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BEFORE THE VIRGINIA BOARD OF NURSING

VA BD OF NURSING

IN RE: **HAITANG LI, L.M.T.**
 License Number: 0019-012137
 Case Number: 175096

CONSENT ORDER

JURISDICTION AND PROCEDURAL HISTORY

The Virginia Board of Nursing (“Board”) and Haitang Li, L.M.T., as evidenced by their signatures hereto, in lieu of proceeding to a formal administrative proceeding, enter into the following Consent Order affecting Ms. Li’s license to practice massage therapy in the Commonwealth of Virginia.

Pursuant to Virginia Code §§ 2.2-4019 and 54.1-2400(10), a Special Conference Committee of the Board held an informal conference on February 13, 2017, in Henrico County, Virginia. Ms. Li did not appear at this proceeding and was not represented by legal counsel.

NOTICE

By letter dated February 12, 2017, the Board sent a Notice of Informal Conference (“Notice”) to Ms. Li notifying her that an informal conference would be held on February 13, 2017. The Notice was sent by certified and first class mail to the legal address of record on file with the Board. According to the U.S. Postal Service website, the Notice sent by certified mail was delivered on January 17, 2017. The Notice sent by first class mail was not returned to the Board office. The Committee concluded that adequate notice was provided to Ms. Li and the informal conference proceeded in her absence.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Haitang Li, L.M.T., was issued License Number 0019-012137 to practice massage therapy on January 21, 2014, which is scheduled to expire on November 30, 2017. At all times relevant to the findings contained herein, said license was current and active.

2. Haitang Li, L.M.T., violated Virginia Code § 54.1-3007(2), (5) and (8) and 18 VAC 90-50-90(2)(d) and (i) of the Regulations Governing the Licensure of Massage Therapists and §§ VII, XII, XIV, and XVIII of the Code of Ethics of the National Certification Board for Therapeutic Massage and Bodywork in that:

a. During the course of her employment as owner/operator of a massage establishment in Chesapeake, Virginia, in January 2016, Ms. Li permitted workers to perform sexual acts during massage services.

b. On January 29, 2016, Ms. Li was convicted in the Chesapeake General District Court, Chesapeake, Virginia, of misdemeanor residing in a bawdy place/prostitution and misdemeanor unlawful act-prohibited.

3. Ms. Li failed to respond to an investigator for the Department of Health Professions about this matter.

CONSENT

Haitang Li, L.M.T., by affixing her signature to this Consent Order, agrees to the following:

1. I have been advised to seek advice of counsel prior to signing this document;
2. I am fully aware that without my consent, no legal action can be taken against me or my license except pursuant to the Virginia Administrative Process Act, Virginia Code § 2.2-4000 *et seq.*;

3. I acknowledge that I have the following rights, among others: the right to a formal administrative hearing before the Board; the right to representation by counsel; and the right to cross-examine witnesses against me;

4. I waive my right to a formal hearing;

5. I admit to the Findings of Fact and Conclusions of Law contained herein and waive my right to contest such Findings of Fact and Conclusions of Law and any sanction imposed hereunder in any future judicial or administrative proceeding in which the Board is a party;

6. I consent to the entry of the following Order affecting my licensure to practice massage therapy in the Commonwealth of Virginia.

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, the Virginia Board of Nursing hereby ORDERS as follows:

1. The license of Haitang Li, L.M.T., to practice massage therapy in the Commonwealth of Virginia is REVOKED.

2. The license of Haitang Li, L.M.T., will be recorded as REVOKED.

3. Pursuant to Virginia Code § 54.1-2408.2, should Haitang Li, L.M.T., seek reinstatement of her license after three years, the reinstatement of Ms. Li's license shall require the affirmative vote of three-fourths of the members at a formal administrative proceeding convened by the Board. At such time, the burden shall be on Ms. Li to demonstrate that she is safe and competent to return to the practice of massage therapy. Ms. Li shall be responsible for any fees that may be required for the reinstatement and/or renewal of the license prior to issuance of the license to resume practice.

Pursuant to Virginia Code §§ 2.2-4023 and 54.1-2400.2, the signed original of this Order shall remain in the custody of the Department of Health Professions as a public record, and shall be made available for public inspection and copying upon request.

FOR THE BOARD

Joyce A. Hahn
Joyce A. Hahn, PhD, RN, NEA-BC, FNAP
President
Virginia Board of Nursing

ENTERED: 3/21/19

SEEN AND AGREED TO:

Haitang Li
Haitang Li, L.M.T.

~~COMMONWEALTH OF VIRGINIA~~
COUNTY/CITY OF New York, TO WIT:

Subscribed and sworn to me, a notary public in and for the Commonwealth of Virginia at large, on this

7th day of March, 2017.

Certified True Copy

By [Signature]
Virginia Board of Nursing

[Signature]
Notary Public

My commission expires:

3/17/2020

Registration No.:

JING KANG
NOTARY PUBLIC-STATE OF NEW YORK
No. 01KA6183366
Qualified in Queens County
My Commission Expires March 17, 2020
Certificate Filed in New York County