

FILED

AUG 27 2015

BOARD OF MASSAGE
AND BODYWORK THERAPY

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

_____	:	Administrative Action
IN THE MATTER OF THE LICENSE	:	
APPLICATION OF	:	
	:	
MARIANA LUPU	:	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 Mariana
Lupu'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 Ms. Lupu had been arrested six times since 1997, with the most recent arrest occurring on March 18, 2014. She was convicted three times of disturbing the peace: in 2007, 2013 and 2014. Ms. Lupu's attorney maintains that these offenses all "related to mistakes made by Ms. Lupu in purchasing items at a store in Cherry Hill Township." Charges in the other matters were dismissed.

The Board finds that the applicant appears to have repeatedly engaged in conduct that resulted in arrests charging conduct relating adversely to the practice of massage and bodywork therapy within the intendment of N.J.S.A. 45:1-21(f), that is, she was convicted three times of disturbing the peace following disputes about the purchase of merchandise in retail establishments.

The Board further finding that, although Ms. Lupu's convictions are for offenses of a minor nature, the repeated and recent nature of the underlying conduct is of concern. However, Board the Board finding that entry of the within order is sufficiently protective of the public health, safety and welfare, and for other good cause shown;

IT IS ON THIS 27th DAY OF August , 2015

HEREBY ORDERED AND AGREED THAT:

Ms. Lupu's application for licensure shall be granted upon her demonstration that she has satisfied licensure requirements and paid all applicable fees, if she has not already done so. Ms. Lupu's license shall be placed on probation for a period of two years, dating from the filing of this Order. The conditions of probation are set forth below.

3. Ms. Lupu shall report to the Board within five (5) business days any arrest, indictment or conviction for any crime or disorderly persons offense. In the event of an arrest during the probationary period, Ms. Lupu shall agree to the immediate surrender of her license to practice massage and bodywork therapy, if requested to do so by the Board, in which case Ms. Lupu's license shall not be reinstated until the arrest has been adjudicated, and the Board is able to make a determination as to whether disciplinary action is warranted.

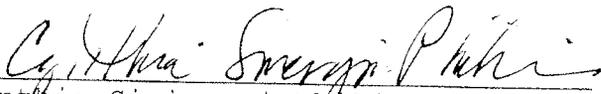
4. Ms. Lupu shall obey all the laws of the State of New Jersey, the United States and their political subdivisions as well as all regulations, rules or laws pertaining to the practice of massage and bodywork therapy in the State or jurisdiction in which she practices massage and bodywork therapy.

5. Any deviation from the terms of this Order without the prior written consent of the Board shall constitute a failure to comply with the terms of this Order. Upon receipt of any

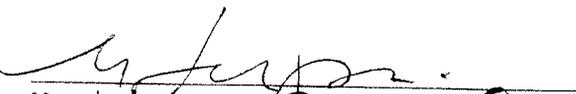
reliable information indicating that the applicant has violated any term of this Order, Ms. Lupu's license may be automatically suspended by the Board. Ms. Lupu, upon notice, may request a hearing to contest the entry of such an order. At any such hearing, the sole issue shall be whether any of the information received regarding Ms. Lupu was materially false.

6. At the end of the term of probation, Ms. Lupu may petition the Board in writing for release from the terms of this Order. In the event that there have been no arrests or convictions during the period of probation, the Board may then grant such a petition by means of a written communication, without need for further Order of the Board.

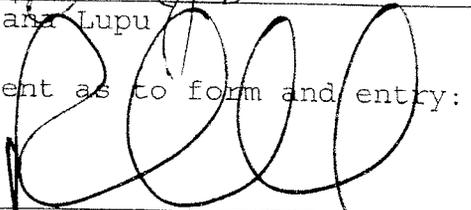
NEW JERSEY STATE BOARD OF
MASSAGE AND BODYWORK THERAPY

By: 
Cynthia Sinicropi-Philibosian
Chairperson

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


Mariana Lupu

Consent as to form and entry:


Robert L. Sexton, Esq.
Attorney for Mariana Lupu