

FILED

OCT 16 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
APPLICATION OF

JUNG N. LEE
a/k/a JUNG NAM LEE

FINAL ORDER OF
DENIAL OF LICENSURE

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

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. Jung N. Lee a/k/a Jung Nam Lee submitted an application for licensure by the Board.
2. When asked about prior arrests or convictions on his application, Mr. Lee indicated that he had never been arrested for, charged with or convicted of any crime or offense.
3. When the Criminal History Background Check revealed that Mr. Lee had indeed been arrested in 1999, he explained that he was convicted of attempting to smuggle an alien across the Canadian border, for which he was to be paid \$2,000. He claimed

that he answered "no: on the application because he was not wearing eyeglasses when he filled out the application and made a mistake.

CONCLUSIONS OF LAW

1. Mr. Lee's indication on the application that he had never been arrested or convicted constitutes misrepresentation within the intendment of N.J.S.A. 45:1-21(b).

Based on the foregoing findings and conclusions, a Provisional Order of Denial of Licensure was entered on July 23, 2014, provisionally denying Mr. Lee's application for licensure. A copy of the Order was served upon Mr. Lee by certified and regular mail at his address of record. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry unless Mr. Lee 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 Mr. Lee'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. The Board therefore determined that service had been effected, as the mailings had been sent to Mr. Lee's

address of record. 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 *16th* DAY of *October*, 2014,

ORDERED that:

1. Mr. Lee's application for licensure as a massage and bodywork therapist in the State of New Jersey is hereby denied. No subsequent application for licensure will be entertained for a period of two years, dating from the filing of this order.

NEW JERSEY STATE BOARD OF
MASSAGE AND BODYWORK THERAPY

By: *Cynthia Sinicropi-Philibosian*
Cynthia Sinicropi-Philibosian
Chairperson