 28 of the Code of Federal Regulations Section 16.34 provides for the proper procedure to do so:

16.34 - Procedure to obtain change, correction or updating of identification records. If, after reviewing his/her identification record, the subject thereof believes that it is incorrect or incomplete in any respect and wishes changes, corrections or updating of the alleged deficiency, he/she should make application directly to the agency which contributed the questioned information. The subject of a record may also direct his/her challenge as to the accuracy or completeness of any entry on his/her record to the FBI, Criminal Justice Information Services (CJIS) Division, ATTN: SCU, Mod. D-2, 1000 Custer Hollow Road, Clarksburg, WV 26306. The FBI will then forward the challenge to the agency which submitted the data requesting that agency to verify or correct the challenged entry. Upon the receipt of an official communication directly from the agency which contributed

the original information, the FBI CJIS Division will make any changes necessary in accordance with the information supplied by that agency.

3. Based on 28 CFR § 50.12 (b), officials making such determinations should not deny the license or employment based on information in the record until the applicant has been afforded a reasonable time to correct or complete the record or has declined to do so.
4. You have the right to expect that officials receiving the results of the fingerprint-based criminal history record check will use it only for authorized purposes and will not retain or disseminate it in violation of federal or state statute, regulation or executive order, or rule, procedure or standard established by the National Crime Prevention and Privacy Compact Council.
5. I hereby authorize **Nevada State Board of Massage Therapy** to submit a set of my fingerprints to the Nevada Department Public Safety, Records Bureau for the purpose of accessing and reviewing State of Nevada and FBI criminal history records that may pertain to me.
In giving this authorization, I expressly understand that the records may include information pertaining to notations of arrest, detentions, indictments, information or other charges for which the final court disposition is pending or is unknown to the above referenced agency. For records containing final court disposition information, I understand that the release may include information pertaining to dismissals, acquittals, convictions, sentences, correctional supervision information and information concerning the status of my parole or probation when applicable.
6. I hereby release from liability and promise to hold harmless under any and all causes of legal action, the State of Nevada, its officer(s), agent(s) and/or employee(s) who conducted my criminal history records search and provided information to the submitting agency for any statement(s), omission(s), or infringement(s) upon my current legal rights. I further release and promise to hold harmless and covenant not to sue any persons, firms, institutions or agencies providing such information to the State of Nevada on the basis of their disclosures. I have signed this release voluntarily and of my own free will.

A reproduction of this authorization for release of information by photocopy, facsimile or similar process, shall for all purposes be as valid as the original.

In consideration for processing my application I, the undersigned, whose name and signature voluntarily appears below; do hereby and irrevocably agree to the above.

Last Name : JIANG

First Name : XINGJI

Middle Name :

Street :

City :

State :

Zip :

Date : 5/10/2022

Submitting Agency : Nevada State Board of Massage
Therapy

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

VETERAN

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

Have you ever served in the military: Yes No

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

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

Military Occupation 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, **XINGJI JIANG** 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 : XINGJI JIANG

Date : 5/10/2022

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	OL220413015050-181249-ScoreReportCard.pdf	ITEC	
Transcript	OL220413015050-178679-Transcript.pdf	AMO SCHOOL-TRANSCP	
Certificate of Completion	OL220413015050-178678-Certificate-of-Completion.pdf	AMO SCHOOL-DIPL	
Photo	12438-177600-JIANG, XINGJI.jpg		
Social Security Card	OL220413014749-176265-Social-Security-Card.pdf		
Government Issued ID Card	OL220413014749-176264-Government-Issued-ID-Card.pdf		

Application Fees

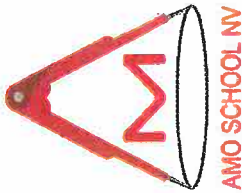
All fees are non-refundable.

Fee Detail(s)

Payment Detail(s)

Payment Method:

Amount Paid:



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: **Xingji Jiang** Student ID: 081261

Official Student Academic Transcript



Tuina Professional Massage Therapist Program 500 Hours				
SUBJECT	HOURS	TEST SCORE	GRADE	DATE
1. Anatomy & Physiology	100	75	C	03/15/2019
2. Traditional Chinese Medicine Oriental Anatomy & Physiology	25	73	C	03/15/2019
3. Massage Theory and History	125	76	C	03/15/2019
4. Pathology	40	71	C	03/15/2019
5. Professional Practice & Business Ethics	4	78	C	03/15/2019
6. Practicum	200	81	B	03/15/2019
TOTALS	500	75.7	C	03/18/2019

Xingji Jiang
Instructor

10/15/2018 - 03/18/2019

Date

Carl
Director

Director

AMO School NY



This Certifies That
Xingji Jiang
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



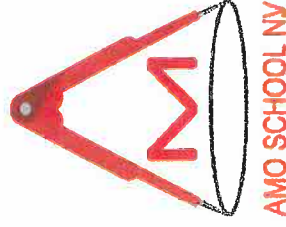
[Signature]
Instructor

10/15/2018 - 03/18/2019

Date

Director

[Signature]



AMO SCHOOL NY



Cert Number
1:18234/2132/116290/117061

Student
Xingji Jiang - E118234

Qual
Level 3 Diploma in Holistic Massage (603/4097/6) - 2132

Grade
Merit

Language
Simplified Chinese

Issued
06/04/2020



BEFORE THE STATE OF OREGON
BOARD OF MASSAGE THERAPISTS

In the Matter of the Licensure of

Case No. 2498

XINGJI JIANG,
LMT #23350

NOTICE OF PROPOSED ACTION
(Revocation)
and

Licensee

NOTICE OF RIGHT TO HEARING

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6.

7 Pursuant to ORS chapter 687, the Oregon Board of Massage Therapists (*Board*) is the agency
8 responsible for licensing, disciplining and regulating massage therapists and the practice of massage in
9 the State of Oregon.

10 2.

11 XINGJI JIANG (Licensee) is currently licensed to practice as a massage therapist in the State of
12 Oregon and is subject to the jurisdiction of the Board. Licensee's last known address, as provided by
13 Licensee to the Board, is 1879 Summer Pl., Talent, Oregon 97540.

14 **FINDINGS OF FACTS**

15 3.

16 The Board received written notification that Licensee's national examination results were invalidated
17 by the Federation of State Massage Therapy Boards. A thorough investigation was conducted and
18 Licensee was found to no longer qualify for Oregon licensure based on the invalidation of the national exam
19 results.

20 4.

21 4.1 The Federation of State Massage Therapy Boards (FSMTB) is an autonomous, not-for-profit
22 organization comprised of state regulatory boards and agencies that regulate the massage therapy
23 profession. FSMTB governs and administers the Massage & Bodywork Licensing Examination (MBLEx).
24 The MBLEx is used to assess the knowledge and skills relevant to entry-level competence in massage and
25 bodywork. The MBLEx is currently incorporated into licensure requirements in 46 of 49 regulated
26 jurisdictions. The MBLEx qualifies as a national written exam as required and defined in ORS 687.051 (1)
(e).

1 4.2 Licensee submitted an application for Oregon licensure on June 6, 2017. FSMTB reported
2 to the Board that Licensee passed the MBLEx exam on April 25, 2017. Based on the information contained
3 and documentation submitted with Licensee's Application, including the passage of a national written exam
4 as required by ORS 687.051 (1) (e) and OAR 334-010-0005 (5), Licensee was issued an Oregon Massage
5 Therapist License on June 13, 2017.

6 4.3 FSMTB investigates potential violation of its policies, rules and procedures, including, but
7 not limited to, discrepancies or misrepresentations by a candidate on an MBLEx application; unauthorized
8 access or distribution of copyrighted MBLEx content; or any other irregularity occurring before, during, or
9 after the examination. MBLEx candidates investigated by FSMTB are provided with the opportunity to
10 respond to the policy violation allegations; and are able to provide documentation supporting their position
11 prior to FSMTB taking any action against an MBLEx candidate. If, after a thorough investigation by FSMTB,
12 it is determined that an MBLEx candidate violated an FSMTB policy, rule or requirement, FSMTB may
13 invalidate the candidate's MBLEx result and/or suspend the candidate from future participation in the
14 MBLEx program.

15 4.4 In August 2018 the Board received notification that FSMTB had conducted a thorough
16 investigation into Licensee's MBLEx application and candidacy. The Board was notified that Licensee was
17 found to have violated FSMTB policy by misrepresenting educational information, and; as a result of the
18 findings of the investigation, FSMTB invalidated Licensee's MBLEx score.

19 4.5 On November 5, 2018, at the Board's regularly scheduled meeting, the Board reviewed this
20 case, considered all facts and mitigating factors, and determined that since Licensee's MBLEx score had
21 been invalidated by FSMTB, Licensee no longer meets the licensure requirement of having passed a
22 national written exam pursuant to ORS 687.051 (1) (e) and OAR 334-010-0005 (5), and Licensee no longer
23 qualifies for Oregon licensure under ORS 687.081 (1) (g). The Board voted to issue this Notice of Proposed
24 Action revoking Licensee's license based on the Findings of Fact and Conclusions of Law as listed in this
25 Notice and incorporated as though fully set forth herein,
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CONCLUSIONS OF LAW

5.

Based on the acts and conduct described above, the Board finds the following grounds to REVOKE Licensee's Oregon Massage Therapist license as follows:

5.1 ORS 687.051 Qualifications of applicants; continuing education; license renewal; inactive status; rules. (1) To be eligible for issuance of an initial license in this state as a massage therapist, the applicant shall: (e) Pass an examination prepared and conducted by the State Board of Massage Therapists or its authorized representative establishing the applicant's competency and ability to engage in the practice of massage. The examination must be administered in the English language or another language approved by the State Board of Massage Therapists and may be in written, oral or practical form and may test the applicant for the required level of knowledge and skill in any subject related to massage or bodywork. The State Board of Massage Therapists shall accept passage of the National Certification Board for Therapeutic Massage and Bodywork examination or another national standardized examination approved by the State Board of Massage Therapists as meeting the written examination requirement described in this paragraph.

5.2 ORS 687.081 Grounds for denial, suspension or revocation of, or refusal to renew, license or permit; probation; civil penalties; complaint investigation. (1) The State Board of Massage Therapists may discipline a person, deny, suspend, revoke or refuse to renew a license to practice massage or a permit to operate a massage facility and issue a reprimand to or censure or place on probation a licensee or permittee, if the person: (g) Whether licensed to practice massage or applying for a license to practice massage, fails to meet a requirement under ORS 687.051.

5.3 OAR 334-010-0005 Applications. (5) Applicants for initial licensure must have passed a written examination approved by the board unless the applicant is applying through Health Indorsement in which the applicant must have passed a practical examination.

6.

Based on the foregoing, the Board proposes to:

1 6.1 REVOKE Licensee's LMT license #23350 pursuant to ORS 687.081 (1) (g) for failure to
2 meet the licensure requirements of ORS 687.051 (1) (a) and OAR 334-010-0005 (5); and

3 6.2 Licensee is assessed costs of this disciplinary proceeding, including attorney fees per ORS
4 687.081 (6), in an amount not to exceed \$25,000.

5 **NOTICE OF RIGHT TO HEARING**

6 7.

7 You have the right, if you so request, to have a formal hearing to contest the matter set out above,
8 as provided by the Administrative Procedures Act (Chapter 183), Oregon Revised Statutes. You may be
9 represented by an attorney at the hearing. Your request for hearing must be made in writing to the Board
10 and ***received by the Board*** within 21 days from the date of mailing of this notice (or if not mailed, the date
11 of Practitioner service).

12 8.

13 If you request a hearing, before commencement of that hearing, you will be notified of the date, time,
14 and location of the hearing, and you will be given information on the procedures, rights of representation,
15 and other rights of the parties relating to the conduct of the hearing.

16 9.

17 If you fail to timely request a hearing, withdraw a hearing request, or fail to appear at a scheduled
18 hearing, you shall have waived your right to a hearing and the Board may issue a Final Order by Default
19 and impose against you the above sanctions. If the Board issues a Final Order by Default, it designates its
20 file on this matter as the record for the purposes of proving a *prima facie* case.

21 **NOTICE TO ACTIVE DUTY SERVICE MEMBERS**

22 10.

23 Active duty service members have a right to stay these proceedings under the Federal Service
24 Members Relief Act. For more information contact the Oregon State Bar at 800-452-8260, the Oregon
25 Military Department at 800-452-7500 or the nearest United State Armed Forces Legal Assistance Office
26 through <http://legalassistance.law.af.mil>.

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COLLECTION NOTICE

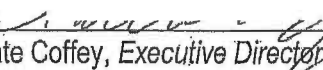
11.

Pursuant to ORS 293.231 the Board will refer the amounts owed to collection if it has received no payment on the account for more than 90 days. Thereafter the Board will consider assignment to the Oregon Department of Revenue or a private collection agency for collection. Final fees may include additional percentages for any increase in the amount you owe due to the accrual of interest and/or collection fees on the unpaid principal amount.

DATED AND SERVED upon the above-named Licensee by regular and certified mail, addressed to Licensee at last known address, this 13th day of November, 2018.

BOARD OF MASSAGE THERAPISTS
State of Oregon

Signature on File

By: 
Kate Coffey, Executive Director

BEFORE THE STATE OF OREGON
BOARD OF MASSAGE THERAPISTS

In the Matter of the Licensure of

Case No. 2498

XINGJI JIANG,
LMT #23350

FINAL DEFAULT ORDER
(Revocation)

Licensee

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7 Pursuant to ORS chapter 687, the Oregon Board of Massage Therapists (*Board*) is the agency
8 responsible for licensing, disciplining and regulating massage therapists and the practice of massage in
9 the State of Oregon.

10 2.

11 XINGJI JIANG (Licensee) is currently licensed to practice as a massage therapist in the State of
12 Oregon and is subject to the jurisdiction of the Board. Licensee's last known address, as provided by
13 Licensee to the Board, is 1879 Summer Pl., Talent, Oregon 97540.

14 **FINDINGS OF FACTS**

15 3.

16 The Board received written notification that Licensee's national examination results were invalidated
17 by the Federation of State Massage Therapy Boards. A thorough investigation was conducted and
18 Licensee was found to no longer qualify for Oregon licensure based on the invalidation of the national exam
19 results.

20 4.

21 4.1 The Federation of State Massage Therapy Boards (FSMTB) is an autonomous, not-for-profit
22 organization comprised of state regulatory boards and agencies that regulate the massage therapy
23 profession. FSMTB governs and administers the Massage & Bodywork Licensing Examination (MBLEx).
24 The MBLEx is used to assess the knowledge and skills relevant to entry-level competence in massage and
25 bodywork. The MBLEx is currently incorporated into licensure requirements in 46 of 49 regulated
26 jurisdictions. The MBLEx qualifies as a national written exam as required and defined in ORS 687.051 (1)
(e).

1 4.2 Licensee submitted an application for Oregon licensure on June 6, 2017. FSMTB reported
2 to the Board that Licensee passed the MBLEx exam on April 25, 2017. Based on the information contained
3 and documentation submitted with Licensee's Application, including the passage of a national written exam
4 as required by ORS 687.051 (1) (e) and OAR 334-010-0005 (5), Licensee was issued an Oregon Massage
5 Therapist License on June 13, 2017.

6 4.3 FSMTB investigates potential violation of its policies, rules and procedures, including, but
7 not limited to, discrepancies or misrepresentations by a candidate on an MBLEx application; unauthorized
8 access or distribution of copyrighted MBLEx content; or any other irregularity occurring before, during, or
9 after the examination. MBLEx candidates investigated by FSMTB are provided with the opportunity to
10 respond to the policy violation allegations, and are able to provide documentation supporting their position
11 prior to FSMTB taking any action against an MBLEx candidate. If, after a thorough investigation by FSMTB,
12 it is determined that an MBLEx candidate violated an FSMTB policy, rule or requirement, FSMTB may
13 invalidate the candidate's MBLEx result and/or suspend the candidate from future participation in the
14 MBLEx program.

15 4.4 In August 2018 the Board received notification that FSMTB had conducted a thorough
16 investigation into Licensee's MBLEx application and candidacy. The Board was notified that Licensee was
17 found to have violated FSMTB policy by misrepresenting educational information, and, as a result of the
18 findings of the investigation, FSMTB invalidated Licensee's MBLEx score.

19 4.5 On November 5, 2018, at the Board's regularly scheduled meeting, the Board reviewed this
20 case, considered all facts and mitigating factors, and determined that since Licensee's MBLEx score had
21 been invalidated by FSMTB, Licensee no longer meets the licensure requirement of having passed a
22 national written exam pursuant to ORS 687.051 (1) (e) and OAR 334-010-0005 (5), and Licensee no longer
23 qualifies for Oregon licensure under ORS 687.081 (1) (g). The Board voted to issue a Notice of Proposed
24 Action revoking Licensee's license based on the Findings of Fact and Conclusions of Law as listed in the
25 Notice.
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5.

5.1 On November 13, 2018, the Board served the Notice on Licensee by regular and certified U.S. Mail, return receipt requested, at Licensee's address on file with the Board. USPS records show that USPS attempted to forward the certified mail letter to Licensee's address USPS records show that USPS attempted to deliver the certified mail letter to Licensee on November 15, 2018; however, no authorized representative was available to accept certified mail and a notice was left. The Notice issued by regular mail was returned to the Board marked "Return to Sender, Not Deliverable as Addressed, Unable to Forward." Board staff confirmed that regular notice was served at the address on file with the Board, which is the address Licensee submitted on her application, and the address Licensee where Licensee received her initial license, and the address on file with FSMTB. Licensee did not notify the Board, in writing, of any change of residence or mailing address as required by OAR 334-010-0025 (7).

5.2 The Notice informed Licensee of the opportunity for a hearing if requested in writing within twenty-one (21) days of service. The Notice informed Licensee that if a written request for hearing is not received within this 21-day period, Licensee's right to a hearing shall be considered waived, and the Board could issue a final order by default. The 21-days in which Licensee was given to request a hearing expired on December 4, 2018. The Board did not receive a Request for Hearing. The Notice further informed Licensee that in the event of default the Board designates its file on this matter as the record for purposes of proving a *prima facie* case.

CONCLUSIONS OF LAW

6.

Based on the acts and conduct described above, the Board finds the following grounds to REVOKE Licensee's Oregon Massage Therapist license as follows:

6.1 ORS 687.051 Qualifications of applicants; continuing education; license renewal; inactive status; rules, (1) To be eligible for issuance of an initial license in this state as a massage therapist, the applicant shall: (e) Pass an examination prepared and conducted by the State Board of Massage Therapists or its authorized representative establishing the applicant's competency and ability to engage

1 In the practice of massage. The examination must be administered in the English language or another
2 language approved by the State Board of Massage Therapists and may be in written, oral or practical form
3 and may test the applicant for the required level of knowledge and skill in any subject related to massage
4 or bodywork. The State Board of Massage Therapists shall accept passage of the National Certification
5 Board for Therapeutic Massage and Bodywork examination or another national standardized examination
6 approved by the State Board of Massage Therapists as meeting the written examination requirement
7 described in this paragraph.

8 6.2 ORS 687.081 Grounds for denial, suspension or revocation of, or refusal to renew, license
9 or permit; probation; civil penalties; complaint investigation. (1) The State Board of Massage Therapists
10 may discipline a person, deny, suspend, revoke or refuse to renew a license to practice massage or a
11 permit to operate a massage facility and issue a reprimand to or censure or place on probation a licensee
12 or permittee, if the person: (g) Whether licensed to practice massage or applying for a license to practice
13 massage, fails to meet a requirement under ORS 687.051.

14 6.3 OAR 334-010-0005 Applications. (5) Applicants for initial licensure must have passed a
15 written examination approved by the board unless the applicant is applying through Health Indorsement in
16 which the applicant must have passed a practical examination.

17 7.

18 Based on the foregoing, it is hereby ORDERED that:

19 7.1 Licensee's LMT license #22350 is REVOKED pursuant to ORS 687.081 (1) (g) for failure to
20 meet the licensure requirements of ORS 687.051 (1) (a) and OAR 334-010-0005 (5); and

21 7.2 In the event Licensee requests a contested case hearing or judicial review, Licensee is
22 assessed costs of this disciplinary proceeding, including attorney fees per ORS 687.081 (6), in an amount
23 not to exceed \$25,000.

24 **NOTICE TO ACTIVE DUTY SERVICE MEMBERS**

25 8.

26 Active duty service members have a right to stay these proceedings under the Federal Service
Members Relief Act. For more information contact the Oregon State Bar at 800-452-8260, the Oregon

1 Military Department at 800-452-7500 or the nearest United State Armed Forces Legal Assistance Office
2 through <http://legalassistance.law.af.mil>.

3 **COLLECTION NOTICE**

4 9.

5 Pursuant to ORS 293.231 the Board will refer the amounts owed to collection if it has received no
6 payment on the account for more than 90 days. Thereafter the Board will consider assignment to the
7 Oregon Department of Revenue or a private collection agency for collection. Final fees may include
8 additional percentages for any increase in the amount you owe due to the accrual of interest and/or
9 collection fees on the unpaid principal amount.

10 DATED AND SERVED upon the above-named Licensee by regular and certified mail, addressed
11 to Licensee at last known address, this 7th day of December, 2018.

12 **BOARD OF MASSAGE THERAPISTS**
13 State of Oregon

14
15 **Signature on File**

16 By: Kate Coffey
17 Kate Coffey, Executive Director

18 A party is entitled to judicial review of the Final Order. Judicial review is by the Oregon Court of
19 Appeals pursuant to the provisions of ORS 183.482. Judicial review may be obtained by filing a
20 petition for review with the Office of State Court Administrator, Supreme Court Building, Salem,
21 Oregon 97310. ORS 183.482 requires that an appeal is requested by filing a petition in the Court of
22 Appeals within 60 days following the date the order upon which the petition is based is served.



FSMTB

FEDERATION OF STATE
MASSAGE THERAPY BOARDS

October 31, 2017

Xingji Jiang

Via Email :

Dear Xingji Jiang:

The Federation of State Massage Therapy Boards (FSMTB) is a not for profit corporation whose membership consists of the massage therapy licensing boards and agencies in the United States. The mission of the FSMTB is to provide programs and services that support its Member Boards in public protection through regulation of the profession of massage therapy. As one of the services offered to its membership, the FSMTB develops, administers, scores, and maintains the Massage & Bodywork Licensing Examination (MBLEx) that is utilized by licensing jurisdictions for purposes of determining minimum competence as one criterion toward licensure as a massage therapist.

At the request of FSMTB Member Boards and Agencies and as part of its security measures designed to protect the integrity of the MBLEx program and ultimately the licensure process, the FSMTB audits education representations made by individuals on MBLEx applications. FSMTB policy states that any falsification or misrepresentation of any required information on an MBLEx application may be grounds for denial of your MBLEx application, invalidation of your MBLEx result, and/or suspension of future access to the MBLEx or other FSMTB programs and services.

FSMTB records indicate that on your application to take the MBLEx you represented having obtained your massage therapy education from J & G School of Massage Therapy in El Paso, TX. However, information provided to FSMTB during the education audit calls into question the veracity of such representation.

This correspondence serves to notify you that the FSMTB has commenced an investigation regarding the alleged education misrepresentation made by you on your MBLEx application, and is providing you with an opportunity to respond. Please submit in writing to the FSMTB any explanation and information supporting your position that you would like to be considered within thirty (30) days of the date of this letter. The FSMTB Board of Directors will consider all timely submitted information at its next regularly scheduled meeting. Should you choose not to respond, the FSMTB will decide what actions, if any, it may take on the information and materials available to it.

Please be advised that due to this investigation, any applications to take the MBLEx and MBLEx result transfer requests will not be processed until a determination has been made regarding your MBLEx eligibility. Again, please submit your written response to this investigation within thirty (30) days of the date of this letter to the FSMTB at 10801 Mastin Blvd., Suite 350, Overland Park, KS 66210.

Sincerely,

Colby Dixon

Colby Dixon
Examination Security Manager

Message and Bodywork Licensing Examination
Online Application Data

First Name	xingji
Middle Name	
Last Name	jiang
Suffix	{name_suffix}
Maiden Name	
DOB	1
Gender	female
SSN	
Address 1	
Address 2	
City	
State	
Zip	
Phone 1	
Phone 2	
Email	
School Name	J and G School of Massage Therapy
School Location	EL PASO, TX
Exam Language	E
Special Accommodations	N
Results to be sent to:	OR
App Type	Online
App Rec'd Date	03/31/2017

Xingji Jiang

- 1) 3.31.2017 MBLEEx application received listing school as J and G School of Massage Therapy (El Paso, TX).
- 2) 4.25.2017 Tests and passes.
- 3) 4.26.2017 MBLEEx result sent to Oregon.
- 4) 8.31.2017 Email received from the Texas Department of State Health Services (DSHS) informing FSMTB that TX DSHS received a comprehensive list of all students who attended J and G School of Massage Therapy.
 - a. Attached to the email was a spreadsheet containing a list of all students that attended the school (the list was provided to TX DSHS directly from the school).
- 5) 9.1.2017 FSMTB runs a report on the number of MBLEEx applicants that have listed their school as J and G School of Massage Therapy and finds a large number of MBLEEx applicants listing the school that do not appear on the list TX provided.
 - a. Xingji Jiang is one of these MBLEEx applicants.
- 6) 10.31.2017 FSMTB sends a letter to Xingji Jiang informing her that FSMTB has commenced an investigation on the education representation she made on her MBLEEx application and giving her the opportunity to provide a response.
 - a. Xingji Jiang is given 30 days to provide a response and any information supporting her position.
- 7) 11.22.2017 Response received from Xingji Jiang containing a letter stating she attended J and G School of Massage Therapy between 2016 and 2017.
- 8) 12.16.2017 FSMTB Board of Directors reviews all information from the investigation and decides to invalidate Xingji Jiang's MBLEEx result due to the discrepancies in her education and misrepresentations of her educational eligibility for the MBLEEx.
- 9) 4.2.2018 FSMTB sends a letter to Xingji Jiang informing her of the decision.
- 10) 8.29.2018 FSMTB notifies all states of the invalidation.

Dear Board

Or whom it may concern:

My name is Xingji Jiang. I received a letter form the Federation of State Massage Therapy Boards the question about my Massage Therapy education. I don't understand why the Board had kind of question about that. I was finished the massage therapy course in J & G School of Massage Therapy between 2016 and 2017. I had passed Mblex. I talked with my school when I got the letter and the school make record about this situation. I think the better way to contact with school if the Board have to get further information about education. Thank you.

Sincerely,

Date: 11-22-2017

Xingji Jiang



FSMTB

FEDERATION OF STATE
MASSAGE THERAPY BOARDS

April 2, 2018

Xingji Jiang

Via email:

Dear Xingji Jiang:

The Federation of State Massage Therapy Boards (FSMTB) is a not for profit corporation whose membership consists of the massage therapy licensing boards and agencies in the United States. The mission of the FSMTB is to provide programs and services that support its Member Boards in the public protection through regulation of the profession of massage therapy. As one of the services offered to its membership, the FSMTB develops, administers, scores, and maintains the Massage & Bodywork Licensing Examination (MBLEx) that is utilized by licensing jurisdictions for purposes of determining minimum competence as one criterion toward licensure as a massage therapist.

As you are aware, by a letter dated October 31, 2017, the FSMTB commenced an investigation regarding an alleged education misrepresentation made by you on your MBLEx application. The FSMTB provided you with the opportunity to submit a response to the investigation within thirty (30) days from the date of the letter.

The FSMTB received your letter containing information regarding your education from J & G School of Massage Therapy. The information you submitted contradicts information provided to the FSMTB from the Texas Department of State Health Services and supports a finding of misrepresentation or fraud in your MBLEx application regarding your massage therapy education and educational eligibility to sit for the MBLEx.

The FSMTB Board of Directors considered all information obtained during the investigation at a proceeding on December 16, 2017, and determined it necessary to invalidate your MBLEx result due to the discrepancies in your education and misrepresentations of your educational eligibility to sit for the MBLEx.

Further, as a result of your MBLEx result being invalidated, you are suspended from future access to the MBLEx for a period of twelve (12) months. Future access to the MBLEx after the twelve month suspension (after December 16, 2018), may be granted pursuant to application to FSMTB and demonstration of compliance with all the following conditions:

1. Submit a completed MBLEx application and pay requisite application fee;
2. Provide FSMTB with an explanation of the discrepancies in your massage education that resulted in this results invalidation;
3. Provide verification of having requisite massage therapy education in compliance with FSMTB policies applicable at the time of re-application; and
4. Comply with all other FSMTB rules, policies and procedures at the time of reapplication.

Please be advised that all relevant factors, including this decision, may be taken into consideration on any future application to sit for the MBLEx. Additionally, FSMTB reserves the right to notify all States of this MBLEx result invalidation.

FSMTB has an obligation to ensure the security and validity of the MBLEx program which, as one component of the massage therapy licensure process, is essential to ensuring the integrity of the profession and protection of the public.

Sincerely,

Mary O'Reilly
Director of Examinations



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

Xingji Jiang

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. Jiang:

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=dmM4SzllanJLN3crVm40c003cl-OwQT09>

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.

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

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