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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

IN THE MATTER OF THE LICENSE	:	Administrative Action
APPLICATION OF	:	
	:	
CARLOS D. YUPANGUI	:	CONSENT ORDER
	:	
TO PRACTICE MASSAGE AND	:	
BODYWORK THERAPY IN THE	:	
STATE OF NEW JERSEY	:	

This matter was opened to the New Jersey State Board of Massage and Bodywork Therapy ("Board") upon review of Carlos D. Yupangui's application for licensure as a massage and bodywork therapist. Upon a review of the application, and the results of

the Criminal History Background Check, it was ascertained by the Board that although the applicant had indicated "N" for "no" in response to the questions relating to arrests and convictions on the application, he had been arrested in 2003 and was found guilty of shoplifting on August 5, 2003. He was sentenced to community service and assessed a total of \$355.00 in fines/costs. The applicant claimed that he was confused by the questions about arrests and convictions because in the past when he filled out applications the question had always been whether he had been arrested in the last five years.

The Board finds that the applicant knew or should have known that by failing to disclose the above-cited charges and conviction on his application in response to the questions about arrests and/or convictions he was providing inaccurate information, and that he therefore engaged in misrepresentation on his application in violation of N.J.S.A. 45:1-21(b).

The Board finding that licensure as well as entry of the within order are appropriate, and sufficiently protective of the public health, safety and welfare, and for other good cause shown;

IT IS ON THIS 26th DAY OF March , 2013

HEREBY ORDERED AND AGREED THAT:

1. A \$100.00 civil penalty is hereby imposed upon respondent for the violation of N.J.S.A. 45:1-21(b). Payment

shall be in the form of a certified check or money order, and shall be submitted along with this signed order.

2. The applicant's application for licensure shall be granted upon payment of all applicable fees and demonstration of satisfaction of all requirements for licensure, if he has not already done so.

NEW JERSEY STATE BOARD OF
MASSAGE AND BODYWORK THERAPY

By: Cynthia Sinicropi-Philibosian
Cynthia Sinicropi-Philibosian
Chairperson

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

Carlos D. Yupangui
Carlos D. Yupangui