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COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF STATE  
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

**F I N A L M I N U T E S**

MEETING OF:

**STATE BOARD OF MASSAGE THERAPY**

TIME: 9:32 A.M.

PENNSYLVANIA DEPARTMENT OF STATE  
Board Room B  
2601 North Third Street  
Harrisburg, Pennsylvania 17109

September 18, 2017

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State Board of Massage Therapy  
September 18, 2017

BOARD MEMBERS:

- Becky D. Lesik, LMT, Chair
- Ian J. Harlow, Commissioner of Professional and Occupational Affairs - Absent
- Gloria E. Rosado, LMT, Vice Chair
- Camille Baughman, BS, MA, LMT
- Jamie H. Smith, LMT
- Mary Meyers. LMT - Absent
- Shannon Baker, Secretary of Health Designee - Absent
- Zachary Everidge, Office of Attorney General Designee

BUREAU PERSONNEL:

- Jacqueline Wolfgang, Esquire, Board Counsel
- Adam Morris, Esquire, Board Prosecutor
- Monty Batson, Board Prosecutor
- Carol J. Niner, Board Administrator
- Katelin Lambert, Director of Operation, Bureau of Professional and Occupational Affairs
- Malika Fields, Board Prosecution Intern
- Wyatt Phoebe, Board Prosecution Intern

ALSO PRESENT:

- Natalie Cook, The Winter Group
- Nina Kottcamp, Coordinator, Harrisburg Area Community College (HACC)
- Casey Kromko, The Lodge at Woodloch
- Andrea Rio, The Lodge at Woodloch

1 \*\*\*

2 State Board of Massage Therapy

3 September 18, 2017

4 \*\*\*

5 The regularly scheduled meeting of the State Board  
6 of Massage Therapy was held on Monday, September 18,  
7 2017. Becky Lesik, LMT, Chair, called the meeting to  
8 order at 9:32 a.m. Roll call was taken. A quorum was  
9 noted to be present. Gloria Rosado, LMT, Vice Chair,  
10 was not present at the commencement of the meeting.

11 \*\*\*

12 [Board members and staff were introduced, followed by  
13 introductions from the audience.]

14 \*\*\*

15 Report of Prosecutorial Division

16 [Adam Morris, Esquire, Board Prosecution, presented a  
17 Consent Agreement for File No. 14-72-00456.]

18 \*\*\*

19 [Gloria Rosado, LMT, Vice Chair, entered the meeting  
20 at 9:36 a.m.]

21 \*\*\*

22 [Monty Batson, Esquire, Board Prosecutor, presented a  
23 Consent Agreement for File No. 16-7204256.]

24 \*\*\*

25 Presentation

1 [Katelin Lambert, Director of Operation, Bureau of  
2 Professional and Occupational Affairs, provided a  
3 demonstration on the online PALS system. She reviewed  
4 the system for the initial application process;  
5 however, she pointed out that there is a different  
6 process for current licensees. The Board discussed  
7 enhancing communications with schools to inform all of  
8 the PALS system.]

9

\*\*\*

10 Approval of Minutes of the August 8, 2017 meeting

11 CHAIRPERSON LESIK:

12 I would ask for any additions or  
13 corrections that anybody noticed.

14 [The Board discussed corrections to the minutes.]

15 CHAIRPERSON LESIK:

16 I'd like to have a motion to approve the  
17 August 8, 2017 draft minutes with a  
18 correction noted.

19 MS. ROSADO:

20 So moved.

21 MS. BAUGHMAN:

22 I second.

23 CHAIRPERSON LESIK:

24 All those in favor? All those opposed?

25 Any abstentions?

1 [The motion carried unanimously. Zachary Everidge  
2 abstained from voting.]

3 \*\*\*

4 Report of Board Counsel

5 [Jacqueline Wolfgang, Esquire, noted two proposed  
6 Adjudications and Orders, eleven applications and two  
7 Consent Agreements for discussion in Executive  
8 Session.]

9 Ms. Wolfgang noted the Regulatory Status Report  
10 for the Board's review. There were no updates. She  
11 noted that a regulatory meeting will be scheduled in  
12 December.

13 Ms. Wolfgang suggested that the Board review the  
14 Status of Cases Report.

15 She offered a Delaware County Common Pleas Court  
16 case for the Board's review. The name of the case is  
17 State Farm Mutual Automobile Insurance Company vs.  
18 Robert J. Cavoto. The court ruled that chiropractors  
19 may delegate certain duties to unlicensed personnel as  
20 long as the duties do not require a license or formal  
21 training. She suggest the Board review the case and  
22 the student practice regulations to determine whether  
23 the Board needs to clarify the student practice in  
24 chiropractic offices.]

25 \*\*\*

1 Report of Chairperson

2 [Becky Lesik, LMT, Chair, requested that Jamie Smith,  
3 LMT, review the FSMTB Resolutions.

4 Jamie Smith, LMT, provided a synopsis of the  
5 resolutions. The Policy Committee reviewed the  
6 resolutions. The first resolution wanted guidelines  
7 on how to run elections for FSMTB Board of Directors.  
8 She opined that a hard and fast election structure  
9 could limit the FSMTB and affect diversity on the  
10 Board. She also noted that this change was closer in  
11 nature to being an amendment rather than a resolution.

12 The second resolution related to access to  
13 information before the meetings. She noted that FSMTB  
14 gets information to its delegates as soon as possible.  
15 She also noted that information regarding voting and  
16 decision-making was provided well in advance of the  
17 meetings.

18 The third resolution concerned MBLEx examination  
19 centers in rural locations. She noted that the FSMTB  
20 would like to have testing centers in rural  
21 locations; however, the rural locations, such as  
22 community colleges, cannot provide the necessary  
23 security required for the MBLEx.

24 Ms. Smith noted that the Policy Committee had a Do  
25 Not Pass recommendation on all three resolutions.]

1 \*\*\*

2 [Chairperson Lesik invited discussion from the Board  
3 on how she, as a voting delegate of the FSMTB, should  
4 vote on the resolutions.]

5 Board members agreed with the Do Not Pass  
6 recommendation on all three. Ms. Baughman asked for  
7 clarification on resolution number two.]

8 \*\*\*

9 [Chairperson Lesik encouraged the Board to attend the  
10 December 12 meeting. She noted that FSMTB will be  
11 doing various technical presentations and it should be  
12 a very interesting meeting.]

13 \*\*\*

14 [Chairperson Lesik provided a chart of modalities.  
15 She asked the Board to review and critique the chart  
16 in relation to its usefulness when considering rules  
17 and regulations.]

18 \*\*\*

19 Public Comment:

20 [Natalie Cook, The Winter Group, requested  
21 clarification on the Delaware County case and  
22 inquiries regarding whether students can practice in  
23 chiropractic settings.]

24 \*\*\*

25 [Ms. Baughman thanked Chairperson Lesik for her work

1 on the modalities chart.]

2

\*\*\*

3 [There was discussion in relation to the Delaware  
4 County case regarding taking monetary issues into  
5 consideration. There were concerns regarding students  
6 performing off-site externships. A study in Tennessee  
7 found that students who performed externships were not  
8 supervised and a large percentage left the practice in  
9 two years or less.]

10

\*\*\*

11 [Pursuant to Section 708(a)(5) of the Sunshine Act, at  
12 10:44 a.m. the Board entered into Executive Session  
13 with Jacqueline Wolfgang, Esquire, for the purpose of  
14 conducting quasi-judicial deliberations. The Board  
15 returned to open session at 1:27 p.m.]

16

\*\*\*

17 MOTIONS:

18 MS. WOLFGANG:

19

I believe the Board will entertain the  
20 following motions at this time:

21

In BPOA vs. James R. Deiter, File No. 16-

22

72-08568, I believe the Board will

23

entertain a motion to grant the MDFA and

24

instruct Board Counsel to draft an

25

Adjudication and Order pursuant to



1 discussions in Executive Session.

2 MS. ROSADO:

3 So moved.

4 MS. BAUGHMAN:

5 Second.

6 CHAIRPERSON LESIK:

7 All those in favor? All opposed?

8 Any abstentions?

9 [The motion carried unanimously.]

10 \*\*\*

11 MS. WOLFGANG:

12 In BPOA vs. Vladimir Rystar, File No. 13-  
13 72-12328, I believe the Board will  
14 entertain a motion to grant the MDFA and  
15 instruct Board Counsel to draft an  
16 Adjudication and Order pursuant to  
17 discussions in Executive Session.

18 MS. BAUGHMAN:

19 So moved.

20 MS. SMITH:

21 I'll second.

22 CHAIRPERSON LESIK:

23 All those in favor? All opposed?

24 Any abstentions?

25 [The motion carried unanimously.]

1 \*\*\*

2 MS. WOLFGANG:

3 In the Matter of the Application for  
4 Massage Therapist Licensure of Ann Gayma  
5 Rosenblum, I believe the Board would  
6 entertain a motion to provisionally deny  
7 the application.

8 MS. ROSADO:

9 So moved.

10 MS. BAUGHMAN:

11 Second.

12 CHAIRPERSON LESIK:

13 All those in favor? All opposed?

14 Any abstentions?

15 [The motion carried unanimously.]

16 \*\*\*

17 MS. WOLFGANG:

18 I believe the Board would entertain a  
19 motion to provisionally deny the  
20 application of Amanda Herlihy.

21 MS. SMITH:

22 So moved.

23 MS. BAUGHMAN:

24 Second.

25 CHAIRPERSON LESIK:

1 All those in favor? All opposed?

2 Any abstentions?

3 [The motion carried unanimously.]

4 \*\*\*

5 MS. WOLFGANG:

6 I believe the Board would entertain a  
7 motion to grant the application of Mucie  
8 Allred.

9 MS. BAUGHMAN:

10 So moved.

11 MS. ROSADO:

12 Second.

13 All those in favor? All opposed?

14 Any abstentions?

15 [The motion carried unanimously.]

16 \*\*\*

17 MS. WOLFGANG:

18 I believe the Board would entertain a  
19 motion to table the application of  
20 Kathryn Williams.

21 MS. SMITH:

22 So moved.

23 MS. BAUGHMAN:

24 Second.

25 CHAIRPERSON LESIK:

1 All those in favor? All opposed?

2 Any abstentions?

3 [The motion carried unanimously.]

4 \*\*\*

5 MS. WOLFGANG:

6 I believe the Board would entertain a  
7 motion to grant the application of Shawna  
8 Dawson-Daniels.

9 MS. BAUGHMAN:

10 So moved.

11 MS. SMITH:

12 I'll second.

13 All those in favor? All opposed?

14 Any abstentions?

15 [The motion carried unanimously.]

16 \*\*\*

17 MS. WOLFGANG:

18 I believe the Board would entertain a  
19 motion to grant the application of  
20 Marilyn Brown.

21 MS. ROSADO:

22 So moved.

23 MS. SMITH:

24 I'll second.

25 CHAIRPERSON LESIK:

1 All those in favor? All opposed?

2 Any abstentions?

3 [The motion carried unanimously.]

4 \*\*\*

5 MS. WOLFGANG:

6 I believe the Board would entertain a  
7 motion to grant the application of Bin  
8 Yang.

9 MS. SMITH:

10 So moved.

11 MS. BAUGHMAN:

12 Second.

13 CHAIRPERSON LESIK:

14 All those in favor? All those opposed?

15 Any abstentions?

16 [The motion carried unanimously.]

17 \*\*\*

18 MS. WOLFGANG:

19 I believe the Board would entertain a  
20 motion to grant the application of Surong  
21 Tan.

22 MS. ROSADO:

23 So moved.

24 MS. BAUGHMAN:

25 Second.

1 CHAIRPERSON LESIK:

2 All those in favor? All those opposed?

3 Any abstentions?

4 [The motion carried unanimously.]

5 \*\*\*

6 MS. WOLFGANG:

7 I believe the Board would entertain a  
8 motion to grant the application of Tao  
9 Zeng.

10 MS. SMITH:

11 So moved.

12 MS. BAUGHMAN:

13 Second.

14 CHAIRPERSON LESIK:

15 All those in favor? All opposed?

16 Any abstentions?

17 [The motion carried unanimously.]

18 \*\*\*

19 MS. WOLFGANG:

20 I believe the Board would entertain a  
21 motion to grant the application of Gui  
22 Pei.

23 MS. BAUGHMAN:

24 So moved.

25 MS. ROSADO:

1 Second.

2 CHAIRPERSON LESIK:

3 All those in favor? All opposed?

4 Any abstentions?

5 [The motion carried unanimously.]

6 \*\*\*

7 MS. WOLFGANG:

8 I believe the Board would entertain a  
9 motion to grant the application of Yang  
10 Yang.

11 MS. SMITH:

12 So moved.

13 MS. BAUGHMAN:

14 Second.

15 CHAIRPERSON LESIK:

16 All those in favor? All opposed?

17 Any abstentions?

18 [The motion carried unanimously.]

19 \*\*\*

20 MS. WOLFGANG:

21 Regarding Consent Agreement at item  
22 number seven of your agenda, File No. 14-  
23 72-00456, I believe the Bard would  
24 entertain a motion to adopt the Consent  
25 Agreement.

1 MS. ROSADO:

2                   So moved.

3 MS. BAUGHMAN:

4                   Second.

5 CHAIRPERSON LESIK:

6                   All those in favor? All opposed?

7                   Any abstentions?

8 [The motion carried unanimously. The Respondent's  
9 name is Jamie Lynn Hughson, LMT.]

10   \*\*\*

11 MS. WOLFGANG:

12                   Regarding Consent Agreement at item  
13                   number eight of your agenda, File No. 16-  
14                   72-04256, I believe the Board would  
15                   entertain a motion to adopt the Consent  
16                   Agreement.

17 MS. ROSADO:

18                   So moved.

19 MS. BAUGHMAN:

20                   All those in favor? All opposed?

21                   Any abstentions?

22 [The motion carried unanimously. The Respondent's  
23 name is Rainbow Spa Downingtown, Inc., t/d/b/a Ocean  
24 Spa.]

25   \*\*\*



1 [There being no further business, the State Board of  
2 Massage Therapy meeting adjourned at 1:34 p.m.]

3 \*\*\*

4  
5  
6 CERTIFICATE

7  
8 I hereby certify that the foregoing summary  
9 minutes of the State Board of Massage reduced Therapy  
10 Directors meeting, was to writing by me or under my  
11 supervision, and that the minutes accurately summarize  
12 the substance of the State Board of Massage Therapy  
13 meeting.

14  
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16 Adam Beck,

17 Minute Clerk

18 Sargent's Court Reporting

19 Service, Inc.  
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STATE BOARD OF MASSAGE THERAPY  
REFERENCE INDEX  
September 18, 2017

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TIME	AGENDA
9:32	Official Call to Order
9:34	Report of Prosecutorial Division
10:16	Approval of Minutes
10:18	Report Of Board Counsel
10:18	Report of Regulatory Counsel
10:22	Report of Board Chairman
10:41	Public Comment
10:44	Executive Session
1:27	Return to Open Session
1:27	Motions
1:34	Adjournment