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**FILED**

**MAY 22 2013**

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

By: Susan Carboni  
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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      | : | Administrative Action |
| LICENSURE OF              | : |                       |
|                           | : | CONSENT ORDER         |
| ALVIN AQUINO              | : | GRANTING LICENSURE    |
|                           | : |                       |
| AS A MASSAGE AND BODYWORK | : |                       |
| THERAPIST                 | : |                       |

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This matter was opened to the Board of Massage and Bodywork Therapy ("the Board") upon review of the application of Alvin Aquino for licensure. Upon consideration of the application and the criminal history background check, it was ascertained by the Board that although the applicant had indicated "no" in response to the application questions as to arrests or convictions, he had been arrested on December 17, 2005 and charged with simple assault and resisting arrest. The charges were dismissed.

The applicant explained that the wording of the question led him to believe that by indicating that he had been arrested, he would be admitting to a plea of guilty and to a felony.

The Board finds that the applicant knew or should have known that he had been arrested, and that any reasonable reading of the question would have indicated that an affirmative response was warranted; thus he engaged in misrepresentation on his application in connection with his arrest history in violation of N.J.S.A. 45:1-21(b).

The Board finding that granting the applicant's request for licensure is appropriate under the circumstances, and for other good cause shown;

IT IS ON THIS 22<sup>nd</sup> DAY OF May, 2013

HEREBY ORDERED AND AGREED THAT:

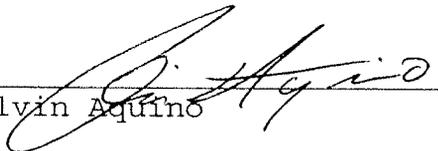
1. A civil penalty in the amount of \$100.00 is hereby imposed for the applicant's violation of N.J.S.A. 45:1-21(b). Payment shall be in the form of a certified check or money order, made payable to the State of New Jersey, and shall be forwarded simultaneously with this signed order.
2. The applicant's application for certification, deemed to constitute an application for licensure, shall be granted upon payment of the above penalty, and upon his demonstration that he

has satisfied other licensure requirements, if he has not  
already done so.

NEW JERSEY STATE BOARD OF  
MASSAGE AND BODYWORK THERAPY

By:   
Deborah Overholt  
Chairperson

I have read and understand the  
Within Consent Order and  
agree to be bound by its terms.

  
Alvin Aquino