

**FILED**

**MAR 26 2014**

**New Jersey State Board of  
Massage and Bodywork  
Therapy Examiners**

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
BOARD OF MASSAGE AND BODYWORK  
THERAPY

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IN THE MATTER OF THE  
APPLICATION OF

**GUIQIN YAN**

FINAL ORDER OF  
DENIAL OF LICENSURE

TO PRACTICE MASSAGE ANDDD  
BODYWORK THERAPY IN THE  
STATE OF NEW JERSEY

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This matter was opened to the Board of Massage and Bodywork Therapy (the Board) upon receipt of information which the Board has reviewed and the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Guiqin Yan submitted an application for licensure by the Board in 2013.
2. On Ms. Yan's application, she denied that she had ever been charged with or arrested for any violation of law in New Jersey or any other state.
3. The criminal history background check indicated that the applicant had been arrested on February 17, 2011 in California and charged with prostitution.

4. The applicant admitted to the arrest, but claimed that she indicated that she had never been arrested because she misunderstood the question on the application.

CONCLUSIONS OF LAW

1. Ms. Yan's failure to disclose the 2011 prostitution arrest on the application, when she knew or should have known that she was providing inaccurate information to the Board, constitutes misrepresentation in violation of N.J.S.A. 45:1-21(b).

Based on the foregoing findings and conclusions, a Provisional Order of Discipline was entered on November 12, 2013, provisionally denying respondent's application for licensure for a minimum period of two years. A copy of the Order was forwarded to Ms. Yan by certified and regular mail at her address of record. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30<sup>th</sup> business day following entry unless Ms. Yan requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting Ms. Yan's request for consideration and reasons therefor.

The record reflects that the certified mailing of the Provisional Order was signed for, and the regular mailing was not returned. No response was received. The Board therefore determined

that service had been effected, as the mailings had been sent to Ms. Yan's address of record with the Board. The Board further determined that as no discrepancies had been raised with respect to the findings and conclusions of the Provisional Order, additional proceedings were not necessary, and the Provisional Order should be made final.

ACCORDINGLY,

IT IS on this 26<sup>th</sup> DAY of March, 2014,

ORDERED that:

1. Ms. Yan's application for licensure as a massage and bodywork therapist in New Jersey is hereby denied. No subsequent application for licensure will be entertained for a minimum period of two years, dating from the entry of this Order.

NEW JERSEY STATE BOARD OF  
MASSAGE AND BODYWORK THERAPY

By: Cynthia Sinicropi-Philibosian  
Cynthia Sinicropi-Philibosian  
Chairperson