

MASSAGE THERAPY BOARD
SPECIAL BOARD MEETING
Wednesday, May 2, 2007
10:00 A.M.
Regulation and Licensing Department
5200 Oakland Avenue
Albuquerque, New Mexico

MINUTES

1. CALL TO ORDER/ROLL CALL

Kathleen Egenes, Board Chair, called the meeting to order at 10:15 a.m. and a quorum was determined present.

MEMBERS PESENT: Kathleen Egenes, LMT, RMTI, Chair
Randy Barnes, Vice Chair, LMT, RMTI, via teleconference
Margo Bryson, Public Member, via teleconference
Claudio "Quinn" Lopez, J.D., Public Member, via teleconference

MEMBERS ABSENT: Claudio "Quinn" Lopez, Public Member
W.D. "Peter" Lane, LMT, RMTI

OTHERS PRESENT: Mona Valicenti, Assistant Attorney General
Jackie Holmes, Board Administrator

2. APPROVAL OF AGENDA:

MOTION was made by Ms. Egenes to approve the Agenda as presented, **SECONDED** by Ms. Bryson, **MOTION CARRIED**.

3. EXECUTIVE SESSION AND ACTION:

MOTION was made by Ms. Bryson to go into closed session pursuant to Section 10-15-(H) (1) of the Open Meetings Act to discuss matters pertaining to the issuance, suspension, renewal or revocation of a license in the following cases: 07-03-12, 06-10-23 and 04-11-27. The **MOTION** was **SECONDED** by Mr. Barnes, and **CARRIED**. Roll call identified Kathleen Egenes, Randy Barnes, Margo Bryson and Quinn Lopez present for executive session.

MOTION was made by Ms. Bryson to return to open session, and **SECONDED** by Mr. Barnes. Ms. Egenes stated that the matters discussed during the closed meeting were limited only to those specified on the agenda. **MOTION CARRIED**.

Complaints:

(1) Case No. 07-03-12. **MOTION** was made by Ms. Bryson to issue an NCA. The **MOTION** was **SECONDED** by Mr. Barnes and **CARRIED**.

(2) Case No. 06-10-23. **MOTION** was made by Ms. Bryson to issue an NCA. The **MOTION** was **SECONDED** by Mr. Barnes and **CARRIED**. It is up to the prosecutor to combine this case with case #07-04-25.

(3) Case No. 04-11-27. **MOTION** was made by Mr. Lopez to fine the respondent two thousand dollars, one thousand dollars each for failure to obtain the complainant's prior informed consent and for unprofessional conduct. The two thousand dollar fine shall be suspended. The respondent shall pay costs of this proceeding in the amount of \$5,015.92, to be paid within 60 days. The respondent shall attend 20 hours of ethics classes with an emphasis on "boundaries" within six (6) months, with proof of attendance submitted to the board office. The 20 hours of ethics shall not be applied toward the CE requirements for license renewal. This action is disciplinary action and is public record and shall be reported to the National Practitioner Data Bank, Healthcare Integrity and Protection Databank and any other appropriate entities. The **MOTION** was **SECONDED** by Ms. Bryson and **CARRIED**.

4. APPROVAL OF MINUTES

MOTION was made by Ms. Bryson to accept the minutes of April 13, 2007. The **MOTION** was **SECONDED** by Mr. Barnes and **CARRIED**.

ADJOURNMENT

There being no further business, the meeting was adjourned at 11:30 a.m.

SUBMITTED BY: _____
Jackie Holmes Board Administrator

APPROVED BY: _____
Kathleen Egenes, LMT, RMTI, Board Chair

DATE APPROVED: _____